

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 364**  
**98TH GENERAL ASSEMBLY**

1619H.03C

D. ADAM CRUMBLISS, Chief Clerk

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**AN ACT**

To repeal sections 67.410, 67.617, 70.210, 72.150, 84.720, 92.402, 94.360, 94.579, 94.902, 99.820, 99.848, 105.145, 144.526, 190.102, 190.103, 190.165, 221.407, 238.222, 238.272, 347.048, 534.350, 534.360, 535.030, 535.110, 535.160, 535.300, and 610.010, RSMo, and to enact in lieu thereof thirty-eight new sections relating to political subdivisions, with a penalty provision for a certain section.

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

Section A. Sections 67.410, 67.617, 70.210, 72.150, 84.720, 92.402, 94.360, 94.579, 2 94.902, 99.820, 99.848, 105.145, 144.526, 190.102, 190.103, 190.165, 221.407, 238.222, 3 238.272, 347.048, 534.350, 534.360, 535.030, 535.110, 535.160, 535.300, and 610.010, RSMo, 4 are repealed and thirty-eight new sections enacted in lieu thereof, to be known as sections 5 49.130, 67.410, 67.617, 70.210, 71.1000, 72.150, 84.720, 92.402, 94.360, 94.579, 94.902, 6 99.820, 99.848, 105.145, 137.081, 143.1028, 144.526, 190.102, 190.103, 190.144, 190.165, 7 190.173, 190.240, 221.407, 238.222, 238.272, 285.517, 347.048, 534.350, 535.030, 535.110, 8 535.160, 535.300, 590.652, 610.010, 660.755, 1, and 2, to read as follows:

**49.130. If the clerk of the court in the circuit in which the county is located does not 2 offer passport service as provided under section 483.537, the recorder of deeds shall be the 3 default office to offer such services. Should the recorder be unable to provide passport 4 services, the county commission may take or process applications for passports or their 5 renewal or may designate by order or ordinance any county officer to provide the service. 6 Fees charged for the service shall be retained by the county office that provides the service.**

67.410. 1. Except as provided in subsection 3 of this section, any ordinance enacted 2 pursuant to section 67.400 shall:

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

3 (1) Set forth those conditions detrimental to the health, safety or welfare of the residents  
4 of the city, town, village, or county the existence of which constitutes a nuisance;

5 (2) Provide for duties of inspectors with regard to such buildings or structures and shall  
6 provide for duties of the building commissioner or designated officer or officers to supervise all  
7 inspectors and to hold hearings regarding such buildings or structures;

8 (3) Provide for service of adequate notice of the declaration of nuisance, which notice  
9 shall specify that the property is to be vacated, if such be the case, reconditioned or removed,  
10 listing a reasonable time for commencement; and may provide that such notice be served either  
11 by personal service, or [by certified] mail[,] **so long as a signature from the recipient is**  
12 **required for delivery and a return receipt is** requested, but if service cannot be had by either  
13 of these modes of service, then service may be had by publication. The ordinances shall further  
14 provide that the owner, occupant, lessee, mortgagee, agent, and all other persons having an  
15 interest in the building or structure as shown by the land records of the recorder of deeds of the  
16 county wherein the land is located shall be made parties;

17 (4) Provide that upon failure to commence work of reconditioning or demolition within  
18 the time specified or upon failure to proceed continuously with the work without unnecessary  
19 delay, the building commissioner or designated officer or officers shall call and have a full and  
20 adequate hearing upon the matter, giving the affected parties at least ten days' written notice of  
21 the hearing. Any party may be represented by counsel, and all parties shall have an opportunity  
22 to be heard. After the hearings, if the evidence supports a finding that the building or structure  
23 is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town,  
24 village, or county, the building commissioner or designated officer or officers shall issue an order  
25 making specific findings of fact, based upon competent and substantial evidence, which shows  
26 the building or structure to be a nuisance and detrimental to the health, safety, or welfare of the  
27 residents of the city, town, village, or county and ordering the building or structure to be  
28 demolished and removed, or repaired. If the evidence does not support a finding that the  
29 building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents  
30 of the city, town, village, or county, no order shall be issued;

31 (5) Provide that if the building commissioner or other designated officer or officers issue  
32 an order whereby the building or structure is demolished, secured, or repaired, or the property  
33 is cleaned up, the cost of performance shall be certified [to the city clerk or officer in charge of  
34 finance] **by such commissioner or officer**, who shall cause a special tax bill or assessment  
35 therefor against the property to be prepared and collected by the city collector or other official  
36 collecting taxes, unless the building or structure is demolished, secured or repaired by a  
37 contractor pursuant to an order issued by the city, town, village, or county and such contractor  
38 files a mechanic's lien against the property where the dangerous building is located. The

39 contractor may enforce this lien as provided in sections 429.010 to 429.360. Except as provided  
40 in subsection 3 of this section, at the request of the taxpayer the tax bill may be paid in  
41 installments over a period of not more than ten years. The tax bill from date of its issuance shall  
42 be deemed a personal debt against the property owner and shall also be a lien on the property  
43 until paid. **Whenever there is an expenditure of city, town, village, or county funds to cause**  
44 **the building or structure to be boarded or whenever the property is secured, repaired, or**  
45 **cleaned without necessary permits, all unpaid board-up costs and permit fees, and**  
46 **associated administrative costs, may be added to the real estate taxes of the property. If**  
47 **such costs or fees are added to the annual real estate tax bill for the property and not paid,**  
48 **the real estate taxes shall be considered delinquent, and the collection thereof shall be**  
49 **governed by the laws applicable to delinquent real estate taxes.** A city not within a county  
50 or a city with a population of at least four hundred thousand located in more than one county,  
51 notwithstanding any charter provision to the contrary, may, by ordinance, provide that upon  
52 determination by the city that a public benefit will be gained the city may discharge the special  
53 tax bill, including the costs of tax collection, accrued interest and attorneys fees, if any.

54 2. If there are proceeds of any insurance policy based upon a covered claim payment  
55 made for damage or loss to a building or other structure caused by or arising out of any fire,  
56 explosion, or other casualty loss, the ordinance may establish a procedure for the payment of up  
57 to twenty-five percent of the insurance proceeds, as set forth in this subsection. The order or  
58 ordinance shall apply only to a covered claim payment which is in excess of fifty percent of the  
59 face value of the policy covering a building or other structure:

60 (1) The insurer shall withhold from the covered claim payment up to twenty-five percent  
61 of the covered claim payment, and shall pay such moneys to the city to deposit into an interest-  
62 bearing account. Any named mortgagee on the insurance policy shall maintain priority over any  
63 obligation under the order or ordinance;

64 (2) The city or county shall release the proceeds and any interest which has accrued on  
65 such proceeds received under subdivision (1) of this subsection to the insured or as the terms of  
66 the policy and endorsements thereto provide within thirty days after receipt of such insurance  
67 moneys, unless the city or county has instituted legal proceedings under the provisions of  
68 subdivision (5) of subsection 1 of this section. If the city or county has proceeded under the  
69 provisions of subdivision (5) of subsection 1 of this section, all moneys in excess of that  
70 necessary to comply with the provisions of subdivision (5) of subsection 1 of this section for the  
71 removal, securing, repair and cleanup of the building or structure, and the lot on which it is  
72 located, less salvage value, shall be paid to the insured;

73 (3) If there are no proceeds of any insurance policy as set forth in this subsection, at the  
74 request of the taxpayer, the tax bill may be paid in installments over a period of not more than  
75 ten years. The tax bill from date of its issuance shall be a lien on the property until paid;

76 (4) This subsection shall apply to fire, explosion, or other casualty loss claims arising  
77 on all buildings and structures;

78 (5) This subsection does not make the city or county a party to any insurance contract,  
79 and the insurer is not liable to any party for any amount in excess of the proceeds otherwise  
80 payable under its insurance policy.

81 3. The governing body of any city not within a county and the governing body of any city  
82 with a population of three hundred fifty thousand or more inhabitants which is located in more  
83 than one county may enact their own ordinances pursuant to section 67.400 and are exempt from  
84 subsections 1 and 2 of this section.

85 4. Notwithstanding the provisions of section 82.300, any city may prescribe and enforce  
86 and collect fines and penalties for a breach of any ordinance enacted pursuant to section 67.400  
87 or this section and to punish the violation of such ordinance by a fine or imprisonment, or by  
88 both fine and imprisonment. Such fine may not exceed one thousand dollars, unless the owner  
89 of the property is not also a resident of the property, then such fine may not exceed two thousand  
90 dollars.

91 5. The ordinance may also provide that a city not within a county or a city with a  
92 population of at least three hundred fifty thousand located in more than one county may seek to  
93 recover the cost of demolition prior to the occurrence of demolition, as described in this  
94 subsection. The ordinance may provide that if the building commissioner or other designated  
95 officer or officers issue an order whereby the building or structure is ordered to be demolished,  
96 secured or repaired, and the owner has been given an opportunity for a hearing to contest such  
97 order, then the building commissioner or other designated officer or officers may solicit no less  
98 than two independent bids for such demolition work. The amount of the lowest bid, including  
99 offset for salvage value, if any, plus reasonable anticipated costs of collection, including  
100 attorney's fees, shall be certified to the city clerk or officer in charge of finance, who shall cause  
101 a special tax bill to be issued against the property owner to be prepared and collected by the city  
102 collector or other official collecting taxes. The municipal clerk or other officer in charge of  
103 finance shall discharge the special tax bill upon documentation by the property owner of the  
104 completion of the ordered repair or demolition work. Upon determination by the municipal clerk  
105 or other officer in charge of finance that a public benefit is secured prior to payment of the  
106 special tax bill, the municipal clerk or other officer in charge of finance may discharge the  
107 special tax bill upon the transfer of the property. The payment of the special tax bill shall be held  
108 in an interest-bearing account. Upon full payment of the special tax bill, the building

109 commissioner or other designated officer or officers shall, within one hundred twenty days  
110 thereafter, cause the ordered work to be completed, and certify the actual cost thereof, including  
111 the cost of tax bill collection and attorney's fees, to the city clerk or other officer in charge of  
112 finance who shall, if the actual cost differs from the paid amount by greater than two percent of  
113 the paid amount, refund the excess payment, if any, to the payor, or if the actual amount is  
114 greater, cause a special tax bill or assessment for the difference against the property to be  
115 prepared and collected by the city collector or other official collecting taxes. If the building  
116 commissioner or other designated officer or officers shall not, within one hundred twenty days  
117 after full payment, cause the ordered work to be completed, then the full amount of the payment,  
118 plus interest, shall be repaid to the payor. Except as provided in subsection 2 of this section, at  
119 the request of the taxpayer the tax bill for the difference may be paid in installments over a  
120 period of not more than ten years. The tax bill for the difference from the date of its issuance  
121 shall be deemed a personal debt against the property owner and shall also be a lien on the  
122 property until paid.

67.617. 1. Each regional convention and visitors commission shall, before the second  
2 Monday in October, make an annual report to the chief executive officers and governing bodies  
3 of the city and county, respectively, and to the general assembly stating the condition of the  
4 commission on the first day of July of that year, and the various sums of money received and  
5 distributed by it during the preceding calendar year. The fiscal year for each regional convention  
6 and visitors commission shall begin on the first day of July and end on the thirtieth day of June  
7 of the following calendar year.

8 2. Before the close of the first fiscal year of such commission, and at the close of every  
9 third fiscal year thereafter, the chief executives of the city and county, jointly, shall appoint one  
10 or more certified public accountants, who shall annually examine the books, accounts, and  
11 vouchers of the regional convention and visitors commission, and who shall make due report  
12 thereof to the chief executives and the board of the district. The commission shall produce and  
13 submit to the accountants for examination all books, papers, documents, vouchers, and accounts  
14 of their office belonging or pertaining to the office, and shall in every way assist the accountants  
15 in their work. In the report to be made by the accountants they may make any recommendation  
16 they deem proper as to the business methods of the officers and employees. A reasonable  
17 compensation for the services of the accountants shall be paid by the commission.

18 **3. In addition to the exceptions available under sections 610.010 to 610.225, the**  
19 **leases, agreements, contracts, or subleases, and any amendments thereto, for space, usage,**  
20 **or services in any convention center or related facilities owned or operated by a regional**  
21 **convention and visitors commission, or any drafts or unexecuted versions of such**  
22 **documents, shall not be considered public records within the meaning of subdivision (6)**

23 of section 610.010, if, in the reasonable judgment of the commission, the disclosure of the  
24 information in the records may endanger the competitiveness of the business or prospects  
25 of the commission or provide an unfair advantage to its competitors; provided, however,  
26 that the foregoing may not be deemed to include any leases, agreements, contracts, or  
27 subleases involving a professional sports franchise.

70.210. As used in sections 70.210 to 70.320, the following terms mean:

- 2 (1) "Governing body", the board, body or persons in which the powers of a municipality  
3 or political subdivision are vested;
- 4 (2) "Municipality", municipal corporations, political corporations, and other public  
5 corporations and agencies authorized to exercise governmental functions;
- 6 (3) "Political subdivision", counties, townships, cities, towns, villages, school, county  
7 library, city library, city-county library, road, drainage, sewer, levee and fire districts, soil and  
8 water conservation districts, watershed subdistricts, county hospitals, [and] any board of control  
9 of an art museum, **the board created under sections 205.968 to 205.973**, and any other public  
10 subdivision or public corporation having the power to tax.

**71.1000. 1. Any law enforcement officer not subject to removal under a merit  
2 system or section 43.150 or 57.275 shall be subject to removal from office or employment  
3 by the governing body of the political subdivision employing the officer if:**

- 4 (1) **The governing body issues a written notice to the officer whose removal is being  
5 sought no fewer than ten business days prior to the meeting at which his or her removal  
6 will be considered;**
- 7 (2) **The officer has been given written notice as to the governing body's intent to  
8 remove him or her. Such notice shall include:**
  - 9 (a) **Charges specifying just cause for which removal is sought;**
  - 10 (b) **A statement of facts that are alleged to constitute just cause for the officer's  
11 removal; and**
  - 12 (c) **The date, time, and location of the meeting at which the officer's removal will  
13 be considered;**
- 14 (3) **The officer is given an opportunity to be heard before the governing body,  
15 together with any witnesses, evidence, and counsel of his or her choosing; and**
- 16 (4) **The governing body, by a simple majority vote, finds just cause for removing  
17 the officer.**

18 **2. Upon the satisfaction of the removal procedure under subsection 1 of this section,  
19 the officer shall be immediately removed from office or employment, shall be relieved of  
20 all duties and responsibilities of such office or employment, and shall be entitled to no  
21 further compensation or benefits not already earned, accrued, or agreed upon.**

22           **3. Any officer removed under this section shall be issued a written notice of the**  
23 **grounds of his or her removal within fourteen calendar days of the removal.**

24           **4. For the purposes of this section, the term “just cause” shall exist if a law**  
25 **enforcement officer:**

26           **(1) Is unable to perform his or her duties with reasonable competence or reasonable**  
27 **safety as a result of a mental condition, including alcohol or substance abuse;**

28           **(2) Has committed any act, while engaged in the performance of his or her duties,**  
29 **that constitutes a reckless disregard for the safety of the public or another law enforcement**  
30 **officer;**

31           **(3) Has caused a material fact to be misrepresented for any improper or unlawful**  
32 **purpose;**

33           **(4) Acts in a manner for the sole purpose of furthering his or her self-interest or in**  
34 **a manner inconsistent with the interests of the public of the governing body;**

35           **(5) Has been found to have violated any law, statute, or ordinance which constitutes**  
36 **a felony; or**

37           **(6) Has been deemed insubordinate or found to be in violation of a written**  
38 **established policy, unless such claimed insubordination or violation of a written established**  
39 **policy was a violation of any federal or state law or local ordinance.**

72.150. When two or more cities, towns or villages in this state adjoining and contiguous  
2 to each other in the same or adjoining county or two or more cities, towns or villages located in  
3 a county of the second classification having a population of at least forty-seven thousand but not  
4 more than forty-nine thousand which are not adjoining and contiguous to each other but whose  
5 combined territory when combined will be contiguous **or two or more cities, towns, or villages**  
6 **located in a county of the first classification or a county of the second classification that**  
7 **have entered into one or more intergovernmental agreements related to municipal services**  
8 **and are separated by a distance of not more than one mile and are connected by at least**  
9 **two publicly maintained rights of way** shall be desirous of being consolidated, it shall be  
10 lawful for them to consolidate under one government of the classification under which any of  
11 them was organized or the classification provided for the consolidated population, in the manner  
12 and subject to the provisions prescribed in sections 72.150 to 72.220. Any cities, towns or  
13 villages within any county with a charter form of government where fifty or more cities, towns  
14 and villages have been incorporated shall consolidate pursuant to the provisions of section  
15 72.420.

84.720. **1.** The police commissioners of any city with a population of three hundred fifty  
2 thousand or more inhabitants which is located in more than one county shall have power to  
3 regulate and license all private security personnel and organizations, serving or acting as such

4 in such cities, and no person or organization shall act in the capacity of, or provide, security  
5 services in such cities without first having obtained the written license of the president or acting  
6 president of the police commissioners of such cities. In order to determine an individual's  
7 suitability to be licensed, the police commissioners of such cities shall require each applicant to  
8 be licensed to be fingerprinted and shall forward the fingerprints to the Missouri state highway  
9 patrol for a criminal history record check. Any person or organization that violates the  
10 provisions of this section is guilty of a class B misdemeanor.

11 **2. Any individual who has been issued an occupational license by the Missouri**  
12 **gaming commission as defined in section 313.800 while working on an excursion gambling**  
13 **boat as defined in section 313.800 or facility adjacent to an excursion gambling boat, shall**  
14 **be exempt from the requirements in subsection 1.**

92.402. 1. Any city may, by a majority vote of its council or governing body, impose  
2 a sales tax for the benefit of the public mass transportation system operating within such city as  
3 provided in sections 92.400 to 92.421.

4 2. The sales tax may be imposed at a rate not to exceed one-half of one percent on the  
5 receipts from the sale at retail of all tangible personal property or taxable services at retail within  
6 any city adopting such tax, if such property and services are subject to taxation by the state of  
7 Missouri pursuant to the provisions of sections 144.010 to 144.525. Seven and one-half percent  
8 of the sales tax shall be distributed to the interstate transportation authority pursuant to the  
9 provisions of section 92.421. The [remainder of the tax in excess of such seven and one-half  
10 percent shall expire on December 31, 2015, on which date the] authority shall be in full  
11 compliance with handicapped accessibility pursuant to the terms of the Americans with  
12 Disabilities Act.

13 3. Within ten days after the adoption of any ordinance imposing such a sales tax, the city  
14 clerk shall forward to the director of revenue by United States registered mail or certified mail  
15 a certified copy of the ordinance of the council or governing body. The ordinance shall reflect  
16 the effective date thereof and shall be accompanied by a map of the city clearly showing the  
17 boundaries thereof.

18 4. If the boundaries of a city in which such sales tax has been imposed shall thereafter  
19 be changed or altered, the city clerk shall forward to the director of revenue by United States  
20 registered mail or certified mail a certified copy of the ordinance adding or detaching territory  
21 from the city. The ordinance shall reflect the effective date thereof, and shall be accompanied  
22 by a map of the city clearly showing the territory added thereto or detached therefrom. Upon  
23 receipt of the ordinance and map, the tax imposed by sections 92.400 to 92.421 shall be effective  
24 in the added territory or abolished in the detached territory on the effective date of the change  
25 of the city boundary.

94.360. 1. The council of any incorporated town or city in this state having a special  
2 charter and which contains not more than thirty thousand inhabitants may by ordinance levy and  
3 collect a license tax on wholesale houses, auctioneers, architects, druggists, grocers, banks,  
4 brokers, wholesale merchants, merchants of all kinds, confectioners, delivery trucks, ice trucks,  
5 transfer trucks, laundry wagons, milk wagons, merchant delivery companies, cigar and tobacco  
6 stands, hay scales, wood dealers, coal dealers, coal distributors, coal truckers, lumber dealers,  
7 real estate agents, loan companies, abstracters, abstract agencies, loan agents, collection agencies,  
8 undertakers, public buildings, office buildings, public halls, public grounds, concerts,  
9 photographers in office or upon streets, canvassers, artists, drummers, patent right dealers,  
10 insurance companies, insurance agents, taverns, hotels, rooming houses, boarding houses,  
11 sanitariums, hospitals, health schools, telephone companies, street contractors, paperhanger  
12 contractors, painting contractors, plastering contractors, and all subcontractors, flour mills,  
13 express company agencies, opticians, wagons, buggies, carriages, tanners, barbers, barbershops,  
14 hairdressers, hair dressing shops, whether conducted in connection with other business or  
15 separate, beauty parlors, tailors, florists, nursery stock agents, bookbinders, monument dealers,  
16 and agencies, manufacturing agents, shoe cobbler shops, storage warehouses, shoe shining  
17 parlors, job printing plants, outdoor advertising, ready-to-wear clothing agencies, tailor-made  
18 clothing agencies, sewing machine agencies, piano and organ dealers and agents, foreign coffee  
19 and tea dealers, and agents or all other vocations whatsoever, and fix the rate of carriage of  
20 persons and wagonage, drayage and cartage of property; and may levy and collect a license tax  
21 and regulate hawkers, peddlers, pawnbrokers, restaurants, butchers, wholesale butchers,  
22 bathhouses and masseurs, lunch stands, lunch counters, lunch wagons, soft drink and ice cream  
23 stands and vendors, ice cream parlors, peanut and popcorn stands, and stands of every kind,  
24 hucksters, opera houses, moving picture shows, private parks, public lectures, public meetings,  
25 baseball parks, horse and cattle dealers, stockyards, wagon yards, auto yards, oil stations,  
26 wholesale and retail inspectors, gaugers, mercantile agents, manufacturing and other  
27 corporations, or institutions, machine shops, blacksmith shops, radio repair shops, foundries,  
28 sewer contractors, building contractors, stone contractors, sidewalk contractors, bridge  
29 contractors, plumbing contractors, brick contractors, cement contractors, and all subcontractors,  
30 street railroad cars, gas companies, light companies, power companies, and water companies,  
31 laundries, laundry agencies, rug and carpet cleaners, linen supply rental service, conditioning and  
32 renting for use, bed linen, table linen, towels, rugs, uniform aprons, coats, caps, coveralls, chair  
33 covers, automobile seat covers or any other items, ice plants and ice plant agencies, ice dealers,  
34 omnibuses, automobiles, automobile trailers, tractors, carts, drays, milk wagons, laundry wagons,  
35 delivery wagons, transfer and job wagons, ice wagons, and all other vehicles, traveling and  
36 auction stores, plumbers, pressing establishments, installment houses and agencies, produce and

37 poultry dealers, feather renovators, baker and bakeries, bakery delivery wagons, and delivery  
38 autos, bottling works, dye works, cleaning establishments, sand plants, steamfitters, corn doctors,  
39 chiropodists, hackmen, taxicabs, buses, draymen, omnibus drivers, porters, dairies, and regulate  
40 the same, and all other pursuing like occupations; and may levy and collect a license tax,  
41 regulate, restrain, prohibit and suppress ordinaries, money brokers, money changers, intelligence  
42 and employment offices, and agencies, public masquerades, balls, street exhibitions, dance halls,  
43 fortune tellers, pistol galleries, shooting galleries, palmists, private venereal hospitals, museums,  
44 menageries, equestrian performances, fluoroscopic views, picture shows, telescopic views, lung  
45 testers, muscle developers, magnifying glasses, ten pin alleys, ball alleys, bowling alleys, billiard  
46 tables, pool and other tables, miniature golf courses, theatrical or other exhibitions, boxing and  
47 sparring exhibitions, shows and amusements, amusement parks, and the sale of unclaimed goods  
48 by express companies or common carriers, auto wrecking shops, bill posters, junk dealers,  
49 porters, carnival and street fairs, circuses and shows for parade and exhibition, or both, skating  
50 rinks and runners, and solicitors for steamboats, cars, stages, taxicabs, hotels, rooming houses,  
51 boarding houses, bathhouses, masseurs, hospitals, sanitariums, health schools, and all other  
52 pursuing like occupations.

53 **2. Notwithstanding any other law to the contrary, the total license taxes, including**  
54 **those authorized under section 94.270 and this section imposed upon hotels or motels levied**  
55 **by any city may not exceed one-eighth of one percent of a hotel's or motel's gross revenue**  
56 **or the tax rate imposed on hotels and motels as of May 1, 2015, whichever is higher. The**  
57 **provisions of this section shall not apply to any tax levied in compliance with subsection**  
58 **7 of section 94.270.**

94.579. 1. The governing body of any home rule city with more than one hundred fifty-  
2 one thousand five hundred but fewer than one hundred fifty-one thousand six hundred  
3 inhabitants is hereby authorized to impose, by order or ordinance, a sales tax on all retail sales  
4 made within the city which are subject to sales tax under chapter 144. The tax authorized in this  
5 section shall not exceed one percent, and shall be imposed solely for the purpose of providing  
6 revenues for the operation of public safety departments, including police and fire departments,  
7 and for pension programs, and health care for employees and pensioners of the public safety  
8 departments. The tax authorized in this section shall be in addition to all other sales taxes  
9 imposed by law, and shall be stated separately from all other charges and taxes. The order or  
10 ordinance shall not become effective unless the governing body of the city submits to the voters  
11 residing within the city at a state general, primary, or special election a proposal to authorize the  
12 governing body of the city to impose a tax under this section. If the tax authorized in this section  
13 is not approved by the voters, then the city shall have an additional year during which to meet  
14 its required contribution payment beyond the time period described in section 105.683. If the

15 city meets its required contribution payment in this time, then, notwithstanding the provisions  
 16 of section 105.683 to the contrary, the delinquency shall not constitute a lien on the funds of the  
 17 political subdivision, the board of such plan shall not be authorized to compel payment by  
 18 application for writ of mandamus, and the state treasurer and the director of the department of  
 19 revenue shall not withhold twenty-five percent of the certified contribution deficiency from the  
 20 total moneys due the political subdivision from the state. The one-year extension shall only be  
 21 available to the city on a one-time basis.

22 2. The ballot of submission for the tax authorized in this section shall be in substantially  
 23 the following form:

24 Shall ..... (insert the name of the city) impose a sales tax at a rate of ..... (up  
 25 to one) percent, solely for the purpose of providing revenues for the operation of public safety  
 26 departments of the city?

27  YES  NO

28 If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed  
 29 to the question, place an "X" in the box opposite "NO".

30  
 31 If a majority of the votes cast on the question by the qualified voters voting thereon are in favor  
 32 of the question, then the tax shall become effective on the first day of the second calendar quarter  
 33 immediately following notification to the department of revenue. If a majority of the votes cast  
 34 on the question by the qualified voters voting thereon are opposed to the question, then the tax  
 35 shall not become effective unless and until the question is resubmitted under this section to the  
 36 qualified voters and such question is approved by a majority of the qualified voters voting on the  
 37 question.

38 3. All revenue collected under this section by the director of the department of revenue  
 39 on behalf of any city, except for one percent for the cost of collection which shall be deposited  
 40 in the state's general revenue fund, shall be deposited in a special trust fund, which is hereby  
 41 created and shall be known as the "Public Safety Protection Sales Tax Fund", and shall be used  
 42 solely for the designated purposes. Moneys in the fund shall not be deemed to be state funds,  
 43 and shall not be commingled with any funds of the state. The director may make refunds from  
 44 the amounts in the trust fund and credited to the city for erroneous payments and overpayments  
 45 made, and may redeem dishonored checks and drafts deposited to the credit of such city. Any  
 46 funds in the special trust fund which are not needed for current expenditures shall be invested  
 47 in the same manner as other funds are invested. Any interest and moneys earned on such  
 48 investments shall be credited to the fund. The director shall keep accurate records of the  
 49 amounts in the fund, and such records shall be open to the inspection of the officers of such city  
 50 and to the public. Not later than the tenth day of each month, the director shall distribute all

51 moneys deposited in the fund during the preceding month to the city. Such funds shall be  
52 deposited with the treasurer of the city, and all expenditures of moneys from the fund shall be  
53 by an appropriation ordinance enacted by the governing body of the city.

54 4. On or after the effective date of the tax, the director of revenue shall be responsible  
55 for the administration, collection, enforcement, and operation of the tax, and sections 32.085 and  
56 32.087 shall apply. In order to permit sellers required to collect and report the sales tax to collect  
57 the amount required to be reported and remitted, but not to change the requirements of reporting  
58 or remitting the tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies,  
59 the governing body of the city may authorize the use of a bracket system similar to that  
60 authorized in section 144.285, and notwithstanding the provisions of that section, this new  
61 bracket system shall be used where this tax is imposed and shall apply to all taxable transactions.  
62 Beginning with the effective date of the tax, every retailer in the city shall add the sales tax to  
63 the sale price, and this tax shall be a debt of the purchaser to the retailer until paid, and shall be  
64 recoverable at law in the same manner as the purchase price. For purposes of this section, all  
65 retail sales shall be deemed to be consummated at the place of business of the retailer.

66 5. All applicable provisions in sections 144.010 to 144.525 governing the state sales tax,  
67 and section 32.057, the uniform confidentiality provision, shall apply to the collection of the tax,  
68 and all exemptions granted to agencies of government, organizations, and persons under sections  
69 144.010 to 144.525 are hereby made applicable to the imposition and collection of the tax. The  
70 same sales tax permit, exemption certificate, and retail certificate required by sections 144.010  
71 to 144.525 for the administration and collection of the state sales tax shall satisfy the  
72 requirements of this section, and no additional permit or exemption certificate or retail certificate  
73 shall be required; except that, the director of revenue may prescribe a form of exemption  
74 certificate for an exemption from the tax. All discounts allowed the retailer under the state sales  
75 tax for the collection of and for payment of taxes are hereby allowed and made applicable to the  
76 tax. The penalties for violations provided in section 32.057 and sections 144.010 to 144.525 are  
77 hereby made applicable to violations of this section. If any person is delinquent in the payment  
78 of the amount required to be paid under this section, or in the event a determination has been  
79 made against the person for the tax and penalties under this section, the limitation for bringing  
80 suit for the collection of the delinquent tax and penalties shall be the same as that provided in  
81 sections 144.010 to 144.525.

82 6. The governing body of any city that has adopted the sales tax authorized in this section  
83 may submit the question of repeal of the tax to the voters on any date available for elections for  
84 the city. The ballot of submission shall be in substantially the following form:

85 Shall ..... (insert the name of the city) repeal the sales tax imposed  
86 at a rate of ..... (up to one) percent for the purpose of providing revenues for the operation of  
87 public safety departments of the city?

88  YES  NO

89 If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed  
90 to the question, place an "X" in the box opposite "NO".

91

92 If a majority of the votes cast on the question by the qualified voters voting thereon are in favor  
93 of repeal, that repeal shall become effective on December thirty-first of the calendar year in  
94 which such repeal was approved.

95

96 If a majority of the votes cast on the question by the qualified voters voting thereon are opposed  
97 to the repeal, then the sales tax authorized in this section shall remain effective until the question  
98 is resubmitted under this section to the qualified voters and the repeal is approved by a majority  
99 of the qualified voters voting on the question.

100 7. The governing body of any city that has adopted the sales tax authorized in this section  
101 shall submit the question of [repeal] **continuation** of the tax to the voters every five years from  
102 the date of its inception on a date available for elections for the city. The ballot of submission  
103 shall be in substantially the following form:

104 Shall ..... (insert the name of the city) [repeal the] **continue**  
105 **collecting a** sales tax imposed at a rate of ..... (up to one) percent for the purpose of  
106 providing revenues for the operation of public safety departments of the city?

107  YES  NO

108 If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed  
109 to the question, place an "X" in the box opposite "NO".

110

111 If a majority of the votes cast on the question by the qualified voters voting thereon are [in favor  
112 of repeal, that] **opposed to continuation**, repeal shall become effective on December thirty-first  
113 of the calendar year in which such [repeal was] **continuation was failed to be** approved. If a  
114 majority of the votes cast on the question by the qualified voters voting thereon are [opposed to  
115 the repeal] **in favor of continuation**, then the sales tax authorized in this section shall remain  
116 effective until the question is resubmitted under this section to the qualified voters and [the  
117 repeal is] **continuation fails to be** approved by a majority of the qualified voters voting on the  
118 question.

119 8. Whenever the governing body of any city that has adopted the sales tax authorized in  
120 this section receives a petition, signed by a number of registered voters of the city equal to at

121 least two percent of the number of registered voters of the city voting in the last gubernatorial  
 122 election, calling for an election to repeal the sales tax imposed under this section, the governing  
 123 body shall submit to the voters of the city a proposal to repeal the tax. If a majority of the votes  
 124 cast on the question by the qualified voters voting thereon are in favor of the repeal, the repeal  
 125 shall become effective on December thirty-first of the calendar year in which such repeal was  
 126 approved. If a majority of the votes cast on the question by the qualified voters voting thereon  
 127 are opposed to the repeal, then the sales tax authorized in this section shall remain effective until  
 128 the question is resubmitted under this section to the qualified voters and the repeal is approved  
 129 by a majority of the qualified voters voting on the question.

130 9. If the tax is repealed or terminated by any means, all funds remaining in the special  
 131 trust fund shall continue to be used solely for the designated purposes, and the city shall notify  
 132 the director of the department of revenue of the action at least ninety days before the effective  
 133 date of the repeal and the director may order retention in the trust fund, for a period of one year,  
 134 of two percent of the amount collected after receipt of such notice to cover possible refunds or  
 135 overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of  
 136 such accounts. After one year has elapsed after the effective date of abolition of the tax in such  
 137 city, the director shall remit the balance in the account to the city and close the account of that  
 138 city. The director shall notify each city of each instance of any amount refunded or any check  
 139 redeemed from receipts due the city.

94.902. 1. The governing [body] **bodies of the following cities may impose a tax as  
 2 provided in this section:**

3 **(1) Any city of the third classification with more than twenty-six thousand three hundred  
 4 but less than twenty-six thousand seven hundred inhabitants[, or] ;**

5 **(2) Any city of the fourth classification with more than thirty thousand three hundred but  
 6 fewer than thirty thousand seven hundred inhabitants[, or] ;**

7 **(3) Any city of the fourth classification with more than twenty-four thousand eight  
 8 hundred but fewer than twenty-five thousand inhabitants[.];**

9 **(4) Any special charter city with more than twenty-nine thousand but fewer than  
 10 thirty-two thousand inhabitants; or**

11 **(5) Any city of the third classification with more than four thousand but fewer than  
 12 four thousand five hundred inhabitants and located in any county of the first classification  
 13 with more than two hundred thousand but fewer than two hundred sixty thousand  
 14 inhabitants.**

15 **2. The governing body of any city listed in subsection 1 of this section may impose,  
 16 by order or ordinance, a sales tax on all retail sales made in the city which are subject to taxation  
 17 under chapter 144. The tax authorized in this section may be imposed in an amount of up to**

18 one-half of one percent, and shall be imposed solely for the purpose of improving the public  
 19 safety for such city, including but not limited to expenditures on equipment, city employee  
 20 salaries and benefits, and facilities for police, fire and emergency medical providers. The tax  
 21 authorized in this section shall be in addition to all other sales taxes imposed by law, and shall  
 22 be stated separately from all other charges and taxes. The order or ordinance imposing a sales  
 23 tax under this section shall not become effective unless the governing body of the city submits  
 24 to the voters residing within the city, at a county or state general, primary, or special election, a  
 25 proposal to authorize the governing body of the city to impose a tax under this section.

26 [2.] 3. The ballot of submission for the tax authorized in this section shall be in  
 27 substantially the following form:

28 Shall the city of ..... (city's name) impose a citywide sales tax at  
 29 a rate of ..... (insert rate of percent) percent for the purpose of improving the public safety of  
 30 the city?

31  YES  NO

32 If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed  
 33 to the question, place an "X" in the box opposite "NO".

34  
 35 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor  
 36 of the proposal, then the ordinance or order and any amendments to the order or ordinance shall  
 37 become effective on the first day of the second calendar quarter after the director of revenue  
 38 receives notice of the adoption of the sales tax. If a majority of the votes cast on the proposal  
 39 by the qualified voters voting thereon are opposed to the proposal, then the tax shall not become  
 40 effective unless the proposal is resubmitted under this section to the qualified voters and such  
 41 proposal is approved by a majority of the qualified voters voting on the proposal. However, in  
 42 no event shall a proposal under this section be submitted to the voters sooner than twelve months  
 43 from the date of the last proposal under this section.

44 [3.] 4. Any sales tax imposed under this section shall be administered, collected,  
 45 enforced, and operated as required in section 32.087. All sales taxes collected by the director  
 46 of the department of revenue under this section on behalf of any city, less one percent for cost  
 47 of collection which shall be deposited in the state's general revenue fund after payment of  
 48 premiums for surety bonds as provided in section 32.087, shall be deposited in a special trust  
 49 fund, which is hereby created in the state treasury, to be known as the "City Public Safety Sales  
 50 Tax Trust Fund". The moneys in the trust fund shall not be deemed to be state funds and shall  
 51 not be commingled with any funds of the state. The provisions of section 33.080 to the contrary  
 52 notwithstanding, money in this fund shall not be transferred and placed to the credit of the  
 53 general revenue fund. The director shall keep accurate records of the amount of money in the

54 trust fund and which was collected in each city imposing a sales tax under this section, and the  
 55 records shall be open to the inspection of officers of the city and the public. Not later than the  
 56 tenth day of each month the director shall distribute all moneys deposited in the trust fund during  
 57 the preceding month to the city which levied the tax. Such funds shall be deposited with the city  
 58 treasurer of each such city, and all expenditures of funds arising from the trust fund shall be by  
 59 an appropriation act to be enacted by the governing body of each such city. Expenditures may  
 60 be made from the fund for any functions authorized in the ordinance or order adopted by the  
 61 governing body submitting the tax to the voters. If the tax is repealed, all funds remaining in the  
 62 special trust fund shall continue to be used solely for the designated purposes. Any funds in the  
 63 special trust fund which are not needed for current expenditures shall be invested in the same  
 64 manner as other funds are invested. Any interest and moneys earned on such investments shall  
 65 be credited to the fund.

66 [4.] 5. The director of the department of revenue may authorize the state treasurer to  
 67 make refunds from the amounts in the trust fund and credited to any city for erroneous payments  
 68 and overpayments made, and may redeem dishonored checks and drafts deposited to the credit  
 69 of such cities. If any city abolishes the tax, the city shall notify the director of the action at least  
 70 ninety days before the effective date of the repeal, and the director may order retention in the  
 71 trust fund, for a period of one year, of two percent of the amount collected after receipt of such  
 72 notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and  
 73 drafts deposited to the credit of such accounts. After one year has elapsed after the effective date  
 74 of abolition of the tax in such city, the director shall remit the balance in the account to the city  
 75 and close the account of that city. The director shall notify each city of each instance of any  
 76 amount refunded or any check redeemed from receipts due the city.

77 [5.] 6. The governing body of any city that has adopted the sales tax authorized in this  
 78 section may submit the question of repeal of the tax to the voters on any date available for  
 79 elections for the city. The ballot of submission shall be in substantially the following form:

80 Shall ..... (insert the name of the city) repeal the sales tax  
 81 imposed at a rate of ..... (insert rate of percent) percent for the purpose of improving the public  
 82 safety of the city?

83  YES  NO

84 If a majority of the votes cast on the proposal are in favor of repeal, that repeal shall become  
 85 effective on December thirty-first of the calendar year in which such repeal was approved. If a  
 86 majority of the votes cast on the question by the qualified voters voting thereon are opposed to  
 87 the repeal, then the sales tax authorized in this section shall remain effective until the question  
 88 is resubmitted under this section to the qualified voters, and the repeal is approved by a majority  
 89 of the qualified voters voting on the question.

90 [6.] 7. Whenever the governing body of any city that has adopted the sales tax authorized  
91 in this section receives a petition, signed by ten percent of the registered voters of the city voting  
92 in the last gubernatorial election, calling for an election to repeal the sales tax imposed under this  
93 section, the governing body shall submit to the voters of the city a proposal to repeal the tax. If  
94 a majority of the votes cast on the question by the qualified voters voting thereon are in favor of  
95 the repeal, that repeal shall become effective on December thirty-first of the calendar year in  
96 which such repeal was approved. If a majority of the votes cast on the question by the qualified  
97 voters voting thereon are opposed to the repeal, then the tax shall remain effective until the  
98 question is resubmitted under this section to the qualified voters and the repeal is approved by  
99 a majority of the qualified voters voting on the question.

100 [7.] 8. Except as modified in this section, all provisions of sections 32.085 and 32.087  
101 shall apply to the tax imposed under this section.

99.820. 1. A municipality may:

2 (1) By ordinance introduced in the governing body of the municipality within fourteen  
3 to ninety days from the completion of the hearing required in section 99.825, approve  
4 redevelopment plans and redevelopment projects, and designate redevelopment project areas  
5 pursuant to the notice and hearing requirements of sections 99.800 to 99.865. No redevelopment  
6 project shall be approved unless a redevelopment plan has been approved and a redevelopment  
7 area has been designated prior to or concurrently with the approval of such redevelopment  
8 project and the area selected for the redevelopment project shall include only those parcels of real  
9 property and improvements thereon directly and substantially benefitted by the proposed  
10 redevelopment project improvements;

11 (2) Make and enter into all contracts necessary or incidental to the implementation and  
12 furtherance of its redevelopment plan or project;

13 (3) Pursuant to a redevelopment plan, subject to any constitutional limitations, acquire  
14 by purchase, donation, lease or, as part of a redevelopment project, eminent domain, own,  
15 convey, lease, mortgage, or dispose of land and other property, real or personal, or rights or  
16 interests therein, and grant or acquire licenses, easements and options with respect thereto, all  
17 in the manner and at such price the municipality or the commission determines is reasonably  
18 necessary to achieve the objectives of the redevelopment plan. No conveyance, lease, mortgage,  
19 disposition of land or other property, acquired by the municipality, or agreement relating to the  
20 development of the property shall be made except upon the adoption of an ordinance by the  
21 governing body of the municipality. Each municipality or its commission shall establish written  
22 procedures relating to bids and proposals for implementation of the redevelopment projects.  
23 Furthermore, no conveyance, lease, mortgage, or other disposition of land or agreement relating  
24 to the development of property shall be made without making public disclosure of the terms of

25 the disposition and all bids and proposals made in response to the municipality's request. Such  
26 procedures for obtaining such bids and proposals shall provide reasonable opportunity for any  
27 person to submit alternative proposals or bids;

28 (4) Within a redevelopment area, clear any area by demolition or removal of existing  
29 buildings and structures;

30 (5) Within a redevelopment area, renovate, rehabilitate, or construct any structure or  
31 building;

32 (6) Install, repair, construct, reconstruct, or relocate streets, utilities, and site  
33 improvements essential to the preparation of the redevelopment area for use in accordance with  
34 a redevelopment plan;

35 (7) Within a redevelopment area, fix, charge, and collect fees, rents, and other charges  
36 for the use of any building or property owned or leased by it or any part thereof, or facility  
37 therein;

38 (8) Accept grants, guarantees, and donations of property, labor, or other things of value  
39 from a public or private source for use within a redevelopment area;

40 (9) Acquire and construct public facilities within a redevelopment area;

41 (10) Incur redevelopment costs and issue obligations;

42 (11) Make payment in lieu of taxes, or a portion thereof, to taxing districts;

43 (12) Disburse surplus funds from the special allocation fund to taxing districts as  
44 follows:

45 (a) Such surplus payments in lieu of taxes shall be distributed to taxing districts within  
46 the redevelopment area which impose ad valorem taxes on a basis that is proportional to the  
47 current collections of revenue which each taxing district receives from real property in the  
48 redevelopment area;

49 (b) Surplus economic activity taxes shall be distributed to taxing districts in the  
50 redevelopment area which impose economic activity taxes, on a basis that is proportional to the  
51 amount of such economic activity taxes the taxing district would have received from the  
52 redevelopment area had tax increment financing not been adopted;

53 (c) Surplus revenues, other than payments in lieu of taxes and economic activity taxes,  
54 deposited in the special allocation fund, shall be distributed on a basis that is proportional to the  
55 total receipt of such other revenues in such account in the year prior to disbursement;

56 (13) If any member of the governing body of the municipality, a member of a  
57 commission established pursuant to subsection 2 or 3 of this section, or an employee or  
58 consultant of the municipality, involved in the planning and preparation of a redevelopment plan,  
59 or redevelopment project for a redevelopment area or proposed redevelopment area, owns or  
60 controls an interest, direct or indirect, in any property included in any redevelopment area, or

61 proposed redevelopment area, which property is designated to be acquired or improved pursuant  
62 to a redevelopment project, he or she shall disclose the same in writing to the clerk of the  
63 municipality, and shall also so disclose the dates, terms, and conditions of any disposition of any  
64 such interest, which disclosures shall be acknowledged by the governing body of the  
65 municipality and entered upon the minutes books of the governing body of the municipality. If  
66 an individual holds such an interest, then that individual shall refrain from any further official  
67 involvement in regard to such redevelopment plan, redevelopment project or redevelopment area,  
68 from voting on any matter pertaining to such redevelopment plan, redevelopment project or  
69 redevelopment area, or communicating with other members concerning any matter pertaining  
70 to that redevelopment plan, redevelopment project or redevelopment area. Furthermore, no such  
71 member or employee shall acquire any interest, direct or indirect, in any property in a  
72 redevelopment area or proposed redevelopment area after either (a) such individual obtains  
73 knowledge of such plan or project, or (b) first public notice of such plan, project or area pursuant  
74 to section 99.830, whichever first occurs;

75 (14) Charge as a redevelopment cost the reasonable costs incurred by its clerk or other  
76 official in administering the redevelopment project. The charge for the clerk's or other official's  
77 costs shall be determined by the municipality based on a recommendation from the commission,  
78 created pursuant to this section.

79 2. Prior to adoption of an ordinance approving the designation of a redevelopment area  
80 or approving a redevelopment plan or redevelopment project, the municipality shall create a  
81 commission of nine persons if the municipality is a county or a city not within a county and not  
82 a first class county with a charter form of government with a population in excess of nine  
83 hundred thousand, and eleven persons if the municipality is not a county and not in a first class  
84 county with a charter form of government having a population of more than nine hundred  
85 thousand, and twelve persons if the municipality is located in or is a first class county with a  
86 charter form of government having a population of more than nine hundred thousand, to be  
87 appointed as follows:

88 (1) In all municipalities two members shall be appointed by the school boards whose  
89 districts are included within the redevelopment plan or redevelopment area. Such members shall  
90 be appointed in any manner agreed upon by the affected districts;

91 (2) In all municipalities one member shall be appointed, in any manner agreed upon by  
92 the affected districts, to represent all other districts levying ad valorem taxes within the area  
93 selected for a redevelopment project or the redevelopment area, excluding representatives of the  
94 governing body of the municipality;

95 (3) In all municipalities six members shall be appointed by the chief elected officer of  
96 the municipality, with the consent of the majority of the governing body of the municipality;

97 (4) In all municipalities which are not counties and not in a first class county with a  
98 charter form of government having a population in excess of nine hundred thousand, two  
99 members shall be appointed by the county of such municipality in the same manner as members  
100 are appointed in subdivision (3) of this subsection;

101 (5) In a municipality which is a county with a charter form of government having a  
102 population in excess of nine hundred thousand, three members shall be appointed by the cities  
103 in the county which have tax increment financing districts in a manner in which the cities shall  
104 agree;

105 (6) In a municipality which is located in the first class county with a charter form of  
106 government having a population in excess of nine hundred thousand, three members shall be  
107 appointed by the county of such municipality in the same manner as members are appointed in  
108 subdivision (3) of this subsection;

109 (7) At the option of the members appointed by the municipality, the members who are  
110 appointed by the school boards and other taxing districts may serve on the commission for a term  
111 to coincide with the length of time a redevelopment project, redevelopment plan or designation  
112 of a redevelopment area is considered for approval by the commission, or for a definite term  
113 pursuant to this subdivision. If the members representing school districts and other taxing  
114 districts are appointed for a term coinciding with the length of time a redevelopment project, plan  
115 or area is approved, such term shall terminate upon final approval of the project, plan or  
116 designation of the area by the governing body of the municipality. Thereafter the commission  
117 shall consist of the six members appointed by the municipality, except that members representing  
118 school boards and other taxing districts shall be appointed as provided in this section prior to any  
119 amendments to any redevelopment plans, redevelopment projects or designation of a  
120 redevelopment area. If any school district or other taxing jurisdiction fails to appoint members  
121 of the commission within thirty days of receipt of written notice of a proposed redevelopment  
122 plan, redevelopment project or designation of a redevelopment area, the remaining members may  
123 proceed to exercise the power of the commission. Of the members first appointed by the  
124 municipality, two shall be designated to serve for terms of two years, two shall be designated to  
125 serve for a term of three years and two shall be designated to serve for a term of four years from  
126 the date of such initial appointments. Thereafter, the members appointed by the municipality  
127 shall serve for a term of four years, except that all vacancies shall be filled for unexpired terms  
128 in the same manner as were the original appointments. Members appointed by the county  
129 executive or presiding commissioner prior to August 28, 2008, shall continue their service on  
130 the commission established in subsection 3 of this section without further appointment unless  
131 the county executive or presiding commissioner appoints a new member or members.

132 3. Beginning August 28, 2008:

133 (1) In lieu of a commission created under subsection 2 of this section, any city, town, or  
134 village in a county with a charter form of government and with more than one million  
135 inhabitants, in a county with a charter form of government and with more than two hundred fifty  
136 thousand but fewer than three hundred fifty thousand inhabitants, or in a county of the first  
137 classification with more than one hundred eighty-five thousand but fewer than two hundred  
138 thousand inhabitants shall, prior to adoption of an ordinance approving the designation of a  
139 redevelopment area or approving a redevelopment plan or redevelopment project, create a  
140 commission consisting of twelve persons to be appointed as follows:

141 (a) Six members appointed either by the county executive or presiding commissioner;  
142 notwithstanding any provision of law to the contrary, no approval by the county's governing body  
143 shall be required;

144 (b) Three members appointed by the cities, towns, or villages in the county which have  
145 tax increment financing districts in a manner in which the chief elected officials of such cities,  
146 towns, or villages agree;

147 (c) Two members appointed by the school boards whose districts are included in the  
148 county in a manner in which the school boards agree; and

149 (d) One member to represent all other districts levying ad valorem taxes in the proposed  
150 redevelopment area in a manner in which all such districts agree. No city, town, or village  
151 subject to this subsection shall create or maintain a commission under subsection 2 of this  
152 section, except as necessary to complete a public hearing for which notice under section 99.830  
153 has been provided prior to August 28, 2008, and to vote or make recommendations relating to  
154 redevelopment plans, redevelopment projects, or designation of redevelopment areas, or  
155 amendments thereto that were the subject of such public hearing;

156 (2) Members appointed to the commission created under this subsection, except those  
157 six members appointed by either the county executive or presiding commissioner, shall serve on  
158 the commission for a term to coincide with the length of time a redevelopment project,  
159 redevelopment plan, or designation of a redevelopment area is considered for approval by the  
160 commission. The six members appointed by either the county executive or the presiding  
161 commissioner shall serve on all such commissions until replaced. The city, town, or village that  
162 creates a commission under this subsection shall send notice thereof by certified mail to the  
163 county executive or presiding commissioner, to the school districts whose boundaries include  
164 any portion of the proposed redevelopment area, and to the other taxing districts whose  
165 boundaries include any portion of the proposed redevelopment area. The city, town, or village  
166 that creates the commission shall also be solely responsible for notifying all other cities, towns,  
167 and villages in the county that have tax increment financing districts and shall exercise all  
168 administrative functions of the commission. The school districts receiving notice from the city,

169 town, or village shall be solely responsible for notifying the other school districts within the  
170 county of the formation of the commission. If the county, school board, or other taxing district  
171 fails to appoint members to the commission within thirty days after the city, town, or village  
172 sends the written notice, as provided herein, that it has convened such a commission or within  
173 thirty days of the expiration of any such member's term, the remaining duly appointed members  
174 of the commission may exercise the full powers of the commission.

175 **4. Beginning August 28, 2015:**

176 **(1) In lieu of a commission created under subsections 2 or 3, any city, town, or**  
177 **village in a county of the first classification with more than one hundred fifty thousand but**  
178 **fewer than two hundred thousand inhabitants shall, prior to adoption of an ordinance**  
179 **approving the designation of a redevelopment area or approving a redevelopment plan or**  
180 **redevelopment project, create a commission consisting of eleven persons to be appointed**  
181 **as follows:**

182 **(a) Four members appointed either by the county executive or presiding**  
183 **commissioner; notwithstanding any provision of law to the contrary, no approval by the**  
184 **county's governing body shall be required;**

185 **(b) Four members appointed by the cities, towns, or villages in the county which**  
186 **have tax increment financing districts in a manner in which the chief elected officials of**  
187 **such cities, towns, or villages agree;**

188 **(c) Two members appointed by the school boards whose districts are included in**  
189 **the county in a manner in which the school boards agree; and**

190 **(d) One member to represent all other districts levying ad valorem taxes in the**  
191 **proposed redevelopment area in a manner in which all such districts agree. No city, town,**  
192 **or village subject to this subsection shall create or maintain a commission under subsection**  
193 **2 of this section, except as necessary to complete a public hearing for which notice under**  
194 **section 99.830 has been provided prior to August 28, 2015, and to vote or make**  
195 **recommendations relating to redevelopment plans, redevelopment projects, or designation**  
196 **of redevelopment areas, or amendments thereto that were the subject of such public**  
197 **hearing;**

198 **(2) Members appointed to the commission created under this subsection, except**  
199 **those four members appointed by either the county executive or presiding commissioner,**  
200 **shall serve on the commission for a term to coincide with the length of time a**  
201 **redevelopment project, redevelopment plan, or designation of a redevelopment area is**  
202 **considered for approval by the commission. The four members appointed by either the**  
203 **county executive or the presiding commissioner shall serve on all such commissions until**  
204 **replaced. The city, town, or village that creates a commission under this subsection shall**

205 **send notice thereof by certified mail to the county executive or presiding commissioner, to**  
206 **the school districts whose boundaries include any portion of the proposed redevelopment**  
207 **area, and to the other taxing districts whose boundaries include any portion of the**  
208 **proposed redevelopment area. The city, town, or village that creates the commission shall**  
209 **also be solely responsible for notifying all other cities, towns, and villages in the county that**  
210 **have tax increment financing districts and shall exercise all administrative functions of the**  
211 **commission. The school districts receiving notice from the city, town, or village shall be**  
212 **solely responsible for notifying the other school districts within the county of the formation**  
213 **of the commission. If the county, school board, or other taxing district fails to appoint**  
214 **members to the commission within thirty days after the city, town, or village sends the**  
215 **written notice, as provided herein, that it has convened such a commission or within thirty**  
216 **days of the expiration of any such member's term, the remaining duly appointed members**  
217 **of the commission may exercise the full powers of the commission.**

218 **5. (1)** Any commission created under this section, subject to approval of the governing  
219 body of the municipality, may exercise the powers enumerated in sections 99.800 to 99.865,  
220 except final approval of plans, projects and designation of redevelopment areas. The  
221 commission shall hold public hearings and provide notice pursuant to sections 99.825 and  
222 99.830.

223 (2) Any commission created under subsection 2 of this section shall vote on all proposed  
224 redevelopment plans, redevelopment projects and designations of redevelopment areas, and  
225 amendments thereto, within thirty days following completion of the hearing on any such plan,  
226 project or designation and shall make recommendations to the governing body within ninety days  
227 of the hearing referred to in section 99.825 concerning the adoption of or amendment to  
228 redevelopment plans and redevelopment projects and the designation of redevelopment areas.  
229 The requirements of subsection 2 of this section and this subsection shall not apply to  
230 redevelopment projects upon which the required hearings have been duly held prior to August  
231 31, 1991.

232 (3) Any commission created under [subsection] **subsections 3 or 4** of this section shall,  
233 within fifteen days of the receipt of a redevelopment plan meeting the minimum requirements  
234 of section 99.810, as determined by counsel to the city, town, or village creating the commission  
235 and a request by the applicable city, town, or village for a public hearing, fix a time and place  
236 for the public hearing referred to in section 99.825. The public hearing shall be held no later than  
237 seventy-five days from the commission's receipt of such redevelopment plan and request for  
238 public hearing. The commission shall vote and make recommendations to the governing body  
239 of the city, town, or village requesting the public hearing on all proposed redevelopment plans,  
240 redevelopment projects, and designations of redevelopment areas, and amendments thereto

241 within thirty days following the completion of the public hearing. If the commission fails to vote  
242 within thirty days following the completion of the public hearing referred to in section 99.825  
243 concerning the proposed redevelopment plan, redevelopment project, or designation of  
244 redevelopment area, or amendments thereto, such plan, project, designation, or amendment  
245 thereto shall be deemed rejected by the commission.

99.848. 1. Notwithstanding subsection 1 of section 99.847, any district providing  
2 emergency services pursuant to chapter 190 or 321 shall be entitled to reimbursement from the  
3 special allocation fund in the amount of at least fifty percent nor more than one hundred percent  
4 of the district's tax increment.

5 **2. An ambulance district board, as defined in chapter 190; a fire protection district**  
6 **board, as defined in chapter 321; or an emergency telephone service 911 board, as defined**  
7 **in chapter 190 shall set the reimbursement rate prior to the time the assessment is paid into**  
8 **the special allocation fund. If the redevelopment project is amended by ordinance, or by**  
9 **other means, the board reserves the right to recalculate the refund amount provided under**  
10 **this section.**

11 **3.** This section shall not apply to tax increment financing projects or districts approved  
12 prior to August 28, 2004.

105.145. 1. The following definitions shall be applied to the terms used in this section:

2 (1) "Governing body", the board, body, or persons in which the powers of a political  
3 subdivision as a body corporate, or otherwise, are vested;

4 (2) "Political subdivision", any agency or unit of this state, except counties and school  
5 districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause  
6 taxes to be levied.

7 2. The governing body of each political subdivision in the state shall cause to be  
8 prepared an annual report of the financial transactions of the political subdivision in such  
9 summary form as the state auditor shall prescribe by rule, except that the annual report of  
10 political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less  
11 shall only be required to contain the cash balance at the beginning of the reporting period, a  
12 summary of cash receipts, a summary of cash disbursements and the cash balance at the end of  
13 the reporting period.

14 3. Within such time following the end of the fiscal year as the state auditor shall  
15 prescribe by rule, the governing body of each political subdivision shall cause a copy of the  
16 annual financial report to be remitted to the state auditor.

17 4. The state auditor shall immediately on receipt of each financial report acknowledge  
18 the receipt of the report.

19           5. In any fiscal year no member of the governing body of any political subdivision of the  
20 state shall receive any compensation or payment of expenses after the end of the time within  
21 which the financial statement of the political subdivision is required to be filed with the state  
22 auditor and until such time as the notice from the state auditor of the filing of the annual financial  
23 report for the fiscal year has been received.

24           6. The state auditor shall prepare sample forms for financial reports and shall mail the  
25 same to the political subdivisions of the state. Failure of the auditor to supply such forms shall  
26 not in any way excuse any person from the performance of any duty imposed by this section.

27           7. All reports or financial statements hereinabove mentioned shall be considered to be  
28 public records.

29           8. The provisions of this section apply to the board of directors of every transportation  
30 development district organized under sections 238.200 to 238.275. Any transportation  
31 development district that fails to timely submit a copy of the annual financial statement to the  
32 state auditor shall be subject to a fine not to exceed five hundred dollars per day. **The state  
33 auditor shall report any violation to the department of revenue. The department of  
34 revenue may collect the fine authorized under the provisions of this subsection by offsetting  
35 any sales tax distributions through any means permitted under law for the collection of  
36 taxes. Any fine collected shall be reported upon such forms and under such administrative  
37 rules and regulations as may be prescribed by the director of revenue. The director of  
38 revenue shall retain two percent for the cost of such collection. The remaining revenues  
39 collected from such violations shall be distributed annually to the schools of the county in  
40 the same manner that proceeds for all penalties, forfeitures, and fines collected for any  
41 breach of the penal laws of the state are distributed.**

42           9. **Upon notification from the state auditor's office that a transportation  
43 development district failed to timely submit a copy of the annual financial statement, the  
44 department of revenue shall notify such district by certified mail that the statement has not  
45 been received and that the district may be subject to a fine not to exceed five hundred  
46 dollars per day. Such notice shall clearly set forth the name of the district, the accrued  
47 amount of the fine, the district's opportunity to give written application for a hearing, by  
48 the administrative hearing commission, to contest the fine within thirty days of the date of  
49 receipt of the notice and that failure to either apply for such a hearing, in writing, or to  
50 submit the required annual financial statement within the thirty-day period will be deemed  
51 a waiver of the opportunity to contest the fine and the fine will be enforced and collected  
52 as provided in subsection 8 of this section. In the event a copy of the annual financial  
53 statement is received within such thirty-day period, no fine shall accrue or be imposed.  
54 Failure of the district to make application for a hearing or to submit the required annual**

55 financial statement timely shall cause the fine to be collected as provided for in subsection  
56 8 of this section.

57       **10. Any transportation development district organized under sections 238.200 to**  
58 **238.275 having gross revenues of less than one thousand dollars annually shall not be**  
59 **subject to the fine authorized in subsection 8 of this section.**

**137.081. For purposes of assessment under this chapter, any new political**  
2 **subdivision that is created by approval of the voters before July first of any assessment**  
3 **year shall be considered effective for assessment purposes upon certification of such vote.**  
4 **If the new political subdivision is created by approval of the voters on or after July first**  
5 **of the current assessment year, the new political subdivision shall be considered effective**  
6 **for assessment purposes in the following assessment year.**

**143.1028. 1. For all tax years beginning on or after January 1, 2016, each**  
2 **individual entitled to a tax refund in an amount sufficient to make a designation under this**  
3 **section may designate all or a portion of his or her refund be credited to a specified**  
4 **Missouri higher education savings plan account established under sections 166.400 to**  
5 **166.455. The contribution designation authorized by this section shall be clearly and**  
6 **unambiguously printed on each income tax return form provided by this state. If any**  
7 **individual that is not entitled to a tax refund in an amount sufficient to make a designation**  
8 **under this section wishes to make a contribution to a specified account, such individual**  
9 **may, by separate check, draft, or other negotiable instrument, send in with the payment**  
10 **of taxes, or may send in separately, the amount the individual wishes to contribute. Such**  
11 **amounts shall be clearly designated for the specified account.**

12       **2. A contribution designated under this section shall only be transferred and**  
13 **deposited into the specified savings account after all other claims against the refund from**  
14 **which such contribution is to be made have been satisfied. No contribution shall be**  
15 **allowed unless the taxpayer is entitled to a refund of at least twenty-five dollars.**

16       **3. Any refund amount designated under this section shall be subject to the**  
17 **provisions of section 143.721.**

18       **4. No contribution shall be made to a specified savings account if it would cause the**  
19 **balance of all savings accounts of the beneficiary to exceed the total contribution limit**  
20 **established under section 166.420.**

**144.526. 1. This section shall be known and may be cited as the "Show Me Green Sales**  
2 **Tax Holiday".**

3       **2. For purposes of this section, the following terms mean:**

4 (1) "Appliance", clothes washers and dryers, water heaters, trash compactors,  
5 dishwashers, conventional ovens, ranges, stoves, air conditioners, furnaces, refrigerators and  
6 freezers; and

7 (2) "Energy star certified", any appliance approved by both the United States  
8 Environmental Protection Agency and the United States Department of Energy as eligible to  
9 display the energy star label, as amended from time to time.

10 3. In each year beginning on or after January 1, 2009, there is hereby specifically  
11 exempted from state sales tax law all retail sales of any energy star certified new appliance, up  
12 to [one] **two** thousand [five hundred] dollars per appliance, during a seven-day period beginning  
13 at 12:01 a.m. on April nineteenth and ending at midnight on April twenty-fifth.

14 4. A political subdivision may allow the sales tax holiday under this section to apply to  
15 its local sales taxes by enacting an ordinance to that effect. Any such political subdivision shall  
16 notify the department of revenue not less than forty-five calendar days prior to the beginning date  
17 of the sales tax holiday occurring in that year of any such ordinance or order.

18 5. This section may not apply to any retailer when less than two percent of the retailer's  
19 merchandise offered for sale qualifies for the sales tax holiday. The retailer shall offer a sales  
20 tax refund in lieu of the sales tax holiday.

190.102. 1. The department shall designate through regulation EMS regions and  
2 committees. The purpose of the regional EMS advisory committees is to advise and make  
3 recommendations to the region and the department on:

4 (1) Coordination of emergency resources in the region;

5 (2) Improvement of public and professional education;

6 (3) Cooperative research endeavors;

7 (4) Development of standards, protocols and policies; [and]

8 (5) Voluntary multiagency quality improvement committee and process; **and**

9 **(6) Development, review, and recommendation for action to be taken on community**  
10 **and regional time critical diagnosis plans.**

11 2. The members of the committees shall serve without compensation except that the  
12 department of health and senior services shall budget for reasonable travel expenses and meeting  
13 expenses related to the functions of the committees.

14 3. The director will appoint personnel to no less than six regional EMS committees from  
15 recommendations provided by recognized professional organizations. Appointments will be for  
16 four years with individuals serving until reappointed or replaced. **The regional EMS medical**  
17 **director shall serve as a member of the regional EMS committee.**

190.103. 1. One physician with expertise in emergency medical services from each of  
2 the EMS regions shall be elected by that region's EMS medical directors to serve as a regional

3 EMS medical director. The regional EMS medical directors shall constitute the state EMS  
4 medical director's advisory committee and shall advise the department and their region's  
5 ambulance services on matters relating to medical control and medical direction in accordance  
6 with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections  
7 190.001 to 190.245. **The regional EMS medical director shall serve a term of four years.**  
8 **The southwest, northwest, and Kansas City regional EMS medical directors shall be**  
9 **elected to an initial two-year term. The central, east central, and southeast regional EMS**  
10 **medical directors shall be elected to an initial four-year term. All subsequent terms**  
11 **following the initial terms shall be four years.**

12 2. A medical director is required for all ambulance services and emergency medical  
13 response agencies that provide: advanced life support services; basic life support services  
14 utilizing medications or providing assistance with patients' medications; or basic life support  
15 services performing invasive procedures including invasive airway procedures. The medical  
16 director shall provide medical direction to these services and agencies in these instances.

17 3. The medical director, in cooperation with the ambulance service or emergency  
18 medical response agency administrator, shall have the responsibility and the authority to ensure  
19 that the personnel working under their supervision are able to provide care meeting established  
20 standards of care with consideration for state and national standards as well as local area needs  
21 and resources. The medical director, in cooperation with the ambulance service or emergency  
22 medical response agency administrator, shall establish and develop triage, treatment and  
23 transport protocols, which may include authorization for standing orders.

24 4. All ambulance services and emergency medical response agencies that are required  
25 to have a medical director shall establish an agreement between the service or agency and their  
26 medical director. The agreement will include the roles, responsibilities and authority of the  
27 medical director beyond what is granted in accordance with sections 190.001 to 190.245 and  
28 rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall  
29 also include grievance procedures regarding the emergency medical response agency or  
30 ambulance service, personnel and the medical director.

**190.144. No emergency medical technician licensed under section 190.142 or**  
2 **190.143, if acting in good faith and without gross negligence, shall be liable for:**

3 **(1) Transporting a person for whom an application for detention for evaluation and**  
4 **treatment has been filed under section 631.115 or 632.305; or**

5 **(2) Physically or chemically restraining an at-risk behavioral health patient as that**  
6 **term is defined under section 190.240 if such restraint is to ensure the safety of the patient**  
7 **or technician.**

190.165. 1. The department may refuse to issue or deny renewal of any certificate, permit or license required pursuant to sections 190.100 to 190.245 for failure to comply with the provisions of sections 190.100 to 190.245 or any lawful regulations promulgated by the department to implement its provisions as described in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The department may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate, permit or license required by sections 190.100 to 190.245 or any person who has failed to renew or has surrendered his or her certificate, permit or license for failure to comply with the provisions of sections 190.100 to 190.245 or any lawful regulations promulgated by the department to implement such sections. Those regulations shall be limited to the following:

(1) Use or unlawful possession of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any activity licensed or regulated by sections 190.100 to 190.245;

(2) Being finally adjudicated and found guilty, or having entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any activity licensed or regulated pursuant to sections 190.100 to 190.245, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate, permit or license issued pursuant to sections 190.100 to 190.245 or in obtaining permission to take any examination given or required pursuant to sections 190.100 to 190.245;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to 190.245;

(6) Violation of, or assisting or enabling any person to violate, any provision of sections 190.100 to 190.245, or of any lawful rule or regulation adopted by the department pursuant to sections 190.100 to 190.245;

(7) Impersonation of any person holding a certificate, permit or license or allowing any person to use his or her certificate, permit, license or diploma from any school;

36 (8) Disciplinary action against the holder of a license or other right to practice any  
37 activity regulated by sections 190.100 to 190.245 granted by another state, territory, federal  
38 agency or country upon grounds for which revocation or suspension is authorized in this state;

39 (9) For an individual being finally adjudged insane or incompetent by a court of  
40 competent jurisdiction;

41 (10) Assisting or enabling any person to practice or offer to practice any activity licensed  
42 or regulated by sections 190.100 to 190.245 who is not licensed and currently eligible to practice  
43 pursuant to sections 190.100 to 190.245;

44 (11) Issuance of a certificate, permit or license based upon a material mistake of fact;

45 (12) Violation of any [professional trust or confidence] **legally protected privacy rights**  
46 **of a patient by means of an unauthorized or unlawful disclosure;**

47 (13) Use of any advertisement or solicitation which is false, misleading or deceptive to  
48 the general public or persons to whom the advertisement or solicitation is primarily directed;

49 (14) Violation of the drug laws or rules and regulations of this state, any other state or  
50 the federal government;

51 (15) Refusal of any applicant or licensee to [cooperate with the] **respond to reasonable**  
52 **department of health and senior [services during any investigation] services' requests for**  
53 **necessary information to process an application or to determine license status or license**  
54 **eligibility;**

55 (16) Any conduct or practice which is or might be harmful or dangerous to the mental  
56 or physical health **or safety** of a patient or the public **as defined by applicable national**  
57 **standards;**

58 (17) Repeated **acts of negligence or recklessness** in the performance of the functions  
59 or duties of any activity licensed or regulated by sections 190.100 to 190.245.

60 **3. If the department conducts investigations, the department, prior to interviewing**  
61 **a licensee who is the subject of the investigation, shall explain to the licensee that he or she**  
62 **has the right to:**

63 **(1) Consult legal counsel or have legal counsel present;**

64 **(2) Have anyone present whom he or she deems to be necessary or desirable; and**

65 **(3) Refuse to answer any question or refuse to provide or sign any written**  
66 **statement.**

67

68 **The assertion of any right listed in this subsection shall not be deemed by the department**  
69 **to be a failure to cooperate with any department investigation.**

70 **4.** After the filing of such complaint, the proceedings shall be conducted in accordance  
71 with the provisions of chapter 621. Upon a finding by the administrative hearing commission

72 that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the  
73 department may, singly or in combination, censure or place the person named in the complaint  
74 on probation on such terms and conditions as the department deems appropriate for a period not  
75 to exceed five years, or may suspend, for a period not to exceed three years, or revoke the  
76 license, certificate or permit. **Notwithstanding any provision of law to the contrary, the**  
77 **department shall be authorized to impose a suspension or revocation as a disciplinary**  
78 **action only if it first files the requisite complaint with the administrative hearing**  
79 **commission. The commission shall not be permitted to grant summary judgment in such**  
80 **instances if the licensee files an answer contesting the department's intended licensure**  
81 **action.**

82 [4.] 5. An individual whose license has been revoked shall wait one year from the date  
83 of revocation to apply for relicensure. Relicensure shall be at the discretion of the department  
84 after compliance with all the requirements of sections 190.100 to 190.245 relative to the  
85 licensing of an applicant for the first time. Any individual whose license has been revoked twice  
86 within a ten-year period shall not be eligible for relicensure.

87 [5.] 6. The department may notify the proper licensing authority of any other state in  
88 which the person whose license was suspended or revoked was also licensed of the suspension  
89 or revocation.

90 [6.] 7. Any person, organization, association or corporation who reports or provides  
91 information to the department pursuant to the provisions of sections 190.100 to 190.245 and who  
92 does so in good faith shall not be subject to an action for civil damages as a result thereof.

93 [7.] 8. The department of health and senior services may suspend any certificate, permit  
94 or license required pursuant to sections 190.100 to 190.245 simultaneously with the filing of the  
95 complaint with the administrative hearing commission as set forth in subsection 2 of this section,  
96 if the department finds that there is an imminent threat to the public health. The notice of  
97 suspension shall include the basis of the suspension and notice of the right to appeal such  
98 suspension. The licensee may appeal the decision to suspend the license, certificate or permit  
99 to the department. The appeal shall be filed within ten days from the date of the filing of the  
100 complaint. A hearing shall be conducted by the department within ten days from the date the  
101 appeal is filed. The suspension shall continue in effect until the conclusion of the proceedings,  
102 including review thereof, unless sooner withdrawn by the department, dissolved by a court of  
103 competent jurisdiction or stayed by the administrative hearing commission.

**190.173. 1. All complaints, investigatory reports, and information pertaining to any**  
2 **applicant; holder of any certificate, permit, or license; or other individual are confidential**  
3 **and shall only be disclosed upon written consent of the person whose records are involved**  
4 **or to other administrative or law enforcement agencies acting within the scope of their**

5 statutory authority. However, no applicant; holder of any certificate, permit, or license;  
6 or other individual shall have access to any complaints, investigatory reports, or  
7 information concerning an investigation in progress until such time as the investigation has  
8 been completed as required by subsection 1 of section 190.248.

9       2. Any information regarding the identity, name, address, license, final disciplinary  
10 action taken, or currency of the license of the person possessing a license in accordance  
11 with sections 190.100 to 190.245 of any applicant shall not be confidential.

12       3. This section shall not be construed to authorize the release of records, reports,  
13 or other information which may be held in department files for any holder of any  
14 certificate, permit, or license, or applicant which is subject to other specific state or federal  
15 laws concerning their disclosure.

190.240. 1. Any hospital licensed under chapter 197 or any nursing home facility  
2 licensed under chapter 198 shall have policies and procedures that require the hospital or  
3 facility to give advance notification to emergency medical services personnel prior to the  
4 transportation of any at-risk behavioral health patient.

5       2. Any emergency medical services personnel licensed under this chapter who  
6 conducts interfacility transfers of at-risk behavioral health patients may be properly  
7 trained as determined by the ambulance services and emergency medical response agency  
8 medical director, established under section 190.103, with regard to proper restraining  
9 procedures and nonmedical management techniques, such as verbal de-escalation  
10 techniques, to handle such patients before their transportation.

11       3. Any physician treating an at-risk behavioral patient in an emergency situation  
12 who, after assessing the patient, determines that there is a reasonable cause to believe there  
13 is a likelihood that the patient may cause an imminent serious harm to himself, herself, or  
14 others unless the patient is immediately transported to another appropriate facility may  
15 place the patient on a temporary involuntary hold for a period of time necessary to  
16 effectuate the patient's transport. During the transport, the emergency medical services  
17 personnel may rely on the physician's hold order as a basis for implied consent to treat and  
18 transport the patient and shall not be liable for any claims of negligence, false  
19 imprisonment, or invasion of privacy based on such temporary hold, treatment, or  
20 transport of the patient.

21       4. Nothing in this section shall be construed to limit the patient's rights under the  
22 federal Mental Health Patient's Bill of Rights under 42 U.S.C. Section 9501(1)(A) and (F).

23       5. For the purposes of this section, "at-risk behavioral health patient" shall mean  
24 any patient who displays violent, homicidal, or suicidal ideation or behavior.

221.407. 1. The commission of any regional jail district may impose, by order, a sales tax in the amount of one-eighth of one percent, one-fourth of one percent, three-eighths of one percent, or one-half of one percent on all retail sales made in such region which are subject to taxation pursuant to the provisions of sections 144.010 to 144.525 for the purpose of providing jail services and court facilities and equipment for such region. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no order imposing a sales tax pursuant to this section shall be effective unless the commission submits to the voters of the district, on any election date authorized in chapter 115, a proposal to authorize the commission to impose a tax.

2. The ballot of submission shall contain, but need not be limited to, the following language:

Shall the regional jail district of ..... (counties' names) impose a region-wide sales tax of ..... (insert amount) for the purpose of providing jail services and court facilities and equipment for the region?

YES       NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

If a majority of the votes cast on the proposal by the qualified voters of the district voting thereon are in favor of the proposal, then the order and any amendment to such order shall be in effect on the first day of the second quarter immediately following the election approving the proposal. If the proposal receives less than the required majority, the commission shall have no power to impose the sales tax authorized pursuant to this section unless and until the commission shall again have submitted another proposal to authorize the commission to impose the sales tax authorized by this section and such proposal is approved by the required majority of the qualified voters of the district voting on such proposal; however, in no event shall a proposal pursuant to this section be submitted to the voters sooner than twelve months from the date of the last submission of a proposal pursuant to this section.

3. All revenue received by a district from the tax authorized pursuant to this section shall be deposited in a special trust fund and shall be used solely for providing jail services and court facilities and equipment for such district for so long as the tax shall remain in effect.

4. Once the tax authorized by this section is abolished or terminated by any means, all funds remaining in the special trust fund shall be used solely for providing jail services and court facilities and equipment for the district. Any funds in such special trust fund which are not

37 needed for current expenditures may be invested by the commission in accordance with  
38 applicable laws relating to the investment of other county funds.

39         5. All sales taxes collected by the director of revenue pursuant to this section on behalf  
40 of any district, less one percent for cost of collection which shall be deposited in the state's  
41 general revenue fund after payment of premiums for surety bonds as provided in section 32.087,  
42 shall be deposited in a special trust fund, which is hereby created, to be known as the "Regional  
43 Jail District Sales Tax Trust Fund". The moneys in the regional jail district sales tax trust fund  
44 shall not be deemed to be state funds and shall not be commingled with any funds of the state.  
45 The director of revenue shall keep accurate records of the amount of money in the trust fund  
46 which was collected in each district imposing a sales tax pursuant to this section, and the records  
47 shall be open to the inspection of officers of each member county and the public. Not later than  
48 the tenth day of each month the director of revenue shall distribute all moneys deposited in the  
49 trust fund during the preceding month to the district which levied the tax. Such funds shall be  
50 deposited with the treasurer of each such district, and all expenditures of funds arising from the  
51 regional jail district sales tax trust fund shall be paid pursuant to an appropriation adopted by the  
52 commission and shall be approved by the commission. Expenditures may be made from the fund  
53 for any function authorized in the order adopted by the commission submitting the regional jail  
54 district tax to the voters.

55         6. The director of revenue may [authorize the state treasurer to] make refunds from the  
56 amounts in the trust fund and credited to any district for erroneous payments and overpayments  
57 made, and may redeem dishonored checks and drafts deposited to the credit of such districts.  
58 If any district abolishes the tax, the commission shall notify the director of revenue of the action  
59 at least ninety days prior to the effective date of the repeal, and the director of revenue may order  
60 retention in the trust fund, for a period of one year, of two percent of the amount collected after  
61 receipt of such notice to cover possible refunds or overpayment of the tax and to redeem  
62 dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed  
63 after the effective date of abolition of the tax in such district, the director of revenue shall remit  
64 the balance in the account to the district and close the account of that district. The director of  
65 revenue shall notify each district in each instance of any amount refunded or any check redeemed  
66 from receipts due the district.

67         7. Except as provided in this section, all provisions of sections 32.085 and 32.087 shall  
68 apply to the tax imposed pursuant to this section.

69         8. The provisions of this section shall expire September 30, [2015] **2027**.

238.222. 1. The board shall possess and exercise all of the district's legislative and  
2 executive powers.

3           2. Within thirty days after the election of the initial directors or the selection of the initial  
4 directors pursuant to subsection 3 of section 238.220, the board shall meet. The time and place  
5 of the first meeting of the board shall be designated by the court that heard the petition upon the  
6 court's own initiative or upon the petition of any interested person. At its first meeting and after  
7 each election of new board members or the selection of the initial directors pursuant to  
8 subsection 3 of section 238.220 the board shall elect a chairman from its members.

9           3. The board shall appoint an executive director, district secretary, treasurer and such  
10 other officers or employees as it deems necessary.

11           4. At the first meeting, the board, by resolution, shall define the first and subsequent  
12 fiscal years of the district, [and] shall adopt a corporate seal, **and shall notify the state auditor**  
13 **as required in subsection 7 of this section.**

14           5. A simple majority of the board shall constitute a quorum. If a quorum exists, a  
15 majority of those voting shall have the authority to act in the name of the board, and approve any  
16 board resolution.

17           6. Each director shall devote such time to the duties of the office as the faithful discharge  
18 thereof may require and may be reimbursed for his actual expenditures in the performance of his  
19 duties on behalf of the district.

20           **7. Any district which has been previously organized and for which formation was**  
21 **approved prior to August 28, 2015, shall notify the state auditor's office in writing of the**  
22 **date it was organized and provide contact information for the current board of directors**  
23 **by December 31, 2015. Any district organized and formed after August 28, 2015, shall be**  
24 **required to notify the state auditor's office in writing of the date it was organized and**  
25 **provide contact information for the current board of directors within four months of the**  
26 **date the formation was approved by any court in this state.**

238.272. 1. The state auditor may audit each district not more than once every three  
2 years. The **actual** costs of this audit shall be paid by the district and shall not exceed the greater  
3 of three percent of the gross revenues received by the transportation district **or three percent of**  
4 **the expenditures made by the transportation district.**

5           **2. For petition audits performed on a transportation district by the state auditor,**  
6 **all expenses incurred in performing the audit including salaries of auditors, examiners,**  
7 **clerks, and other employees of the state auditor shall be paid by the transportation district,**  
8 **and the moneys shall be deposited in the petition audit revolving trust fund under section**  
9 **29.230. The actual costs of the audit shall not exceed the greater of three percent of the**  
10 **gross revenues received by the transportation district or three percent of the expenditures**  
11 **made by the transportation district.**

**285.517. Notwithstanding any provision of sections 285.500 to 285.515 or any other provision of law to the contrary, for any taxpayer undergoing an audit conducted by the department of labor and industrial relations regarding classification of an individual as an independent contractor or employee, if the taxpayer has been granted relief from the imposition of federal employment taxes under Section 530 of the Revenue Act of 1978, as amended, for an individual, with the result that the taxpayer can continue to classify the individual as an independent contractor for purposes of federal employment taxes, the department of labor and industrial relations and the department of revenue shall allow the taxpayer to classify the individual as an independent contractor for purposes of Missouri employment taxes with a maximum employment tax rate of one percent. Nothing in this section shall be construed to change in any way the status, liabilities, or rights of the individual whose status is at issue. This section terminates the liability of the employer for the Missouri employment taxes at the rate of one percent, but shall have no effect on the individual whose status is at issue.**

347.048. **1. (1)** Any limited liability company that owns and rents or leases real property, or owns unoccupied real property, located within any home rule city with a population of more than four hundred thousand inhabitants which is located in more than one county, shall file with that city's clerk an affidavit listing the name and **street** address of at least one **natural** person who has management control and responsibility for the real property owned and leased or rented by the limited liability company, or owned by the limited liability company and unoccupied.

**(2)** Within thirty days following the cessation of management control and responsibility of any natural person named in an affidavit described in this section, the limited liability company shall file a successor affidavit listing the name and street address of a natural person successor.

**2.** No limited liability company shall be charged a fee for filing an affidavit or successor affidavit required under this section.

**3.** If a limited liability company required by this section to file an affidavit or a successor affidavit fails or refuses to file said completed affidavit with the appropriate clerk, any person who is adversely affected by the failure or refusal or the home rule city may petition the circuit court in the county where the property is located to direct the execution and filing of such document.

534.350. The judge rendering judgment in any such cause may issue execution at any time after judgment, but such execution shall not be levied until after the expiration of the time allowed for the taking of an appeal, except [as in the next succeeding section is provided]:

4           **(1) Execution for the purpose of restoring possession shall be issued no sooner than**  
5 **ten days after the judgment. However, the execution for purposes of restoring possession**  
6 **shall be stayed pending an appeal if the losing party posts an appeal bond; and**

7           **(2) If it shall appear to the officer having charge of the execution that the defendant**  
8 **therein is about to remove, conceal, or dispose of his or her property, so as to hinder or**  
9 **delay the levy, the rents, profits, damages and costs may be levied before the expiration of**  
10 **the time allowed for taking an appeal.**

535.030. 1. Such summons shall be served as in other civil cases at least four days  
2 before the court date in the summons. The summons shall include a court date which shall not  
3 be more than twenty-one business days from the date the summons is issued unless at the time  
4 of filing the affidavit the plaintiff or plaintiff's attorney consents in writing to a later date.

5           2. In addition to attempted personal service, the plaintiff may request, and thereupon the  
6 clerk of the court shall make an order directing that the officer, or other person empowered to  
7 execute the summons, shall also serve the same by securely affixing a copy of such summons and  
8 the complaint in a conspicuous place on the dwelling of the premises in question at least ten days  
9 before the court date in such summons, and by also mailing a copy of the summons and  
10 complaint to the defendant at the defendant's last known address by ordinary mail at least ten  
11 days before the court date. If the officer, or other person empowered to execute the summons,  
12 shall return that the defendant is not found, or that the defendant has absconded or vacated his  
13 or her usual place of abode in this state, and if proof be made by affidavit of the posting and of  
14 the mailing of a copy of the summons and complaint, the judge shall at the request of the plaintiff  
15 proceed to hear the case as if there had been personal service, and judgment shall be rendered  
16 and proceedings had as in other cases, except that no money judgment shall be granted the  
17 plaintiff where the defendant is in default and service is by the posting and mailing procedure  
18 set forth in this section.

19           3. If the plaintiff does not request service of the original summons by posting and  
20 mailing as provided in subsection 2 of this section, and if the officer, or other person empowered  
21 to execute the summons, makes return that the defendant is not found, or that the defendant has  
22 absconded or vacated the defendant's usual place of abode in this state, the plaintiff may request  
23 the issuance of an alias summons and service of the same by posting and mailing in the time and  
24 manner provided in subsection 2 of this section. In addition, the plaintiff or an agent of the  
25 plaintiff who is at least eighteen years of age may serve the summons by posting and mailing a  
26 copy of the summons in the time and manner provided in subsection 2 of this section. Upon  
27 proof by affidavit of the posting and of the mailing of a copy of the summons or alias summons  
28 and the complaint, the judge shall proceed to hear the case as if there had been personal service,  
29 and judgment shall be rendered and proceedings had as in other cases, except that no money

30 judgment shall be granted the plaintiff where the defendant is in default and service is by the  
31 posting and mailing procedure provided in subsection 2 of this section.

32 4. [On the date judgment is rendered as provided in this section where the defendant is  
33 in default, the clerk of the court shall mail to the defendant at the defendant's last known address  
34 by ordinary mail a notice informing the defendant of the judgment and the date it was entered,  
35 and stating that] The defendant has ten days from the date of the judgment to file a motion to set  
36 aside the judgment [in the circuit court, as the case may be,] and [that] unless the judgment is set  
37 aside within ten days, the judgment **for possession** will become final and the defendant will be  
38 subject to eviction from the premises without further notice. **On the date judgment is rendered**  
39 **if the defendant is in default, the clerk of the court shall mail to the defendant at the**  
40 **defendant's last known address by ordinary mail a notice informing the defendant of the**  
41 **foregoing.**

535.110. Applications for appeals shall be allowed and conducted in the manner  
2 provided as in other civil cases; but no application for an appeal shall stay execution unless the  
3 defendant [give] **gives** bond, with security sufficient to secure the payment of all damages, costs  
4 and rent then due, and with condition to stay waste and to pay all subsequently accruing rent, if  
5 any, into court within ten days [after it becomes due,] **after an entry of the judgment by the**  
6 **trial court, all other provisions of law to the contrary notwithstanding,** pending  
7 determination of the appeal. **Execution for the purpose of restoring possession shall be stayed**  
8 **pending an appeal if the losing party posts a sufficient appeal bond.**

535.160. If the defendant, on the date any money judgment is given in any action  
2 pursuant to this chapter, either tenders to the landlord, or brings into the court where the suit is  
3 pending, all the rent then in arrears, and all the costs, further proceedings in the action shall cease  
4 and be stayed. If on any date after the date of any original trial, **but before the judgment**  
5 **becomes final,** the defendant shall satisfy such money judgment and pay all costs, any execution  
6 for possession of the subject premises shall cease and be stayed; except that the landlord shall  
7 not thereby be precluded from making application for appeal from such money judgment. If for  
8 any reason no money judgment is entered against the defendant and judgment for the plaintiff  
9 is limited only to possession of the subject premises, no stay of execution shall be had, except  
10 as provided by the provisions of section 535.110 or the rules of civil procedure or by agreement  
11 of the parties.

535.300. 1. A landlord may not demand or receive a security deposit in excess of two  
2 months' rent.

3 2. Within thirty days after the date of termination of the tenancy, the landlord shall:

4 (1) Return the full amount of the security deposit; or

5 (2) Furnish to the tenant a written itemized list of the damages for which the security  
6 deposit or any portion thereof is withheld, along with the balance of the security deposit. The  
7 landlord shall have complied with this subsection by mailing such statement and any payment  
8 to the last known address of the tenant.

9 3. The landlord may withhold from the security deposit only such amounts as are  
10 reasonably necessary for the following reasons:

11 (1) To remedy a tenant's default in the payment of rent due to the landlord, pursuant to  
12 the rental agreement;

13 (2) To restore the dwelling unit to its condition at the commencement of the tenancy,  
14 ordinary wear and tear excepted; **provided, however, that this term does not preclude a**  
15 **landlord and tenant from agreeing, in the rental agreement between them, upon amounts**  
16 **or fees to be charged for specific services that may be required to return the premises to**  
17 **its condition at the commencement of the tenancy including, but not limited to, cleaning**  
18 **of the carpet, flooring, walls, or windows; or**

19 (3) To compensate the landlord for actual damages sustained as a result of the tenant's  
20 failure to give adequate notice to terminate the tenancy pursuant to law or the rental agreement;  
21 provided that the landlord makes reasonable efforts to mitigate damages.

22 4. The landlord shall give the tenant or his representative reasonable notice in writing  
23 at his last known address or in person of the date and time when the landlord will inspect the  
24 dwelling unit following the termination of the rental agreement to determine the amount of the  
25 security deposit to be withheld, and the inspection shall be held at a reasonable time. The tenant  
26 shall have the right to be present at the inspection of the dwelling unit at the time and date  
27 scheduled by the landlord.

28 5. If the landlord wrongfully withholds all or any portion of the security deposit in  
29 violation of this section, the tenant shall recover as damages not more than twice the amount  
30 wrongfully withheld.

31 6. Nothing in this section shall be construed to limit the right of the landlord to recover  
32 actual damages in excess of the security deposit, or to permit a tenant to apply or deduct any  
33 portion of the security deposit at any time in lieu of payment of rent.

34 7. As used in this section, the term "security deposit" means any deposit of money or  
35 property, however denominated, which is furnished by a tenant to a landlord to secure the  
36 performance of any part of the rental agreement, including damages to the dwelling unit. This  
37 term does not include any money or property denominated as a deposit for a pet on the premises.

**590.652. 1. Each city, county, and city not within a county may establish a**  
2 **personnel advisory board to hear any appeal regarding corrective or disciplinary actions**

3 against any law enforcement officer that have resulted in the demotion, suspension, or  
4 dismissal of the officer.

5       2. Any board established under this section shall be comprised of seven members  
6 appointed by the governing body of the city, county, or city not within a county and two  
7 alternate members to serve in the absence or disqualification of any member. The seven-  
8 member board shall designate one of its members as the chair. Five board members shall  
9 constitute a quorum for the transaction of business, and all actions of the board shall be  
10 approved by a simple majority of those present at any meeting. The members shall not  
11 receive compensation but shall receive reimbursement from the local governing body for  
12 all reasonable and necessary expenses.

13       3. Members of the personnel advisory board shall:

14       (1) Be residents and qualified registered voters of the city, county, or city not within  
15 a county;

16       (2) Hold no other elected public office or position in local government during their  
17 term on the board;

18       (3) Be appointed to staggered three year terms of office;

19       (4) Have significant and substantive knowledge of social, legislative, political, and  
20 administrative factors affecting personnel management and employee relations; and

21       (5) In their deliberations and recommendations consider the best interest of  
22 effective, efficient services to the public as well as consistent, equitable application of  
23 applicable rules, policies, procedures, and regulations.

24       4. The board shall have the responsibility to review certain actions against any law  
25 enforcement officer employed by the city, county, or city not within a county and perform  
26 other adjudicatory and advisory duties with reference to the employment of law  
27 enforcement officers as the local governing body may require or request. In performing  
28 its responsibilities, the board shall hold an appellate hearing regarding any corrective or  
29 disciplinary actions against any such law enforcement officer that has resulted in  
30 disciplinary demotion, suspension, or dismissal of the officer. The hearing shall be a  
31 private hearing unless the officer requests the hearing to be public, in which case the public  
32 shall be given notice of the hearing fifteen days in advance of the time of the hearing and  
33 such hearing shall be open to public testimony and for public viewing.

34       5. The findings and recommendations of the board, and the basis therefore, shall  
35 be submitted to the local governing body. No finding or recommendation shall be based  
36 solely upon an unsworn complaint or statement, nor shall prior unsubstantiated,  
37 unfounded, or withdrawn complaints be the basis for any such findings or  
38 recommendations.

610.010. As used in this chapter, unless the context otherwise indicates, the following  
2 terms mean:

3 (1) "Closed meeting", "closed record", or "closed vote", any meeting, record or vote  
4 closed to the public;

5 (2) "Copying", if requested by a member of the public, copies provided as detailed in  
6 section 610.026, if duplication equipment is available;

7 (3) "Public business", all matters which relate in any way to the performance of the  
8 public governmental body's functions or the conduct of its business;

9 (4) "Public governmental body", any legislative, administrative or governmental entity  
10 created by the constitution or statutes of this state, by order or ordinance of any political  
11 subdivision or district, judicial entities when operating in an administrative capacity, or by  
12 executive order, including:

13 (a) Any body, agency, board, bureau, council, commission, committee, board of regents  
14 or board of curators or any other governing body of any institution of higher education, including  
15 a community college, which is supported in whole or in part from state funds, including but not  
16 limited to the administrative entity known as "The Curators of the University of Missouri" as  
17 established by section 172.020;

18 (b) Any advisory committee or commission appointed by the governor by executive  
19 order;

20 (c) Any department or division of the state, of any political subdivision of the state, of  
21 any county or of any municipal government, school district or special purpose district including  
22 but not limited to sewer districts, water districts, and other subdistricts of any political  
23 subdivision;

24 (d) Any other legislative or administrative governmental deliberative body under the  
25 direction of three or more elected or appointed members having rulemaking or quasi-judicial  
26 power;

27 (e) Any committee appointed by or at the direction of any of the entities and which is  
28 authorized to report to any of the above-named entities, any advisory committee appointed by  
29 or at the direction of any of the named entities for the specific purpose of recommending, directly  
30 to the public governmental body's governing board or its chief administrative officer, policy or  
31 policy revisions or expenditures of public funds including, but not limited to, entities created to  
32 advise bi-state taxing districts regarding the expenditure of public funds, or any policy advisory  
33 body, policy advisory committee or policy advisory group appointed by a president, chancellor  
34 or chief executive officer of any college or university system or individual institution at the  
35 direction of the governing body of such institution which is supported in whole or in part with  
36 state funds for the specific purpose of recommending directly to the public governmental body's

37 governing board or the president, chancellor or chief executive officer policy, policy revisions  
38 or expenditures of public funds provided, however, the staff of the college or university  
39 president, chancellor or chief executive officer shall not constitute such a policy advisory  
40 committee. The custodian of the records of any public governmental body shall maintain a list  
41 of the policy advisory committees described in this subdivision;

42 (f) Any quasi-public governmental body. The term "quasi-public governmental body"  
43 means any person, corporation or partnership organized or authorized to do business in this state  
44 pursuant to the provisions of chapter 352, 353, or 355, or unincorporated association which  
45 either:

46 a. Has as its primary purpose to enter into contracts with public governmental bodies,  
47 or to engage primarily in activities carried out pursuant to an agreement or agreements with  
48 public governmental bodies; or

49 b. Performs a public function as evidenced by a statutorily based capacity to confer or  
50 otherwise advance, through approval, recommendation or other means, the allocation or issuance  
51 of tax credits, tax abatement, public debt, tax-exempt debt, rights of eminent domain, or the  
52 contracting of leaseback agreements on structures whose annualized payments commit public  
53 tax revenues; or any association that directly accepts the appropriation of money from a public  
54 governmental body, but only to the extent that a meeting, record, or vote relates to such  
55 appropriation; and

56 (g) Any bi-state development agency established pursuant to section 70.370;

57 (5) "Public meeting", any meeting of a public governmental body subject to sections  
58 610.010 to 610.030 at which any public business is discussed, decided, or public policy  
59 formulated, whether such meeting is conducted in person or by means of communication  
60 equipment, including, but not limited to, conference call, video conference, internet chat, or  
61 internet message board. The term "public meeting" shall not include an informal gathering of  
62 members of a public governmental body for ministerial or social purposes when there is no intent  
63 to avoid the purposes of this chapter, but the term shall include a public vote of all or a majority  
64 of the members of a public governmental body, by electronic communication or any other means,  
65 conducted in lieu of holding a public meeting with the members of the public governmental body  
66 gathered at one location in order to conduct public business;

67 (6) "Public record", any record, whether written or electronically stored, retained by or  
68 of any public governmental body including any report, survey, memorandum, or other document  
69 or study prepared for the public governmental body by a consultant or other professional service  
70 paid for in whole or in part by public funds, including records created or maintained by private  
71 contractors under an agreement with a public governmental body or on behalf of a public  
72 governmental body; provided, however, that personally identifiable student records maintained

73 by public educational institutions shall be open for inspection by the parents, guardian or other  
74 custodian of students under the age of eighteen years and by the parents, guardian or other  
75 custodian and the student if the student is over the age of eighteen years. The term "public  
76 record" shall not include any internal memorandum or letter received or prepared by or on behalf  
77 of a member of a public governmental body consisting of advice, opinions and recommendations  
78 in connection with the deliberative decision-making process of said body, unless such records  
79 are retained by the public governmental body or presented at a public meeting. **Nor shall any**  
80 **document which has never been in the possession of the public governmental body, its**  
81 **employees, or consultants be deemed to be a public record in the custody of such public**  
82 **governmental body.** Any document or study prepared for a public governmental body by a  
83 consultant or other professional service as described in this subdivision shall be retained by the  
84 public governmental body in the same manner as any other public record;

85 (7) "Public vote", any vote, whether conducted in person, by telephone, or by any other  
86 electronic means, cast at any public meeting of any public governmental body.

**660.755. 1. There shall be created the joint interim legislative committee on human  
2 investment and social impact bonds.**

3 **2. The committee shall consist of the following members:**

4 **(1) Six members of the house of representatives, four appointed by the speaker of**  
5 **the house and two appointed by the minority floor leader; and**

6 **(2) Six members of the senate, four appointed by the president pro tem of the senate**  
7 **and two by the minority leader of the senate.**

8  
9 **A majority of the members of the committee shall constitute a quorum. The members shall**  
10 **select one of its members to serve as chair and one to serve as vice chair.**

11 **3. The committee shall:**

12 **(1) Research the Pay for Success federal program and similar state programs to**  
13 **determine whether a similar program would be beneficial to Missouri;**

14 **(2) Determine the feasibility of whether social impact bonds would be a beneficial**  
15 **financial tool for Missouri;**

16 **(3) Determine whether social impact bond agreements would use public resources**  
17 **more efficiently and improve services for disadvantaged populations;**

18 **(4) Identify third party providers that create and implement prevention-based**  
19 **social service programs and services that demonstrably result in positive impacts for**  
20 **individuals and families that are cost beneficial and that efficiently utilize government**  
21 **resources, such programs may focus on recidivism, homelessness, workforce development,**

22 preventative health care, early childhood and home-visiting programs, or the foster care  
23 system;

24 (5) Develop and approve metrics by which to evaluate the third party provider's  
25 fiscal impact and project efficacy;

26 (6) Identify third party evaluators that determine whether a social impact bond  
27 agreement has been successfully performed; and

28 (7) Compile a full report on social impact bonds for the submission to the general  
29 assembly by January thirtieth of each year that the general assembly convenes in regular  
30 session.

31 4. The provisions of this section shall expire on January 30, 2020.

Section 1. 1. As used in this section, the term "scrap metal" shall mean a metal  
2 containing brass, copper, copper alloy, aluminum, stainless steel, magnesium, or another  
3 metal traded on commodity markets that sell for fifty cents per pound or greater. The  
4 term shall not include precious metals such as gold, silver, or platinum.

5 2. The "Joint Legislative Task Force on Scrap Metal Salvage Dealers" is hereby  
6 created to study statutes and regulations concerning scrap metal and salvage materials,  
7 disparities in or needs for modification to existing statutes or regulations concerning scrap  
8 metal, and ways in which existing statutes or regulations may be improved to reduce the  
9 theft and sale of materials as scrap metal.

10 3. The task force shall consisted of the following members:

11 (1) One member of the general assembly appointed by the president pro tem of the  
12 senate;

13 (2) One member of the general assembly appointed by the minority floor leader of  
14 the senate;

15 (3) One member of the general assembly appointed by the speaker of the house of  
16 representatives; and

17 (4) One member of the general assembly appointed by the minority leader of the  
18 house of representatives.

19 4. Members of the task force shall serve without compensation and shall compile  
20 a report of their findings for delivery to the governor, the president pro tem of the senate,  
21 and the speaker of the house of representatives no later than December 31, 2015.

Section 2. Such sovereign immunity or governmental tort immunity as existed at  
2 common law in this state prior to September 12, 1977, is extended to include and apply to  
3 any nonprofit corporation formed for the primary purpose of managing, operating, or  
4 maintaining a streetcar transit system located in any home rule city with more than three  
5 hundred fifty thousand inhabitants, and to its contractors and subcontractors and all of

6 **their respective employees, in tort actions where the injury occurred on or after August 28,**  
7 **2015, subject to the waivers in section 537.610, except that such entities' and individuals'**  
8 **liability limits for tort claims shall be three times the adjusted amounts under subsections**  
9 **1, 2, and 5 of section 537.610. Upon request of the plaintiff in an action against such**  
10 **defendant, the case shall be arbitrated by a panel of three arbiters under the provisions of**  
11 **chapter 435.**

2 [534.360. If it shall appear to the officer having charge of the execution  
3 that the defendant therein is about to remove, conceal or dispose of his property,  
4 so as to hinder or delay the levy, the rents and profits, damages and costs may be  
levied before the expiration of the time allowed for taking an appeal.]

✓