

92<sup>nd</sup> General Assembly

Second Regular Session

MISSOURI SENATE



WEEKLY BILL STATUS REPORT

**APRIL 19 - 23, 2004**

Prepared by  
Divisions of Research and Computer Information Systems

MISSOURI SENATE

BILL STATUS

SENATE BILLS

\*\*SB 0700\*\*

SCS SB 700

SENATE SPONSOR Russell

2970S.03P

SCS/SB 700 - This act authorizes the creation of an enterprise zone in Laclede County, and a satellite enterprise zone in Independence.

JEFF CRAVER

120103 Prefiled

010704 S First Read S6

010804 Second Read and Referred S Economic Development, Tourism and Local Government Committee S77

011404 Hearing Conducted S Economic Development, Tourism and Local Government Committee

020404 SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee (2970S.03C)

022404 Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS S367

022504 SCS S adopted S378

022504 Perfected S378

022604 Reported Truly Perfected S Rules Committee S387

022604 Referred S Governmental Accountability & Fiscal Oversight Committee S486

030104 Hearing Cancelled S Governmental Accountability and Fiscal Oversight Committee

030204 Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee

030204 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee

030204 Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor S513

030404 S Third Read and Passed S539

030404 H First Read H506

030804 H Second Read H516

031104 Referred H Local Government Committee H618

040804 Hearing Conducted H Local Government Committee

040804 Voted Do Pass H Local Government Committee

EFFECTIVE : August 28, 2004

\*\*SB 0701\*\*

SENATE SPONSOR Russell

2955S.01I

Exempts public employees from union membership, prohibits payroll deductions and requirement of service fees

010804 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S77

\*\*SB 0702\*\*

SENATE SPONSOR Russell

2708S.01I

Requires University of Missouri board of curators to make  
policy decisions by means of a roll-call vote

011504 Second Read and Referred S Education Committee S117

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\*\*SB 0703\*\*

SENATE SPONSOR Caskey

2947S.04I

SB 703 - This act provides that if a person files a petition  
for modification of child custody and owes past due child  
support, then he or she must post a bond in the amount of the  
past due child support owed or the reasonable legal fees of the  
custodial parent, whichever is greater, prior to filing the  
petition. The bond shall be held in escrow by the court until  
the modification proceedings have been concluded. Then, the bond  
shall be transmitted to the Division of Child Support Enforcement  
for disbursement to the custodial parent.

LORIE TOWE

120103 Prefiled

010704 S First Read S6

010804 Second Read and Referred S Judiciary and Civil & S77  
Criminal Jurisprudence Committee011204 Hearing Conducted S Judiciary & Civil & Criminal  
Jurisprudence Committee-Consent020204 Voted Do Pass S Judiciary & Civil & Criminal  
Jurisprudence Committee-Consent020904 Reported From S Judiciary & Civil & Criminal S254  
Jurisprudence Committee to Floor - Consent

021204 Removed from Consent Calendar S289

EFFECTIVE : August 28, 2004

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\*\*SB 0704\*\*

SENATE SPONSOR Caskey

2470S.02I

Allows certain DWI offenders to receive hardship licenses  
after serving 90 days of the revocation period

011204 Hearing Scheduled, Not Heard S Judiciary and Civil  
& Criminal Jurisprudence Committee

\*\*SB 0705\*\*

SENATE SPONSOR Caskey

2798S.02I

Requires insurers to provide coverage for hearing aids for children

030304 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee

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\*\*SB 0706\*\*

SENATE SPONSOR Mathewson

2892S.02I

Enacts various medical malpractice measures

012604 Hearing Conducted S Judiciary & Civil & Criminal Jurisprudence Committee

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\*\*SB 0707\*\*

SENATE SPONSOR Mathewson

3160S.01I

Repeals loss limits and raises the AGR tax on certain gaming boats

021704 Hearing Conducted S Ways & Means Committee

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\*\*SB 0708\*\*

SENATE SPONSOR Mathewson

2823S.01I

Requires imposition of recoupment fees

020904 Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee

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\*\*SB 0709\*\*

SENATE SPONSOR Goode

2637S.01I

Creates a senior property tax deferral program

010804 Second Read and Referred S Ways & Means Committee S77

\*\*SB 0710\*\*

SCS SB 710

SENATE SPONSOR Goode

2638S.06P

SCS/SB 710 - This act modifies the child passenger restraint law, changes the method of enforcing the seat belt law (secondary to primary), makes installing fake airbags a Class D felony, revises numerous laws relating to bicycle safety, and requires the Department of Revenue to notify motorists when Missouri driving statutes are altered.

CHILD PASSENGER RESTRAINT - This act requires children less than four years old, regardless of weight, or children weighing less than 40 pounds, regardless of age, to use an appropriate child passenger restraint system. The act requires children four years of age through five years of age or who weigh 40 pounds to 60 pounds to be secured in a child passenger restraint system or a child booster seat. Children six years of age or older, or children who are at least 60 pounds, must use a safety belt, child restraint system or booster seat. Children weighing more than 40 pounds, who would otherwise be required to be secured in a booster seat, may be transported in the back seat while only wearing a lap belt if the back seat of the motor vehicle is not equipped with a combination lap and shoulder belt for booster seat installation.

A person may escape the \$25 penalty by demonstrating that the person obtained a child safety seat prior to or at his or her hearing which is satisfactory to the court or the party responsible for prosecuting the violator's citation. No points will be assessed against a person's driver's license for violating the child restraint provisions of this act. If there are more persons than there are seat belts in the car, then the passengers must sit in the area behind the front seat unless the vehicle is designed only for a front-seated area. This exception does not apply to passengers riding with an intermediate licensee. This act has an effective date of January 1, 2005. This portion of the act is substantially similar to SB 9 (2003), SB 647 (2002) and SB 549 (2001).

PRIMARY SEAT BELT ENFORCEMENT - This act permits a law enforcement officer to enforce the seat belt law if the violation is clearly visible to the officer without stopping the vehicle. The act provides noncompliance with the seat belt law shall not constitute probable cause for a search of the driver, passenger, or vehicle. The act also increases the seat belt fine from \$10 to \$15. This portion of the act is similar to SB 1260 (2004)(section 307.178).

AIRBAG FRAUD - This act makes it a class D felony to install an airbag that does not comply with federal standards or an

airbag which has previously been installed in another motor vehicle without disclosing that fact (section 307.156).

**BICYCLE SAFETY** - This act provides for various measures relating to bicycle safety and the duties owed to bicyclists by motorists. The bicycle safety provisions have an effective date of January 1, 2005.

**DESIGNATED BICYCLE LANES** - This act prohibits blocking or obstructing a designated bicycle lane with a parked or standing motor vehicle. The act establishes standards for motorists crossing bicycle lanes (Section 300.330).

**DEGREE OF CARE** - This act requires drivers to exercise the highest degree of care to avoid colliding with pedestrians, bicyclists, and motorcyclists (Section 300.410- Model Traffic Ordinance, Sections 304.677 and 537.038).

**PASSING A BICYCLIST** - This act requires motorists to pass bicyclists with the highest degree of care by leaving a safe distance between the motor vehicle and the bicycle (no less than 3 feet) (Section 300.411-Model Traffic Ordinance and Section 304.678).

**UNIFORM SCHOOL SPEED ZONES** - This act allows counties and municipalities to establish a maximum speed limit within school zones of not less than 20 miles per hour. The counties and municipalities may establish a speed limit lower than 20 mph if it finds that a lower limit is needed to promote public safety. This act allows the county or municipality to double the fines for traffic violations that occur within a school zone (Section 304.675).

**DEFINITION OF BICYCLE** - This act modifies the definition of bicycle to include vehicles propelled by human power having two parallel wheels and one forward or rear wheel, all of which are more than 14" in diameter (Section 307.180).

**APPROACHING AN INTERSECTION** - This act requires bicyclists approaching a stop sign to slow down or stop before entering the intersection. The bicyclist shall yield the right-of-way to any vehicle in the intersection or approaching in such a manner to constitute an immediate hazard. Under this act, a bicyclist approaching a traffic light shall stop before entering the intersection, except that the bicyclist may cautiously make a right-hand turn without stopping (section 307.189).

**RIDING ON SHOULDERS** - This act provides that the riding of bicycles on shoulders shall be permitted unless local regulations or State Highways and Transportation Commission regulations provide otherwise. If shoulder travel is prohibited, it shall be clearly designated by sign (Section

307.191).

INVOLUNTARY MANSLAUGHTER - This act provides that recklessly causing the death of a person with a vehicle is first degree involuntary manslaughter. Recklessness shall be presumed if the operator of the vehicle passes too closely under the act or operates the vehicle in a manner inconsistent with federal, state or local law. The person's prior driving record (traffic violations) may be used as evidence in establishing a pattern, and thus the person's knowledge of habitual unsafe or illegal vehicle operation and conscious disregard of the substantial and unjustifiable risk of operation. The act also provides that operating a vehicle in manner that violates federal, state or local law and causes the death of another person is second degree involuntary manslaughter (Section 565.024).

ASSAULT - This act provides that recklessly causing serious physical injury to another person with a vehicle is 2nd degree assault. Recklessness shall be presumed if it is shown that the motorist overtook a bicyclist too closely by failing to leave a safe distance of at least three feet (Section 565.060). The act also provides that if a person operates a vehicle in a manner that violates a traffic law or regulation and the violation causes serious physical injury to another person, then the person is guilty of 3rd degree assault (Section 565.070).

DOR NOTIFICATION - Under this act, whenever Missouri driving statutes are altered, the Department of Revenue must notify Missouri motorists via public service announcements or other mass communication means of said changes before those changes become effective (Section 1).

STEPHEN WITTE

120103	Prefiled	
010704	S First Read	S6
010804	Second Read and Referred S Transportation Committee	S77
021004	Hearing Conducted S Transportation Committee	
030404	SCS Voted Do Pass S Transportation Com. (2638S.06C)	
030404	Reported From S Transportation Com. to Floor w/SCS	S536
031704	Bill Placed on Informal Calendar	S679
033104	SA 1 to SCS S offered & adopted (Dolan)	S784
033104	SA 2 to SCS S offered (Dolan)	S784-785
033104	SA 1 to SA 2 to SCS S offered & withdrawn (Caskey)	S785
033104	SA 2 to SCS S withdrawn	S785
033104	SA 3 to SCS S offered & adopted (Dolan)	S785
033104	SA 4 to SCS S offered & withdrawn (Caskey)	S785-786
033104	SA 5 to SCS S offered & adopted (Caskey)	S786
033104	SA 6 to SCS S offered & adopted (Loudon)	S786
033104	SA 7 to SCS S offered (Bray)	S786-792
033104	SA 1 to SA 7 to SCS S offered & adopted (Goode)	S792



033104 SA 2 to SA 7 to SCS S offered & adopted (Gross)	S792
033104 SA 3 to SA 7 to SCS S offered & adopted (Loudon)	S792
033104 SA 7 to SCS, as amended, S adopted	S792
033104 SCS, as amended, S adopted	S792
033104 Perfected	S792
040504 Reported Truly Perfected S Rules Committee	S831
040604 S Third Read and Passed	S841
040604 H First Read	H982
040704 H Second Read	H989
040804 Referred H Transportation & Motor Vehicle Committee	H1030
042104 Hearing Conducted H Transportation & Motor Vehicle Committee	

EFFECTIVE : January 1, 2005

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\*\*SB 0711\*\*

SENATE SPONSOR Goode

3188S.02I

Adds provisions concerning job creation and fiscal  
accountability for economic development programs

030904 Hearing Conducted S Ways & Means Committee

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\*\*SB 0712\*\*

SENATE SPONSOR Quick

2984S.01I

Creates a \$150,000 death benefit for public safety officers  
killed in the line of duty

011204 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 0713\*\*

SENATE SPONSOR Quick

2988S.01I

Eliminates the death penalty

030804 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0714\*\*

SS SCS SBs 714 & 761  
SENATE SPONSOR Kinder

3171S.06P

SS/SCS/SBs 714 & 761 - This act renames "Southwest Missouri State University" as "Missouri State University" and "Central Missouri State University" as "The University of Central Missouri."

The act specifies that the name change of any higher education institution contained in that section shall not authorize the establishment of new degree programs other than as established by statute, including approval by the Coordinating Board.

Further, the act alters the composition of the governing board of the renamed Missouri State University from eight members to ten.

Lastly, the act contains what is in essence a "non-compete" clause, the provisions of which restrict Missouri State University from duplicating the research, missions, professional doctoral programs, and existing first professional programs of the University of Missouri.

This act is similar to the SS/SB 217 from 2003.  
DONALD THALHUBER

120103	Prefiled	
010704	S First Read	S6
010804	Second Read and Referred S Pensions & General Laws Committee	S77
011304	Hearing Conducted S Pensions & General Laws Committee	
012104	SCS Voted Do Pass (w/SCS SBs 714 & 761) S Pensions and General Laws Committee (3171.02C)	
012204	Reported From S Pensions & General Laws Committee to Floor w/SCS	S147
012804	SS for SCS S offered (Kinder) (3171S.06F)	S178
012804	SS for SS for SCS S offered & defeated (Jacob) (3171S.07F)	S178-180
012804	SS#2 for SS for SCS S offered & defeated (Jacob) (3171S.08F)	S180-181
012804	SS#3 for SS for SCS S offered & defeated (Jacob) (3171S.09F)	S181
012804	SA 1 to SS for SCS S offered & withdrawn (Jacob)	S181-182
012804	SA 2 to SS for SCS S offered & defeated (Jacob)	S182
012804	SA 3 to SS for SCS S offered & adopted (Caskey)	S183
012804	SA 4 to SS for SCS S offered & defeated (Jacob)	S183
012804	SA 5 to SS for SCS S offered & Ruled out of order (Bray)	S183-184
012804	SA 6 to SS for SCS S offered & adopted (Champion)	S184
012804	SA 7 to SS for SCS S offered (Jacob)	S184
012804	Bill Placed on Informal Calendar	S185
012904	SA 7 to SS for SCS S Ruled out of order	S193
012904	SA 8 to SS for SCS S offered & defeated (Jacob)	S193-195
012904	SA 9 to SS for SCS S offered & Ruled out of	S195

order (Jacob)

012904	SA 10 to SS for SCS S offered (Jacob)	S195
012904	Bill Placed on Informal Calendar	S195
020204	SA 1 to SA 10 to SS for SCS S offered & Ruled out of order (Jacob)	S205
020204	SA 10 to SS for SCS S Ruled out of order	S205
020204	SA 11 to SS for SCS S offered & withdrawn (Jacob)	S205-206
020204	SA 12 to SS for SCS S offered & defeated (Jacob)	S206
020204	SA 13 to SS for SCS S offered (Jacob)	S207
020204	Bill Placed on Informal Calendar	S207
020304	SA 13 to SS for SCS S defeated	S212
020304	SA 14 to SS for SCS S offered (Jacob)	S212-214
020304	SSA 1 for SA 14 to SS for SCS S offered (Caskey)	S214-215
020304	SA 1 to SSA 1 for SA 14 to SS for SCS S offered & withdrawn (Jacob)	S215
020304	SA 2 to SSA 1 for SA 14 to SS for SCS S offered & withdrawn (Jacob)	S215-216
020304	SA 3 to SSA 1 for SA 14 to SS for SCS S offered & withdrawn (Jacob)	S216-217
020304	SA 4 to SSA 1 for SA 14 to SS for SCS S offered (Jacob)	S217-218
020304	SSA 1 to SA 14 to SS for SCS S withdrawn	S219
020304	SA 14 to SS for SCS S withdrawn	S219
020304	SA 15 to SS for SCS S offered & defeated (Jacob)	S219
020304	SA 16 to SS for SCS S offered & defeated (Jacob)	S219-220
020304	SA 17 to SS for SCS S offered & defeated (Jacob)	S220
020304	SA 18 to SS for SCS S offered & defeated (Jacob)	S220-221
020304	SA 19 to SS for SCS S offered & defeated (Jacob)	S221-222
020304	SA 20 to SS for SCS S offered & defeated (Bray)	S222
020304	SA 21 to SS for SCS S offered & withdrawn (Jacob)	S222-223
020304	SA 22 to SS for SCS S offered & adopted (Champion)	S223
020304	SS for SCS, as amended, S adopted	S223
020304	Perfected	S223

EFFECTIVE : August 28, 2004

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\*\*SB 0715\*\*

SS SS SCS SB 715

SENATE SPONSOR Childers

HOUSE HANDLER Johnson-47

2789S.10P

SS/SS/SCS/SB 715 - This act modifies the classification of counties. The assessed valuation necessary to qualify as a first class county is increased from the current \$450 million to \$600 million. The assessed valuation necessary to qualify as a second class county is increased from the current \$300 million to \$450 million. No county will move to a lower classification than its current classification as a result of the changes in the assessed valuation requirement, however, such a county may move to a lower classification after five years at a level below the requisite amount for the counties current classification. (Section 48.020 & 48.030)

The act allows any county that has the requisite assessed valuation to become a first class county to choose to do so upon an affirmative vote of the county's governing body, even though the county has not had such valuation for five successive years as required under current law. (Section 48.030)

The act authorizes Jasper and Cass County to adopt rules, regulations, or ordinances to impose a civil fine of not more than \$1000 per violation for certain misdemeanors. The appointed county counselor prosecutes such violations. Fines collected pursuant to this act shall be paid into the county general fund to be used to pay for the cost of enforcement of such offenses. Currently, only Boone County has such authorization. (Section 49.272)

The act allows county officials' salaries to be computed on an assessed valuation basis without regard to modifications because of the existence of enterprise zones. (Section 50.343)

This act authorizes county commissions to establish by ordinance or order a "County Law Enforcement Restitution Fund", which shall be under the supervision of a board of trustees with certain requirements for the composition of membership. The money in the fund can only be used for certain law enforcement purposes such as narcotics investigation, prevention, and intervention, the purchase of equipment, and other related expenses. The county commission may not reduce an law enforcement agency's budget as a result of money that it receives from the fund. (Section 50.550 and 50.565)

This act allows the court to order payment to a statutorily created fund for costs incurred as a result of an offender's actions. The performance of free work ordered by the court may be performed for offender treatment programs, work release programs in local facilities, and community-based residential and nonresidential programs.

This act establishes that the court may specifically order payment to a county law enforcement restitution fund and the money can only be used for the purposes provided for in statute. No court may order payment under this section if a person pleads guilty to a charge of speeding, careless and imprudent driving, traffic control signal or sign violations, or any charge that is a Class C misdemeanor or infraction. No payment under this section may exceed \$300. A judge may only order payment to a fund if it has been created by ordinance or resolution and cannot have authority or control over the fund. This act requires a hearing before a person's probation can be revoked for failure to pay to the fund. (Section 559.021)

The act authorizes county treasurers in counties of the third and fourth classification to issue payroll checks before the filing of the county budget estimates. (Section 50.740)

This act requires the designated commissioner of the county commission and the county highway engineer to serve on the Cass County planning board in non-voting, advisory roles. (Section 64.215)

This act allows flexibility in the type of security that may be accepted in lieu of full completion of required infrastructure improvements in subdivisions prior to the plat being recorded by allowing securities beyond surety bonds (e.g. cash bonds). (Section 64.825)

This act enables Cole and Boone counties to enact ordinances for the purpose of abating trash, weeds, and derelict items from a piece of property. Current law enables this for only Jefferson County. (Section 67.402)

This act creates the "Exhibition Center & Recreation Facility District Act". The act enables citizens of Jefferson, Camden, Miller, Morgan, Jasper, Newton, Buchanan and Wright counties to petition to create an exhibition center & recreation facility district. At least fifty property owners in the county must sign the petition.

The petition must include the petitioners names, a description of the district's boundaries, and the name of the proposed district. Once the petition is filed, the governing body may approve a resolution to create the district. Following a public hearing, the governing body may adopt an order establishing the proposed district.

A board of trustees is created to administer any district created and the expenditure of revenue that accompanies such district. The governing body of each county within the district shall appoint four residents from the portion of the county within the district to serve on the board. At least one member of the board shall be the owner of a business in the district and at least one member shall be the owner of a lodging facility in the district; such members may or may not live in the district. The remaining two members must reside in the district. The board will have the power to have a seal, sue and be sued, enter into contracts or other agreements affecting the affairs of the district, to borrow money, to issue bonds, to acquire and dispose of real and personal property, to refund bonds without an election, to manage the affairs of the district, to hire agents, and to amend and adopt bylaws.

The district may submit to its voters a sales tax of one-quarter of one percent. The act includes ballot language to

that effect. The act also includes the creation of a fund to receive such sales tax revenue and instructs the director of revenue to authorize disbursements to the district. The act allows for an extension of the tax if the extension is approved by the voters in the district.

Current law enables the creation of regional recreation districts. This act would permit Boone county to establish a regional recreation district on undeveloped property if all persons owning property within the proposed district consent and there are no eligible qualified voters residing within the district. Otherwise, the eligible and qualified voters of the district would approve the formation of the district by a public vote. The act also permits a sales tax to be submitted for a vote for the district under similar terms as above. (Sections 67.793, 67.799, and 67.2000)

The act makes the duty of the districts open for the development, operation and maintenance of a system of parks and trails. Nothing shall restrict the districts from entering into or initiating projects dealing with parks that are not necessarily connected to trails.

This act goes on to state that the district shall not substitute for the powers and responsibilities of other conservation and environmental regulatory agencies. This act specifically states that nothing in the statute shall authorize the district to regulate water quality, watershed or land use issues in the counties comprising the district.

The act states that each county shall establish its own process for awarding grant proceeds to its municipalities for park purposes provided the purposes of such grants are consistent with the purpose of the metropolitan district. (Sections 67.1706 & 67.1754)

This act enables Saint Charles County to establish a theater, cultural arts, and entertainment district. The sales tax in the district shall be up to one-half of one percent. The act establishes minimum criteria for the formation of the district, including land area, and petition requirements.

The district will be controlled by a board of directors, the number of which must be specified in the petition. The act lays out criteria for the board of directors. The board has various powers, including the power to issue bonds. The bonding power is provided in detail in the act.

Public meetings regarding the formation of the district must take place before the governing body of the county can put the proposal to a vote of the people in the proposed district. Once the governing body of the county approves a resolution to establish the district, a vote is authorized.

After it is approved, the district shall be formalized by an ordinance from the governing body.

The act allows for subdistricts in the district that may oppose the creation of the district and thereby avoid the sales tax to support the district. The act establishes a procedure for forming a governing body for a subdistrict.

If there are no registered voters in a subdistrict, one or more property owners who collectively own one or more parcels of real estate comprising at least a majority of the land situated in the proposed subdistricts within the proposed district may file a petition with the circuit court requesting the creation of a theater, cultural arts, and entertainment district. The circuit clerk of the county in which the petition is filed pursuant to this section shall present the petition to the judge, who shall set the petition for hearing. The court shall hear the case without a jury. If the court determines the petition is defective or the proposed district or its plan of operation is unconstitutional, it shall refuse to incorporate the district. If the court determines the petition is not legally defective and the proposed district and plan of operation are not unconstitutional, the court shall order an election for voter approval and certify the questions to the circuit clerk.

The act contains ballot language for the formation and possible dissolution of the district. In the event that a district is dissolved, the act contains provisions to govern such dissolution.

The sales tax is to be collected by the municipality and placed into a special trust fund for the purposes of the district. The act also contains sourcing language for the treatment of out-of-district purchases. (Sections 67.2500, 67.2505, 67.2515, 67.2520, 67.2525, 67.2530)

In accordance with this act, cities and towns may only impose requirements for the posting of bonds or escrows for subdivision-related improvements. In lieu of completion of work and installations prior to the final approval of a plat, the council will accept, at the option of the developer, an escrow secured with cash, an escrow secured with an irrevocable letter of credit, or a surety bond, provided the surety bond must be issued by a surety bonding company with a reasonably acceptable bond rating.

Under this act, regulations shall provide that in the event a developer, who has posted a bond or an escrow with the city, transfers title of the subdivision property prior to full release, the municipality will accept a replacement escrow from the successor. The city will accept a replacement in the amount held by the city at the time of the property

transfer. Upon receiving the replacement escrow, the city shall fully release the original escrow or bond and the prior developer from all obligations associated with the subdivision improvements.

The regulations shall provide that any escrow or bond amount on each component of the improvements or utilities shall be released within thirty days of completion minus a maximum retention of five percent which shall be released upon completion of all improvements and utility work. The city shall inspect each category of improvement or utility work within twenty days after a request for such inspection. If the city or town has not released the escrow funds or bond amount within 30 days or timely inspected the improvements, the city shall pay interest.

Kansas City is exempt from this act.

This act includes "bond amount" where the statute previously referred only to "escrow funds." (Section 89.410)

The act enables the city of Hermann to enact a transient guest tax. The provisions of the tax would follow the common transient guest tax provisions in existing law. These provisions include a maximum tax of 5% and require that the measure be put to a vote of the people. (Section 94.837)

This act includes uncontested elections for trustees for community college districts within a provision of law that provides for no election when the number of candidates equals the number of positions available. (Section 115.124)

This act establishes the percentage of property tax collections that are deposited in the county assessment fund. The percentage of all property tax collections shall be one-half of one percent for all counties of the first and second classification and one percent for counties of the third and fourth classification. An additional one-eighth of one percent shall be deducted from tax collections and deposited in the county assessment fund in counties of the first classification and counties with a charter form of government, and an additional one-quarter of one percent shall be deducted from tax collections and deposited in the county assessment fund in counties of the second, third, and fourth classification. Such additional amounts shall not exceed \$100,000 in any year for any county of the first classification and any county with a charter form of government and \$50,000 for any county of the second, third, and fourth classification.

The act requires the state tax commission to conduct a study to determine the impact of increased fees on assessed valuation four years after the effective date of this act.



Any increase provided for in this act shall be disallowed in any year the state tax commission certifies that the equivalent sales ratio for the county is less than or equal to 31 2/3 percent.

This part of the act will become effective on January 1, 2005 and expire on December 31, 2009. (Section 137.720)

This act revises various provisions relating to emergency services which include the following:

The act removes Section 190.044, RSMo. (Section 190.044)

The act provides requirements to be a candidate for Ambulance District Director are revised. (Section 190.050)

The act provides procedures for changes in the number of directors in a district and the recall of directors are created. (Sections 190.051)

The act states that any person or entity that owns an automated external defibrillator used outside of a health care facility must have a physician review all protocols. (Section 190.092)

In this act, current law requiring the presence of a mobile emergency medical technician when transporting a patient is deleted. (Section 190.094)

In this act, a definition is added for "emergency medical technician- intermediate", "proof of financial responsibility", "and "specialty care transportation". (Section 190.100)

In this act, membership on the State Advisory Council on Emergency Medical Services is increased to sixteen, with one member from St. Louis city. (Section 190.101)

With certain exceptions, each ground ambulance must be staffed by two licensed emergency medical technicians. Owners of a ground or air ambulance service must notify the Department of Health and Senior Services within 30 days of the sale of the service and the Department shall conduct an inspection of the service to ensure compliance with licensure standards. (Sections 190.105 and 190.108)

This act revises application requirements for an ambulance license. (Sections 190.109 and 190.120)

This act requires ambulance service providers to show proof of insurance or of financial responsibility with adequate reserves. (Section 190.120)

The act requires the Department to accredit or certify training for emergency medical technicians-intermediate. (Section 190.131)

Under this act, emergency medical response agencies in certain counties may be licensed to provide advanced life support services with services of EMT-Is. (Section 190.133)

This act removes the provision regarding patients transported in vehicles other than ambulances. (Section 190.142)

Under this act, provided the person meets other current requirements for a temporary license, a person not currently licensed as an emergency medical technician in Missouri may be issued a 90-day temporary license. (Section 190.143)

Licensees with lapsed licenses may request a return to active status within two years of the lapse. (Section 190.146)

Under this act, additional compliance for licensure renewal and additional causes for discipline of an ambulance license are created. Any individual whose license has been revoked twice in ten years shall not be eligible for a new license. (Sections 190.160, 190.165, and 190.171)

Any settlement agreement in a contested case against a licensee must be submitted to the administrative hearing commission for its approval. Any person directly harmed by the actions of a licensee may submit an impact statement to the Commission. (Section 190.172)

This act requires a patient care document be given to ambulance personnel by a health care facility for any transfer of the patient to a different facility. (Section 190.175)

This act creates additional requirements for the promulgation of departmental rules. (Section 190.185)

This act creates requirements regarding the reporting of certain felonies by licensees to the Department. (Section 190.196)

This act creates provisions regarding the use of epinephrine auto-injectors. (Section 190.246)

This act requires that any investigation into the violation of emergency services regulations be completed within six months with full departmental access to records. (Section 190.248)

This act adds provisions regarding ambulance services and

hospital liens. (Section 190.250)

The act provides three options for counties to levy a tax for 911 telephone services. (Sections 190.300, 190.304, 190.305, 190.310, 190.312, 190.335, 190.430, 650.320, 650.330)

The act clarifies that a municipality in Christian County may continue to operate an emergency telephone service in the event the county also establishes a service or has been reclassified into a higher classification. (Section 190.306)

This act provides that a joint municipal public safety communications is a political subdivision and its employees will be considered eligible for membership in the Missouri Local Government Employees' Retirement System. (Section 190.331)

The act creates procedures for the issuance and discipline of a new license category for stretcher van services to transport persons in a supine position who do not require medical monitoring or treatment other than self-administered oxygen. (Sections 190.525 to 190.537)

Under this act, any person who violates the provisions of Sections 190.525 to 190.527 shall be guilty of a Class B misdemeanor. (Section 190.534)

Should an emergency health care worker be exposed to a potentially infectious disease, the person to whom the worker was exposed is deemed to consent to testing for such disease. Notification procedures are outlined. The employer must pay testing costs. (Sections 191.630 and 191.631)

Under the current law, a county may collect a fee, not to exceed \$3, for a special use permit. Under this act, the use permit fees imposed by a county shall be calculated and administered using the criteria outlined in sections 67.1840 and 67.1842. The special use permit fees shall not be imposed on a public utility right-of-way user for uses governed by the provisions of sections 67.1830 through 67.1846. (Section 229.340)

The act allows law enforcement agencies to charge individuals in Greene County a fee upon being arrested and processed at the county jail. The fee will be figured by a formula in order to recoup costs of the processing. (Section 221.070)

This act provides that all initial recording fees necessary to establish a sewer or water district shall be payable when the district is awarded grants or loans necessary for construction. (Sections 247.040 & 250.055)

This act directs the liability for delinquent payments towards the consumer who contracted for the service. It goes onto clarify that in cases where services are being provided to individuals living in a multi-family dwelling, the owner of such premises shall be liable for delinquent payments, however nothing shall prevent that owner from pursuing civil action to recover delinquent payments from any occupant. (Section 250.140)

This act makes landfill fees in Johnson County go into the county general revenue fund, and thus controlled by the county commission as the governing body of the county. Currently, all the counties must have the money collected from landfill fees dedicated to use by the industrial development authority for the purposes of economic development. (Sections 260.830 & 260.831)

The act authorizes counties of the second, third, or fourth classification to set by ordinance countywide speed limits on roads within the county which are maintained by the county. The maximum speed limit set by the county commission of any county of the second, third, or fourth classification for any road under the commission's jurisdiction shall not exceed 55 miles per hour if the road has signs or 50 miles per hour if the road does not have signs. (Section 304.010)

This act revises the qualifications of candidates for fire protection district directors in third and fourth class counties. A candidate must reside in the district for two years before the election or appointment. Currently, the candidate must reside in the county in which the district is located for two years. A candidate for director in a newly formed district must reside in the district for one year before the election or appointment. (Sections 321.130 and 321.180)

The Department of Revenue will collect and distribute the revenue from the district sales tax monthly at the cost of one percent the total revenue collected. After collecting and distributing the sales tax, the board of the ambulance or fire protection district will determine its budget for the year and determine the amount of property tax necessary to fund the district. The district may then reduce the tax rate by an amount which reduces the property tax revenue by an amount equal to fifty percent of the previous fiscal year's sales tax receipts.

When the governing body of the ambulance or fire protection district receives a petition signed by at least twenty percent of the qualified voters that voted in the last gubernatorial election, calling for an election to repeal the sales tax, the governing body will submit the question to the voters. (Sections 321.554 through 321.556)

This act removes St. Charles from the counties which are exempted from the sections authorizing a sales tax for fire and ambulance districts, providing for an adjustment in the total operating levy of the district based on the sales tax revenue, and repealing a sales tax for such purposes. (Sections 321.552, 321.554. and 321.556)

This act modifies Section 393.015 RSMo, first by enabling water companies to contract with sewer providers to terminate water services to any water user who has not paid a sewer bill. This act awards immunity from civil liability to any water company disconnecting service at the behest of a sewer company via a water termination agreement.

This act allows sewer companies to file a request with the Public Service Commission if the request made to the water company has not been honored within the 6 month time frame; the PSC would then draft such an agreement between the two companies. Under this act, three commissioners shall be appointed by the companies to draft the termination agreement.

The provisions in any water termination agreement drafted by the PSC are as follows:

- The rules and regulations of the sewer provider shall provide the number of delinquent days that are required before water service is discontinued for failure to pay a sewage bill.
- The sewer provider must first provide written notice to the water provider before service is discontinued - that notice shall include both the date and amount due on the delinquent bill.
- All reasonable expenses incurred by the water provider in carrying out the water termination agreement shall be reimbursed by the sewer provider.
- Water companies carrying out these agreements shall be held harmless as a result of carrying out the agreement.
- Related costs to the water provider shall be recalculated annually.
- Payments received as a result of these agreements shall be received by the water company before service is restored. If service is never restored, any amount collected for delinquent accounts shall be equally divided between the water and sewer companies.

This act allows both the sewer and water companies to present evidence and information to the PSC before such an agreement is drafted, provided each company receive prior notice of the hearing from the PSC. Once an agreement is drafted under this act, the PSC shall submit the agreement to the appropriate circuit court and a decision as to the approval of said agreement shall be issued therein. If an

agreement is not approved, the PSC shall then submit a revised agreement to the court for reconsideration. All court decisions are subject to appeal and all costs incurred in the process shall be paid by the sewer provider requesting the agreement. (Sections 393.015 & 393.016)

This act provides an alternative method for issuing certain utilities revenue bonds. Current law requires that the issuance be put to a vote of the people. With this act, for the purposes of purchasing or leasing, constructing, installing, and operating reservoirs, pipelines, wells, check dams, pumping stations, water purification plants, and other facilities for the production, wholesale distribution, and utilization of water, the municipal water commission may provide for a vote by the governing body of each contracting municipality. Such vote shall require the approval of three-quarters of all governing bodies of the contracting municipalities. The commission must receive an engineers report, and provide a public hearing prior to the issuance. (Section 393.760)

This act removes the provision stating that Kansas City municipal judges and court personnel are not subject to court management and case docketing by the presiding judge or rules of the circuit court. (Section 479.020)

This act Allows Cass County to establish a courthouse restoration fund. (Section 488.447 and 488.2275)

The act authorizes the use of money from the "Inmate Security Fund" to be used for biometric verification systems to ensure that inmates can be properly identified and tracked within the system. Currently, the fund may be used for "biometric measures" only. After installing the biometric verification system, money in the fund may be used for maintenance of the systems and expenses related to housing prisoners. (Section 488.5026)

The act allows law enforcement officers in Greene County to charge a sexual offender a \$10 initial registration fee for processing. The officers will charge a \$5 fee to the offender for each subsequent change made after the initial registration. (Section 589.400)

In addition to amounts authorized prior to August 28, 2004, this act authorizes the Board of Fund Commissioners to issue bonds for grants and loans pursuant to several sections of Article III of the Missouri Constitution. The authorizations are for:

- (1) \$10 million of bonds for waste water pollution control, drinking water system improvements, and storm water control pursuant to Section 37(e);

(2) \$10 million of bonds for rural water and sewer projects pursuant to Section 37(g); and

(3) \$20 million of bonds for storm water control plans, studies, and projects in first classification counties and the City of St. Louis pursuant to Section 37(h). (Sections 644.581, 644.582, 644.583)

New language allows the Director of the Department of Health and Senior Services to levy fines pursuant to Sections 701.300 to 701.338. All fines shall be deposited into the Public Health Services Fund. In commercial lead production areas where the Department determines that an individual, who resides in a single-family dwelling and the owners use it as their primary residence, has an elevated blood lead level due directly to lead paint, the owner of the dwelling shall make a good faith effort to abate the lead paint. Upon completion of the good faith efforts, the owner of the dwelling shall not be subject to any fines issued pursuant to this section. (Section 701.304)

The Department of Health and Senior Services shall provide on its Internet website educational materials that explain the rights and responsibilities of the property owners, tenants, lead inspectors, risk assessors, and lead abatement contractors. (Section 701.305)

Representatives of the Department, local government or health departments have the authority to re-enter a dwelling or a child-occupied facility to determine if the required actions have been taken. If the representative does not have consent to enter, they may petition the court for an order to enter the premises. An order shall be granted upon a showing that the representative attempted to notify the dwelling's owner in writing and 48 hours in advance of the time and purpose of the re-entry.

Upon re-entry, if the lead hazard has not been reduced, the Department or representative may report any violation of Sections 701.300 to 701.338, RSMo, to the prosecuting attorney of the appropriate county. In addition, the court may impose a fine in an amount which shall reflect the seriousness of the threat to human health. However, this amount shall not exceed \$10,000. The fine shall not be less than \$5,000 if the owner has failed to reduce the identified lead hazard upon proof that (1) the owner has been notified that a child 6 and under in his property has an elevated blood lead level; (2) re-entry revealed that the required actions to reduce the lead were not taken; and (3) another occupant or child in his dwelling is identified with an elevated blood lead level. (Section 701.308)

Any lead abatement contractor that fails to notify the Department prior to starting a lead abatement project will be

fined \$1,000 for the first identified offense, \$2,000 for the second identified offense, and thereafter fines will be double for each identified offense. The lead abatement contractor shall inform the owners and tenants of a dwelling that information regarding potential lead hazards can be accessed on the Department's internet website. Once the abatement has been completed, the lead abatement contractor must submit written notification and the final clearance inspection report to the Department. (Section 701.309)

If the Department revisits an abatement project because a contractor is not present or is in violation of Sections 701.300 to 701.338, RSMo, or any regulations, the lead abatement contractor must pay a fee of \$150 per revisit. In addition, the Department may assess a fine not to exceed \$1,000 for the first violation and \$5,000 for each subsequent violation against any inspector, risk assessor, lead abatement worker, lead abatement supervisor, project designer, or contractor licensed by the Department. For continuing violations, every day the violation continues to occur shall be deemed a separate violation. (Section 701.311)

The Director shall require lead abatement contractors to purchase and maintain liability insurance. Licensees or applicants for licensure must provide evidence of their ability to indemnify any person that may suffer damage from lead-based paint activities to which they may be liable. The licensee or applicant for licensure may provide proof of liability insurance in an amount to be determined by the Department, which shall not be less than \$300,000 dollars. (Section 701.312)

Local community organizations, government agencies, and quasi-government agencies that issue grants or loans for lead abatement projects must provide written notification to the Department no later than ten days prior to the onset of a project. The failure to provide written notification will result in a fine of \$250 dollars levied by the Department. In emergency situations, the community organization, government agency, or quasi-government agency must notify the Department within 24 hours of the onset of a lead abatement project and provide written notification to the Department within 5 days. (Section 701.313)

Current law specifies that any violation of Sections 701.308, 701.309, 701.310, 701.311 and 701.316 is a Class A misdemeanor. New language states that any subsequent violation of these sections will be a Class D felony. (Section 701.320)

The Departments of Health and Senior Services and Social Services, along with related not-for-profits, American Academy of Pediatrics, HMOs, and the MO Consolidated Health Care Plan,



shall devise a 3-year educational strategy designed to increase the number of children on Medicaid that are tested for lead poisoning. The goal of the strategy is to have 75% of the children tested by August 28, 2008.

The Department of Social Services must seek Medicaid waivers for the funding of lead cleaning treatments and lead reduction measures in the properties of Medicaid recipients. The Department will coordinate with the Department of Health and Senior Services to ensure that priority homes receive the appropriate funding and that risk assessments are conducted to identify lead hazards in properties. (Section 701.336)

The Department of Social Services, in collaboration with the Department of Health and Senior Services, must ensure that all children between the ages of 6 months and 6 years who are in foster care in high risk areas are tested annually for lead poisoning. The costs of the testing will be paid through the state Medicaid program. If any child in foster care in a high risk area is not Medicaid-eligible, the costs of the testing shall be paid by the state. (Section 701.342)

Sections 48.020 and 48.030 have an emergency clause.  
SUSAN HENDERSON

120103	Prefiled	
010704	S First Read	S6
010804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S77
011404	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
012004	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee (2789S.05C)	
012904	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS	S191
021004	SS for SCS S offered (Childers) (2789S.07F)	S270
021004	SA 1 to SS for SCS S offered & adopted (Champion)	S270-271
021004	SA 2 to SS for SCS S offered & adopted (Champion)	S271-272
021004	SA 3 to SS for SCS S offered & adopted (Caskey)	S272-273
021004	SA 4 to SS for SCS S offered & adopted (Caskey)	S273-274
021004	SA 5 to SS for SCS S offered & adopted (Caskey)	S274-275
021004	SA 6 to SS for SCS S offered (Gross)	S276
021004	Bill Placed on Informal Calendar	S276
022604	SA 6 to SS for SCS S withdrawn	S388
022604	SA 7 to SS for SCS S offered & adopted (Gross)	S388
022604	SA 8 to SS for SCS S offered (Cauthorn)	S388
022604	SA 1 to SA 8 to SS for SCS S offered & adopted (Scott)	S388-389
022604	SA 8 to SS for SCS, as amended, S adopted	S389
022604	SA 9 to SS for SCS S offered & adopted (Childers)	S389-448
022604	SA 10 to SS for SCS S offered & adopted (Stoll)	S448
022604	SA 11 to SS for SCS S offered & adopted (Caskey)	S448
022604	SA 12 to SS for SCS S offered & adopted (Caskey)	S448-449

022604	SA 13 to SS for SCS S offered & adopted (Gross)	S449-463
022604	SA 14 to SS for SCS S offered & adopted (Nodler)	S463
022604	SA 15 to SS for SCS S offered & adopted (Steelman)	S463-464
022604	SA 16 to SS for SCS S offered & adopted (Jacob)	S464-466
022604	SA 17 to SS for SCS S offered & adopted (Caskey)	S466-467
022604	SA 18 to SS for SCS S offered (Goode)	S467-480
022604	SA 1 to SA 18 to SS for SCS S offered & withdrawn (Dolan)	S480-481
022604	SA 18 to SS for SCS S withdrawn	S481
022604	SA 19 to SS for SCS S offered & adopted (Klindt)	S481
022604	SA 20 to SS for SCS S offered & adopted (Cauthorn)	S481-482
022604	SA 21 to SS for SCS S offered & adopted (Childers)	S482-483
022604	SA 22 to SS for SCS S offered & adopted (Childers)	S483-484
022604	SA 23 to SS for SCS S offered & adopted (Jacob)	S484
022604	SA 24 to SS for SCS S offered (Jacob)	S484-485
022604	Bill Placed on Informal Calendar	S485
031004	SA 24 to SS for SCS S withdrawn	S588
031004	SS for SS for SCS S offered (Childers) (2789S.10F)	S588
031004	SA 1 to SS for SS for SCS S offered & withdrawn (Jacob)	S588-589
031004	SA 2 to SS for SS for SCS S offered & adopted (Childers)	S589
031004	SA 3 to SS for SS for SCS S offered & adopted (Dolan)	S589-591
031004	SA 4 to SS for SS for SCS S offered & adopted (Dolan)	S591-592
031004	SA 5 to SS for SS for SCS S offered & adopted (Shields)	S592-593
031004	SA 6 to SS for SS for SCS S offered & adopted (Caskey)	S593-595
031004	SA 7 to SS for SS for SCS S offered & adopted (Goode)	S595-607
031004	SA 8 to SS for SS for SCS S offered & adopted (Bartle)	S607-608
031004	SA 9 to SS for SS for SCS S offered & adopted (Cauthorn)	S608-611
031004	SA 10 to SS for SS for SCS S offered & adopted (Gross)	S611
031004	SA 11 to SS for SS for SCS S offered & adopted (Bray)	S611-612
031004	SA 12 to SS for SS for SCS S offered & adopted (Dougherty)	S612-618
031004	SA 13 to SS for SS for SCS S offered & adopted (Jacob)	S618
031004	SS for SS for SCS, as amended, S adopted	S618
031004	Perfected	S618
031504	Reported Truly Perfected S Rules Committee	S636
031504	Referred S Governmental Accountability & Fiscal Oversight Committee	S642
031804	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
031804	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
033004	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S732
033004	S Third Read and Passed	S771-772
033004	H First Read	H821-822

033104 H Second Read H830  
 040104 Referred H Crime Prevention & Public Safety Committee H906  
 041304 Hearing Conducted H Crime Prevention & Public Safety  
 Committee  
 042004 Voted Do Pass H Crime Prevention & Public Safety  
 Committee  
 042204 Reported Do Pass H Crime Prevention & Public Safety  
 Committee  
 042204 Referred H Budget Committee-Fiscal Review H1200  
 042604 H Calendar S Bills for Third Reading (Fiscal Review)

EFFECTIVE : August 28, 2004

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 \*\*SB 0716\*\*

SENATE SPONSOR Childers

2594S.02I

Rewards engineer designs below a per capita cost  
 projects

030204 Hearing Conducted S Commerce & the Environment  
 Committee

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 \*\*SB 0717\*\*

SENATE SPONSOR Childers

2820S.01P

SB 717 This act establishes a Legislative Academy within the Division of Legislative Research. The Academy is designed to educate members of the General Assembly about the organization and operation of state government, appropriations and various other aspects of the legislative and executive branches, as well as the state constitution. The session of the Academy may be conducted during the interim of each biennium following the first regular session of each General Assembly. Participants are eligible for per diem and expense allowances comparable to session rates. For Senate members attending the Academy, two weeks will be devoted to Senate procedural rules and related matters.

The Academy also would assume responsibility for coordinating the Freshman Orientation mandated by Section 21.183, RSMo. Currently, the tours for incoming legislators are scheduled by the Appropriations Chairs of the respective chambers.

The act establishes an Advisory Committee to the Legislative Academy comprised of nine former legislators chosen by the Speaker and President Pro Tem. Duties of the Committee will primarily focus upon programming for Academy curriculum.

Pursuant to the Sunset Act, the provisions establishing the Legislative Academy shall expire on December 31, 2008.

This act is similar to SB 15 (2003).

JIM ERTL

120103	Prefiled	
010704	S First Read	S7
010804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S77
011204	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
020304	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
031804	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor	S705
040804	Bill Placed on Informal Calendar	S907
040804	Perfected	S911
041304	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S918
041304	Referred S Governmental Accountability & Fiscal Oversight Committee	S918
041404	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
041404	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
041404	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S934
041404	S Third Read and Passed	S935-936
041404	H First Read	H1100
041504	H Second Read	H1108

EFFECTIVE : August 28, 2004

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\*\*SB 0718\*\*

SS SS SB 718

SENATE SPONSOR Yeckel

2994S.06P

SS/SS/SB 718 - This act requires state agencies which are proposing rules to determine whether the proposed rulemaking affects small businesses and to prepare a small business impact statement. A small business is defined as a for-profit enterprise consisting of fewer than 50 full or part-time employees. The provisions of this act shall not apply to emergency rules, federally mandated rules, any rule that substantially codifies existing federal or state law, or to constitutionally required rulemaking by the Department of Conservation.

For proposed rules that affect small business, the state

agency shall prepare a small business impact statement to be submitted to the Secretary of State and the Joint Committee on Administrative Rules. The statement must include a determination of the small businesses required to comply with the rule (unless the agency has filed a fiscal note), the dollar amount of increased costs to small businesses (unless the agency has filed a fiscal note), the costs and benefits to the implementing agency, any methods considered to reduce the impact on small businesses, and how the agency involved small businesses in the development of the proposed rule. Any proposed rule that is required to have a small business impact statement but fails to include the statement shall be invalid. If the agency determines that its rule does not affect small business, it shall certify that determination to the Secretary of State.

The act creates the Small Business Regulatory Fairness Board. The Department of Economic Development will provide staff for the Board. The Board shall provide agencies with input regarding proposed rules, conduct hearings and solicit input from regulated small businesses and prepare an annual evaluation report to the Governor and General Assembly.

The Board shall consist of nine members: one member each appointed by the chair of the Minority Business Advocacy Commission, the President Pro tem of the Senate, the Minority leader of the Senate, the Speaker of the House of Representatives, the Minority Leader of the House, and four members appointed by the Governor. Members shall serve a term of three years. Appointments shall be made so that one-third of the board shall terminate each year. Minutes of all meetings of the board shall be provided to all members, the Governor and the Joint Committee on Administrative Rules.

If the board conducts a hearing based on a request from a small business owner, the board may make recommendations to the state agency. Such recommendations shall be based on the following: whether the rules creates an undue barrier to the formation, operation or expansion of small business to the extent that it outweighs the public benefit of the rule, new or significant economic information indicates the rule would create an undue impact on small business, technology or other factors justifying the rule have changed, or whether the actual effect of a rule adopted after August 28, 2004 was not reflected or exceeded the small business impact statement. Any state agency receiving recommendations may file a response within 60 days of receiving the recommendations. The agency should explain its reasons for taking any action or failing to take any action.

Any agency that can assess administrative penalties or fines may consider waiving or reducing such fines upon a business if the business meets certain conditions relating to correction of the violation by the business or the unintentional nature of the violation. The act sets out conditions where the agency is not

required to consider the waiver or reduction of the fine.

This act is similar to CCS/HCS/SCS/SB 69 (2003).  
JIM ERTL

120103	Prefiled	
010704	S First Read	S7
010804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S77
020204	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
020304	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
020504	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor	S240
021104	Bill Placed on Informal Calendar	S281
030804	SS S offered (Yeckel)	(2994S.04F) S554
030804	SS for SS S offered (Jacob)	(2994S.06F) S555
030804	Bill Placed on Informal Calendar	S555
030904	SA 1 to SS for SS S offered & adopted (Yeckel)	S578-579
030904	SS for SS, as amended, S adopted	S579
030904	Perfected	S579
031004	Reported Truly Perfected S Rules Committee	S588
031004	Referred S Governmental Accountability & Fiscal Oversight Committee	S618
031504	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
031504	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
031504	Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor	S636
031704	S Third Read and Passed	S668-669
031704	H First Read	H727
031804	H Second Read	
040804	Referred H Small Business Committee	H1030
041404	Hearing Conducted H Small Business Committee	
041404	HCS Voted Do Pass H Small Business Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0719\*\*

SCS SBs 908 & 719

SENATE SPONSOR Yeckel

3044S.02I

120103	Prefiled	
010704	S First Read	S7
010804	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S77
021804	Hearing Scheduled But Not Heard S Small Business, Insurance and Industrial Relations Committee	

022504 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee

022504 Combined w/SCS SBs 908 & 719 (3233S.10C)

030304 Committee Vote Reconsidered on SCS SBs 908 & 719

030304 Combined w/SCS SBs 908 & 719 (3233S.12C)

EFFECTIVE : August 28, 2004

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\*\*SB 0720\*\*

SENATE SPONSOR Yeckel

2989S.01I

Allows a tax deduction for those who contribute to medical  
savings accounts

011304 Hearing Cancelled S Ways and Means Committee

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\*\*SB 0721\*\*

SENATE SPONSOR Jacob

2616S.01I

Repeals loss limit; creates educ. job retraining fund;  
redirects increases in gaming proceeds for education fund

011704 Hearing Conducted S Ways & Means Committee

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\*\*SB 0722\*\*

SENATE SPONSOR Jacob

2606S.01I

Increases length of revocation periods and amount of  
liability insurance that must be carried by certain drivers

021104 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee

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\*\*SB 0723\*\*

SENATE SPONSOR Jacob

2607S.01I

Establishes faculty representatives on the governing boards  
of state colleges and universities

010804 Second Read and Referred S Education Committee

S77

\*\*SB 0724\*\*

SENATE SPONSOR Bland

2675S.01I

Establishes accreditation of charter schools

040604 Hearing Conducted S Education Committee

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\*\*SB 0725\*\*

SENATE SPONSOR Bland

2690S.01I

Lowers the age for jury duty from 21 to 18; excuses certain students

030504 Hearing Cancelled S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0726\*\*

SENATE SPONSOR Bland

2655S.01I

Creates a commission to study the death penalty and imposes a temporary moratorium on executions

030804 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0727\*\*

SENATE SPONSOR Steelman

3154S.03I

Enacts various civil liability reforms

012604 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0728\*\*

SCS SB 728

SENATE SPONSOR Steelman

2725S.02C

SCS/SB 728 - This act creates a tax credit of up to \$2,000 for 10% of the contribution made by a small business to a health reimbursement arrangement. The health reimbursement arrangement



must meet certain requirements which basically constitute a hybrid self-insurance plan with an umbrella. Certain farmers will qualify as eligible employees under the definitions provided by the act.

The credit can be carried forward for five years, and is not refundable or transferrable. The credits will be administered by the Department of Insurance and the Department of Revenue, jointly. In no fiscal year shall the credits issued exceed \$5 million.

This act is identical to SCS/SB 26 (2003).

JEFF CRAVER

120103 Prefiled  
010704 S First Read S7  
010804 Second Read and Referred S Ways & Means Committee S78  
020304 Hearing Cancelled S Ways & Means Committee  
021004 Hearing Conducted S Ways & Means Committee  
031604 SCS Voted Do Pass S Ways & Means Com. (2725S.02C)  
031804 Reported From S Ways & Means Committee to Floor w/SCS S706  
040804 Bill Placed on Informal Calendar S908  
042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004

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\*\*SB 0729\*\*

SENATE SPONSOR Steelman

2731S.01I

Requires the Division of Medical Services to annually recalculate the Medicaid nursing home reimbursement amount

011504 Second Read and Referred S Aging, Families, Mental & S117  
Public Health Committee

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\*\*SB 0730\*\*

CCS HS HCS SS SCS SB 730

SENATE SPONSOR Gross

HOUSE HANDLER Lembke

2966S.13T

CCS/HS/HCS/SS/SCS/SB 730 - This act creates the Missouri Homestead Preservation Act. The act will enable senior citizens and disabled persons to obtain a credit against their property taxes for an increase to their taxes that exceeds 5% in a reassessment year and two and one-half percent in a non-reassessment year. The credit for an excessive increase will be applied against the taxes paid in the following year. The act requires an appropriation by the Legislature to fund the credit. A more detailed summary follows:

After April 1st but by September 30 of any year, all persons wishing to participate in the homestead exemption must fill out an application with their local assessor. Applicants must attest under a penalty of perjury to the following information:

1. Age 65 or older (if married, at least one 65 or older and the other at least 60), or at least one spouse disabled;
2. Limited income (where "circuit breaker" leaves off up to \$70K of household income);
3. Verification of homestead property (farms will be the house and appurtenances and the up to five acres surrounding the house, as such land is classified residential property on the assessor's property record card); and
4. Certification that the property owner has not made any improvements to the property in the last year of greater than 5% of the prior year appraised value. This will be verified by the assessors.

Applicants must mail the application to the Department of Revenue (DOR) by September 30 of each year. By December 15th the DOR certifies to collectors those applicants who meet requirements of the homestead exemption credit.

In January the legislature will file an appropriation bill to fund homestead exemption based on following criteria:

Appropriation = Sum tax liability increases on a per homestead recipient basis in the prior year that exceed 5% (or 2.5% for a non-reassessment year).

By January 15th county collectors must provide list to the Department of Revenue of any eligible owners who have failed to pay the property taxes due for the year that just ended. Such owners are disqualified from the pending appropriation and the appropriation will be adjusted accordingly.

After the legislature makes an appropriation for the homestead exemption credits, the Department of Revenue will calculate/verify that the amount of the appropriation matches the level of exemption (the 5% cap). If appropriation is insufficient, the Department of Revenue will adjust the 5% (or 2.5%) figure accordingly. The Department of Revenue then certifies a list to collectors of each homestead recipient, including the specific homestead exemption credit the recipient is to receive. The State Treasurer next sends money to county collection funds to be distributed as normal property tax funds are distributed.

Around October/November county collectors send current year tax bills with credits for prior year homestead exemption listed on the bills and applied against current bills.

JEFF CRAVER

120103	Prefiled	
010704	S First Read	S7
010804	Second Read and Referred S Ways & Means Committee	S78
012004	Hearing Conducted S Ways & Means Committee	
012704	SCS Voted Do Pass S Ways & Means Committee(2966S.03C)	
012904	Reported From S Ways & Means Committee to Floor w/SCS	S191
021104	Bill Placed on Informal Calendar	S280
021204	SS for SCS S offered (Gross) (2966S.05F)	S289
021204	SA 1 to SS for SCS S offered & adopted (Goode)	S289-301
021204	SA 2 to SS for SCS S offered & adopted (Bray)	S301
021204	SS for SCS, as amended, S adopted	S301
021204	Perfected	S301
021604	Reported Truly Perfected S Rules Committee	S308
021604	Referred S Governmental Accountability & Fiscal Oversight Committee	S319
021804	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
021804	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
021804	Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor	S333
022404	S Third Read and Passed	S365-366
022404	H First Read	H411
022504	H Second Read	H420
022604	Referred H Senior Security Committee	H443
030204	Hearing Conducted H Senior Security Committee	
030204	HCS Voted Do Pass H Senior Security Committee	
031104	HCS Reported Do Pass H Senior Security Committee	
031504	Referred H Budget (Fiscal Review)	H641
031704	Hearing Conducted H Budget Committee	
031704	Voted Do Pass H Budget Committee	
031704	Reported Do Pass H Budget Committee	H699
031704	HS for HCS H offered (Portwood) (2966L.08F)	H701
031704	HA 1 to HS for HCS H offered (Lembke)	H701
031704	HSA 1 for HA 1 to HS for HCS H offered (Goodman)	H701
031704	HA 1 to HSA 1 for HA 1 to HS for HCS H offered & adopted (Portwood)	H701-702
031704	HSA 1 for HA 1 to HS for HCS, as amended, H adopted	H702
031704	HA 2 to HS for HCS H offered & adopted (Portwood)	H702
031704	HA 3 to HS for HCS H offered & adopted (Smith-118)	H702
031704	HA 4 to HS for HCS H offered & defeated (Smith-14)	H702-705
031704	HA 5 to HS for HCS H offered & defeated (Muckler)	H705-706
031704	HS for HCS, as amended, H adopted	H706
031704	H Third Read and Passed	H706
031704	S refuses to concur in HS for HCS	S690-691
031704	S requests H recede or grant conference	S691/H720
031704	H refuses to recede & grants conference	H721/S707
031704	H conferees appointed (Portwood, Lembke, Threlkeld, Hilgemann, Muckler)	H725/S709
031804	S conferees appointed (Gross, Gibbons, Vogel, Goode, Bray)	S709/H757

041504 CCR/CCS S offered & adopted	(2966S.13S)	S962
041504 S Third Read and Passed		S962-963
041504 CCR/CCS H submitted		H1118-1119
041904 CCR/CCS H adopted		H1127-1128
041904 H Third Read and Passed		H1127-1128
041904 Truly Agreed to and Finally Passed		H1128/S978

EFFECTIVE : August 28, 2004

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\*\*SB 0731\*\*

SENATE SPONSOR Gross

2941S.01I

Exempts contractors from paying sales taxes on materials  
used in Department of Transportation projects

020304 Hearing Conducted S Transportation Committee

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\*\*SB 0732\*\*

HCS SS SB 732

SENATE SPONSOR Gross

HOUSE HANDLER Johnson-47

2861L.04C

SS/SB 732 - This act deals with the metropolitan parks and recreation district. Under this act, the word "primary" has been removed from the statute, leaving the duty of the districts open for the development, operation, and maintenance of a system of parks and trails. Language has been added to clarify that nothing shall restrict the districts from entering into or initiating projects dealing with parks that are not necessarily connected to trails. Other added language pertains to grants awarded to municipalities for park purposes, with this act, those grants must be consistent with the purpose of the district.

This act goes on to state that the district shall not substitute for the powers and responsibilities of other conservation and environmental regulatory agencies. Finally, this act specifically states that nothing in the statute shall authorize the district to regulate water quality, watershed, or land use issues in the counties comprising the district.

MEGAN CRAIN

120103 Prefiled

010704 S First Read

S7

010804 Second Read and Referred S Agriculture, Conservation,  
Parks & Natural Resources Committee

S78

011504 Hearing Conducted S Agriculture, Conservation, Parks  
& Natural Resources Committee

012204 Voted Do Pass S Agriculture, Conservation, Parks &  
Natural Resources Committee

012204	Reported From S Agriculture, Conservation, Parks & Natural Resources Committee to Floor	S146
012804	Bill Placed on Informal Calendar	S178
021104	SS S offered & adopted (Gross)	S280
021104	Perfected	S280
021204	Reported Truly Perfected S Rules Committee	S289
021704	S Third Read and Passed	S325
021704	H First Read	H351
021804	H Second Read	H358
022604	Referred H Local Government Committee	H443
031804	Hearing Conducted H Local Government Committee	
040104	HCS Voted Do Pass H Local Government Comm. - Consent	
042204	HCS Reported Do Pass H Local Government Committee-Consent	H1195
042604	H Consent Calendar w/HCS	

EFFECTIVE : August 28, 2004

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\*\*SB 0733\*\*

SENATE SPONSOR Foster

2700S.01I

SB 733 - This act asserts that the contract for any vocational agriculture teacher shall be a twelve-month contract to ensure the continuing coverage of all duties relating to vocational agriculture courses during periods of time when school is not in session.

DONALD THALHUBER

120103	Prefiled	
010704	S First Read	S7
010804	Second Read and Referred S Education Committee	S78
012004	Hearing Conducted S Education Committee	
021004	Voted Do Pass S Education Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0734\*\*

SENATE SPONSOR Foster

3152S.01I

Refines various provisions of employment security

021104	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
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\*\*SB 0735\*\*

SCS SB 735

SENATE SPONSOR Foster

2570S.10C

SCS/SB 735 - This act establishes the Missouri State Park Board, originally created by Executive Order 86-26. The original purpose of the board remains in tact with this substitute, however the management of the historic marker program becomes the responsibility of the board here. Membership information is detailed in this act - the number is kept at the current board membership, eight; at least two of these members are to come from areas where a historic site of significant military history is located. This substitute defines what a "historic site of significant military history" is to mean for the purposes of this act. All members are to be appointed by the governor with the advice and consent of the senate.

The historic marker program is laid out in this act and this substitute clarifies that such program is a voluntary one, with military memorials, monuments, or markers located on state, municipal, private and other land being included on the registry. Withdrawal from the registry by private and municipal landowners is dealt with in the act. Registration fees that shall be established by the board for those landowners interested in submitting their site for inclusion on the registry, shall be utilized exclusively for the administration and management of the historic marker program.

Reporting requirements for the board are laid out in this act, the meeting time for the board has been changed to coincide with current practice by the board - they shall meet at least quarterly or when called to meet by the chairman.

The Department of Natural Resources shall not, under this act, modify or remove any registered marker without due process. Such process shall include public hearings, notice of these hearings, and a majority vote by the Missouri state park board before any change can be made.

The act directs that any monument, flag, memorial, or marker that was in place before December 21, 2002, on any site under the control of the department and has since been removed, be replaced and future modification be subject to board vote. Any person who knowingly removes, defaces or destroys monuments, memorials or markers protected under the registry shall be guilty of a class A misdemeanor. And finally, the possibility of relocating monuments, memorials or markers for the sake of construction or repair is accounted for, provided the monument, memorial or marker is prominently displayed

MEGAN CRAIN

120103 Prefiled  
 010704 S First Read S7-8  
 010804 Second Read and Referred S Agriculture, Conservation,  
 Parks & Natural Resources Committee S78  
 012904 Hearing Conducted S Agriculture, Conservation, Parks  
 & Natural Resources Committee  
 021204 SCS Voted Do Pass S Agriculture, Conservation, Parks  
 & Natural Resources Committee (2570S.10C)  
 041504 Reported From S Agriculture, Conservations, Parks S956  
 & Natural Resources Committee to Floor w/SCS  
 042604 004 S Calendar S Bills for Perfection w/SCS

EFFECTIVE : August 28, 2004  
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\*\*SB 0736\*\*

SENATE SPONSOR Loudon

3067S.01I

SB 736 - This act establishes the "Open Contracting Act" which prohibits public agencies from imposing certain labor requirements as conditions for performing public works.

Public entities procuring products or services or entering into contracts for manufacture of public works must ensure that their agreements do not bind the other parties to such agreement to a labor organization. Public entities shall not discriminate against such parties who refuse to adhere to agreements with labor organizations. Public entities shall not require such parties make their employees join, pay dues, or pay fees to a labor organization in excess of costs already paid.

Public entities shall not issue grants or contract for construction projects requiring another parties employees join, become affiliated with, or pay more money to a labor organization. Such entities may exercise authority, as required, to prevent such action by a grant recipient or party to a contract.

Any interested party has standing to challenge agreements that violate these provisions.

This act is identical to SB 33 (2003).  
 RICHARD MOORE

120103 Prefiled  
 010704 S First Read S8  
 010804 Second Read and Referred S Small Business, Insurance  
 and Industrial Relations Committee S78  
 012804 Hearing Cancelled S Small Business, Insurance and  
 Industrial Relations Committee  
 020404 Hearing Conducted S Small Business, Insurance and

Industrial Relations Committee  
021104 Voted Do Pass S Small Business, Insurance and  
Industrial Relations Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0737\*\*

SENATE SPONSOR Loudon

2822S.01I

Refines various provisions of employment security

020404 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee

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\*\*SB 0738\*\*

SCS SBs 738 & 790

SENATE SPONSOR Loudon

3138S.04C

SCS/SBs 738 & 790 - This act provides that no person shall intentionally cause, aid or assist a minor to obtain an abortion without the required informed consent. Any person who has sufficient contact with this state and violates this act shall be civilly liable to the minor and to the person required to the required informed consent. A court may award damages, including attorney's fees, litigation costs and court costs, to any person adversely affected by a violation of this act. The court may include compensation for emotional injury even if there is no personal presence at the scene of any act or event. A court may also award punitive damages.

It is not a defense to a claim brought pursuant to this act that the abortion was performed in accordance with the required consent of the state or place where the abortion was performed. An unemancipated minor does not have the capacity to consent to any action of this act or to Section 188.028, RSMo.

A court may enjoin conduct in violation of this act upon a petition by the Attorney General, a prosecuting or circuit attorney, or a person adversely affected or who may be adversely affected. In order to enjoin such conduct, there must be a showing that such conduct is reasonably anticipated to occur in the future or has occurred in the past and it is not unreasonable to expect that such conduct will be repeated.

This act modifies the penalty for physicians who perform abortions. Currently, Section 188.080, RSMo, prohibits anyone but licensed physicians from performing abortions and imposes a penalty. This act modifies the penalty to state that any physician who does not have clinical privileges to provide OB/GYN



care at a hospital located within 30 miles of the location at which the abortion is performed is guilty of a Class B felony.

The act also modifies the definition of "ambulatory surgical center" in Section 197.200, RSMo, to include "any establishment operated for the purpose of performing or inducing any second or third trimester abortions or at least five or more first trimester abortions per month".

This act is similar to SS/SB 34 (2003) and SB 70 (2003).  
JIM ERTL

120103	Prefiled	
010704	S First Read	S8
010804	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S78
012104	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
020204	SCS Voted Do Pass (SCS SBs 738 & 790) S Judiciary & Civil & Criminal Jurisprudence Committee (3138S.04C)	
030404	Reported from S Judiciary & Civil & Criminal Jurisprudence Committee to Floor w/SCS	S546
031704	Bill Placed on Informal Calendar	S679
040104	SS for SCS S offered (Loudon) (3138S.06F)	S821
040104	SA 1 to SCS S offered & defeated (Bray)	S821
040104	SA 2 to SCS S offered & withdrawn (Bray)	S821-822

EFFECTIVE : August 28, 2004

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\*\*SB 0739\*\*

HCS SB 739

SENATE SPONSOR Klindt HOUSE HANDLER Myers

2973L.03C

HCS/SB 739 - This act requires a regulatory impact report of the rules of the hazardous waste, soil and water, petroleum storage tank insurers, land reclamation, safe drinking water, air conservation, and clean water commissions and funds.

The regulatory impact report shall contain a qualitative and quantitative impact report regarding the rule. The impact report shall be published in at least one newspaper and be filed with the Joint Committee on Administrative Rules.

The act also provides that the burden of proof shall be on the boards or commissions promulgating rules to prove that the rule is necessary to prevent the specific circumstance or condition that would cause harm to human health, public welfare, or the environment.

The act requires that the Department of Natural Resources submit all permits to the applicants in ample time for their

final review before public comment. If the Department denies the permit, they must state the reasons for the denial.

HENRY T. HERSCHEL

120103	Prefiled	
010704	S First Read	S8
010804	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S78
011504	Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee	
012204	Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee	
012204	Reported From S Agriculture, Conservation, Parks & Natural Resources Committee to Floor	S146
012704	SA 1 S offered & defeated (Dougherty)	S164
012704	Bill Placed on Informal Calendar	S164
012704	SA 2 S offered & defeated (Jacob)	S165
012704	SA 3 S offered & adopted (Caskey)	S165
012704	SA 4 S offered & adopted (Klindt)	S165-166
012704	SA 5 S offered & defeated (Days)	S166
012704	SA 6 S offered & defeated (Coleman)	S166
012704	Perfected, as amended	S166
012804	Reported Truly Perfected S Rules Committee	S178
012804	Referred S Governmental Accountability & Fiscal Oversight Committee	S178
020204	Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee	
020204	Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee	
020204	Reported From S Government Accountability & Fiscal Oversight Committee to Floor	S207
020904	S Third Read and Passed	S255
020904	H First Read	H258
021004	H Second Read	H266
021204	Referred H Agriculture Committee	H321
022404	Hearing Conducted H Agriculture Committee	
030204	HCS Voted Do Pass H Agriculture Committee	
031104	HCS Reported Do Pass H Agriculture Committee	H619
031704	HA 1 to HCS H offered & Ruled out of order (Selby)	H723-724
031704	HA 2 to HCS H offered & adopted (Smith-118)	H724
031704	HCS, as amended, H adopted	H724
031704	H Third Read and Passed	H724/S707
031804	S refuses to concur in HCS	S709
031804	S requests H recede or grant conference	S709/H758
032904	H refuses to recede and grants conference	H778/S725
033004	S conferees appointed (Klindt, Steelman, Cauthorn, Kennedy, Caskey)	S738/H821
033004	H conferees appointed (Myers, Sander, Bean, Bringer, Whorton)	H806/S774
033104	CCR/CCS H submitted	H892-893
040604	CCR#2/CCS#2 H submitted	H982-983
042604	In Conference	

EFFECTIVE : August 28, 2004

\*\*SB 0740\*\*

HCS SS SCS SBs 740, 886 & 1178  
SENATE SPONSOR Klindt

2456L.06C

HCS/SS/SCS/SBs 740, 886 & 1178 - This act pertains to agriculture programs. A breakdown of the act follows:

SECTION 148.330 - Pertaining to agricultural tax credits. This section makes changes to subsection 4 of Section 148.330, RSMo, with regard to holding both schools and counties harmless with the apportioned moneys from the county stock insurance fund. Additional language was added that clarifies that the county stock insurance fund shall be included in the calculation of state revenue pursuant to article x, section 18, the Missouri Constitution. This section is similar to SB 740 and SB 84 (2003).

These tax credits may be carried back three tax years. The substitute decreases the required number of employees in an employee-qualified capital project from 100 to 60 for investors to receive a New Generation Cooperative Incentive Tax Credit.

SECTION 261.115 - Records and documents submitted to the department of agriculture that may endanger the competitiveness of a business shall be deemed a "closed record".

SECTIONS 261.256 and 261.259 - Pertaining to grower's districts. This section creates voluntary districts for individuals who are owners or operators of land used in the cultivation of commercial crops within the physical boundaries of the district. These sections are similar to SB 886 and provisions (Sections 261.250 to 261.289) that were contained in SS/SCS/HCS/HB 257 (2003).

SECTION 265.475 - Pertaining to meat inspection programs. This section authorizes the director of the department of agriculture to promulgate regulations consistent with and equal to the Federal Meat Inspection Act, the Federal Poultry Products Inspection Act, and all other similar federal regulations.

SECTIONS 348.406 to 348.410 - Pertaining to the Agricultural Business Development Loan Program. This section allows the Missouri Agricultural and Small Business Development Authority (MASBDA) to issue certificates of guaranty covering a first loss up to but not more than fifty percent for eligible borrowers. This section states that outstanding guaranteed loans shall at no time exceed an amount which would allow immediate redemption of twenty percent of the outstanding loans guaranteed by the fund at any one time. This section is similar to SB 1178.

SECTIONS 348.430 to 348.432 - Pertaining to agricultural tax credits. These sections allow contributors to take the tax credits for new generation cooperatives and new generation

processing entities on a quarterly basis. An allowance is made for tax credits allowed under this section, for all fiscal years beginning on or after July 1, 2004, to be carried back to any of the contributor's three prior tax years and forward to any of the contributor's five subsequent taxable years. Current law states that these tax credits may be sold or transferred, new language states that the new owner of the tax credit shall have the same rights as the contributor.

This act adds language that mirrors the "carry back three prior tax years and forward any five" is added to by new language that clarifies that option can be entertained regardless of the type of tax liability to which such credits are applied.

SECTIONS 267.470 to 267.556 - Obsolete provisions repealed with this act pertaining to animal health and inspections.

MEGAN CRAIN

120103	Prefiled	
010704	S First Read	S8
010804	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S78
012904	Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee	
021904	SCS Voted Do Pass (SCS SBs 740, 886, 1178) S Agri., Cons., Parks & Natural Resources Committee (2456.03C)	
022404	Reported From S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS	S367
030204	SS for SCS S offered (Klindt) (2456S.04F)	S510
030204	SA 1 to SS for SCS S offered & adopted (Klindt)	S510
030204	SA 2 to SS for SCS S offered & adopted (Quick)	S510-511
030204	SA 3 to SS for SCS S offered & adopted (Caskey)	S511
030204	SA 4 to SS for SCS S offered & adopted (Foster)	S511-512
030204	SA 5 to SS for SCS S offered & defeated (Jacob)	S512
030204	SS for SCS, as amended, S adopted	S512
030204	Perfected	S512
030304	Reported Truly Perfected S Rules Committee	S521
030404	S Third Read and Passed	S539
030404	H First Read	H506
030804	H Second Read	H516
031104	Referred H Agriculture Committee	H618
033004	Hearing Conducted H Agriculture Committee	
040604	HCS Voted Do Pass H Agriculture Committee	
041504	HCS Reported Do Pass H Agriculture Committee	H1116
042104	HA 1 to HCS H offered & adopted (Myers)	H1175
042104	HA 2 to HCS H offered & Ruled out of order (Shoemyer)	H1175-1176
042104	HA 3 to HCS H offered & adopted (Seigfreid)	H1176
042104	HCS, as amended, H adopted	H1177
042104	H Third Read and Passed	H1177
042604	S Calendar S Bills with H amendments (HCS)	

EFFECTIVE : August 28, 2004

\*\*SB 0741\*\*

SENATE SPONSOR Klindt

3157S.01I

SB 741 - This act broadens the purpose of the fund to include the promotion of innovative programs that preserve the state's air, water and land resources. This act goes on to extend the use of air pollution permit fees to include funding programs that encourage alternative energy sources.

MEGAN CRAIN

120103 Prefiled

010704 S First Read S8

010804 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee S78

012204 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee

020504 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee

020904 Reported From S Agriculture, Conservation, Parks & Natural Resources Committee to Floor - Consent S253-254

042604 S Consent Calendar (2/9)

EFFECTIVE : August 28, 2004

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\*\*SB 0742\*\*

SENATE SPONSOR Cauthorn

2458S.01I

Broadens disqualifying misconduct in employment law by including conduct outside of work

020404 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee

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\*\*SB 0743\*\*

SENATE SPONSOR Cauthorn

3023S.01I

SB 743 - This act allows employees that are a member of a religious organization which have tenants or teachings opposed to the acceptance of insurance benefits, an opportunity to prospectively reject the provisions of Chapter 287, RSMo.

This act is identical to SB 533 (2003).  
RICHARD MOORE

120103 Prefiled  
010704 S First Read S8  
010804 Second Read and Referred S Small Business, Insurance  
and Industrial Relations Committee S78  
020404 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee  
042104 Voted Do Pass S Small Business, Insurance and  
Industrial Relations Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0744\*\*

SENATE SPONSOR Cauthorn

2957S.01I

Exempts motorcyclists who are age 21 or older from wearing  
a helmet when operating a motorcycle or motortricycle

021704 Hearing Conducted S Transportation Committee

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\*\*SB 0745\*\*

SENATE SPONSOR Dougherty

2771S.04I

Modifies various provisions regarding foster care and  
protective services for children

012104 Hearing Conducted S Aging, Families, Mental & Public  
Health Committee

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\*\*SB 0746\*\*

SCS SBs 746 & 751

SENATE SPONSOR Dougherty

2913S.06I

SCS/SBs 746 & 751 - This act modifies provisions relating to  
lead abatement.

SECTION 143.603 - A one dollar check-off on the Missouri income  
tax return is created and the money designated by the check-off  
will be deposited into the Childhood Lead Testing Fund. The  
check-off of one dollar is primarily for taxpayers who are to  
receive a refund. However, taxpayers who owe taxes may also  
contribute to the fund and any taxpayer may elect to contribute  
more than one dollar.

SECTION 701.304 - New language allows the Director of the  
Department of Health and Senior Services to levy fines pursuant  
to sections 701.300 to 701.338, RSMo. All fines shall be

deposited into the Public Health Services Fund. In commercial lead production areas where the Department determines that an individual, who resides in a single-family dwelling and the owners use it as their primary residence, has an elevated blood lead level due directly to lead paint, the owner of the dwelling shall make a good faith effort to abate the lead paint. Upon completion of the good faith efforts, the owner of the dwelling shall not be subject to any fines issued pursuant to this section.

SECTION 701.305 - The Department of Health and Senior Services shall provide on its Internet website educational materials that explain the rights and responsibilities of the property owners, tenants, lead inspectors, risk assessors, and lead abatement contractors.

SECTION 701.308 - Representatives of the Department, local government or health departments have the authority to re-enter a dwelling or a child-occupied facility to determine if the required actions have been taken. If the representative does not have consent to enter, they may petition the court for an order to enter the premises. An order shall be granted upon a showing that the representative attempted to notify the dwelling's owner in writing and 48 hours in advance of the time and purpose of the re-entry.

Upon re-entry, if the lead hazard has not been reduced, the Department or representative may report any violation of Sections 701.300 to 701.338, RSMo, to the prosecuting attorney of the appropriate county. In addition, the court may impose a fine in an amount which shall reflect the seriousness of the threat to human health. However, this amount shall not exceed \$10,000. The fine shall not be less than \$5,000 if the owner has failed to reduce the identified lead hazard upon proof that (1) the owner has been notified that a child 6 and under in his property has an elevated blood lead level; (2) re-entry revealed that the required actions to reduce the lead were not taken; and (3) another occupant or child in his dwelling is identified with an elevated blood lead level.

SECTION 701.309 - Any lead abatement contractor that fails to notify the Department prior to starting a lead abatement project will be fined \$1,000 for the first identified offense, \$2,000 for the second identified offense, and thereafter fines will be double for each identified offense. The lead abatement contractor shall inform the owners and tenants of a dwelling that information regarding potential lead hazards can be accessed on the Department's internet website. Once the abatement has been completed, the lead abatement contractor must submit written notification and the final clearance inspection report to the Department.

SECTION 701.311 - If the Department revisits an abatement project

because a contractor is not present or is in violation of sections 701.300 to 701.338, RSMo, or any regulations, the lead abatement contractor must pay a fee of \$150 per revisit. In addition, the Department may assess a fine not to exceed \$1,000 for the first violation and \$5,000 for each subsequent violation against any inspector, risk assessor, lead abatement worker, lead abatement supervisor, project designer, or contractor licensed by the Department. For continuing violations, every day the violation continues to occur shall be deemed a separate violation.

SECTION 701.312 - The Director shall require lead abatement contractors to purchase and maintain liability insurance. Licensees or applicants for licensure must provide evidence of their ability to indemnify any person that may suffer damage from lead-based paint activities to which they may be liable. The licensee or applicant for licensure may provide proof of liability insurance in an amount to be determined by the Department, which shall not be less than \$300,000 dollars.

SECTION 701.313 - Local community organizations, government agencies, and quasi-government agencies that issue grants or loans for lead abatement projects must provide written notification to the Department no later than ten days prior to the onset of a project. The failure to provide written notification will result in a fine of \$250 dollars levied by the Department. In emergency situations, the community organization, government agency, or quasi-government agency must notify the Department within 24 hours of the onset of a lead abatement project and provide written notification to the Department within five days.

SECTION 701.320 - Current law specifies that any violation of sections 701.308, 701.309, 701.310, 701.311 and 701.316, RSMo is a Class A misdemeanor. New language states that any subsequent violation of these sections will be a Class D felony.

SECTION 701.336 - The Departments of Health and Senior Services and Social Services, along with related not-for-profits, American Academy of Pediatrics, HMOs, and the MO Consolidated Health Care Plan, shall devise a three-year educational strategy designed to increase the number of children on Medicaid that are tested for lead poisoning. The goal of the strategy is to have seventy-five percent of the children tested by August 28, 2008.

The Department of Social Services must seek Medicaid waivers for the funding of lead cleaning treatments and lead reduction measures in the properties of Medicaid recipients. The Department will coordinate with the Department of Health and Senior Services to ensure that priority homes receive the appropriate funding and that risk assessments are conducted to identify lead hazards in properties.



SECTION 701.342 - The Department of Social Services, in collaboration with the Department of Health and Senior Services, must ensure that all children between the ages of six months and six years who are in foster care in high risk areas are tested annually for lead poisoning. The costs of the testing will be paid through the state Medicaid program. If any child in foster care in a high risk area is not Medicaid-eligible, the costs of the testing shall be paid by the state.

LORIE TOWE

120103 Prefiled  
 010704 S First Read S8  
 011504 Second Read and Referred S Aging, Families, Mental & Public Health Committee S117  
 012804 Hearing Conducted S Aging, Families, Mental & Public Health Committee  
 021904 SCS Voted Do Pass (SCS SBs 746 & 751) S Aging, Fam., Mental & Public Health Committee (2913S.09C)

EFFECTIVE : August 28, 2004

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 \*\*SB 0747\*\*

SENATE SPONSOR Dougherty

2778S.01I

Prohibits use of genetic information and testing for insurance purposes

010804 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S78

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 \*\*SB 0748\*\*

SENATE SPONSOR Kennedy

2886S.01I

Requires that amateur radio license plates contain the words "AMATEUR RADIO" in place of the words "SHOW-ME-STATE"

010804 Second Read and Referred S Transportation Committee S78

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 \*\*SB 0749\*\*

SENATE SPONSOR Kennedy

3186S.01I

SB 749 - This act defines the term "registered nurse first assistants" and authorizes the Missouri State Board of Nursing to promulgate rules for their certification. A

"registered nurse first assistant" (RNFA) is defined as a registered nurse, licensed in Missouri, who has received additional certification through a nationally-recognized professional organization to become a RNFA or who meets the criteria for RNFAs established by the Missouri State Board of Nursing.

This act is similar to SB 316 (2003).  
STEPHEN WITTE

- 120103 Prefiled
- 010704 S First Read S8
- 010804 Second Read and Referred S Financial & Governmental  
Organization, Veterans' Affairs & Elections Committee S78
- 020904 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee
- 022504 Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee-Consent

EFFECTIVE : August 28, 2004

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\*\*SB 0750\*\*

SENATE SPONSOR Kennedy

2877S.03I

Creates licensure requirements for private investigators

- 020904 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 0751\*\*

SCS SBs 746 & 751

SENATE SPONSOR Coleman

2586S.01I

- 120103 Prefiled
- 010704 S First Read S8
- 011504 Second Read and Referred S Aging, Families, Mental &  
Public Health Committee S117
- 021104 Hearing Recessed S Aging, Families, Mental & Public  
Health Committee
- 021804 Hearing Conducted S Aging, Families, Mental & Public  
Health Committee
- 021904 Bill Combined (SCS SBs 746 & 751) S Aging, Families,  
Mental & Public Health Committee

EFFECTIVE : August 28, 2004

\*\*SB 0752\*\*

SENATE SPONSOR Coleman

2580S.01I

Expands first degree property damage to include damage to a motor vehicle while breaking in to steal

011204 Hearing Conducted S Judiciary & Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0753\*\*

SENATE SPONSOR Coleman

2818S.01I

Creates the mobile home landlord and tenant rights act

021104 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee

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\*\*SB 0754\*\*

HCS SCS SB 754

SENATE SPONSOR Vogel

HOUSE HANDLER Luetkemeyer

2769L.12C

HCS/SCS/SB 754 - This act creates the Exhibition Center and Recreational Facility District Act which allows residents of Buchanan, Camden, Cole, Jasper, Jefferson, Miller, Morgan, Newton, and Wright counties to request, by petition, that an exhibition center and recreational facility district be created. The act requires that at least 50 property owners sign the petition. The petition must include the name and address of each petitioner and the location of their property; a specific description of the boundaries of the proposed district, including a map; and the name of the proposed district. The act states that the governing body of each county included in the district can approve the creation of the district by resolution.

The act creates a board of trustees to administer the district and all revenue received by the district. The board will consist of four individuals from each county approving the district. The act explains how the trustees will be selected and the powers of the board. The act allows the district to submit to voters within the district a sales tax of up to one-quarter of 1%. The revenue from this tax will be deposited into the Exhibition Center and Recreational Facility District Sales Tax Trust Fund, established by the act, and will fund the exhibition center and recreational facilities. Extensions of the sales tax cannot be for more than 25 years.

The act also authorizes St. Charles County to establish a theater, cultural arts, and entertainment district to be funded by a sales tax of up to one-half of 1%. It establishes minimum criteria for the formation of the district, including land area and petition requirements. The district will be controlled by a board of directors, the number of which must be specified in the petition. The board has various powers, including the power to issue bonds. Public meetings regarding the formation of the district must be held before the governing body of the county can put the proposal to a vote of the people.

If the governing body of the county approves a resolution to establish the district, a vote is authorized. After it is approved, the district will be formalized by an ordinance from the governing body. The act allows for subdistricts within the district that can oppose the creation of the district and be excluded from the sales tax. The act establishes a procedure for forming a governing body for a subdistrict. If there are no registered voters in a subdistrict, one or more property owners who collectively own one or more parcels of real estate comprising at least a majority of the land situated in the proposed subdistrict can file a petition with the circuit court requesting the creation of a theater, cultural arts, and entertainment district. The circuit clerk of the county in which the petition is filed will present the petition to the judge, who will set the petition for hearing.

The act contains ballot language for the formation and possible dissolution of the subdistrict. In the event that a subdistrict is dissolved, the act contains provisions to govern the dissolution. The sales tax will be collected by the municipality and placed into a special trust fund for the purposes of the district.

JEFF CRAVER

120103	Prefiled	
010704	S First Read	S9
010804	Second Read and Referred S Ways & Means Committee	S78
011304	Hearing Conducted S Ways & Means Committee	
020504	SCS Voted Do Pass S Ways & Means Com. (2769S.07C)	
020904	Reported From S Ways & Means Committee to Floor w/SCS - Consent	S262
021104	Submitted corrected committee report	S282
021204	Removed from Consent Calendar	S289
021604	Reported From S Ways & Means Committee to Floor w/SCS	S307
021604	Committee Chair requested the bill be returned to committee to be submitted at a later date	S320
022604	Reported From S Ways & Means Committee to Floor w/SCS	S387
030304	SA 1 to SCS S offered & adopted (Kennedy)	S527
030304	SA 2 to SCS S offered & adopted (Gross)	S527-528
030304	SCS, as amended, S adopted	S528
030304	Perfected	S528

030404	Reported Truly Perfected S Rules Committee	S538
030904	S Third Read and Passed	S566
030904	H First Read	H569
031004	H Second Read	H579
031104	Referred H Tourism & Cultural Affairs Committee	H618
033004	Hearing Conducted H Tourism & Cultural Affairs Committee	
033004	HCS Voted Do Pass H Tourism & Cultural Affairs Committee	
040704	HCS Reported Do Pass H Tourism & Cultural Affairs Committee	
042604	H Calendar S Bills for Third Reading w/HCS	

EFFECTIVE : August 28, 2004

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\*\*SB 0755\*\*

SCS SB 755

SENATE SPONSOR Shields

3141S.03C

SCS/SB 755 - This act generates several alterations to the state's higher education policy.

SECTION 160.545 - This section asserts that the A+ reimbursements shall not be issued to any four-year institutions of higher education, regardless of whether such reimbursements are made indirectly by means of a public community college or vocational or technical school. Further, the act specifies that in order for any public community college or vocational or technical school to receive reimbursements from the A+ schools program, the qualifying student must exclusively attend a public community college or vocational or technical school.

SECTION 172.360 - This section eliminates the minimum age qualification (which presently is set at sixteen) for admission to the University of the State of Missouri.

SECTION 174.020 - This section renames Missouri Western State College as Missouri Western State University.

SECTION 174.241 - This section eliminates the board of regents of Missouri Western State College.

SECTION 174.251 - This section designates Missouri Western State University as a statewide institution of applied learning. The section further asserts that Missouri Western State University shall discontinue, as of July 1, 2008, any and all associate degree programs unless the continuation of such associate degree programs is approved by the coordinating board by July 1, 2006.

SECTION 174.324 - This section reemphasizes that any new masters degree program offered at Missouri Western State

University or any other public institution of higher education in this state must be approved by the coordinating board for higher education.

SECTION 174.450 - This section adds Missouri Western State University to the list of institutions which are charged with a statewide mission and governed by a board of governors.

This act contains many of the provisions of SB 858 (2004) and the SS/SB 51 (2003).

DONALD THALHUBER

120103 Prefiled  
010704 S First Read S9  
010804 Second Read and Referred S Pensions & General Laws S78  
Committee  
011304 Hearing Conducted S Pensions & General Laws Committee  
012104 SCS Voted Do Pass S Pensions & General Laws  
Committee (3141S.03C)  
022404 Reported From S Pensions & General Laws Committee to S367-368  
Floor w/SCS  
030204 Bill Placed on Informal Calendar S513  
041504 SS for SCS S offered (Shields) (3141S.12F) S961  
041504 SS for SS for SCS S offered (Shields) (3141S.11F) S961  
041504 SA 1 to SS for SS for SCS S offered & S961  
adopted (Childers)  
041504 SA 2 to SS for SS for SCS S offered & S961-962  
adopted (Dougherty)  
041504 Bill Placed on Informal Calendar S962  
042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004

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\*\*SB 0756\*\*

SENATE SPONSOR Shields

3084S.01I

Establishes a small business health insurance tax credit program

010804 Second Read and Referred S Ways & Means Committee S78

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\*\*SB 0757\*\*

SCS SB 757

SENATE SPONSOR Shields

HOUSE HANDLER Cooper

3086S.03P

SCS/SB 757 - This act modifies the definition of "driveaway operation" and "driveaway operator" to include:

(1) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the drive away or tow away methods.

(2) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor.

The act provides that driveaway license plates may only be used for the purpose of transporting vehicles in transit. Driveaway license plates may not be used by tow truck operators transporting wrecked, abandoned, improperly parked, or burned vehicles. The act extends the area for certain land improvement contractors' commercial motor vehicles from 25 miles to 50 miles.

STEPHEN WITTE

120103	Prefiled	
010704	S First Read	S9
010804	Second Read and Referred S Transportation Committee	S78
021004	Hearing Conducted S Transportation Committee	
022304	SCS Voted Do Pass S Transportation Committee-Consent (3086S.03C)	
022304	Reported From S Transportation Committee to Floor w/SCS - Consent	S356
031604	SCS S adopted	S656-657
031604	S Third Read and Passed - Consent	S657
031704	H First Read	H727
031804	H Second Read	H746
040104	Referred H Transportation & Motor Vehicles Committee	H906
041404	Hearing Conducted H Transportation & Motor Vehicle Committee	
042104	Voted Do Pass w/HCA 1 H Transportation & Motor Vehicle Committee-Consent	
042204	Reported Do Pass w/HCA 1 H Transportation & Motor Vehicle Committee-Consent	
042604	H Consent Calendar w/HCA 1	

EFFECTIVE : August 28, 2004

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\*\*SB 0758\*\*

SCS SB 758

SENATE SPONSOR Griesheimer

2524S.02P

SCS/SB 758 - This act authorizes the governing bodies of the cities of Pacific, Riverside, Sullivan, and Union to submit a transient guest tax proposal to a vote of the people of such cities. The tax proposal shall be for at least two percent but not more than five percent.

JEFF CRAVER

120103	Prefiled	
010704	S First Read	S9
010804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S78
011404	Hearing Cancelled S Economic Development, Tourism and Local Government Committee	
012104	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
012804	SCS Voted Do Pass S Economic Development, Tourism and Local Govt. Committee-Consent (2524S.02C)	
020204	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S202
020904	SCS S adopted	S255-256
020904	S Third Read and Passed - Consent	S256
021004	H First Read	H282
021104	H Second Read	H291
021204	Referred H Tax Policy Committee	H321
041404	Re-Referred H Local Government Committee	H1096
042204	Hearing Conducted H Local Government Committee	

EFFECTIVE : August 28, 2003

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\*\*SB 0759\*\*

SENATE SPONSOR Griesheimer

2745S.01I

Extends the waste tire collection fee from 2004 to 2014

010804 Second Read and Referred S Commerce & the Environment S78  
Committee

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\*\*SB 0760\*\*

SENATE SPONSOR Griesheimer

2891S.01I

Requires all railroads to establish a suitable stopping place or depot in Eureka, Missouri

021004 Hearing Scheduled But Not Heard S Transportation  
Committee



\*\*SB 0761\*\*

SCS SBs 714 &amp; 761

SENATE SPONSOR Champion

2920S.01I

120103 Prefiled

010704 S First Read

S9

010804 Second Read and Referred S Pensions & General Laws  
Committee

S78

011304 Hearing Conducted S Pensions &amp; General Laws Committee

012104 Bill Combined w/SCS SBs 714 &amp; 761

S147

EFFECTIVE : August 28, 2004

\*\*SB 0762\*\*

SCS#2 SB 762

SENATE SPONSOR Champion

3212S.04P

SCS#2/SB 762 - This act modifies various provisions of the law relating to foster care and protective services for children.

SECTION 210.487 - The Children's Division will have the authority to conduct a search for full orders of protection using the automated court information system.

SECTION 210.542 - The Division shall provide standards and training for the licensing of prospective foster parents. The Division shall provide performance-based criteria for the evaluation of licensed foster parents.

SECTION 210.565 - The age of the child's relative shall not be the only factor that the Division takes into consideration when making placement decisions and recommendations to the court regarding the placement of the child with that relative. The Division must adhere to the Indian Child Welfare Act (25 U.S.C. 1915) when placing a Native American child in protective custody.

SECTION 210.760 - The Division must notify the child's parent or legal guardian that the child has been placed in foster care.

SECTION 210.762 - Prior to taking any action relating to the placement of a child, the Children's Division must arrange a team meeting. However in instances where the welfare of a child requires immediate or emergency placement, the Division may temporarily place a child in protective custody, but they must schedule a team meeting within seventy-two hours of the temporary placement.

The parent or legal guardian, the guardian ad litem, the juvenile officer, the Children's Division caseworker, the court-appointed-special-advocate, and any designee of the parent that has written

authorization shall be notified and invited to participate in all team meetings. Team meetings may include any other persons who can assist the team in making the appropriate decisions on behalf of the child. At the conclusion of the meeting, all parties must sign a form provided by the Division that states that they are aware of the team's decision. Any dissenting views will be noted on the form and included in the child's case records.

SECTION 210.764 - The case records of a child in protective custody will be available for review by the parent or legal guardian of the child.

This act is similar to SCS/SB 430 (2003).  
LORIE TOWE

120103	Prefiled	
010704	S First Read	S9
010804	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S78
012104	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
012804	SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee - Consent (3212S.02C)	
020204	Reported From S Aging, Families, & Mental & Public Health Committee to Floor w/SCS-Consent	S203
020504	Removed from Consent Calendar	S242
021804	Committee Vote Reconsidered on SCS/SB 762	
021804	SCS#2 Voted Do Pass S Aging, Families & Mental & Public Health Committee-Consent (3212S.04C)	
030104	Reported From S Aging, Families & Mental & Public Health Committee to Floor w/SCS - Consent	S496
031704	SCS#2 S adopted	S673
031704	S Third Read and Passed - Consent	S673
031704	H First Read	H727
031804	H Second Read	H746
040104	Referred H Children and Families Committee	H906
042704	Hearing Scheduled H Children & Families Committee (Upon PM ADJ - HR 1)	

EFFECTIVE : August 28, 2004

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\*\*SB 0763\*\*

SENATE SPONSOR Bartle

2726S.01I

Limits certificate of need to only long-term care facilities

041404 Hearing Conducted S Aging, Families, Mental & Public Health Committee

\*\*SB 0764\*\*

SENATE SPONSOR Bartle

2733S.01I

Alters the foundation formula by completely removing line  
1(b) calculation

021704 Hearing Conducted S Education Committee

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\*\*SB 0765\*\*

SENATE SPONSOR Bartle

2720S.01I

Prohibits individuals from engaging in or using public funds  
and facilities for human cloning

011204 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee-----  
\*\*SB 0766\*\*

SENATE SPONSOR Clemens

3040S.01I

Allows members of the Missouri Foxtrotting Horse Breeding  
Association to obtain specialized license plates

010804 Second Read and Referred S Transportation Committee S78

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\*\*SB 0767\*\*

SCS SB 767

SENATE SPONSOR Clemens HOUSE HANDLER Cunningham

3059S.02P

SCS/SB 767 - This act designates the portion of  
Interstate 44 within Webster County as the Edwin P. Hubble  
Memorial Highway.  
STEPHEN WITTE

120103 Prefiled

010704 S First Read S9

010804 Second Read and Referred S Transportation Committee S78

012704 Hearing Conducted S Transportation Committee

012904 SCS Voted Do Pass S Transportation Committee -  
Consent (3059S.02C)020204 Reported From S Transportation Committee to S203  
Floor w/SCS - Consent

020904	SCS S adopted	S259
020904	S Third Read and Passed - Consent	S260
021004	H First Read	H282
021104	H Second Read	H291
021204	Referred H Transportation & Motor Vehicles Committee	H321
031704	Hearing Conducted H Transportation & Motor Vehicles Committee	
040704	Voted Do Pass H Transportation & Motor Vehicles Committee - Consent	
042204	Reported Do Pass H Transportation & Motor Vehicles Committee-Consent	H1199
042604	H Consent Calendar	

EFFECTIVE : August 28, 2004

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\*\*SB 0768\*\*

SENATE SPONSOR Nodler

2596S.02P

SB 768 - This act articulates new qualifications for the Board of Governors of Missouri Southern State University - Joplin.

Five voting members shall be selected from Missouri's Workforce Investment Area Southwest region, which includes the following counties: Barton, Jasper, Newton, McDonald, Dade, Lawrence, and Barry provided that no more than three of these five members shall be appointed from any one county. Two voting members shall be selected from any of the counties in the state which are outside of the aforementioned counties.

Further, the act grandfathers current board members in regard to the county residency requirement.

DONALD THALHUBER

120103	Prefiled	
010704	S First Read	S9
010804	Second Read and Referred S Education Committee	S78
021704	Hearing Conducted S Education Committee	
022404	Voted Do Pass S Education Committee-Consent	
030104	Reported From S Education Committee to Floor-Consent	S497
031704	S Third Read and Passed - Consent	S679
031804	H First Read	H758
032904	H Second Read	H771
040104	Referred H Education Committee	H906
042104	Hearing Conducted H Education Committee	

EFFECTIVE : August 28, 2004

\*\*SB 0769\*\*

HCS SB 769

SENATE SPONSOR Nodler

HOUSE HANDLER Emery

3143L.03C

SB 769 - This act establishes a procedures for disincorporation of a road district in Jasper County. This act shall not apply to any road district which is located within two counties.

STEPHEN WITTE

120103 Prefiled  
 010704 S First Read S9  
 010804 Second Read and Referred S Economic Development, S78  
 Tourism and Local Government Committee  
 011404 Hearing Conducted S Economic Development, Tourism and  
 Local Government Committee  
 012004 Voted Do Pass S Economic Development, Tourism and  
 Local Government Committee - Consent  
 020204 Reported From S Economic Development, Tourism & S202  
 Local Government Committee to Floor - Consent  
 020904 S Third Read and Passed - Consent S256  
 021004 H First Read H282  
 021104 H Second Read H291  
 021204 Referred H Local Government Committee H321  
 040104 Hearing Conducted H Local Government Committee  
 040804 HCS Voted Do Pass H Local Government Committee  
 042204 HCS Reported Do Pass H Local Government H1196  
 Committee-Consent  
 042604 H Consent Calendar w/HCS

EFFECTIVE : August 28, 2004

\*\*SB 0770\*\*

SENATE SPONSOR Nodler

2804S.01P

SB 770 - This act removes the portion of I-44 in Jasper County from the designation of George Washington Carver Memorial Highway. This portion of Interstate 44 was already designated as the "Congressman Gene Taylor Highway" prior to the creation of the George Washington Carver Memorial Highway.

STEPHEN WITTE

120103 Prefiled  
 010704 S First Read S9  
 010804 Second Read and Referred S Transportation Committee S78  
 012704 Hearing Conducted S Transportation Committee  
 012804 Voted Do Pass S Transportation Committee - Consent  
 020204 Reported From S Transportation Com. to Floor-Consent S203

020904	S Third Read and Passed - Consent	S258-259
021004	H First Read	H282
021104	H Second Read	H291
021204	Referred H Transportation & Motor Vehicles Committee	H321
031704	Hearing Conducted H Transportation & Motor Vehicles Committee	
040704	Voted Do Pass H Transportation & Motor Vehicles Committee - Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 0771\*\*

SCS SB 771

SENATE SPONSOR Bray

2751S.03P

SCS/SB 771 - This act allows operators of low-speed vehicles to use public highways under certain conditions. According to federal regulations, a low-speed vehicle is a four-wheeled vehicle whose top speed is greater than 20 mph but less than 25 mph. All low-speed vehicles must be manufactured in compliance with the National Highway Traffic Safety Administration standards. A low-speed vehicle shall not be operated on a street or highway with a posted speed limit greater than 35 mph. A low-speed vehicle shall be exempt from inspection and emission testing, but must comply with the federal standards. Every operator of a low-speed vehicle shall maintain financial responsibility as required under Chapter 303, RSMo. Every operator of a low-speed vehicle must have a driver's license. City and counties may promulgate ordinances which are more stringent than this act. These provisions were contained in SB 594 and HB 327 (2003)(Section 304.029).

STEPHEN WITTE

120103	Prefiled	
010704	S First Read	S9
010804	Second Read and Referred S Transportation Committee	S78
021704	Hearing Conducted S Transportation Committee	
022304	SCS Voted Do Pass S Transportation Committee-Consent (2751S.03C)	
022304	Reported From S Transportation Committee to Floor w/SCS - Consent	S356
031804	SCS S adopted	S702
031804	S Third Read and Passed - Consent	S703
032904	H First Read	H779
033004	H Second Read	H792
040104	Referred H Transportation & Motor Vehicles Committee	H906
041404	Hearing Conducted H Transportation & Motor Vehicle Committee	
042104	HCS Voted Do Pass H Transportation & Motor Vehicle Committee-Consent	

EFFECTIVE : August 28, 2004

\*\*SB 0772\*\*

SENATE SPONSOR Bray

3159S.01P

SB 772 - This act allows commercial transport vehicles or railroad passenger cars that are stopped to load or unload passengers to use alternately flashing warning signals.

STEPHEN WITTE

120103 Prefiled  
 010704 S First Read S9-10  
 010804 Second Read and Referred S Transportation Committee S78  
 020304 Hearing Conducted S Transportation Committee-Consent  
 022304 Voted Do Pass S Transportation Committee-Consent  
 022304 Reported From S Transportation Committee to S356-357  
     Floor - Consent  
 031804 S Third Read and Passed - Consent S703  
 032904 H First Read H779  
 033004 H Second Read H792  
 040104 Referred H Transportation & Motor Vehicle Committee H906  
 041404 Hearing Conducted H Transportation & Motor Vehicle  
     Committee  
 042104 Voted Do Pass H Transportation & Motor Vehicle  
     Committee - Consent

EFFECTIVE : August 28, 2004

\*\*SB 0773\*\*

SENATE SPONSOR Bray

3158S.01I

Modifies law regarding residential property insurance

010804 Second Read and Referred S Small Business, Insurance S78  
     and Industrial Relations Committee

\*\*SB 0774\*\*

SCS SB 774 &amp; 915

SENATE SPONSOR Wheeler

3166S.03C

SCS/SBs 774 & 915 - This act raises the recording fee on certain real estate instruments from \$3 to \$6. From this additional \$3 fee, \$1.50 will be placed in the Missouri Housing Trust Fund (for a total of \$4.50) and the remaining 50 cents shall be deposited in the recorder's fund. One dollar of the fee increase will be credited to the lifetime home grant program which is established by this act. This fund shall be administered by the Missouri Housing Development Commission.

Beginning January 1, 2005, individuals who build a universally designed lifetime home may apply for a payment from the fund in the amount of \$5,000. This act also allows an individual to qualify for a lifetime home grant, up to \$5,000, by renovating a qualified existing residence.

STEPHEN WITTE

120103 Prefiled  
 010704 S First Read S10  
 012004 Second Read and Referred S Financial & Governmental S129  
     Organization, Veterans' Affairs & Elections Committee  
 030104 Hearing Conducted S Financial & Governmental Org.,  
     Veterans' Affairs & Elections Committee  
 040604 SCS Voted Do Pass S Financial & Governmental Org.,  
     Veterans' Affairs & Elections Committee (3166S.03C)  
 040804 Reported From S Financial & Governmental Org., S905  
     Vet. Affairs & Elections Committee to Floor w/SCS  
 041304 Bill Placed on Informal Calendar S918  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004

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 \*\*SB 0775\*\*

SENATE SPONSOR Wheeler

3164S.01I

Creates the Missouri Office of Pharmaceutical Reporting

010804 Second Read and Referred S Aging, Families, Mental & S78  
     Public Health Committee

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 \*\*SB 0776\*\*

SENATE SPONSOR Wheeler

3163S.01I

Authorizes the Bureau of Communicable Diseases to monitor  
 epidemiological studies for suspected bioterrorist agents

010804 Second Read and Referred S Aging, Families, Mental & S78  
     Public Health Committee

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 \*\*SB 0777\*\*

SENATE SPONSOR Russell

3036S.01I

Places an aggregate cap on all tax credits and establishes a  
 commission to allocate the credits

010804 Second Read and Referred S Ways & Means Committee S78



\*\*SB 0778\*\*

SENATE SPONSOR Russell

2661S.01I

Modifies the historic preservation tax credit

010804 Second Read and Referred S Ways &amp; Means Committee S79

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\*\*SB 0779\*\*

SENATE SPONSOR Russell

2508S.01I

Prohibits the issuance of special overwidth permits for  
manufactured homes in certain circumstances031604 Hearing Conducted S Commerce & the Environment  
Committee-----  
\*\*SB 0780\*\*

SCS SB 780

SENATE SPONSOR Caskey

2496S.01I

SCS/SB 780 - This act holds the tuition charged to Missouri undergraduates constant for the four continuous academic years following the student's initial enrollment at any institution of higher education in Missouri which offers baccalaureate degrees and receives any state funds whatsoever.

If a Missouri student is enrolled in an undergraduate degree program that requires more than four years to complete, that student's tuition shall remain constant for the customary time required to complete the degree program. The customary time required to complete a degree program shall be defined by the institution offering the program.

If an undergraduate student from Missouri changes majors, the tuition charged to the student shall equal the amount the student would have been assessed had the student been admitted to the changed major program when the student first enrolled in college.

DONALD THALHUBER

120103 Prefiled

010704 S First Read

S10

010804 Second Read and Referred S Education Committee

S79

012004 Hearing Conducted S Education Committee

020504 SCS Voted Do Pass S Education Committee (2496S.02C)

EFFECTIVE : August 28, 2004

\*\*SB 0781\*\*

SENATE SPONSOR Caskey

3002S.01P

SB 781 - This act provides that the circuit judge hearing an application for witness immunity shall hold a nonadversarial hearing to determine whether sufficient proof has been offered to justify the issuance of an order granting witness immunity. The act deletes language which disqualified the judge hearing such matter from any further criminal trial or ancillary proceeding.

JIM ERTLE

120103	Prefiled	
010704	S First Read	S10
010804	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S79
011204	Hearing Conducted S Judiciary & Civil & Criminal Jurisprudence Committee-Consent	
020204	Voted Do Pass S Judiciary & Civil & Criminal Jurisprudence Committee-Consent	
020904	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor - Consent	S254
022504	S Third Read and Passed - Consent	S380
022604	H First Read	H446
030104	H Second Read	H454
030404	Referred H Judiciary Committee	H504
033104	Hearing Conducted H Judiciary Committee	
033104	Voted Do Pass H Judiciary Committee - Consent	

EFFECTIVE : August 28, 2004

\*\*SB 0782\*\*

HCS SCS SB 782

SENATE SPONSOR Caskey

HOUSE HANDLER Johnson-47

2815L.04C

SCS/SB 782 - This act requires each county treasurer to designate in writing a qualified individual to act temporarily on his/her behalf in the instance when the county treasurer is incapacitated so as to be unable to complete the duties of the office.

The act requires that the designee cannot by statute be ineligible to serve as a county treasurer. The designee must also take an oath and give a bond in the same manner as the county treasurer. The designee shall only be given authority to perform the duties of the county treasurer until the county treasurer confirms in writing that he/she has the requisite capacity to act again as county treasurer or for a maximum of 60 days, whichever occurs first. Sixty days after the designee has taken the oath of office, the office shall be

considered vacant and filled according to the provisions of Section 105.030, RSMo.

The act provides that a county treasurer must settle his or her accounts in June and December each year. When there is a vacancy, the county commission, except in counties with a charter form of government, must appoint a deputy treasurer or other qualified person to serve until the treasurer returns or the term expires. The interim treasurer or treasurer will be responsible for settling accounts and delivering everything needed by the successor.

The act also requires that the county commission attest to the accounting of school money by the treasurer or interim treasurer. Such order is entered into record and is a discharge of liability of the treasurer.

The act provides for the county commission, except in counties with a charter form of government, to appoint an acting treasurer when there is a vacancy and no deputy treasurer. The county commission must employ and pay the staff necessary to perform the duties of the office.

SUSAN HENDERSON

120103	Prefiled	
010704	S First Read	S10
010804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S79
011404	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
012004	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (2815S.02C)	
020204	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S202
020904	SCS S adopted	S256-257
020904	S Third Read and Passed - Consent	S257
021004	H First Read	H282
021104	H Second Read	H291
021204	Referred H Local Government Committee	H321
040104	Hearing Conducted H Local Government Committee	
040804	HCS Voted Do Pass H Local Government Committee	
042204	HCS Reported Do Pass H Local Government Committee-Consent	H1196
042604	H Consent Calendar w/HCS	

EFFECTIVE : August 28, 2004

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\*\*SB 0783\*\*

SENATE SPONSOR Mathewson

3180S.01P

SB 783 - This act removes the qualification that there shall be no more than two State Fair Commission members from any congressional district.

The act has an emergency clause.  
MEGAN CRAIN

120103	Prefiled	
010704	S First Read	S10
010804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S79
011204	Hearing Conducted S Financial & Governmental Org. Veterans' Affairs & Elections Committee - Consent	
020304	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee -Consent	
020904	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor - Consent	S254
030104	S Third Read and Passed - EC adopted - Consent	S501
030204	H First Read (w/EC)	H468
030304	H Second Read	H477
030404	Referred H Tourism & Cultural Affairs Committee	H504
031604	Hearing Conducted H Tourism & Cultural Affairs Committee	
033004	Voted Do Pass H Tourism & Cultural Affairs Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0784\*\*

SENATE SPONSOR Goode

2639S.02I

SB 784 - This act allows counties or St. Louis City to submit a tax to the voters that funds enhanced 911, also referred to as wireless 911 services. The governing body must choose one of two questions to submit to voters: (1) an extension of the wire line tax for 911 services to wireless services at the same rate; or (2) combine the taxes for wired and wireless into a flat tax of \$.50 per line per month.

Taxes collected pursuant to this section shall be used to pay for the operation of emergency services and for no other purpose. Counties collecting the tax before implementing service shall remit all funds collected to the state treasurer to be deposited in the 911 emergency services fund, provided they have not yet begun implementation of service within twelve months of ceasing collection of said tax.

The State Auditor shall have the authority to perform audits of both receipts and expenditures of taxes collected to ensure proper administration of said funds.

The taxes imposed with this act are due on a monthly basis and shall be remitted to the governing body by the service supplier, no later than thirty days after the close of a month. The service supplier will include a list of any and all service users who refuse to pay the tax with each return filing. Any remittance not paid within the thirty day period by the service supplier shall accrue interest at a rate of once percent per month. Nothing in this section shall prevent agreements between service suppliers and governing bodies alternating remittance schedules.

Twenty percent of the taxes collected on wireless service will be deposited into the 911 Emergency Services Fund which is created. This percentage will be decreased to 10% when at least 60% of the counties with 75% of the population have passed a tax on wireless services. Then the percentage will be eliminated two years after 100% of the counties have passed a tax on wireless services. Moneys in the fund will be used for matching grants for the purpose of implementing a comprehensive statewide 911 system. These grants will be administered by the Office of Administration in consultation with the Department of Public Safety.

Only cities passing the tax will be eligible for grants and may not receive grants for longer than three years or which have an amount exceeding 5% of the total funds available. Grants may be made on a collective basis to counties entering inter-county agreements to provide services.

The act clarifies that taxes generated by either the wired line or wireless line tax may only be used for the provision of emergency telephone services and for no other purpose. The act also authorizes the State Auditor to perform audits to ensure moneys are being used in this manner.

The act expands the scope of the Advisory Committee for 911 Service Oversight to include oversight of implementation of enhanced 911 services. The Advisory Committee is also instructed to advise the Department of Public Safety and the Office of Administration regarding the matching grants from the 911 Emergency Services Fund.

Most provisions of the current statewide enhanced 911 tax are repealed by the act.

This act is similar to SB 64 (2003).  
MEGAN CRAIN

120103 Prefiled	
010704 S First Read	S10
010804 Second Read and Referred S Economic Development, Tourism and Local Government Committee	S79

011404 Hearing Conducted S Economic Development, Tourism and  
Local Government Committee

021104 Voted Do Pass S Economic Development, Tourism and  
Local Government Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0785\*\*

SENATE SPONSOR Goode

2640S.01I

Creates the Invasive Species Council

020504 Hearing Conducted S Agriculture, Conservation, Parks  
& Natural Resources Committee

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\*\*SB 0786\*\*

SENATE SPONSOR Goode

3137S.02I

Regulates unsolicited Commercial Electronic Mail

010804 Second Read and Referred S Commerce & the Environment S79  
Committee

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\*\*SB 0787\*\*

SCS SB 787

SENATE SPONSOR Childers

2474S.03C

SCS/SB 787 - This act provides that if the voters of a city adjacent to a river other than the Missouri River or the Mississippi River approve the licensing of gambling boats within the city, then the voters of the county in which the city is located must subsequently approve the licensing of gambling boats within such city. Currently, once a city approves of the licensing of gambling boats within the city, there is no subsequent county-wide vote on the matter.

The provisions of this act shall not apply to any city which has voted to approve the licensing of gambling boats and where a licensed has been granted to an entity to operate a gambling boat prior to August 28, 2004.

JIM ERTLE

120103 Prefiled

010704 S First Read

S10

021104 Second Read and Referred S Financial & Governmental

S282

Org., Veterans' Affairs & Elections Committee  
 031504 Hearing Conducted S Financial & Governmental  
 Organizations, Veterans' Affairs & Elections Comm.  
 032904 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 033004 SCS Voted Do Pass S Financial & Governmental Org.,  
 Vets Affairs & Elections Committee (2474S.03C)  
 040104 Reported From S Financial & Governmental Org., Vet. S818  
 Affairs & Elections Committee to Floor w/SCS  
 040804 Bill Placed on Informal Calendar S908  
 042304 SA 1 to SCS S offered (Dougherty)  
 042304 SA 1 to SA 1 to SCS S offered & withdrawn (Shields)  
 042304 SSA 1 for SA 1 to SCS S offered (Bray)  
 042304 Bill Placed on Informal Calendar  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004  
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\*\*SB 0788\*\*

SCS SB 788

SENATE SPONSOR Childers

2475S.04P

SCS/SB 788 - Under this act, any person operating  
 emergency or fire equipment during functions such as parades,  
 special events, repair, service or other authorized movements  
 shall not be required to have a commercial driver's license.  
 This act also clarifies two provisions of Missouri law  
 regarding the operation of emergency vehicles.

This act has an emergency clause.  
 STEPHEN WITTE

120103 Prefiled  
 010704 S First Read S10  
 012004 Second Read and Referred S Transportation Committee S129  
 021704 Hearing Conducted S Transportation Committee  
 022304 SCS Voted Do Pass S Transportation Committee-Consent  
 (2475S.04C)  
 022304 Reported From S Transportation Committee to S357  
 Floor w/SCS - Consent  
 031704 SCS S adopted S670  
 031704 S Third Read and Passed - EC adopted - Consent S670  
 031704 H First Read (w/EC) H727  
 031804 H Second Read H746  
 040104 Referred H Crime Prevention & Public Safety Committee H906  
 040604 Hearing Cancelled H Crime Prevention & Public Safety  
 Committee  
 041304 Hearing Conducted H Crime Prevention & Public Safety  
 Committee  
 042004 Voted Do Pass H Crime Prevention & Public Safety  
 Committee

042204 Voted Do Pass H Crime Prevention & Public Safety  
Committee-Consent

EFFECTIVE :           Emergency Clause

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\*\*SB 0789\*\*

SCS SB 789

SENATE SPONSOR   Childers

2956S.02P

SCS/SB 789 - This act modifies the classification of counties. The assessed valuation necessary to qualify as a first class county is increased from the current \$450 million to \$600 million. The assessed valuation necessary to qualify as a second class county is increased from the current \$300 million to \$450 million. No county will move to a lower classification than its current classification as a result of the changes in the assessed valuation requirement, however, such a county may move to a lower classification after five years at a level below the requisite amount for the county's current classification.

This act modifies Section 48.030, RSMo, to allow any county that has the requisite assessed valuation to become a first class county to choose to do so upon an affirmative vote of the county's governing body, even though the county has not had such valuation for five successive years as required under current law.

This act has an emergency clause.

This act is similar to SCS/SB 199 (2003).

SUSAN HENDERSON

120103	Prefiled	
010704	S First Read	S10
010804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S79
011404	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
012004	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (2956S.02C)	
020204	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S202
020904	SCS S adopted	S257
020904	S Third Read and Passed - Consent	S257
021004	H First Read	H282-283
021104	H Second Read	H291
021204	Referred H Local Government Committee	H321

EFFECTIVE :           August 28, 2004



\*\*SB 0790\*\*

SCS SBs 738 &amp; 790

SENATE SPONSOR Yeckel

2997S.01I

120103 Prefiled

010704 S First Read

S13

011504 Second Read and Referred S Judiciary & Civil &  
Criminal Jurisprudence Committee

S90

012104 Hearing Conducted S Judiciary & Civil & Criminal  
Jurisprudence Committee

020204 Bill Combined (SCS/SBs 738 &amp; 790)

EFFECTIVE : August 28, 2004

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\*\*SB 0791\*\*

SENATE SPONSOR Yeckel

3034S.01I

Allows a tax credit for persons who contribute to pregnancy  
resource centers

030204 Hearing Conducted S Ways &amp; Means Committee

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\*\*SB 0792\*\*

SENATE SPONSOR Yeckel

2998S.01I

Extends a homestead assessment freeze to all property,  
except when it changes hands

011304 Hearing Conducted S Ways &amp; Means Committee

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\*\*SB 0793\*\*

SENATE SPONSOR Jacob

2605S.01I

Revises provisions for sealing and closing of court records

040504 Hearing Cancelled S Judiciary and Civil and Criminal  
Jurisprudence Committee

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\*\*SB 0794\*\*

SENATE SPONSOR Jacob

2604S.01I

Exempts health club services from sales tax

012004 Hearing Conducted S Ways &amp; Means Committee



\*\*SB 0795\*\*

SENATE SPONSOR Bland

2656S.01I

Establishes the "Missouri Universal Health Assurance Program" to provide health care benefits to all MO citizens

010804 Second Read and Referred S Small Business, Insurance S79  
and Industrial Relations Committee

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\*\*SB 0796\*\*

SENATE SPONSOR Bland

2674S.01I

Establishes coordinated health program board to prevent student obesity, cardiovascular disease, type II diabetes

010804 Second Read and Referred S Education Committee S79

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\*\*SB 0797\*\*

SENATE SPONSOR Bland

2712S.01I

Authorizes a two-year tax free zone in Kansas City

010804 Second Read and Referred S Ways & Means Committee S79

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\*\*SB 0798\*\*

SENATE SPONSOR Steelman

3077S.02I

Creates the Respect Life license plate and establishes a fund to promote alternatives to abortion

010804 Second Read and Referred S Transportation Committee S79

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\*\*SB 0799\*\*

SCS SB 799

SENATE SPONSOR Steelman

2727S.03P

SCS/SB 799 - This act requires the State Registrar to issue a "Certificate of Birth Resulting in Stillbirth" to any applicant having a direct and tangible interest in the record. The information shall be based on information available from the

spontaneous fetal death report filed pursuant to Section 193.165, RSMo. The certificate shall include the statement "This is not proof of a live birth". Individuals may file an application for a certificate for any birth that resulted in stillbirth prior to August 28, 2004.

This act is similar to SCS/SB 75 (2003).  
LORIE TOWE

120103	Prefiled	
010704	S First Read	S11
010804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S79
011204	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee - Consent	
020304	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Comm.(2727S.03)-Consent	
020904	Reported From S Financial & Gov. Org., Veterans' Affairs & Elections Committee to Floor w/SCS -Consent	S255
030104	Motion to adopt SCS - withdrawn	S502
031804	SCS S adopted	S702
031804	S Third Read and Passed - Consent	S702
032904	H First Read	H779
033004	H Second Read	H792
040104	Referred H Judiciary Committee	H906
041404	Hearing Conducted H Judiciary Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0800\*\*

SCS for SBs 1085 & 800  
SENATE SPONSOR Steelman

2759S.01I

120103	Prefiled	
010704	S First Read	S11
010804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S79
012604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
022504	Bill Combined with SB 1085 S Financial & Gov. Org., Veterans' Affairs & Elections Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0801\*\*

SENATE SPONSOR Gross

2844S.01I

Exempts premises owners from lawsuits for past due sewer  
bills incurred by occupants of the premises

012004	Hearing Conducted S Commerce & the Environment Committee	
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\*\*SB 0802\*\*

SENATE SPONSOR Gross

2852S.01I

SB 802 - This act sets out the requirements for a peace officer to obtain a warrant via the telephone. This act allows the prosecuting attorney to give voice authorization to the applicant to affix his or her signature to the application for a search warrant. After the prosecutor's signature is affixed, the applicant shall contact a judge who may take an oral statement under oath that is recorded. Such statement shall be deemed to be an application and an affidavit for the purposes of issuing a search warrant. This act also sets out the forms for the application and affidavit for a telephonic search warrant.

This act is identical to SB 528 (2003).  
SUSAN HENDERSON

120103	Prefiled	
010704	S First Read	S11
010804	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S79
011204	Hearing Conducted S Judiciary & Civil & Criminal Jurisprudence Committee	
020204	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	

EFFECTIVE : August 28, 2004

\*\*SB 0803\*\*

HCS SCS SB 945, SB 803 & SB 1257  
SENATE SPONSOR Gross

3097S.01P

120103	Prefiled	
010704	S First Read	S11
011204	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S89
012804	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
020504	Voted Do Pass S Aging, Families, Mental & Public Health Committee	
020904	Reported From S Aging, Families, Mental & Public Health Committee to Floor - Consent	S254
030104	S Third Read and Passed - EC adopted - Consent	S500-501
030204	H First Read (w/EC)	H468
030304	H Second Read	H477
030404	Referred H Education Committee	H504
040704	Hearing Conducted H Education Committee	

041404 Bill Combined w/HCS SCS SB 945, SB 803 & SB 1257 H  
Education Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0804\*\*

SENATE SPONSOR Foster

2704S.02I

Modifies provision relating to Alzheimer's Demonstration  
Projects

012804 Hearing Conducted S Aging, Families, Mental & Public  
Health Committee

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\*\*SB 0805\*\*

SENATE SPONSOR Loudon

3101S.01I

SB 805 - This act attempts to curtail health insurance premium increases by creating a "bare-bones" health insurance policy. The "bare-bones" or "stripped-down" health insurance policy created by this act does not have to include coverage for all the state required mandated health benefits. The act will allow individuals and small employers to purchase more affordable health insurance by providing that such policies need not include coverage for certain maternity benefits, newborn children, continuation of health insurance after termination of employment (state COBRA), mammographies, adopted children, certain childhood immunizations, and PKU formulas. Under current law, individuals and small employers cannot purchase limited mandate health insurance policies without these mandated health insurance benefits. Nothing in this act requires individuals or small employers to buy these types of policies. This act also eliminates a marketing restriction on insurance companies. Under the current law, health insurance companies may market limited mandate health insurance policies, which must include the above aforementioned mandated health care benefits, only to those who currently do not have health insurance coverage or to persons or employers which certify in writing to the insurer that they will terminate the coverage they currently have at the time they would otherwise renew coverage because of cost.

This act establishes the Mandated Benefit Review Commission within the Department of Insurance. The Commission will be comprised of the Director of the Department of Insurance, the Director of the Department of Health, four members of the General Assembly (2 Senate/2 House - nonvoting advisory capacity), and six individuals appointed by the

governor with the advice and consent of the Senate (2 health insurance purchasers, two employers (small and large), and two employees who pay a percentage of their employer sponsored health insurance. The Commission must be established by October 1, 2004.

Once the Commission has been established, it must review all existing state mandated benefits and issue a report to the General Assembly by the tenth legislative day in January 2006. The report shall discuss the projected costs of all state and federal mandates and the Commission shall recommend to the General Assembly which mandated benefits should be repealed from state law.

The Commission shall also review all mandated benefits proposed by member of the General Assembly. Whenever a bill containing a mandated benefit is proposed, the committee having jurisdiction over the proposal shall determine whether the committee favors the proposed mandate or not. If the Committee is in favor of the mandate, the Committee may refer the matter to the Commission for its review. The Committee must review the proposed mandate and issue a report to the committee. The report must contain the social impact of mandating the benefit, the financial impact of mandating the benefit, the medical efficacy of mandating the benefit, and the effects of balancing the social, economic and medical efficacy considerations. Once a review and evaluation of the mandated benefit has been made by the commission, the committee shall review the commission's findings.

Under this act, no mandated health benefit shall be enacted into law prior to January 1, 2006. After that date, no proposed mandate may be enacted into law unless the commission has reviewed and evaluated the mandate.

This act is identical to SB 460 and HB 193 (2003) and is similar to provisions contained in SB 1063 (2002).

STEPHEN WITTE

120103 Prefiled

010704 S First Read

S11

011204 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee

012104 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee-Consent

012904 Voted Do Pass S Small Business, Insurance and Industrial Relations Committee

EFFECTIVE : August 28, 2004



\*\*SB 0806\*\*

SENATE SPONSOR Loudon

3105S.01I

Removes the aggregate cap for the adoption tax credit  
program

022404 Hearing Conducted S Ways &amp; Means Committee

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\*\*SB 0807\*\*

SENATE SPONSOR Loudon

3142S.01P

SB 807 - This act grants early consideration of any action seeking money damages against a person for conduct or speech made in connection with a public hearing or meeting. All pending discovery shall be suspended pending a final decision on the motion. This act also mandates that if the rights of this section are used as an affirmative defense and the court grants a motion to dismiss on those grounds, reasonable attorney fees and costs incurred by the moving party will be awarded. If the court finds the motion to dismiss is frivolous, the court shall award costs and attorney fees to the prevailing party. If a party raises the motion under the provisions of this act, the party shall have the right to an expedited appeal.

This act is identical to SB 268 (2003).  
JIM ERTLE

120103	Prefiled	
010704	S First Read	S11
011204	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S90
020904	Hearing Scheduled But Not Heard, S Judiciary & Civil and Criminal Jurisprudence Committee	
021604	Hearing Conducted S Judiciary & Civil and Criminal Jurisprudence Committee	
030204	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	
031804	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor	S706
040804	Bill Placed on Informal Calendar	S908
041304	SA 1 S offered & adopted (Jacob)	S920
041304	SA 2 S offered & adopted (Jacob)	S920
041304	Perfected, as amended	S920
041404	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S930
041904	S Third Read and Passed	S973-974
041904	H First Read	H1132

042004 H Second Read H1142  
042204 Referred H Judiciary Committee H1200

EFFECTIVE : August 28, 2004  
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\*\*SB 0808\*\*

SENATE SPONSOR Klindt

2740S.02P

SB 808 - This act establishes the Missouri Biomass Technology Commission. The Commission shall have seven members. The directors from the Departments of Agriculture, Economic Development, and Natural Resources are members. Other members include four individuals with backgrounds in alternative energy research or business, individuals appointed by the Governor with advice and consent of the Senate.

The Commission is responsible for:

- (1) Collecting data for the development and use of alternative energy as a source of electricity;
- (2) Evaluating existing incentive programs that promote the development and use of alternative energy;
- (3) Creating new incentives and programs to promote alternative energy use; and
- (4) Making recommendations to the Legislature on program developments and uses for alternative energy.

The Commission will develop a comprehensive guide to alternative energy development, production and use. This guide will be submitted to the Legislature.

This act expires on June 30, 2007.

MEGAN CRAIN

120103 Prefiled  
010704 S First Read S11  
011204 Second Read and Referred S Agriculture, Conservation, S90  
Parks & Natural Resources Committee  
012204 Hearing Conducted S Agriculture, Conservation, Parks  
& Natural Resources Committee  
020504 Voted Do Pass S Agriculture, Conservation, Parks &  
Natural Resources Committee  
020904 Reported From S Agriculture, Conservation, Parks & S253  
Natural Resources Committee to Floor - Consent  
022504 S Third Read and Passed - Consent S379  
022604 H First Read H446  
030104 H Second Read H454  
030404 Referred H Conservation & Natural Resources Committee H504  
031104 Hearing Conducted H Conservation & Natural Resources  
Committee  
031104 Voted Do Pass H Conservation & Natural Resources

## Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0809\*\*

SCS SB 809

SENATE SPONSOR Klindt

2965S.02C

SCS/SB 809 - This act makes information collected in the course of an insurance compliance audit privileged information and not discoverable in civil, criminal or administrative proceedings unless an exception applies.

Insurance compliance self-evaluative documents submitted to the Director of Department of Insurance in conjunction with other examinations are confidential. Audit documents submitted to the department of insurance remain property of the insurer and are not subject to disclosure under the Sunshine Law. Persons preparing the audit documents shall not be examined in civil, criminal or administrative hearings unless the documents are not privileged (Section 375.1064).

The privilege established in this act shall not apply to documents which are expressly waived. In a civil or administrative proceeding, a court may require disclosure of materials, after in-camera review, if it determines that the privilege was asserted for a fraudulent purpose or that the privilege does not apply. A court may order disclosure of materials in a criminal proceeding, after in-camera review, if it determines that the privilege was asserted for a fraudulent purpose, that the privilege does not apply or that material contains relevant evidence of a crime which is not otherwise available (Section 375.1065).

The privilege is deemed to be waived by the insurer 30 days after receiving a request for disclosure of a self-evaluative audit by a prosecutor or the attorney general, unless the insurer files a petition for an in camera examination. After conducting an in-camera review of the insurance compliance audit document, the court may require disclosure of any portion of the document it determines is not privileged. Any compelled disclosure of an audit will not make the audit a public document or be deemed a waiver of the privilege for any other civil, criminal or administrative proceeding (Section 375.1066).

An insurer has the burden of demonstrating the applicability of the privilege (Section 375.1067).

The privilege shall not apply to:

- (1) Documents expressly required to be collected,

maintained or reported to regulatory agencies pursuant to law;  
 (2) Information obtained by observation or monitoring by any regulatory agency; or  
 (3) Information obtained from an independent source.  
 The privilege created by this act shall apply to all litigation or administrative proceedings pending on the effective date of this act (section 375.1069).

This act is similar to SB 406 (2003), SB 1157 (2002) and HB 927 (2001).  
 STEPHEN WITTE

120103	Prefiled	
010704	S First Read	S11
011204	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S90
021104	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
022504	SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Committee (2965S.02C)	
030404	Reported From S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS	S535
031004	Bill Placed on Informal Calendar	S587
040504	SS for SCS S offered (Klindt) (2965S.04F)	S834
040504	SA 1 to SS for SCS S offered & withdrawn (Steelman)	S834
040504	SA 2 to SS for SCS S offered (Steelman)	S834-835
040504	Bill Placed on Informal Calendar	S835
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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 \*\*SB 0810\*\*

SCS SB 810

SENATE SPONSOR Klindt

2964S.04C

SCS/SB 810 - This act provides immunity from civil liability for certain landowners and injuries occurring therein.

The changes made to this substitute involved adding language to the definition of "trail" to mean any land which was acquired or utilized by the state for use as a public hiking, biking or recreation trail.

This act tightens the language involving the definition of "trail" namely, by whom and how such land is purchased and used.

This act is similar to SB 405 (2003).  
 MEGAN CRAIN

120103 Prefiled

010704 S First Read S11-12  
 011204 Second Read and Referred S Agriculture, Conservation,  
 Parks & Natural Resources Committee S90  
 012904 Hearing Conducted S Agriculture, Conservation, Parks  
 & Natural Resources Committee  
 031804 SCS Voted Do Pass S Agriculture, Conservation, Parks  
 and Natural Resources Committee (2964S.04C)  
 031804 Reported From S Agriculture, Conservation, Parks & S705  
 Natural Resources Committee to Floor w/SCS  
 040804 Bill Placed on Informal Calendar S908  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004  
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\*\*SB 0811\*\*

SENATE SPONSOR Cauthorn

3026S.01I

Exempts pension and retirement income of seniors from  
 state income tax

012704 Hearing Conducted S Pensions & General Laws Committee

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 \*\*SB 0812\*\*

SENATE SPONSOR Cauthorn

3025S.01I

Specifies that sales at prison stores are subject to sales  
 tax

012004 Hearing Conducted S Ways & Means Committee

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 \*\*SB 0813\*\*

SENATE SPONSOR Cauthorn

3024S.01I

Allows participation in FFA, FHA, FCCLA, 4-H, & State Fair  
 competition to count as attendance for purpose of state aid

011204 Second Read and Referred S Education Committee S90

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 \*\*SB 0814\*\*

SENATE SPONSOR Dougherty

2927S.01I

Increases the number of one-year, renewable scholarships  
 for minority students

011204 Second Read and Referred S Education Committee S90

\*\*SB 0815\*\*

SENATE SPONSOR Dougherty

2780S.01I

Allows the Department of Health to investigate complaints of  
air quality in public schools

011204 Second Read and Referred S Aging, Families, Mental & S90  
Public Health Committee

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\*\*SB 0816\*\*

SENATE SPONSOR Dougherty

2784S.01I

Allows foster children to receive a tuition and fee waiver  
to state-funded colleges or universities

011204 Second Read and Referred S Education Committee S90

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\*\*SB 0817\*\*

SCS SB 817

SENATE SPONSOR Kennedy

2911S.02C

SCS/SB 817 - This act regulates the licensure and  
registration of marital and family therapists and counselors.  
The act creates the Board of Counselors and Therapists, which  
shall consist of nine members to be appointed by the Governor.  
The act abolishes the State Committee of Marital and Family  
Therapists and the Committee for Professional Counselors and  
merges their duties into the Board of Counselors and Therapists.

Communications made to licensed professional counselors and  
licensed marital and family therapists shall be considered  
privileged. The Board shall have the authority to issue  
subpoenas and require production of documents and records.

The act sets forth educational and examination requirements  
to be licensed as a marital and family therapist or a  
professional counselor. The Board may issue temporary permits for  
extenuating circumstances.

Anyone violating the provisions of Sections 337.400 to  
337.430 and Sections 337.505 to 337.540 will be guilty of a Class  
B misdemeanor.

This act is similar to SB 523 (2003).  
JIM ERTLE

120103 Prefiled  
 010704 S First Read S12  
 011204 Second Read and Referred S Financial & Governmental S90  
     Organization, Veterans' Affairs & Elections Committee  
 020904 Hearing Conducted S Financial & Governmental Org.,  
     Veterans' Affairs & Elections Committee  
 022504 SCS Voted Do Pass S Financial & Governmental Org.,  
     Vet. Affairs & Elections Comm.-Consent (2911S.02C)  
 030104 Reported From S Financial & Governmental Org., Vet. S496  
     Affairs & Elections Committee to Floor w/SCS-Consent  
 030404 Removed From S Consent Calendar S536  
 031104 Reported From S Financial & Governmental Org., Vet. S627  
     Affairs & Elections Committee to Floor w/SCS  
 040804 Bill Placed on Informal Calendar S907  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004  
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\*\*SB 0818\*\*

SENATE SPONSOR Coleman

2917S.01I

SB 818 - This act changes the definition in Section 567.010, RSMo, of "prostitution-related offense" to include any violation of state law or county or municipal ordinance related to prostitution.

SUSAN HENDERSON

120103 Prefiled  
 010704 S First Read S12  
 011204 Second Read and Referred S Judiciary and Civil &  
     Criminal Jurisprudence Committee S90  
 012104 Hearing Conducted S Judiciary & Civil & Criminal  
     Jurisprudence Committee  
 020904 Voted Do Pass S Judiciary and Civil & Criminal  
     Jurisprudence Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 0819\*\*

SENATE SPONSOR Coleman

2918S.01I

Allows courts to order convicted persons to pay costs associated with prostitution-related arrests

012104 Hearing Conducted S Judiciary and Civil & Criminal  
     Jurisprudence Committee

\*\*SB 0820\*\*

SENATE SPONSOR Coleman

2582S.01I

Requires law enforcement officers to provide specified  
notice before administering portable chemical test

040504 Hearing Cancelled S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0821\*\*

SENATE SPONSOR Shields

3127S.01I

Places an excise tax on adult entertainment and pornography

022404 Hearing Conducted S Ways & Means Committee

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\*\*SB 0822\*\*

SENATE SPONSOR Shields

3126S.01I

SCS/SB 822 - This act requires all controlled substances  
present in the state to have tax stamps affixed. The Director of  
the Department of Revenue shall issue these stamps. The person  
purchasing the stamps may do so anonymously. The value of the  
stamp that must be affixed varies among the type and form of the  
controlled substance.

Neither the Director of the Department of Revenue may reveal  
any information gathered in the assessment process, nor may that  
information be used in a criminal proceeding.

Anyone in possession of a controlled substance that does not  
have a stamp affixed will be subject to an assessment and  
applicable penalties and statutory interest. Failure to pay an  
assessment may result in seizure and sale of property by the  
department of revenue.

Twenty-five percent of the fund will go to the MoSMART fund  
and twenty five percent will go to the "controlled substances  
clean-up fund". The other half of the revenue raised through  
assessment and delinquent taxes will be sent to the law  
enforcement agencies that participated in the investigation.

The act also changes the definition of containers approved  
fro transporting anhydrous ammonia.



The act is similar to SB 610 (2003).  
JEFF CRAVER

120103 Prefiled  
010704 S First Read S12  
011204 Second Read and Referred S Ways & Means Committee S90  
020304 Hearing Cancelled S Ways & Means Committee  
021004 Hearing Conducted S Ways & Means Committee  
030204 SCS Voted Do Pass S Ways & Means Comm. (3126S.05C)

EFFECTIVE : August 28, 2004

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\*\*SB 0823\*\*

SENATE SPONSOR Shields

3066S.01I

SCS/SB 823 - This act defines a "persistent offender" as a person who has pleaded guilty to or has been found guilty of two or more intoxication-related traffic offenses, involuntary manslaughter, assault in the second degree, or assault of a law enforcement officer in the second degree.

Currently, the law defines a "persistent offender" as a person who has pleaded guilty to or been found guilty of two or more intoxication-related traffic offenses within the past ten years, along being found guilty of the other offenses listed above.

Thus, the act eliminates the ten-year time limit and allows an individual to be considered a "persistent offender" even if the offenses are far apart in time.

Currently, the law defines a "prior offender" as a person who has pleaded guilty to or been found guilty of a prior intoxication-related traffic offense within the past five years. This time limit has not been changed.

Under this act, a first intoxication-related offense is a Class A misdemeanor (Section 577.010 and 577.012). A prior offender who has been convicted of one other offense in the past five years will be guilty of a Class A misdemeanor (Section 577.023). A persistent offender, who has been convicted of two or more offenses, regardless of when they occurred, will be guilty of a Class C felony (Section 577.023).  
SUSAN HENDERSON

120103 Prefiled  
010704 S First Read S12  
011204 Second Read and Referred S Judiciary and Civil & S90  
Criminal Jurisprudence Committee

022404 Hearing Conducted S Judiciary and Civil and Criminal  
Jurisprudence Committee  
030204 SCS Voted Do Pass S Judiciary and Civil & Criminal  
Jurisprudence Committee (3306S.02C)

EFFECTIVE : August 28, 2004  
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\*\*SB 0824\*\*

HCS SB 824

SENATE SPONSOR Griesheimer HOUSE HANDLER Schlottach

3090L.03C

SB 824 - This act allows peace officers the option as to whether they will or will not seize a motor vehicle that has a missing or illegible identification number and relieves the courts of the responsibility of storing a vehicle that does not have the proper identification number. The responsibility of storing the vehicle shall be placed with the police agency investigating the circumstances surrounding the motor vehicle in question. The current law mandates law enforcement officers to seize any motor vehicle with an altered or missing public vehicle identification number despite any identifiable criminal intent.

STEPHEN WITTE

120103 Prefiled  
010704 S First Read S12  
012004 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee S129  
021604 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee  
030204 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent  
030804 Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent S552  
031704 S Third Read and Passed - Consent S687  
031804 H First Read H758  
032904 H Second Read H771  
040104 Referred H Transportation & Motor Vehicle Committee H906  
041404 Hearing Conducted H Transportation & Motor Vehicle Committee  
042104 HCS Voted Do Pass H Transportation & Motor Vehicle Committee - Consent  
042204 HCS Reported Do Pass H Transportation & Motor Vehicle Committee-Consent H1199  
042604 H Consent Calendar w/HCS

EFFECTIVE : August 28, 2004  
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\*\*SB 0825\*\*

SENATE SPONSOR Griesheimer

3091S.01I

Modifies the law relating to the evasion of weigh stations

020304 Hearing Conducted S Transportation Committee

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\*\*SB 0826\*\*

SENATE SPONSOR Bartle

2805S.01I

Requires continued enrollment in school and progress towards graduation to obtain and retain a driver's license

020904 Hearing Scheduled But Not Heard S Judiciary & Civil  
and Criminal Jurisprudence Committee

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\*\*SB 0827\*\*

SCS SB 827

SENATE SPONSOR Bartle

2723S.02P

SCS/SB 827 - This act allows appeals from orders granting or denying class action certification, provided the court of appeals, in its discretion, allows such an appeal and the appeal shall not stay court proceedings unless so ordered by the trial court or the court of appeals.

This act is similar to SCS/SB 213 (2003).  
JIM ERTLE

120103	Prefiled	
010704	S First Read	S12
011204	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S90
012104	Hearing Conducted S Judiciary & Civil & Criminal Jurisprudence Committee	
020204	SCS Voted Do Pass S Judiciary & Civil & Criminal Jurisprudence Committee-Consent (2723S.02C)	
020904	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent	S254
030304	SCS S adopted	S524
030304	S Third Read and Passed - Consent	S524/H506
030404	H First Read	H506
030804	H Second Read	H516
040104	Referred H Judiciary Committee	H906
041404	Hearing Conducted H Judiciary Committee	

042104 Voted Do Pass H Judiciary Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0828\*\*

SENATE SPONSOR Bartle

2732S.01I

SCS/SB 828 - This act reduces the salaries of members of the General Assembly in fiscal year 2005 to a sum equal to 97 percent of their salaries in fiscal year 2004. The savings generated from the reduction in salary shall go the newly created "Iraqi War Memorial Fund". The Adjutant General will administer the fund. Moneys in the fund shall be equally distributed among the next-of-kin of those Missouri residents who lost their lives in the Iraqi War prior to August 28, 2004. Applications must be turned in by August 28, 2005.

This act has an emergency clause.

This act is similar to SB 499 (2003).

JIM ERTLE

120103 Prefiled

010704 S First Read

S12

011204 Second Read and Referred S Financial & Governmental  
Organization, Veterans' Affairs & Elections Committee S90012004 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee021704 SCS Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee (2732S.02C)

EFFECTIVE : Emergency Clause

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\*\*SB 0829\*\*

SENATE SPONSOR Bray

3173S.01I

Makes various modifications in regard to due process of public employees

011204 Second Read and Referred S Small Business, Insurance S90  
And Industrial Relations Committee-----  
\*\*SB 0830\*\*

SENATE SPONSOR Bray

3184S.01I

Implements the provisions of the streamlined sales and use tax agreement

033004 Hearing Conducted S Ways &amp; Means Committee



\*\*SB 0831\*\*

SENATE SPONSOR Bray

3187S.01I

Changes economic development programs regarding distressed  
communities and small business investment tax credit

021004 Hearing Conducted S Ways and Means Committee

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\*\*SB 0832\*\*

SENATE SPONSOR Wheeler

3165S.01I

Subjects nonprofit health entities to additional review by  
the AG before they can convert to for-profit entities

020904 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 0833\*\*

SENATE SPONSOR Russell

2529S.01I

Restricts the right to marry to persons eighteen years of  
age or older

011204 Second Read and Referred S Aging, Families, Mental & S90  
Public Health Committee

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\*\*SB 0834\*\*

SENATE SPONSOR Russell

2954S.01I

Allows recognition of bargaining unit upon approval of  
majority of state employees in unity

011204 Second Read and Referred S Small Business, Insurance S90  
and Industrial Relations Committee

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\*\*SB 0835\*\*

SENATE SPONSOR Caskey

2797S.01I

SB 835 This act requires any statement of a defendant

made during a custodial interrogation to be presumed inadmissible as evidence in a criminal proceeding unless:

- (1) The interrogation is electronically recorded;
- (2) Prior to the statement, but during the recording, the accused was read his or her Miranda rights and those rights were knowingly waived;
- (3) The recording device was accurate and unaltered;
- (4) All voices on the recording are identified; and
- (5) The defendant's attorney is provided with a copy of all recordings no later than 20 days before the date of the proceeding.

The state may rebut the presumption of inadmissibility that the statement was voluntary and reliable and there was good cause not to tape the interrogation.

A statement by the accused as a result of custodial interrogation is admissible if the statement was obtained in another state in compliance with the laws of that state or the statement was obtained by federal law enforcement officials in compliance with federal law.

All electronic recordings must be preserved through final appeals or until prosecution of the offense is barred by law.

This act only applies to custodial interrogations of persons suspected of committing a felony.

This act is identical to SB 231 (2003).  
SUSAN HENDERSON

120103	Prefiled	
010704	S First Read	S13
011204	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S90
012104	Hearing Conducted S Judiciary & Civil & Criminal Jurisprudence Committee	
020204	Voted Do Pass S Judiciary & Civil & Criminal Jurisprudence Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0836\*\*

SENATE SPONSOR Caskey

2801S.01I

SCS/SB 836 - This act creates a tax credit against the private car ad valorem tax. The act enables a freight line company to have a credit equal to the amount of eligible expenses incurred during the immediately preceding calendar year against this tax. The term "eligible expenses" is defined as those

incurred in the state to maintain to improve a freight line company's qualified rolling stock. The act requires the state to reimburse any political subdivision which experience a loss of revenue due to the provisions of the act.

JEFF CRAVER

120103 Prefiled  
010704 S First Read S13  
011204 Second Read and Referred S Ways & Means Committee S90  
012004 Hearing Conducted S Ways & Means Committee  
012704 SCS Voted Do Pass S Ways & Means Committee 2801S.02C

EFFECTIVE : August 28, 2004

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\*\*SB 0837\*\*

SCS SB 837

SENATE SPONSOR Caskey

3031S.02P

SCS/SB 837 - This act requires that when a professional licensee of this state has been found to be delinquent on his or her taxes and then remedies such delinquency, the Director of Revenue shall, within ten business days of notifying the governmental entity issuing the license of the remedy, provide written notification as to such remedy to the licensee.

Currently, a license is revoked in the case of tax delinquency. This act says that the license shall be suspended.

JIM ERTLE

120103 Prefiled  
010704 S First Read S13  
011204 Second Read and Referred S Financial & Governmental S90  
Organization, Veterans' Affairs & Elections Committee  
012004 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee  
020304 SCS Voted Do Pass S Financial & Gov. Org., Veterans'  
Affairs & Elections Committee (3031S.02C) - Consent  
020904 Reported From S Financial & Gov. Org., Veterans' S254-255  
Affairs & Elections Committee to Floor w/SCS -Consent  
030104 SCS S adopted S501  
030104 S Third Read and Passed - Consent S501-502  
030204 H First Read H468  
030304 H Second Read H477  
030404 Referred H Tax Policy Committee H505

EFFECTIVE : August 28, 2004

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\*\*SB 0838\*\*

SENATE SPONSOR Goode

2647S.01I

Limits judicial discretion where jury is unable to  
unanimously agree on the death penalty030804 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee-----  
\*\*SB 0839\*\*

SENATE SPONSOR Goode

2646S.01I

Increases the taxes on cigarette and tobacco products

011204 Second Read and Referred S Ways &amp; Means Committee S90

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\*\*SB 0840\*\*

SCS SBs 1233, 840 &amp; 1043

SENATE SPONSOR Goode

2652S.07I

120103 Prefiled

010704 S First Read S13

011504 Second Read and Referred S Transportation Committee S117

020304 Hearing Conducted S Transportation Committee

030404 Bill Combined w/SCS SBs 1233, 840 &amp; 1043 S536

EFFECTIVE : August 28, 2004

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\*\*SB 0841\*\*

SCS SBs 942, 850 &amp; 841

SENATE SPONSOR Childers

2826S.02I

120103 Prefiled

010704 S First Read S13

011204 Second Read and Referred S Economic Development,  
Tourism and Local Government Committee S90012104 Hearing Conducted S Economic Development, Tourism &  
Local Government Committee-Consent

012804 Bill Combined (SCS/SBs 942, 850 &amp; 841)

EFFECTIVE : Emergency Clause

\*\*SB 0842\*\*

SENATE SPONSOR Childers

2793S.02P

SB 842 - This act changes the date a lodging establishment license expires to the thirtieth day of September following its issuance. Currently, a lodging establishment license expires on the thirtieth day of May following its issuance.

This act has an emergency clause.  
SUSAN HENDERSON

120103 Prefiled  
 010704 S First Read S13  
 011204 Second Read and Referred S Financial & Governmental  
 Organization, Veterans' Affairs & Elections Committee S90  
 012004 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 022504 SCS Voted Do Pass S Financial & Governmental Org.,  
 Veterans' Aff. & Elections Comm - Consent (2793S.04C)  
 031504 Reconsidered S Financial & Governmental Organizations  
 Veterans' Aff. & Elections Comm.-Consent  
 031504 Voted Do Pass S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee-Consent  
 031504 Reported From S Financial & Gov. Organization, Vet. S642  
 Affairs & Elections Committee to Floor - Consent  
 033104 S Third Read and Passed - EC adopted - Consent S796-797  
 033104 H First Read (w/EC) H887  
 040104 H Second Read H904  
 040104 Referred H Professional Registration & Licensing Com. H906  
 042004 Hearing Conducted H Professional Registration &  
 Licensing Committee  
 042204 Voted Do Pass H Professional Registration & Licensing  
 Committee-Consent

EFFECTIVE : Emergency Clause  
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\*\*SB 0843\*\*

SENATE SPONSOR Childers

2794S.02I

Allows some political subdivisions to exempt themselves from the state prevailing wage upon voter approval

012104 Hearing Conducted S Small Business, Insurance and  
 Industrial Relations Committee

\*\*SB 0844\*\*

SENATE SPONSOR Yeckel

3004S.03I

Authorizes surgical comanagement arrangements

031604 Hearing Conducted S Pensions &amp; General Laws Committee

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\*\*SB 0845\*\*

SCS SB 845

SENATE SPONSOR Yeckel

3015S.02P

SCS/SB 845 - This act establishes the Grand Army of the Republic Veterans' Memorial Highway on the portion of Interstate 44 from the intersection of Highway 100 at the city of Gray Summit west to the Franklin/Crawford County line. The Department of Missouri, Sons of Union Veterans of the Civil War shall pay for all appropriate signage.

STEPHEN WITTE

120103 Prefiled

010704 S First Read S14

011204 Second Read and Referred S Transportation Committee S90

012704 Hearing Conducted S Transportation Committee

022304 SCS Voted Do Pass S Transportation Committee-Consent  
(3015S.02C)022304 Reported From S Transportation Committee to S357  
Floor w/SCS - Consent

031704 SCS S adopted S670

031704 S Third Read and Passed - Consent S670-671

031704 H First Read H727

031804 H Second Read H746

040104 Referred H Transportation &amp; Motor Vehicle Committee H906

041404 Hearing Conducted H Transportation & Motor Vehicle  
Committee042104 HCS Voted Do Pass H Transportation & Motor Vehicle  
Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0846\*\*

SENATE SPONSOR Yeckel

3001S.01I

SB 846 - This act modifies provisions relating to the licensing of dietitians. Definitions for "dietetics practice" and "registered dietitian" are created. The State Committee of Dietitians is placed within the division of professional

registration. The Committee shall assist the division in carrying out the provisions of the Dietitians Practice Act and shall approve the licensing examination.

Any person holding themselves out as a dietitian or practices or offers to practice as a dietitian shall be guilty of a Class A misdemeanor. Certain persons are exempted from the licensure requirements of this act provided they do not hold themselves out as a dietitian.

Licenses are allowed to let their license lapse or be put on inactive status, provided the licensee does not practice during the time the license is lapsed or inactive. The act creates requirements for maintaining an inactive license and for reinstating a lapsed license. A person practicing with a lapsed or inactive license shall be guilty of a Class A misdemeanor.

This act is identical to SB 415 (2003).  
JIM ERTLE

120103 Prefiled  
010704 S First Read S14  
011204 Second Read and Referred S Financial & Governmental  
Organization, Veterans' Affairs & Elections Committee S90  
012004 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee  
021004 Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0847\*\*

SENATE SPONSOR Bland

2668S.01P

SB 847 - This act will require the Jackson county collector to permit taxpayers with hardships to pay their real property taxes in equal monthly or quarterly installments. To qualify, a taxpayer, or in the case of joint ownership, taxpayers, must own the property and use it as their principal residence. A hardship is defined as either having a Missouri adjusted gross income of less than \$15,000 for an individual or \$20,000 for a couple, or being unemployed currently or at any time in the three months prior to applying for the installment payment method. Interest for delinquent taxes will only apply if the taxpayer(s) is more than 30 days late paying any monthly or quarterly installment.

This act is identical to SB 178 (2003).  
JEFF CRAVER

120103 Prefiled  
 010704 S First Read S14  
 011204 Second Read and Referred S Ways & Means Committee S90  
 030204 Hearing Scheduled, Not Heard S Ways & Means Committee  
 030904 Hearing Conducted S Ways & Means Committee  
 031504 Voted Do Pass S Ways & Means Committee-Consent  
 031504 Reported From S Ways & Means Committee to S635  
     Floor - Consent  
 033104 S Third Read and Passed - Consent S795  
 033104 H First Read H887  
 040104 H Second Read H904  
 040104 Referred H Tax Policy Committee H906

EFFECTIVE : August 28, 2004

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 \*\*SB 0848\*\*

SENATE SPONSOR Bland

2711S.01I

School districts may create after-school and summer  
 educational programs for at-risk youth

011204 Second Read and Referred S Education Committee S90

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 \*\*SB 0849\*\*

SENATE SPONSOR Bland

2520S.01I

Requires school districts to offer alternative education  
 programs

030204 Hearing Scheduled But Not Heard S Education Committee

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 \*\*SB 0850\*\*

SCS SBs 942, 850 & 841

SENATE SPONSOR Steelman

2682S.01I

120103 Prefiled  
 010704 S First Read S14  
 011204 Second Read and Referred S Economic Development,  
     Tourism and Local Government Committee S90  
 012104 Hearing Conducted S Economic Development, Tourism &  
     Local Government Committee  
 012804 Bill Combined (SCS/SBs 942, 850 & 841)

EFFECTIVE : August 28, 2004

\*\*SB 0851\*\*

SENATE SPONSOR Gross

2926S.01I

Changes procedure for Motor vehicle emissions inspections  
in certain cases

011204 Second Read and Referred S Commerce & the Environment S90  
Committee

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\*\*SB 0852\*\*

SENATE SPONSOR Gross

3038S.02I

School districts to provide readiness assessments to  
determine if certain children are ready to enter school

011204 Second Read and Referred S Education Committee S91

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\*\*SB 0853\*\*

SENATE SPONSOR Gross

3100S.01I

Prohibits state contracting with foreign companies when  
certain personal information is involved

032904 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 0854\*\*

SENATE SPONSOR Loudon

3106S.01I

Allows parents to refuse to vaccinate their children in  
certain circumstances

022504 Hearing Conducted S Aging, Families, Mental and  
Public Health Committee

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\*\*SB 0855\*\*

SENATE SPONSOR Loudon

3102S.01I

Allows the transportation commission to construct toll roads

022404 Hearing Conducted S Transportation Committee

\*\*SB 0856\*\*

SCS SB 856

SENATE SPONSOR Loudon

3231S.03C

SCS/SB 856 - This act revises the workers' compensation law.

The act requires that every appointed individual to the Labor and Industrial Relations Commission, serving in any capacity, must receive confirmation from the Senate.

The act modifies the definition of "accident" to include only events that are "an unexpected traumatic event or unusual strain identifiable by time and place of occurrence producing at the time objective symptoms of an injury, caused by a specific event during a single work shift". The act modifies the definition of "injury" by limiting the definition to only allow compensation if the accident was the dominant factor in causing the condition. The act limits benefits for pre-existing conditions in cases where a work-related injury causes increased permanent disability and reduces compensation by the amount of permanent partial disability that was pre-existing. The act exempts from coverage personal health conditions that manifest themselves at work when an accident is not the dominant factor in the need for medical treatment and injuries from unknown causes. Deterioration from normal activities of day-to-day living is not compensable. The act prohibits accidents which are sustained in route to work from being compensable. The act abrogates specific cases which address "arising out of" and "in the course of the employment".

The act states that an occupational disease is only compensable if the occupational exposure was the dominant factor in causing the condition. The act increases the penalty when violation of drug and alcohol rules are involved, by reducing benefits by 50 percent, it also requires that intoxication at or above the legal blood level be conclusively presumed to be the proximate cause of injury. The act requires that voluntary settlements be approved.

The act prohibits administrative law judges from having a campaign committee.

The act imposes an impartial standard of review for cases arising under this chapter, rather than a liberal construction that exists under current law.

The act allows an employee to opt out of workers' compensation for religious reasons, but he or she must sign a waiver agreeing not to take future civil actions against the employer.

RICHARD MOORE

120103 Prefiled  
010704 S First Read S14  
011204 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S91  
012804 Hearing Cancelled S Small Business, Insurance and Industrial Relations Committee  
020404 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee  
021104 SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Committee (3231S.03C)  
021204 Reported From S Small Business, Insurance and Industrial Relations Committee to Floor w/SCS S288  
021804 Bill Placed on Informal Calendar S337  
033104 SS for SCS S offered (Loudon) (3231S.09F) S800  
033104 SS for SS for SCS S offered (Kinder) (3231S.08F) S800-801  
033104 SA 1 to SS for SS for SCS S offered & defeated (Jacob) S801-804  
033104 SA 2 to SS for SS for SCS S offered (Callahan) S804-805  
033104 SSA 1 for SA 2 to SS for SCS S offered (Clemens) S805  
033104 Bill Placed on Informal Calendar  
042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004  
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\*\*SB 0857\*\*

SENATE SPONSOR Klindt

2959S.01I

SCS/SB 857 - This act exempts certain food sales from food inspection laws.

Religious, charitable, and nonprofit organizations that sell foods, which are not potentially dangerous, at their events are exempt from state food inspection laws.

Sellers of jams, jellies, and honey are exempt from specified production requirements as long as they do not annually sell more than \$30,000 of jams, jellies, and honey per domicile. Sellers of jams, jellies, and honey are also exempt from all other health standards pursuant to Sections 196.190 to 196.271, RSMo, as long as the following requirements are met:

- The jams, jellies, and honey must be manufactured in the domicile of the person processing and selling them;
- The jams, jellies, and honey must be labeled in legible English with certain information;
- A placard must be displayed in a prominent location stating "This product has not been inspected by the Department; and
- A record of jams, jellies, and honey processed and sold must be maintained.

Anyone who violates these provisions may be enjoined from



selling jams, jellies, and honey by the Department.

This act is similar to SB 82 (2003).

LORIE TOWE

120103 Prefiled  
 010704 S First Read S14  
 012604 Second Read and Referred S Pensions & General Laws  
 Committee S157  
 020304 Hearing Cancelled S Pensions & General Laws Committee  
 021004 Hearing Conducted S Pensions & General Laws Committee  
 033004 SCS Voted Do Pass S Pensions & General Laws  
 Committee (2959S.02C)

EFFECTIVE : August 28, 2004

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 \*\*SB 0858\*\*

SENATE SPONSOR Klindt

2741S.01I

A+ reimbursements shall not be issued to any four-year  
 institution of higher learning

011204 Second Read and Referred S Education Committee S91

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 \*\*SB 0859\*\*

SCS SB 859

SENATE SPONSOR Klindt

2963S.02P

SCS/SB 859 - The act also allows Highway Patrol officers  
 to run for and hold positions as school board members.

This act is similar to SB 559 (2003).

SUSAN HENDERSON

120103 Prefiled  
 010704 S First Read S14  
 011204 Second Read and Referred S Financial & Governmental  
 Organization, Veterans' Affairs & Elections Committee S91  
 012004 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee-Consent  
 020304 SCS Voted Do Pass S Financial & Gov., Veterans'  
 Affairs & Elections Committee (2963S.02C) - Consent  
 020904 Reported From S Financial & Gov. Org., Veterans' S255  
 Affairs & Elections Committee to Floor w/SCS -Consent  
 030104 SCS S adopted S502  
 030104 S Third Read and Passed - Consent S502  
 030204 H First Read H468

030304 H Second Read H477  
030404 Referred H Local Government Committee H505  
030804 Re-referred H Special Committee on General Laws H541  
030904 Hearing Conducted H Special Committee on General Laws

EFFECTIVE : August 28, 2004

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\*\*SB 0860\*\*

SENATE SPONSOR Cauthorn

3135S.01I

Certain state employee compensation would automatically  
adjust according to the Consumer Price Index level

020904 Hearing Conducted S Financial and Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 0861\*\*

SENATE SPONSOR Cauthorn

2453S.02I

Allows members of the NRA to obtain specialized license  
plates

021703 Hearing Conducted S Transportation Committee

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\*\*SB 0862\*\*

SENATE SPONSOR Cauthorn

3128S.01I

Creates the Repect Life license plate and establishes a fund  
to promote alternatives to abortion

011204 Second Read and Referred S Transportation Committee S91

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\*\*SB 0863\*\*

SENATE SPONSOR Dougherty

2782S.01I

Repeals the \$500 gambling boat loss limit

011704 Hearing Conducted S Ways & Means Committee

\*\*SB 0864\*\*

SENATE SPONSOR Dougherty

2914S.02I

SCS/SB 864 - This act creates a tax credit for the abatement of lead contamination and designates a dollar check-off on the Missouri income tax return for the Childhood Lead Testing Fund.

This act creates the "Lead Abatement Tax Credit Program", which allows a tax credit for costs incurred for the abatement of lead contamination in an individual's dwelling, provided that there is a reduction in the lead levels. The amount of the tax credit shall be equal to the lesser of 50% of the costs or \$5,000 per dwelling. However, the aggregate amount of these credits shall not exceed \$2 million dollars. These credits shall be transferrable and negotiable, but non-refundable. These credits shall not apply to certain primary responsible parties (PRPs). This Program shall apply to all tax years ending on or after December 31, 2005.

The Director of the Department of Economic Development shall determine what the eligible costs are for the credit to be claimed. Eligible costs will be limited to the reasonable costs for abating the property and returning the dwelling to a substantially similar condition. The Director must certify the tax credits to the Department of Revenue. Rule-making authority is given to the Director of the Department of Economic Development, who must consult with the Directors of the Departments of Health and Senior Services and Revenue.

A new Section 143.603 creates a one dollar check-off on the Missouri income tax return form. The money designated by the check-off will be deposited into the Childhood Lead Testing Fund, which was created in section 701.345, RSMo. The check-off of one dollar is primarily for taxpayers who are to receive a refund. However, taxpayers who owe taxes may also contribute to the fund and any taxpayer may elect to contribute more than one dollar.  
LORIE TOWE

120103	Prefiled	
010704	S First Read	S15
011204	Second Read and Referred S Ways & Means Committee	S91
020304	Hearing Cancelled S Ways & Means Committee	
021004	Hearing Conducted S Ways & Means Committee	
030204	SCS Voted Do Pass S Ways & Means Comm. (2914S.03C)	

EFFECTIVE : August 28, 2004  
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\*\*SB 0865\*\*

SENATE SPONSOR Dougherty

2777S.03I

Allows the board of the St. Louis Public Schools to shift  
their compulsory attendance age range

011204 Second Read and Referred S Education Committee S91

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\*\*SB 0866\*\*

SENATE SPONSOR Coleman

2451S.01I

SB 866 - This act revises certain qualifications and  
procedures for election to the school board in the St. Louis City  
School District. Residency in the subdistrict from which a  
member is elected is required. The act clarifies that a  
qualified resident of the subdistrict will be appointed by the  
mayor to fill any vacancy.

This act is similar to SB 007 (2003 special session) and HB  
112 (2001).

DONALD THALHUBER

120103 Prefiled

010704 S First Read S15

011204 Second Read and Referred S Financial & Governmental  
Organization, Veterans' Affairs & Elections Committee S91020904 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee-Consent021704 Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0867\*\*

SENATE SPONSOR Coleman

3054S.01I

Requires disclosure of Radio frequency identification tags  
(RFID) to consumers

030904 Hearing Cancelled S Commerce and the Environment  
Committee

\*\*SB 0868\*\*

SENATE SPONSOR Shields

3046S.01I

Creates a tax credit for teachers' related out-of-pocket expenses

012004 Hearing Conducted S Ways &amp; Means Committee

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\*\*SB 0869\*\*

SCS SBs 1020, 889 &amp; 869

SENATE SPONSOR Shields

3177S.01I

120103 Prefiled

010704 S First Read

S15

012004 Second Read and Referred S Commerce & the Environment  
Committee

S129

012704 Hearing Conducted S Commerce & the Environment  
Committee

020504 Bill Combined w/SCS SBs 1020, 889 &amp; 869

EFFECTIVE : August 28, 2004

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\*\*SB 0870\*\*

SENATE SPONSOR Bartle

2735S.01P

SB 870 - This act prohibits adult cabaret or sexually-oriented billboards from being located within one mile of a state highway. This prohibition will not apply if the business is located within one mile of the highway. If the adult cabaret or sexually-oriented business is located within one mile of the state highway, then the business can display a maximum of two exterior signs on the premises of the business. The signs are limited to the purpose of conveying identification and providing notice that the premises are off limits to minors. The identification sign is limited to 40 square feet and can only convey the name, address, telephone number and operating hours of the business. Signs existing before the effective date of this act do not have to comply for a period of three years. Business owners who violate this act are guilty of a Class C misdemeanor.

This act is identical to SB 615 (2003).  
STEPHEN WITTE

120103 Prefiled

010704 S First Read

S15

012004 Second Read and Referred S Judiciary and Civil & S129  
Criminal Jurisprudence Committee

020904 Hearing Conducted S Judiciary and Civil and Criminal  
Jurisprudence Committee

020904 Voted Do Pass S Judiciary and Civil & Criminal  
Jurisprudence Committee

021204 Reported From S Judiciary and Civil & Criminal S289  
Jurisprudence Committee to Floor

022504 SA 1 S offered (Days) S374

022504 SA 1 to SA 1 S offered & withdrawn (Jacob) S374

022504 SSA 1 for SA 1 S offered & withdrawn (Jacob) S374-375

022504 SSA 2 for SA 1 S offered & adopted (Bartle) S375

022504 SA 2 S offered & defeated (Days) S375

022504 SA 3 S offered & withdrawn (Jacob) S375

022504 SA 4 S offered & adopted (Jacob) S375-376

022504 Perfected, as amended S376

022604 Reported Truly Perfected S Rules Committee S387

030404 S Third Read and Passed S538-539

030404 H First Read H506

030804 H Second Read H516

040104 Referred H Transportation & Motor Vehicle Committee H906

041404 Hearing Conducted H Transportation & Motor Vehicle  
Committee

042104 HCS Voted Do Pass H Transportation & Motor Vehicle  
Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0871\*\*

SENATE SPONSOR Bray

3174S.01I

Creates a cause of action for wrongful discharge or  
employment

011204 Second Read and Referred S Judiciary and Civil & S91  
Criminal Jurisprudence Committee

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\*\*SB 0872\*\*

SENATE SPONSOR Bray

3172S.01I

Alters provisions regarding teacher termination hearings

011204 Second Read and Referred S Education Committee S91

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\*\*SB 0873\*\*

SENATE SPONSOR Bray

3175S.01I

Makes various modifications to employee wage laws

012004 Second Read and Referred S Small Business, Insurance S129  
and Industrial Relations Committee-----  
\*\*SB 0874\*\*

SCS SBs 1144, 919, &amp; 874

SENATE SPONSOR Caskey

3039S.01I

120103 Prefiled

010704 S First Read S15

011404 Second Read and Referred S Transportation Committee S101

012004 Hearing Conducted S Transportation Committee

012904 Bill Combined (SCS SBs 1144, 919, & 874  
S Transportation Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0875\*\*

SCS SB 875

SENATE SPONSOR Caskey

3214S.01I

SCS/SB 875 - This act establishes the percentage of property tax collections that are deposited in the county assessment fund. The percentage of all property tax collections shall be one-half of one percent for all counties of the first and second classification and one percent for counties of the third and fourth classification. An additional one-eighth of one percent shall be deducted from tax collections and deposited in the county assessment fund in counties of the first classification and counties with a charter form of government, and an additional one-quarter of one percent shall be deducted from tax collections and deposited in the county assessment fund in counties of the second, third, and fourth classification. Such additional amounts shall not exceed \$100,000 in any year for any county of the first classification and any county with a charter form of government and \$50,000 for any county of the second, third, and fourth classification.

The act requires the State Tax Commission to conduct a study to determine the impact of increased fees on assessed valuation four years after the effective date of this act.

Any increase provided for in this act shall be disallowed in any year the State Tax Commission certifies that the equivalent sales ratio for the county is less than or equal to 31 2/3 percent.

This act will become effective on January 1, 2005 and expire on December 31, 2009.

SUSAN HENDERSON

120103 Prefiled  
010704 S First Read S15  
011204 Second Read and Referred S Economic Development,  
Tourism and Local Government Committee S91  
012104 Hearing Conducted S Economic Development, Tourism &  
Local Government Committee-Consent  
030304 SCS Voted Do Pass S Economic Development, Tourism &  
Local Government Committee 3214S.12C

EFFECTIVE : August 28, 2004

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\*\*SB 0876\*\*

SENATE SPONSOR Goode

2641S.01I

Extends the sunset on the fee for waste tires

012004 Hearing Conducted S Commerce & the Environment  
Committee

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\*\*SB 0877\*\*

SENATE SPONSOR Goode

2753S.03I

Gives the power of eminent domain to towns and villages  
in St. Louis County

022504 Hearing Conducted S Economic Development, Tourism &  
Local Government Committee-Consent

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\*\*SB 0878\*\*

SCS SB 878

SENATE SPONSOR Goode

HOUSE HANDLER Rector

2796S.04P

SCS/SB 878 - The termination date for the experimental tariff program has been extended to June 30, 2007, two years after its original termination date.



This act includes language that extends the experimental tariffs already set in place by the Public Service Commission to coincide with the extended termination date.

MEGAN CRAIN

120103 Prefiled  
010704 S First Read S15  
011204 Second Read and Referred S Commerce & the Environment  
Committee S91  
012004 Hearing Cancelled S Commerce & the Environment  
Committee-Consent  
012704 Hearing Conducted S Commerce & the Environment  
Committee-Consent  
020504 SCS Voted Do Pass S Commerce & the Environment  
Committee-Consent (2796S.04C)  
020904 Reported From S Commerce & the Environment Committee S255  
to Floor w/SCS - Consent  
030304 SCS S adopted S523  
030304 S Third Read and Passed - Consent S523-524  
030404 H First Read H507  
030804 H Second Read H516  
031504 Referred H Communications, Energy & Technology  
Committee H641  
033004 Hearing Conducted H Communications, Energy &  
Technology Committee  
040604 Voted Do Pass H Communications, Energy & Technology  
Committee - Consent  
041404 Reported Do Pass H Communications, Energy &  
Technology Committee - Consent  
042604 H Consent Calendar (4/14)

EFFECTIVE : August 28, 2004

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\*\*SB 0879\*\*

SENATE SPONSOR Bland

2699S.01I

Establishes the General Assembly Scholarship Program funded  
by a nonresident earnings tax

040604 Hearing Conducted S Ways & Means Committee

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\*\*SB 0880\*\*

SENATE SPONSOR Bland

2680S.01I

Lowers the maximum penalties consumers must pay for late  
payments on certain credit transactions

011204 Second Read and Referred S Financial & Governmental S91  
Organization, Veterans' Affairs & Elections Committee

\*\*SB 0881\*\*

SENATE SPONSOR Bland

2707S.01I

Requires parity between insurance coverage for mental health services and other health care services

011204 Second Read and Referred S Small Business, Insurance S91  
and Industrial Relations Committee

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\*\*SB 0882\*\*

SENATE SPONSOR Klindt

2742S.01I

Makes changes to the law governing animal research and production facilities

011204 Second Read and Referred S Agriculture, Conservation, S91  
Parks & Natural Resources Committee

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\*\*SB 0883\*\*

SENATE SPONSOR Klindt

2960S.01P

SB 883 - Section 135.766, containing the Small Business Tax Credit for Guaranty Fees in its entirety, was repealed by the General Assembly in SB 894 (2000). The Missouri Supreme Court then found that bill to be in violation of the clear title requirement in the Constitution. Thus, the Small Business Tax Credit for Guaranty Fees was never repealed and is still part of our laws. However, once SB 894 passed, the Revisor of Statutes removed the section from the printed version of the Revised Statutes. The Revisor is not authorized to re-publish a section of law that has been repealed by the legislature even if the Supreme Court has overturned that repeal. This act would serve to have the section re-published in the RSMo, but will not cause any substantive change to the current law.

JEFF CRAVER

120103 Prefiled

010704 S First Read S16

012004 Second Read and Referred S Small Business, Insurance S129  
and Industrial Relations Committee

012804 Hearing Cancelled S Small Business, Insurance and  
Industrial Relations Committee

020404 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee-Consent

021804	Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent	
022304	Reported From S Small Business, Insurance & Industrial Relations Committee to Floor - Consent	S356
031604	S Third Read and Passed - Consent	S656
031704	H First Read	H728
031804	H Second Read	H746
040104	Referred H Judiciary Committee	H906
041404	Hearing Conducted H Judiciary Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0884\*\*

HCS SB 884

SENATE SPONSOR Klindt HOUSE HANDLER Lager

2958L.02C

SB 884 - This act provides that the Revisor of Statutes shall amend the Revised Statutes of Missouri accordingly to reflect occurrences when the Supreme Court determines that a bill is unconstitutional on procedural grounds. This applies when a bill is improperly enacted, but does not apply when the Court determines a bill to be unconstitutional on substantive grounds.  
JEFF CRAVER

120103	Prefiled	
010704	S First Read	S16
012004	Second Read and Referred S Financial & Governmental Organizations, Veterans' Affairs & Election Committee	S129
020904	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
022504	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
030104	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor - Consent	S497
031704	S Third Read and Passed - Consent	S679
031804	H First Read	H758
032904	H Second Read	H771
040104	Referred H Judiciary Committee	H906
041404	Hearing Conducted H Judiciary Committee	
042104	HCS Voted Do Pass H Judiciary Committee-Consent	
042204	HCS Reported Do Pass H Judiciary Committee-Consent	H1195
042604	S Consent Calendar w/HCS	

EFFECTIVE : August 28, 2004

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\*\*SB 0885\*\*

SENATE SPONSOR Cauthorn

3185S.01I

SB 885 - This act provides an alternative method for issuing

certain utilities revenue bonds. Current law requires that the issuance be put to a vote of the people. With this act, for the purposes of purchasing or leasing, constructing, installing, and operating reservoirs, pipelines, wells, check dams, pumping stations, water purification plants, and other facilities for the production, wholesale distribution, and utilization of water, the municipal water commission may provide for a vote by the governing body of each contracting municipality. Such vote shall require the approval of three-quarters of all governing bodies of the contracting municipalities. The commission must receive an engineers report, and provide a public hearing prior to the issuance.

JEFF CRAVER

120103 Prefiled  
 010704 S First Read S16  
 011204 Second Read and Referred S Commerce & the Environment S91  
 Committee  
 021004 Hearing Conducted S Commerce and the Environment  
 Committee-Consent  
 021904 Voted Do Pass S Commerce and the Environment  
 Committee-Consent  
 022304 Reported From S Commerce & the Environment S387  
 Committee to Floor - Consent  
 022604 Removed from S Consent Calendar

EFFECTIVE : August 28, 2004

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\*\*SB 0886\*\*

SCS SBs 740, 886, & 1178  
 SENATE SPONSOR Cauthorn

2467S.02I

120103 Prefiled  
 010704 S First Read S16  
 011204 Second Read and Referred S Agriculture, Conservation, S91  
 Parks & Natural Resources Committee  
 012904 Hearing Conducted S Agriculture, Conservation, Parks  
 & Natural Resources Committee  
 020504 Voted Do Pass S Agriculture, Conservation, Parks &  
 Natural Resources Committee  
 020904 Reported From S Agriculture, Conservation, Parks & S253  
 Natural Resources Committee to Floor - Consent  
 021204 Removed from Consent Calendar S289  
 021904 Bill Combined (SCS SBs 740, 886, & 1178) S Agri.,  
 Conservation, Parks & Natural Resources Committee

EFFECTIVE : August 28, 2004

\*\*SB 0887\*\*

SENATE SPONSOR Goode

2643S.01I

Modifies the offset for reducing the taxable purchase price  
of a vehicle

012004 Hearing Conducted S Ways &amp; Means Committee

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\*\*SB 0888\*\*

SENATE SPONSOR Goode

2651S.01P

SB 888 - Currently, in certain cases, a nonresident may receive an itemized deduction on their federal return for property taxes paid to another state. Current Missouri law does not require that this amount be "added-back" on the Missouri return. Therefore, the deduction for property taxes paid to another state carries through to apply against the Missouri income tax of a nonresident. This act eliminates this deduction by requiring nonresidents to add-back the amount of the federal deduction on their Missouri tax return.

JEFF CRAVER

120103	Prefiled	
010704	S First Read	S16
011204	Second Read and Referred S Ways & Means Committee	S91
012004	Hearing Conducted S Ways & Means Committee	
030204	Voted Do Pass S Ways & Means Committee	
040104	Reported From S Ways & Means Committee to Floor	S818
040804	SA 1 S offered & withdrawn (Jacob)	S908-909
040804	SA 2 S offered & defeated (Jacob)	S909-910
040804	Perfected	S910
041304	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S918
041304	Referred S Governmental Accountability & Fiscal Oversight Committee	S918
041404	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
041404	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
041404	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S934
041404	S Third Read and Passed	S936
041404	H First Read	H1100
041504	H Second Read	H1108

EFFECTIVE : August 28, 2004

\*\*SB 0889\*\*

SCS SBs 1020, 889 & 869

SENATE SPONSOR Goode

2645S.01I

120103 Prefiled

010704 S First Read

S16

011504 Second Read and Referred S Commerce & the Environment  
Committee

S117

012704 Hearing Conducted S Commerce & the Environment  
Committee

020504 Bill Combined w/SCS SBs 1020, 889 & 869

EFFECTIVE : August 28, 2004

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\*\*SB 0890\*\*

SENATE SPONSOR Bland

2615S.02I

Restricts the use, possession, manufacturing, storage,  
selling, promotion and other activities relating to weapons

012004 Second Read and Referred S Judiciary and Civil &  
Criminal Jurisprudence Committee

S129

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\*\*SB 0891\*\*

SENATE SPONSOR Bland

2445S.01I

Requires Department of Transportation to examine the  
congestion problems in the Kansas City area

011204 Second Read and Referred S Transportation Committee S91

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\*\*SB 0892\*\*

SENATE SPONSOR Bland

2449S.01I

Allows individuals to submit all required reinstatement fees  
and documents to any department office

012004 Second Read and Referred S Financial & Governmental  
Organization, Veterans' Affairs & Elections Committee S129

\*\*SB 0893\*\*

SENATE SPONSOR Goode

3030S.02I

Revises regulation of tax increment financing

012004 Second Read and Referred S Ways &amp; Means Committee S129

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\*\*SB 0894\*\*

SENATE SPONSOR Goode

3048S.01P

SB 894 - This act amends the current Missouri bumper height law to include vehicles with a gross vehicle rating (GVWR) over 9001 pounds to a gross vehicle rating of 11,500 pounds. The maximum front bumper height would be 29 inches and the maximum of the rear bumper height would be 31 inches.  
STEPHEN WITTE

120103 Prefiled

010704 S First Read S16

011504 Second Read and Referred S Transportation Committee S117

020304 Hearing Conducted S Transportation Committee

022304 Voted Do Pass S Transportation Committee-Consent

022304 Reported From S Transportation Committee to S357

Floor - Consent

031704 S Third Read and Passed - Consent S671

031704 H First Read H728

031804 H Second Read H746

040104 Referred H Transportation &amp; Motor Vehicle Committee H906

041404 Hearing Conducted H Transportation & Motor Vehicle  
Committee042104 Voted Do Pass H Transportation & Motor Vehicle  
Committee-Consent

EFFECTIVE : August 28, 2004

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\*\*SB 0895\*\*

SENATE SPONSOR Goode

3147S.01I

Prohibits certain predatory lending practices with respect  
to home loans011204 Second Read and Referred S Financial & Governmental S91  
Organization, Veterans' Affairs & Elections Committee

\*\*SB 0896\*\*

SCS SBs 1027 & 896  
SENATE SPONSOR Bland

2672S.01I

120103 Prefiled  
010704 S First Read S16  
011204 Second Read and Referred S Financial & Governmental S91  
Organization, Veterans' Affairs & Elections Committee  
020904 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee  
030204 Bill Combined w/SCS SBs 1027 & 896

EFFECTIVE : August 28, 2004

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\*\*SB 0897\*\*

SENATE SPONSOR Bland

2676S.01I

Makes arson motivated by hate crimes a class A felony

022404 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0898\*\*

SENATE SPONSOR Bland

2713S.01I

Prohibits sale of firearms without a trigger locking device

012004 Second Read and Referred S Judiciary and Civil & S129  
Criminal Jurisprudence Committee

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\*\*SB 0899\*\*

SENATE SPONSOR Goode HOUSE HANDLER Dusenberg

3049S.01P

SB 899 - This act amends the school bus inspection law to  
include the inspection of frames on school buses.

STEPHEN WITTE

120103 Prefiled  
010704 S First Read S17  
011204 Second Read and Referred S Transportation Committee S91  
021004 Hearing Conducted S Transportation Committee  
022304 Voted Do Pass S Transportation Committee-Consent



022304	Reported From S Transportation Committee to Floor - Consent	S357
031704	S Third Read and Passed - Consent	S671-672
031704	H First Read	H728
031804	H Second Read	H746
040104	Referred H Transportation & Motor Vehicle Committee	H906
041404	Hearing Conducted H Transportation & Motor Vehicle Committee	
042104	Voted Do Pass H Transportation & Motor Vehicle Committee-Consent	
042204	Reported Do Pass H Transportation & Motor Vehicle Committee-Consent	H1199
042604	H Consent Calendar	

EFFECTIVE : August 28, 2004

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\*\*SB 0900\*\*

SENATE SPONSOR Goode

2765S.01P

SB 900 - This act mandates emission testing for certain vehicles before sale or transfer and biennially after that to ensure compliance with the Federal Clean Air Act. This act goes on to lay out the vehicles which are subject to the emission inspection program and those that are exempt from the regulations. Included in the exemptions are vehicles manufactured twenty-six years or more prior to the current model year. Other vehicles admitted in this exemption include but are not limited to, motorcycles, school buses, new and used vehicles manufactured within two years of the current calendar year, and diesel powered vehicles.

This act allows dealers to sell vehicles with prior inspection and approval, provided they disclose that information to the seller. A new inspection must then take place within one hundred and twenty days immediately preceding that sale. The act also makes provisions for buyers who purchase vehicles without prior inspection and lays out circumstances under which those returns are acceptable.

The act lays out maximum fees for emission testing as well as procedures for owners and inspection facilities.

The Missouri Air Pollution Control Fund is created with this act. Moneys from this fund are to be allocated between the Missouri state Highway Patrol, Department of Natural Resources, the Air Pollution Control Program, and other expenditures decided upon by the General Assembly for the administration and enforcement of vehicle inspections.

MEGAN CRAIN

120103 Prefiled  
010704 S First Read S17  
011204 Second Read and Referred S Commerce & the Environment S91  
Committee  
021704 Hearing Conducted S Commerce and the Environment  
Committee-Consent  
021904 Voted Do Pass w/SCA 1 S Commerce and the Environment  
Committee-Consent  
022304 Reported From S Commerce & the Environment S356  
Committee to Floor w/SCA 1 - Consent  
031604 SCA 1 S adopted S652  
031604 S Third Read and Passed, as amended - Consent S652  
031604 H First Read H686  
031704 H Second Read H697  
040104 Referred H Transportation & Motor Vehicle Committee H906  
041404 Hearing Conducted H Transportation & Motor Vehicle  
Committee  
042104 HCS Voted Do Pass H Transportation & Motor Vehicle  
Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0901\*\*

SCS SB 901

SENATE SPONSOR Goode HOUSE HANDLER Townley

2650S.05P

SCS/SB 901 - This act pertains to environmental control.

The act changes the reference in various statutes from the Department of Natural Resources to the Hazardous Waste Management Commission to reflect the transfer of oversight and rulemaking authority.

This act outlines the Department of Natural Resources' responsibilities including but not limited to, certificates of registration, when such registration should be denied, when it is appropriate for the department to institute clean up operations, and when liability for those operations can be transferred to the owner.

This act allows for commencement of a civil action by the Department, on behalf of the state, against a non compliant owner/operator. This act dictates that when a violation is alleged, the department shall provide the owner/operator written criteria detailing exactly what action is necessary for compliance.

This act provides the authority for the Department to adopt more stringent state regulations than those furnished by the federal government if such rules are necessary to protect human health or the environment. The procedure by which those rules are adopted is laid out in this act.

Through this act, the Department has the authority to assess an administrative penalty to any owner/operator not in compliance with the regulations governing underground storage tanks. Finally, this act changes the jurisdiction over underground storage tanks from the Clean Water Commission to the Missouri Hazardous Waste Management Commission.

MEGAN CRAIN

120103 Prefiled  
010704 S First Read S17  
011504 Second Read and Referred S Commerce & the Environment S117  
Committee  
030204 Hearing Conducted S Commerce & the Environment  
Committee-Consent  
031504 SCS Voted Do Pass S Commerce & the Environment  
Committee-Consent (2650S.05C)  
031504 Reported From S Commerce & the Environment S635  
Committee to Floor w/SCS - Consent  
033004 SCS S adopted S736  
033004 S Third Read and Passed - Consent S736  
033104 H First Read H887  
040104 H Second Read H904  
040104 Referred H Conservation & Natural Resources Committee H906  
040704 Hearing Conducted H Conservation & Natural Resources  
Committee  
040704 Voted Do Pass w/HCA 1 H Conservation & Natural  
Resources Committee - Consent  
042204 Reported Do Pass w/HCA 1 H Conservation & Natural  
Resources Committee-Consent  
042604 S Consent Calendar w/HCA 1

EFFECTIVE : August 28, 2004

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\*\*SB 0902\*\*

SENATE SPONSOR Bland

2679S.01I

Establishes the Missouri Commission on Prevention and  
Management of Obesity

042104 Hearing Conducted S Aging, Families, Mental & Public  
Health Committee

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\*\*SB 0903\*\*

SENATE SPONSOR Bland

2659S.01I

Revises law concerning redevelopment of distressed  
communities

021004 Hearing Conducted S Ways & Means Committee

\*\*SB 0904\*\*

SENATE SPONSOR Gross

2848S.01I

Details information to be included in physician abortion reports

030304 Hearing Continued S Aging, Families, Mental and Public Health Committee

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\*\*SB 0905\*\*

SENATE SPONSOR Foster

3244S.01I

Allows members of the MO Assoc. of State Troopers Emergency Relief Society to obtain license plates with org. emblem

011504 Second Read and Referred S Transportation Committee S117

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\*\*SB 0906\*\*

SCS SB 906

SENATE SPONSOR Foster

2702S.02C

SCS/SB 906 - Under this act, health carriers may offer as an option, one or more health benefit plans which contain deductibles, coinsurance, coinsurance differentials, or variable copayments. Nothing in this act, however, shall relieve or be construed as exempting a health carrier from providing or covering any mandated health insurance benefit required by Chapter 376, RSMo. The optional health benefit plans offered by this act shall not contain a deductible for any mandated health insurance benefit required by Chapter 376, RSMo. Coverage and benefits provided by such policies for mandated health insurance benefits shall be at least as favorable and subject to the same dollar limits and copayments as other covered benefits or services.

STEPHEN WITTE

120203 Prefiled

010704 S First Read S17

011504 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S117

021104 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee

031004 SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Comm.-Consent (2702S.02C)

031504 Reported From S Small Business, Insurance & Ind. S636

Relations Committee to Floor w/SCS - Consent  
 031804 Removed from S Consent Calendar S710  
 040104 Reported From S Small Business, Insurance & S818  
 Industrial Relations Committee to Floor w/SCS  
 040804 Bill Placed on Informal Calendar S908  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004  
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\*\*SB 0907\*\*

SENATE SPONSOR Klindt

2743S.01I

Changes numerous state employee workplace provisions

011504 Second Read and Referred S Small Business, Insurance S117  
 and Industrial Relations Committee

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 \*\*SB 0908\*\*

SCS SBs 908 & 719

SENATE SPONSOR Cauthorn

3233S.12C

SCS/SB 908 & 719 - This act modifies the law of how insurance companies may be formed to offer malpractice insurance.

STOCK INSURANCE COMPANIES - This act allows medical malpractice insurance stock insurance companies to form under certain conditions. The general incorporation provisions of Chapter 379, RSMo, and insurance laws of this state shall be applicable unless the provisions of the act provide otherwise. No company authorized to issue medical malpractice insurance prior to August 28, 2004, shall incorporate under the provisions of this act. Under this act, the director of the Department of Insurance may waive the capital and surplus requirements solely for medical malpractice for any company formed under the provisions of this act. The act also provides that any company formed under this act shall not be a member of the Missouri Property and Casualty Insurance Guarantee Association, unless the company meets the applicable capital and surplus requirements and maintains such capital and surplus requirements for a period of not less than three consecutive years. Physician mutual insurance companies formed under Chapter 383, RSMo, may be merged into any company formed under this act.

SUBJECTING CERTAIN MED MAL POLICIES TO CANCELLATION AND RATE FILING REQUIREMENTS - Under this act, the definition of "commercial casualty insurance" as used in Section 379.882 and 379.888 shall include medical malpractice insurance. By

including medical malpractice insurance in the definition of "commercial casualty insurance" in those sections, medical malpractice insurance policies will be subject to certain cancellation and nonrenewal requirements and the rate filing requirements that apply to other forms of commercial casualty insurance.

CONVERTING BEDPAN MUTUALS - Under this act, physician mutual insurance companies (383s or bedpan mutuals) formed under Chapter 383, RSMo, may be converted into an insurance company licensed under Chapter 375, 377, or 379, RSMo, or other business entity. Before converting into another form of insurance company, the physician mutual insurance company must pay all outstanding claims, indemnities and other liabilities.

WAIVER OF LAWSUITS PROHIBITED - No physician mutual insurance company shall require, as a condition in any insurance policy, that the insured health care provider waive any right to pursue a cause of action against the managers or directors of the company for mismanagement or other breach of fiduciary duties.

ARTICLES OF ASSOCIATION - The articles of incorporation filed by a company formed under sections 383.010 to 383.040 shall specify the types of assessments that will be applied to its members.

FINANCIAL AND MARKET CONDUCT EXAMINATIONS - This act modifies the section which subjects mutual insurance companies formed under Sections 383.010 to 383.040 to market conduct and financial examinations by the Department of Insurance.

CAPITAL AND SURPLUS OF 383 COMPANY - This act subjects associations formed under Sections 383.010 to 383.040 to the capital and surplus requirements of Section 379.080.

MAINTENANCE OF UNEARNED PREMIUM AND LOSS RESERVES - This act subjects associations formed under Sections 383.010 to 383.040 to the maintenance of unearned premium and loss reserves requirements of Section 379.102.

UNFAIR TRADE PRACTICES - Medical malpractice insurance associations formed under Sections 383.010 to 383.040 shall be subject the unfair trade practices act.

SOLVENCY - This act requires the Director of the Department of Insurance to order associations formed under Sections 383.010 to 383.040 to submit to its surplus to at least zero dollars. The Director of the Department of Insurance shall monitor the performance of the association's plan and order assessments upon its members if these surplus requirements are not met. Under the current law, this function is discretionary. The act provides that it is an unfair trade practice for an

association to assert, contrary to its articles and bylaws, to its members that assessments shall not be made.

STEPHEN WITTE

120203 Prefiled  
 010704 S First Read S17  
 011404 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S101  
 021804 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee  
 022504 SCS Voted Do Pass w/SCS SBs 908 & 719 S Small Bus. Insurance & Industrial Relations Comm. (3233S.10C)  
 030304 Committee Vote Reconsidered on SCS SBs 908 & 719  
 030304 SCS Voted Do Pass w/SCS SBs 908 & 719 S Small Bus. Insurance & Industrial Relations Comm. (3233S.12C)  
 040104 Reported From S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS S818  
 040804 Bill Placed on Informal Calendar S908  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004

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 \*\*SB 0909\*\*

SENATE SPONSOR Bartle

3063S.01I  
 Increases maximum fine in certain cities from \$500 to \$1000

011504 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee S117

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 \*\*SB 0910\*\*

SENATE SPONSOR Bland

2686S.01I  
 Requires insurers to offer optional coverage for weight reduction counseling services

011504 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S117

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 \*\*SB 0911\*\*

SENATE SPONSOR Bland

2642S.01I  
 Extends the sunset on the waste tire fee to 2011

021704 Hearing Conducted S Commerce and the Environment Committee-Consent

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\*\*SB 0912\*\*

SENATE SPONSOR Dougherty

2951S.02I

Modifies the law relating to license-exempt facilities for  
children

011504 Second Read and Referred S Aging, Families, Mental & S117  
Public Health Committee

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\*\*SB 0913\*\*

SENATE SPONSOR Dougherty

2879S.01I

Modifies and creates new provisions about identity theft

020204 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0914\*\*

SENATE SPONSOR Dougherty

3133S.01I

Increases the foster care reimbursement and the adoption  
subsidy rates over a four-year period

012804 Hearing Conducted S Aging, Families, Mental & Public  
Health Committee

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\*\*SB 0915\*\*

SENATE SPONSOR Dougherty

2864S.01I

Modifies recording fees and their use

030104 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 0916\*\*

SENATE SPONSOR Dougherty

2862S.01I

Creates a cause of action for those adjudicated innocent  
following DNA testing

011504 Second Read and Referred S Judiciary and Civil & S117  
Criminal Jurisprudence Committee



\*\*SB 0917\*\*

SENATE SPONSOR Dougherty

2779S.01I

Mandates insurance coverage for new phases of clinical trials undertaken for the treatment of cancer

011504 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S117

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\*\*SB 0918\*\*

SENATE SPONSOR Dougherty

2781S.01I

Mandates insurance coverage for certain prostate examinations

011504 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S117

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\*\*SB 0919\*\*

SCS SBs 1144, 919, & 874

SENATE SPONSOR Gibbons

2560S.02I

120403 Prefiled

010704 S First Read

S18

011504 Second Read and Referred S Transportation Committee S117

012704 Hearing Conducted S Transportation Committee

012904 Bill Combined (SCS SBs 1144, 919, & 874)

S Transportation Committee

EFFECTIVE : January 1, 2005

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\*\*SB 0920\*\*

SENATE SPONSOR Caskey

3307S.01P

SB 920 - The act extends the ability of water patrol officers to enforce the law on all premises leased or owned or under control of the Missouri State Water Patrol (Section 306.165).

The act allows Water Patrol officers to arrest anyone violating the law in his or her presence throughout the state (Section 306.165).

The act allows Water Patrol officers to arrest a person if there is probable cause that the individual committed a crime originally under the Water Patrol's jurisdiction, even if the suspect is currently out of the Water Patrol's jurisdiction. If possible, the water patrol officer must notify the respective local law enforcement of the city or county of the arrest (Section 306.165).

The act changes the required training of water patrol officers from 600 hours to that required by the certification and training provisions of Chapter 590, RSMo (Section 306.165).

The act grants the State Water Patrol full authority, as given to other peace officers when working in cooperation with other law enforcement agencies, to enforce vehicular traffic violations as long as such power is exercised only upon prior notification of the chief law enforcement officer of each jurisdiction (Section 306.167).

The act allows state Water Patrol officers to obtain a search warrant anywhere in the state if the crime that was originally committed was within the Water Patrol officer's jurisdiction. The sheriff of the county where the warrant is to be served must be notified of the application for a search warrant (Section 306.169).

The act expands the definition of "peace officer" in sections relating to searches and seizures to include members of the State Water Patrol (Section 542.261).

SUSAN HENDERSON

120503	Prefiled	
010704	S First Read	S18
011504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S117
020904	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
021004	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
021604	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor - Consent	S307
021904	Removed from S Consent Calendar	S344
022604	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor	S387
030304	Perfected	S521
030304	Reported Truly Perfected S Rules Committee	S523
030404	S Third Read and Passed	S540
030404	H First Read	H507
030804	H Second Read	H516
031804	Referred H Transportation & Motor Vehicles Committee	H755
040704	Hearing Conducted H Transportation & Motor Vehicle	

Committee  
041404 Voted Do Pass H Transportation & Motor Vehicle  
Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 0921\*\*

SCS SB 921

SENATE SPONSOR Caskey

HOUSE HANDLER Byrd

3309S.03P

SCS/SB 921 - This act states that a review hearing to place an offender in administrative segregation while in a correctional facility is not a contested case pursuant to Chapter 536, RSMo.

This act contains an emergency clause.

JIM ERTLE

120503 Prefiled  
010704 S First Read S18  
012004 Second Read and Referred S Financial & Governmental S129  
Organization, Veterans' Affairs & Elections Committee  
012604 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee-Consent  
021004 SCS Voted Do Pass S Financial & Governmental Org.,  
Vet. Affairs & Elections Comm.-Consent (3309S.03C)  
021604 Reported From S Financial & Governmental Org., Vet.  
Affairs & Elections Committee to Floor w/SCS -Consent  
030304 SCS S adopted S526  
030304 S Third Read and Passed - EC adopted - Consent S526-527  
030404 H First Read (w/EC) H507  
030804 H Second Read H516  
040104 Referred H Judiciary Committee H906  
041404 Hearing Conducted H Judiciary Committee  
042104 Voted Do Pass H Judiciary Committee-Consent  
042204 Reported Do Pass H Judiciary Committee-Consent H1195  
042604 H Consent Calendar

EFFECTIVE : August 28, 2004  
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\*\*SB 0922\*\*

SENATE SPONSOR Coleman

3290S.01I

Formulates a new procedure of recalling school board  
members

030904 Hearing Conducted S Education Committee

\*\*SB 0923\*\*

SENATE SPONSOR Goode

3287S.02I

Summer school add-on to only include those pupils that attended summer school in the immediately preceding year

021704 Hearing Conducted S Education Committee

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\*\*SB 0924\*\*

SENATE SPONSOR Bland

2654S.03I

Makes various changes to the criminal justice system

041404 Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee

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\*\*SB 0925\*\*

SENATE SPONSOR Bland

3293S.01I

Requires police officers in Kansas City to be a citizen and resident of the city for at least one year

030304 Hearing Conducted S Economic Development, Tourism and Local Government Committee

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\*\*SB 0926\*\*

SENATE SPONSOR Loudon

3139S.01I

SB 926 This act provides for the Joint Committee on Wagering and Gaming to solicit competitive bids from state universities for a comprehensive study of pathological or problem gambling in this state. After bidding is closed, the Committee shall choose the best and lowest bid based on the academic and professional qualifications of the research team and the ability of the team to deliver the best data.

The study must focus on a review of existing policies regarding the prevention and treatment of pathological and problem gambling and formulate changes to these policies. The study must include information on the economic impact of pathological or serious problem gambling on the state and political subdivisions; how much money an individual

pathological gambler costs society each year; the relationship between crime and gambling; the economic impact of gambling on other businesses; the demographics of pathological gamblers; and the costs and effectiveness of state and federal gambling regulatory policy.

The study director shall hold hearings, administer oaths, take testimony, receive evidence and subpoena witnesses and production of documents. The act directs the University to complete the study and file a report by January 31, 2007, and requires the general assembly to appropriate up to \$200,000 for the study.

This act is identical to SB 35 (2003).

JIM ERTLE

120803 Prefiled  
010704 S First Read S18  
011504 Second Read and Referred S Financial & Governmental  
Organization, Veterans' Affairs & Elections Committee S117  
020904 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee  
021004 Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0927\*\*

SENATE SPONSOR Loudon

3104S.01I

Prohibits reassessment of previously assessed real property  
and improvements until a transfer of ownership occurs

022404 Hearing Conducted S Ways & Means Committee

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\*\*SB 0928\*\*

SENATE SPONSOR Loudon

3234S.01I

Allows survivors of peace officers and firemen killed in the  
line of duty to receive special license plates

011504 Second Read and Referred S Transportation Committee S117

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\*\*SB 0929\*\*

SENATE SPONSOR Wheeler

3218L.01I

Allows Kansas City to prohibit landlords from throwing away  
tenant property on rights-of-ways and streets

022504 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee

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\*\*SB 0930\*\*

SENATE SPONSOR Loudon

3079S.01I

Allows the state to order medical examination for Second  
Injury claims and modifies admissibility of medical reports

011504 Second Read and Referred S Small Business, Insurance S117  
and Industrial Relations Committee

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\*\*SB 0931\*\*

SENATE SPONSOR Loudon

3232S.01I

SB 931 - This act requires the Circuit Clerk of the City of  
St. Louis to be appointed by a majority of the circuit judges of  
the circuit court of St. Louis. The Circuit Clerk shall be  
removable for cause by a majority of the circuit judges. These  
provisions shall become effective on January 1, 2005.

This act is similar to SB 451 (2003).  
JIM ERTLE

120803 Prefiled

010704 S First Read

S18

011504 Second Read and Referred S Judiciary and Civil &  
Criminal Jurisprudence Committee

S118

012104 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

030204 Voted Do Pass S Judiciary and Civil & Criminal  
Jurisprudence Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 0932\*\*

SENATE SPONSOR Loudon

HOUSE HANDLER Wilson

3073S.01P

SB 932 - This act removes the salaries of elected officials from those salaries which are not considered wages when determining the amount a partially unemployed employee is entitled to receive in a given week.

This act is identical to SB 607 (2003).  
RICHARD MOORE

120803 Prefiled  
010704 S First Read S18  
011504 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S117  
012104 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee-Consent  
012904 Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent  
020204 Reported From S Small Business, Insurance & Industrial Relations Committee to Floor - Consent S207  
020904 S Third Read and Passed - Consent S260  
021004 H First Read H283  
021104 H Second Read H291  
021204 Referred H Workforce Development & Workplace Safety Committee H321  
022504 Hearing Conducted H Workforce Development & Workplace Safety Committee  
030304 Voted Do Pass H Workforce Development & Workplace Safety Committee  
041504 Reported Do Pass H Workforce Development & Workplace Safety Committee H1118  
042604 H Calendar S Bills for Third Reading

EFFECTIVE : August 28, 2004  
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\*\*SB 0933\*\*

SENATE SPONSOR Yeckel

3261S.02I

SB 933 - This act allows an income tax deduction of up to \$8,000 per taxpayer for annual contributions made to qualified savings programs and any similar I.R.C. Section 529 plan authorized by this state or any other state or political subdivision. Currently, the income tax deduction is only available for contributions made to the Missouri Higher Education Savings Program.

This act creates the "Missouri Higher Education Deposit

Program". This program is a nonexclusive alternative to the Missouri Higher Education Savings Program and participants may elect to participate in both programs subject to aggregate program limitations. The program is administered by the Missouri Higher Education Deposit Program Board which shall consist of the Director of the Division of Finance, who shall serve as chair, the Commissioner of the Department of Higher Education, the Commissioner of the Office of Administration and private citizen representatives with experience in the areas of deposit rate determination and placement of certificates of deposit. Private citizen members shall serve four year terms. Members of the Board shall be subject to conflict of interest provisions for public employees. The Board is required to meet at least quarterly.

The Board is granted certain powers to develop and implement the program, including the power to enter into agreements with financial entities for the operation of the deposit program, provided that such entity is a private for-profit or not-for-profit entity, and the power to enter into participation agreements with participants in the program. The Board may invest the funds received from participants in appropriate investment instruments held by depository institutions or directly deposit the funds in such institutions. The investment of funds may be delegated by the Board to representatives of financial entities, but the investment must be in certificates of deposit and other deposits in federally insured depository institutions. Such representatives must pass a board-approved qualification test and be certified by the Board.

The Board is responsible for establishing various deposit opportunities based on amounts deposited and time held that are uniformly available to all depository institutions that participate in the program. The various categories of fixed or variable rates shall be the only interest rates available under this program.

The Board is authorized to enter into agreements with participants on behalf of beneficiaries. The agreement must include certain terms and conditions, including the method for calculating the return on the contribution, the risks associated with the investment, the maximum amount that may be contributed annually, and an understanding that the agreement does not guarantee admittance to any eligible educational institution. The Board shall establish the maximum annual amount that may be contributed by a participant and the minimum length of time that contributions and earnings must be held by the program. Early withdrawals shall be subject to a penalty.

Contributions and earnings in the program may be used for qualified educational expenses. Participants may cancel a participation agreement at will. The Board shall impose a maximum 10% penalty of the earnings of the account for any



distribution not used for certain purposes. The State Auditor shall, semi-annually, review the financial status and investment policy of the program as well as the participation rate and continued viability of the program. Money accruing to and deposited in individual deposit accounts shall not be part of "total state revenues" as defined by the Missouri Constitution. Personally identifiable information regarding participants and beneficiaries shall be confidential.

This act is similar to SCS/SB 18 (2003) and HCS/HB 73 (2003).

JIM ERTLE

120903	Prefiled	
010704	S First Read	S18
011504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S118
012604	Hearing Scheduled, Not Heard, S Financial & Govern. Organization, Veterans' Affairs & Elections Committee	
020204	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
021004	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
021204	Reported From S Financial & Governmental Org., Veterans' Affairs & Elections Committee to Floor	S288
021704	Bill Placed on Informal Calendar	S325
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 0934\*\*

SENATE SPONSOR Bland

3385S.01I

Requires Transportation Department to examine traffic problems occurring in Kansas City area

030204 Hearing Scheduled But Not Heard S Transportation Committee

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\*\*SB 0935\*\*

SENATE SPONSOR Gibbons

3368S.01I

Allows members of the Missouri State Society, Daughters of the American Revolution, to obtain license plates

011504 Second Read and Referred S Transportation Committee S118

\*\*SB 0936\*\*

SENATE SPONSOR Gross

2455S.03I

Establishes a system of environmental audits to reduce state and local regulation

120903 Bill Withdrawn

S19

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\*\*SB 0937\*\*

SCS SB 937

SENATE SPONSOR Gross

3181S.05P

SCS/SB 937 - This act requires the Office of Administration to develop a Missouri Catalog of Assistance Programs to serve as the repository of information for public assistance programs. The catalog must be available in an electronic form that is accessible over the Internet. A task team consisting of one person from each state agency is established to facilitate information gathering for the development of the catalog. The task team must submit a report to the Governor, members of the General Assembly, and the Chief Justice of the Missouri Supreme Court proposing a plan to standardize the application for state assistance. The catalog must be operational by June 30, 2005, and provide a notice of funding availability. The act specifies information that must be included in the catalog about each program that is listed.

The act creates the Missouri Catalog of Assistance Programs Resource Fund, to be administered by the Office of Administration. The fund consists of costs assessed to state agencies based on the percentage of funds the agency represents during each state fiscal year.

The provisions of this act shall sunset in six years.

This act is similar to HB 718 (2003).

JIM ERTLE

121103 Prefiled

010704 S First Read

S19

012004 Second Read and Referred S Financial & Governmental  
Organization, Veterans' Affairs & Elections Committee S129021604 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee021704 SCS Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee (3181S.05C)022604 Reported From S Financial & Governmental Org., Vet. S387  
Affairs & Elections Committee to Floor w/SCS

030304	Bill Placed on Informal Calendar	S521
030304	SA 1 to SCS S offered & adopted (Bray)	S521-522
030304	SCS, as amended, S adopted	S522
030304	Perfected	S522
030304	Reported Truly Perfected S Rules Committee	S523
030404	Referred S Governmental Accountability & Fiscal Oversight Committee	S540
030804	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
030804	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
030804	Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor	S554
030904	S Third Read and Passed	S566
030904	H First Read	H569
031004	H Second Read	H579
031804	Referred H Budget Committee	H755

EFFECTIVE : August 28, 2004

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\*\*SB 0938\*\*

SENATE SPONSOR Gross

3179S.02I

Requires mandatory direct deposit of state employees' paychecks

022304 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 0939\*\*

SENATE SPONSOR Coleman

3083S.02I

Limits ability to carry a concealed weapon in a passenger compartment to those with a concealed carry endorsement

012004 Second Read and Referred S Judiciary and Civil &  
Criminal Jurisprudence Committee S129

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\*\*SB 0940\*\*

SENATE SPONSOR Coleman

3088S.02I

Modifies and creates new provisions about identity theft

020204 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

**\*\*SB 0941\*\***

SCS SB 941

SENATE SPONSOR Coleman

3391S.02P

SCS/SB 941 - Currently, the Board of Education of the St. Louis Public Schools must advertise for bids from banking institutions once a year, whereas every other school district in the state must bid for such services every three years. This act seeks to authorize a flexible one to five year bid-cycle for the St. Louis Public Schools.

DONALD THALHUBER

121103	Prefiled	
010704	S First Read	S19
011504	Second Read and Referred S Education Committee	S118
030904	Hearing Conducted S Education Committee	
030904	SCS Voted Do Pass S Education Committee-Consent (3391S.02C)	
031504	Reported From S Education Committee to Floor w/SCS - Consent	S635
033104	SCS S adopted	S783
033104	S Third Read and Passed - Consent	S783-784
033104	H First Read	H887
040104	H Second Read	H904
040104	Referred H Education Committee	H906

EFFECTIVE : August 28, 2004

**\*\*SB 0942\*\***

HCS SCS SBs 942, 850 &amp; 841

SENATE SPONSOR Nodler

HOUSE HANDLER Goodman

3339L.04C

SCS/SBs 942, 850 & 841 - This act authorizes the state to convey various pieces of land including the National Guard Armory in Pierce City, Salem, and Neosho.

SUSAN HENDERSON

121103	Prefiled	
010704	S First Read	S19
011504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S118
012104	Hearing Conducted S Economic Development, Tourism & Local Government Committee-Consent	
012804	SCS Voted Do Pass (SCS/SBs 942, 850 & 841) S Economic Dev., Tourism & Local Govt. Comm.-Consent (3339S.03C)	
020204	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S202
020904	SCS S adopted	S257-258
020904	S Third Read and Passed - EC adopted - Consent	S258

021004 H First Read (w/EC)	H283
021104 H Second Read	H291
021204 Referred H Local Government Committee	H321
040104 Hearing Conducted H Local Government Committee	
040804 HCS Voted Do Pass H Local Government Committee	
042204 HCS Reported Do Pass H Local Government Committee-Consent	H1196
042604 H Consent Calendar w/HCS	

EFFECTIVE : August 28, 2004

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\*\*SB 0943\*\*

SENATE SPONSOR Goode

3461S.01I

Modifies provisions of Unmarked Human Burial Act

041304 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 0944\*\*

SENATE SPONSOR Goode

3433S.01I

Permits for construction that reduces flood capacity in  
floodways of Cuivre, Meramec, Miss. and Mo. rivers

031604 Hearing Conducted S Commerce and the Environment  
Committee

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\*\*SB 0945\*\*

HCS SCS SB 945, SB 803 & SB 1257

SENATE SPONSOR Gibbons

HOUSE HANDLER Moore

3365L.04C

SCS/SB 945 - This act directs the State Board of Education to provide any assistance needed to school districts in adopting service-learning programs and projects. Service learning may be included as part of any course contributing to the satisfaction of credits necessary for high school graduation and also as an instructional strategy at any grade level to address appropriate areas of current state educational standards.

DONALD THALHUBER

121203 Prefiled	
010704 S First Read	S19
011504 Second Read and Referred S Education Committee	S118
020304 Hearing Cancelled S Education Committee	

021004 Hearing Conducted S Education Committee  
 021704 SCS Voted Do Pass S Education Committee-Consent  
 (3365S.03C)  
 022304 Reported From S Education Committee to S356  
 Floor w/SCS - Consent  
 031604 SCS S adopted S652  
 031604 S Third Read and Passed - Consent S652  
 031604 H First Read H686  
 031704 H Second Read H697  
 031804 Referred H Education Committee H755  
 040704 Hearing Conducted H Education Committee  
 041404 HCS Voted Do Pass H Education Committee - Consent  
 (HCS SCS SB 945, SB 803 & SB 1257)  
 042204 HCS Reported Do Pass H Education Committee-Consent H1195  
 042604 H Consent Calendar w/HCS

EFFECTIVE : August 28, 2004  
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\*\*SB 0946\*\*

SENATE SPONSOR Bray

3176S.01I

Creates the crime of negligent storage of a firearm

012004 Second Read and Referred S Judiciary and Civil & S129  
 Criminal Jurisprudence Committee

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 \*\*SB 0947\*\*

SENATE SPONSOR Russell

3469S.01I

Creates requirements for orders and ordinances of political  
 subdivisions relating to amateur radio antennas

011504 Second Read and Referred S Commerce & the Environment S118  
 Committee

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 \*\*SB 0948\*\*

SENATE SPONSOR Steelman

3471S.01I

SCS/SB 948 - This act prohibits unsecured glass beverage  
 containers on navigable waterways in Missouri unless the  
 substance is prescribed by a licensed physician. The act also  
 requires persons on navigable waterways to secure containers with  
 food and beverages in vessels which are susceptible to swamping  
 or tipping and discharging their contents into a waterway.  
 Persons are required to carry a trash bag and transport their

trash for disposal. If the beverage is outside the secured container it must be held in a floating holder or other device designed to prevent the beverage from sinking.

Violations are a Class A misdemeanor and each violation may be prosecuted as a separate offense.

MEGAN CRAIN

121503 Prefiled  
010704 S First Read S19  
012004 Second Read and Referred S Commerce & the Environment S129  
Committee  
021704 Hearing Conducted S Commerce and the Environment  
Committee  
022504 SCS Voted Do Pass S Commerce and Environment  
Committee (3471S.03C)

EFFECTIVE : August 28, 2004

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\*\*SB 0949\*\*

SENATE SPONSOR Steelman

2722S.01I

Transfers hearings on environmental issues to the  
Administrative Hearing Commission

012704 Hearing Conducted S Commerce & the Environment  
Committee

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\*\*SB 0950\*\*

SENATE SPONSOR Griesheimer

3108S.01I

Limits the class by class rollback provisions in the  
property tax law to only Saint Louis County

012704 Hearing Conducted S Ways & Means Committee

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\*\*SB 0951\*\*

SENATE SPONSOR Griesheimer HOUSE HANDLER Threlkeld

3430S.01P

SB 951 - The act eliminates the requirement that political subdivisions must file a copy of their contracts with the Secretary of State and the recorder of deeds in the county where each contracting political subdivision is located.

SUSAN HENDERSON

121503 Prefiled  
010704 S First Read S19  
012004 Second Read and Referred S Economic Development, S129  
Tourism and Local Government Committee  
012804 Hearing Scheduled, Not Heard S Economic Development,  
Tourism and Local Government Committee  
020404 Hearing Conducted S Economic Development, Tourism  
and Local Government Committee  
020404 Voted Do Pass S Economic Development, Tourism and  
Local Government Committee-Consent  
020904 Reported From S Economic Development, Tourism & S253  
Local Government Committee to Floor-Consent  
021804 S Third Read and Passed - Consent S337  
022304 H First Read H390  
022404 H Second Read H399  
022604 Referred H Local Government Committee H443  
041504 Hearing Conducted H Local Government Committee  
042004 Voted Do Pass H Local Government Committee-Consent  
042204 Reported Do Pass H Local Government Committee-Consent H1196  
042604 H Consent Calendar

EFFECTIVE : August 28, 2004  
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\*\*SB 0952\*\*

SCS SB 952

SENATE SPONSOR Wheeler

3473S.02P

SCS/SB 952 - This act creates two new classifications and salary ranges for master police officers and master detectives. This act adds investigators to the salary range designated for detectives and police officers.

This act allows the Kansas City Board of Police Commissioners to offer incentive pay of no more than ten percent of the base salary earned by police officers of any rank to those who are assigned duties which are unusually demanding and require an extraordinary degree of skill. Currently, the Board of Police Commissioners can offer incentive pay of no more than five percent of the base salary earned by such police officers.

SUSAN HENDERSON

121503 Prefiled  
010704 S First Read S19  
011504 Second Read and Referred S Economic Development, S118  
Tourism and Local Government Committee  
020404 Hearing Conducted S Economic Development, Tourism  
and Local Government Committee  
020404 SCS Voted Do Pass S Economic Development, Tourism



and Local Government Committee (3473S.02C) - Consent  
 020904 Reported From S Economic Development, Tourism & S253  
       Local Government Committee to Floor w/SCS - Consent  
 021804 SCS S adopted S337-338  
 021804 S Third Read and Passed - Consent S338  
 022304 H First Read H391  
 022404 H Second Read H399  
 022604 Referred H Local Government Committee H443  
 030804 Hearing Conducted H Local Government Committee  
 040104 Voted Do Pass H Local Government Committee - Consent

EFFECTIVE : August 28, 2004

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 \*\*SB 0953\*\*

SENATE SPONSOR Caskey

3474S.01I

Limitation on use of environmental funds to make Hancock  
 refunds

012604 Second Read and Referred S Commerce & the Environment S157  
       Committee

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 \*\*SB 0954\*\*

SENATE SPONSOR Foster

3439S.01I

Allows DNR to hire independent contractors to expedite the  
 building of air containment units

030204 Hearing Conducted S Commerce & the Environment  
       Committee

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 \*\*SB 0955\*\*

SCS SB 955

SENATE SPONSOR Scott

3262S.02C

SCS/SB 955 - This act clarifies that members of the  
 Missouri Highways and Transportation Commission will elect  
 from among their members two person who shall serve as chair  
 and vice chair of the Commission. This act clarifies that  
 only the two most senior members of the commission are  
 eligible for leadership positions.

Effective March 1, 2005, the Commission shall select the  
 two most senior members of the Commission to serve as chair  
 and vice-chair of the Commission. At the end of a one-year  
 period, the two members shall switch leadership positions and

serve in the new positions for one year. Thereafter, the commission shall continue to use this rotating system for selecting its leadership.

The act also clarifies that if a leadership position becomes vacant due to death, resignation, removal or refusal of service before the one-year leadership term expires, the Commission shall elect one of its members to serve the remainder of the vacating member's term. Such an election shall not prohibit the member from later serving in a leadership position when such member's seniority qualifies that member for a leadership position. The act provides that any commission member reappointed shall on be eligible to serve as chair or vice chair during the final two years of the member's reappointment.

STEPHEN WITTE

121603	Prefiled	
010704	S First Read	S20
011504	Second Read and Referred S Transportation Committee	S118
012704	Hearing Conducted S Transportation Committee	
012904	SCS Voted Do Pass S Transportation Committee - Consent (3262S.02C)	
020204	Reported From S Transportation Committee to Floor w/SCS - Consent	S203
020504	Removed from Consent Calendar	S242

EFFECTIVE : August 28, 2004

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\*\*SB 0956\*\*

SCS SB 956

SENATE SPONSOR Scott

HOUSE HANDLER Wilson

3265S.02P

SCS/SB 956 - This act allows persons operating animal-driven vehicles during the dark to use lamps or lanterns which comply with rules promulgated by the Department of Public Safety. The act also allows persons operating an animal-drawn vehicle to equip their vehicle with reflective material complying with rules promulgated by the Department of Public Safety rather than displaying the slow-moving triangle emblem (Sections 307.125 and 307.127).

These provisions are similar to provisions contained in CCS/SS/SCS/HB 327 (2003).

STEPHEN WITTE

121603	Prefiled	
010704	S First Read	S20
011504	Second Read and Referred S Transportation Committee	S118
020304	Hearing Scheduled But Not Heard S Transportation	

Committee

021004 Hearing Conducted S Transportation Committee

022304 SCS Voted Do Pass S Transportation Committee-Consent  
(3265S.02C)

022304 Reported From S Transportation Committee to S357  
Floor w/SCS - Consent

031704 SCS S adopted S672

031704 S Third Read and Passed - Consent S672

031704 H First Read H728

032904 H Second Read H746

040104 Referred H Transportation & Motor Vehicle Committee H906

041404 Hearing Conducted H Transportation & Motor Vehicle  
Committee

042104 Voted Do Pass H Transportation & Motor Vehicle  
Committee-Consent

042204 Reported Do Pass H Transportation & Motor Vehicle H1199  
Committee-Consent

042604 H Consent Calendar

EFFECTIVE : August 28, 2004

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\*\*SB 0957\*\*

SENATE SPONSOR Scott

3388S.01I

Modifies seat belt evidence rule and modifies sovereign  
immunity principles with respect to public employees

012604 Hearing Conducted S Judiciary & Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0958\*\*

SENATE SPONSOR Scott

3389S.01I

Allows the Transportation Commission to construct toll roads

022404 Hearing Conducted S Transportation Committee

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\*\*SB 0959\*\*

SENATE SPONSOR Childers

3470S.03I

Alters funding mechanism for statewide areas of critical  
need for learning and development

033004 Hearing Conducted S Education Committee

\*\*SB 0960\*\*

SS SCS SB 960

SENATE SPONSOR Gibbons

2757S.04P

SS/SCS/SB 960 - This act makes technical clarifications to various provisions of the property tax law that were changed in HB 1150, et. al. (2002). The act clarifies that the inflationary growth factor allowed to be applied for each class or subclass of property upon reassessment may differ among such types of property. The limit for growth will be equal to the actual assessment in such class or subclass. However, the net limit for the political subdivision will still be the C.P.I., or 5%, as set by the Constitution.

The act prevents the roll-back calculation of the rates for the four classes of property from causing a "roll-up" of the personal property tax rate.

The act clarifies that when a rate must be revised-up to hold the political subdivision harmless after making the above calculation, such revision will be weighted based on the relative assessed valuation of the class or subclass of property. The act further describes this calculation.

The act requires that all existing and any future rules or forms interpreting the rate calculation in Section 137.073 must be promulgated by rule and not incorporated into a rule by reference.

The act allows the City of Saint Louis and counties other than Saint Louis county to opt-out of the provisions of HB 1150 (2002). Current law makes these provisions effective statewide January 1, 2005. This act moves the effective date to October 1, 2004, but then allows an opt-out provision before January 1, 2005. Once the provisions of HB 1150 are implemented in a county in a year of general reassessment, the county cannot opt-out. Any county that does opt-out may opt-in at a later date. If a political subdivision lies on the border of two or more counties, and one of those counties has opted out without the others doing so, the governing body of the political subdivision must meet within 30 days of the opt-out and choose whether to opt-out or stay in.

This act specifies that, for business tangible personal property, the true value in money of the property shall be the installed fair market value of the property. The act defines the exact type of property and defines installed fair market value. The act establishes a table to provide assessors with guidance as to the proper valuation of various types of property and the depreciation of such property. The act provides that the tables and the assessors adjustments shall be presumed to be valid.

JEFF CRAVER

121803 Prefiled  
010704 S First Read S20  
012004 Second Read and Referred S Ways & Means Committee S129  
012704 Hearing Conducted S Ways & Means Committee  
030204 SCS Voted Do Pass S Ways & Means Comm. (2757S.03C)  
030404 Reported From S Ways & Means Committee to Floor w/SCS S536  
031704 SS for SCS S offered (Gibbons) (2757S.04F) S675-676  
031704 SA 1 to SS for SCS S offered & adopted (Griesheimer) S676-677  
031704 SS for SCS, as amended, S adopted S677  
031704 Perfected S677  
031704 Reported Truly Perfected S Rules Committee S691  
031804 S Third Read and Passed S697  
031804 H First Read H758  
032904 H Second Read H771  
040804 Referred H Tax Policy Committee H1030  
042004 Hearing Conducted H Tax Policy Committee  
042204 HCS Voted Do Pass H Tax Policy Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 0961\*\*

SCS SB 961

SENATE SPONSOR Champion

3520S.02P

SCS/SB 961 - The act adds language that allows political subdivisions from adopting ordinances prohibiting amateur radio communications equipment from interfering with the reception of broadcast radio or television signals.

This act requires orders and ordinances of political subdivisions to comply with the limited preemption of the Federal Communications Commission Amateur Radio preemption order and other applicable federal regulations. Any order or ordinance relating to amateur radio antennas must be reasonable and minimal in nature.

This act does not prohibit a political subdivision from taking action to protect or preserve a historic, a historical or architectural district that is established by the political subdivision or under state or federal law.

MEGAN CRAIN

121803 Prefiled  
010704 S First Read S20  
012604 Second Read and Referred S Commerce & the Environment S157  
Committee  
030904 Hearing Conducted S Commerce and the Environment  
Committee-Consent  
031004 SCS Voted Do Pass S Commerce and the Environment

	Committee-Consent	(3520S.02C)	
031504	Reported From S Commerce & the Environment		S635
	Committee to Floor w/SCS - Consent		
033004	SCS S adopted		S734-735
033004	S Third Read and Passed - Consent		S735
033104	H First Read		H887
040104	H Second Read		H904
040104	Referred H Communications, Energy & Technology Comm		H906
040604	Hearing Conducted H Communications, Energy & Technology Committee		
042004	Voted Do Pass H Communications, Energy & Technology Committee		

EFFECTIVE : August 28, 2004

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\*\*SB 0962\*\*

SCS SB 962

SENATE SPONSOR Clemens

3337S.02P

SCS/SB 962 - This act changes athletic trainers from being registered to being licensed.

JIM ERTLE

121803	Prefiled		
010704	S First Read		S20
011504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee		S118
021604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent		
021704	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Com-Consent (3337S.02C)		
022304	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS -Consent		S355
031604	SCS S adopted		S650
031604	S Third Read and Passed - Consent		S650
031604	H First Read		H687
031704	H Second Read		H697
040104	Referred H Professional Registration & Licensing Comm		H906
040604	Hearing Conducted H Professional Registration & Licensing Committee		
042204	Voted Do Pass H Professional Registration & Licsening Committee-Consent		

EFFECTIVE : August 28, 2004

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\*\*SB 0963\*\*

SENATE SPONSOR Shields

3050S.01I

Allows public hospitals in Clay County to close certain records and meetings

012004	Second Read and Referred S Commerce & the Environment	S129
	Committee	



\*\*SB 0964\*\*

SCS SB 964

SENATE SPONSOR Shields

3047S.01I

SCS/SB 964 - This act amends the Putative Father Registry.

Lack of knowledge of a pregnancy does not excuse the failure to timely file with the State Registrar. Further, a man's consent to an adoption is waived by the failure to timely file with the State Registrar unless there was fraud or misrepresentation by the mother. Upon the discovery of fraud or misrepresentation, the man shall have fifteen days to file. Pamphlets and publications regarding the Putative Father Registry must include the specific statements contained in subsection 10 of this section (Section 192.016).

Petitions for adoption shall include the payment of a \$50 filing fee, which shall be used to fund the Putative Father Registry (Section 453.020).

The consent form must specify that the birth parent understands the importance of identifying possible fathers and may provide the names. For adoption proceedings, the mother and only the man who is presumed to be the father and has also been served a copy of the petition must provide written consent to the court (Section 453.030).

In cases where the father is unknown, a search of the Missouri Putative Father Registry must be conducted (Section 453.060).

This section provides that any man who has had sexual intercourse with a woman is deemed on notice that a child may be conceived and is entitled to notice of adoption proceedings only as provided in Chapter 453, RSMo (Section 453.061).

This act is similar to SB 649 (2003).  
LORIE TOWE

121903	Prefiled	
010704	S First Read	S20
011504	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S118
021104	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
040704	SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee	(3047S.03C)

EFFECTIVE : August 28, 2004



\*\*SB 0965\*\*

SENATE SPONSOR Shields

3087S.01I

Allows members or alumni of Alpha Phi Omega to obtain  
specialized license plates

011504 Second Read and Referred S Transportation Committee S118

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\*\*SB 0966\*\*

SENATE SPONSOR Shields

3129S.01P

SB 966 - This act establishes that a temporary employee of a  
temporary help firm, who is aware of this law, shall be deemed  
to have voluntarily quit their employment if the employee does  
not contact the firm for reassignment prior to filing for  
benefits.

This act is identical to SB 614 (2003).  
RICHARD MOORE

- 121903 Prefiled
- 010704 S First Read S20
- 011504 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S118
- 020404 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee-Consent
- 021804 Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent
- 022304 Reported From S Small Business, Insurance & Industrial Relations Committee to Floor - Consent S356
- 031604 S Third Read and Passed - Consent S656
- 031704 H First Read H728
- 031804 H Second Read H746
- 040104 Referred H Workforce Development & Workplace Safety Committee H906
- 040704 Hearing Conducted H Workforce Development & Workplace Safety Committee
- 040704 Voted Do Pass H Workforce Development & Workplace Safety Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0967\*\*

SENATE SPONSOR Shields

3155S.01I

Alters definitions concerning Charles Gallagher Financial  
Award and the Nursing Student Loan Program

021704 Hearing Conducted S Education Committee



\*\*SB 0968\*\*

HCS SS SCS SB 968 & SCS SB 969

SENATE SPONSOR Shields

HOUSE HANDLER Baker

3402L.09C

HCS/SS/SCS/SB 968 and SCS/SB 969 - This act alters policies with regard to school personnel.

SECTION 105.454 - Currently, school district officials are limited to \$1,500 annually in the amount they can accept for performing certain services for their district. This section raises the threshold to \$5,000 for school board members.

SECTION 162.032 - This section requires successor school districts to ensure access to continuation of health care for retired teachers and employees of a district that lapses, is merged or divided, or otherwise loses its corporate structure, provided that the original district provided such benefits at the time of its dissolution.

SECTIONS 163.031 & 168.515 - The proration factor is removed from the career ladder entitlement in the school funding formula.

These sections possess an emergency clause.

SECTION 167.166 - This section prohibits public school personnel from performing strip searches on students unless a life-threatening emergency condition exists. Further, the section prohibits school employees from directing a student to remove religious emblems or garments unless such attire is worn in a disruptive manner.

SECTION 168.104 - This section adds certified teachers who teach at the pre-kindergarten level to the definition of the word "teacher" in the teacher tenure act.

SECTIONS 168.110 & 168.126 - These sections permit districts to offer hiring incentives and salary schedule modifications under certain circumstances to both tenured and probationary teachers.

Further, current law requires school districts to notify in writing a probationary teacher who will not be retained by the school district of the termination of their employment and requires school districts to provide the teacher, upon the teacher's request, a concise statement concerning the reason for such termination. This section requires the district in all cases to issue notice to the teacher expressly declaring the reason for the termination if the reason for such is due to a decrease in pupil enrollment, school district reorganization, or the financial condition of the school district.

SECTION 168.124 - Districts meeting certain financial criteria that place contracted teachers on leave more than 40 days after the DESE appropriation bill is signed must pay the teachers the greater of the salary for days worked or \$3,000.

SECTIONS 168.303 & 169.712 - Current law requires employment of at least seventeen hours per week in order to be considered eligible for the classroom teacher "job-sharing" program. This act seeks to alter the aforementioned requirement from a minimum of seventeen hours per week to a minimum of fifteen hours per week.

These sections are identical to portions of the perfected SCS/SB 1084.

SECTION 168.500 - Currently, a policy of the Department of Elementary and Secondary Education allows teachers who have at least five years of teaching experience and who possess national board certification to automatically become eligible for stage III of the career ladder program.

This section directs the Commissioner of Education to cause the department to regard a speech pathologist who holds both a valid certificate of license to teach and a Certificate of Clinical Competence to have fulfilled the standards required to be placed on Stage III of the career ladder program, provided that such speech pathologist has been employed by a public school in Missouri for at least five years and is approved for such placement by the local district.

SECTION 171.053 - This section asserts that any school district which allows an excused absence for athletics or any other extra-curricular activity shall allow any student to use such regularly scheduled instructional time as is reasonably necessary for participation in an officially-sanctioned activity of any FFA, FCCLA and 4-H program.

The section also provides that students may participate in FFA, FCCLA and 4-H events and Missouri State Fair competitions while having such participation count as regular school attendance for the purpose of state school aid.

This section contains the provisions of SB 813.

SECTION 302.272 - Current law requires an annual re-examination of school bus drivers over the age of 70. This section requires that the (currently) annual background check portion of the re-examination occur every three years.

SECTION 1 - This section limits the number of A+ program coordinators for which school districts may be reimbursed.

## DONALD THALHUBER

121903	Prefiled	
010704	S First Read	S20
011504	Second Read and Referred S Education Committee	S118
012704	Hearing Conducted S Education Committee	
021004	SCS Voted Do Pass S Education Committee (3402S.07C)	
022604	Reported From S Education Committee to Floor w/SCS	S387
030304	Bill Placed on Informal Calendar	S521
030304	SA 1 to SCS S offered & adopted (Steelman)	S522
030304	SA 2 to SCS S offered & adopted (Goode)	S522
030304	SA 3 to SCS S offered & withdrawn (Cauthorn)	S522-523
030304	Bill Placed on Informal Calendar	S523
030404	SS for SCS S offered (Shields) (3402S.08F)	S540-541
030404	SA 1 to SS for SCS S offered & defeated (Bray)	S541-544
030404	SA 2 to SS for SCS S offered & adopted (Jacob)	S544-545
030404	SS for SCS, as amended, S adopted	S545
030404	Perfected	S545
030804	Reported Truly Perfected S Rules Committee	S554
031004	S Third Read and Passed	S585
031004	H First Read	H603
031104	H Second Read	H613
031804	Referred H Education Committee	H755
040704	Hearing Conducted H Education Committee	
041404	HCS Voted Do Pass w/HCS SS SCS SB 968 & SCS SB 969 H Education Committee	
042204	HCS Reported Do Pass H Education Committee	H1195

EFFECTIVE : August 28, 2004

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\*\*SB 0969\*\*HCS SS SCS SB 968 & SCS SB 969  
SENATE SPONSOR Shields

3393S.02P

121903	Prefiled	
010704	S First Read	S20
011504	Second Read and Referred S Education Committee	S118
012004	Hearing Conducted S Education Committee	
020507	Voted Do Pass S Education Committee	
021007	Committee Vote Reconsidered S Education Committee	
021007	SCS Voted Do Pass S Education Committee (3393S.02C)	
021204	Reported From S Education Committee to Floor w/SCS	S288
021804	SA 1 to SCS S offered & withdrawn (Caskey)	S334
021804	SA 2 to SCS S offered (Steelman)	S334-336
021804	SA 1 to SA 2 to SCS S offered & adopted (Childers)	S336
021804	SA 2 to SCS, as amended, S adopted	S336
021804	SA 3 to SCS S offered (Caskey)	S336
021804	SSA 1 for SA 3 to SCS S offered & withdrawn (Caskey)	S336
021804	SA 3 to SCS S withdrawn	S336
021804	SA 4 to SCS S offered & adopted (Cauthorn)	S336-337

021804	SCS, as amended, S adopted	S337
021804	Perfected	S337
021904	Reported Truly Perfected S Rules Committee	S348
022404	Referred S Governmental Accountability & Fiscal Oversight Committee	S365
022604	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
022604	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
022604	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S387
030104	S Third Read and Passed	S499
030204	H First Read	H468
030304	H Second Read	H477
030404	Referred H Education Committee	H505
040704	Hearing Conducted H Education Committee	
041404	Bill Combined w/ HCS SS SCS SB 968 & SCS SB 969 H Education Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0970\*\*

SENATE SPONSOR Childers

3518S.01I

SCS/SB 970 - This act provides that in any county which becomes a first classification county after September 1, 1996 and Jasper County, one percent of all ad valorem taxes allocable to the county and each taxing authority in the county shall be deducted from taxes collected on the first five hundred million dollars of assessed valuation. The one-percent fee will be assigned among the political subdivisions. Beyond the five hundred million dollars of assessed valuation the amount of the deduction shall be one half of one percent, consistent with the current law. Currently, the law provides for such counties which become first classification counties after September 1, 1998 (Section 137.721).

SUSAN HENDERSON

122203	Prefiled	
010704	S First Read	S20
011504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S118
012104	Hearing Conducted S Economic Development, Tourism & Local Government Committee-Consent	
020404	SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee 3518S.03C	

EFFECTIVE : August 28, 2004

\*\*SB 0971\*\*

SENATE SPONSOR Stoll

2500S.01I

Changes identity theft from a class A misdemeanor to a  
class D felony and limits the venue of such prosecutions

020204 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0972\*\*

SCS SB 972

SENATE SPONSOR Stoll

2579S.06P

SCS/SB 972 - This act authorizes the Governor to award a  
Public Safety Medal of Valor to a public safety officer, upon the  
recommendation of the medal of valor review board, for  
extraordinary valor above and beyond the call of duty. The  
design of the medal may be determined by the Governor.

Further, the act:

- Outlines provisions for the posthumous awarding of the medal;
- Defines which public safety officers are eligible for the award;
- Details the selection and functioning of the board; and
- Sets up the Missouri Public Safety Officer Medal of Valor Fund, to be administered by the Office of Administration.

DONALD THALHUBER

122303 Prefiled  
010704 S First Read S21  
011504 Second Read and Referred S Financial & Governmental S118  
Organization, Veterans' Affairs & Elections Committee  
030804 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee  
030904 SCS Voted Do Pass S Financial & Governmental Org.,  
Vets' Affairs & Elections Comm.-Consent (2579S.05C)  
031504 Reconsidered S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee-Consent  
031504 SCS Voted Do Pass S Financial & Governmental Org.,  
Veterans' Aff. & Elections Comm.-Consent (2579S.06C)  
031504 Reported From S Financial & Gov. Organization, Vet. S642  
Affairs & Elections Com. to Floor w/SCS - Consent  
033104 SCS S adopted S798  
033104 S Third Read and Passed - Consent S798  
033104 H First Read H888  
040104 H Second Read H904  
040104 Referred H Crime Prevention & Public Safety Committee H906

EFFECTIVE : August 28, 2004

\*\*SB 0973\*\*

SENATE SPONSOR Stoll

2802S.01I

SB 973 - This act requires additional information when the Department of Economic Development enters into an agreement with a party to provide grants, loans, tax credits or other financial assistance to the party through a program administered by the Department.

The act requires that additional information about the economic incentive and the financial obligation of the party if the requirements of the agreement are not met. The agreement must also list any other financial assistance received by the party for the same project. Any proceeds from an economic incentive that are returned to the Department of Economic Development must be used for worker training and re-training programs administered by the division of workforce development.

The Department of Economic Development must prepare an annual report to the President pro tem of the Senate and the Speaker of the House of Representatives that contains certain information about the economic incentives administered in the past year.

This act is identical to SB 473 (2003).

JIM ERTLE

122303 Prefiled

010704 S First Read

S21

012004 Second Read and Referred S Economic Development,  
Tourism and Local Government Committee

S129-130

012804 Hearing Scheduled, Not Heard S Economic Development,  
Tourism Local Government Committee020404 Hearing Conducted S Economic Development, Tourism  
and Local Government Committee021104 Voted Do Pass S Economic Development, Tourism and  
Local Government Committee

EFFECTIVE : August 28, 2004

\*\*SB 0974\*\*

SCS SB 974

SENATE SPONSOR Dougherty

3429S.02P

SCS/SB 974 - This act modifies the State Legal Expense Fund. Physicians licensed pursuant to Chapter 334, RSMo, who provide free health screenings in any setting without receiving compensation, are included in the list of persons for whom the State Legal Expense Fund is available.



New language also clarifies that malpractice insurance obtained by or on behalf of any physician, dentist, physician assistant, dental hygienist, or nurse, whose services are volunteered, is not considered available to pay any portion of a judgment or claim for which the State Legal Expense Fund is liable.

LORIE TOWE

122303 Prefiled  
 010704 S First Read S21  
 011504 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee S118  
 012604 Hearing Conducted S Judiciary & Civil & Criminal Jurisprudence Committee  
 022404 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (3429S.02C)  
 030104 Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent S497  
 031704 SCS S adopted S680  
 031704 S Third Read and Passed - Consent S680-681  
 031804 H First Read H758  
 032904 H Second Read H771  
 040104 Referred H Financial Services Committee H906  
 042004 Hearing Conducted H Financial Services Committee  
 042004 Voted Do Pass H Financial Services Committee-Consent

EFFECTIVE : August 28, 2004

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 \*\*SB 0975\*\*

SENATE SPONSOR Dougherty

3315S.05I

Seeks to permit certain private vocational and technical schools to receive A+ reimbursements

030904 Hearing Conducted S Education Committee

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 \*\*SB 0976\*\*

SENATE SPONSOR Stoll

2800S.01I

Allows certain members of MOSERS who retire prior to July 1, 1990, an add'l \$5 per month times yrs. of creditable svc.

012704 Hearing Conducted S Pensions & General Laws Committee

\*\*SB 0977\*\*

SENATE SPONSOR Stoll

2799S.01I

Increases the COLA for certain special consultants and  
retirees from 80% to 100% of the consumer price index

012704 Hearing Conducted S Pensions &amp; General Laws Committee

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\*\*SB 0978\*\*

SENATE SPONSOR Stoll

3460S.01I

Establishes the "Collaborative for Applied Experiences in  
Science" (CAES) program

030204 Hearing Conducted S Education Committee

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\*\*SB 0979\*\*

SENATE SPONSOR Stoll

3467S.01I

Establishes the Missouri Statewide Initiative for  
Scientific Education Enhancement" program

030204 Hearing Conducted S Education Committee

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\*\*SB 0980\*\*

SCS SB 980

SENATE SPONSOR Bartle

3567L.02P

SCS/SB 980 - This act repeals certain sections of law which  
have expired, sunset, terminated, or are ineffective.

HENRY HERSCHEL

## ORGANIZATION, VETERANS' AFFAIRS &amp; ELECTIONS COMMITTEE

010704	S First Read	S21
011504	Second Read and Referred S Governmental Accountability and Fiscal Oversight Committee	S118
012204	Hearing Cancelled S Governmental Accountability and Fiscal Oversight Committee	
012604	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
020204	SCS Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee (3567L.02C)	

020204	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor w/SCS - Consent	S207
020904	Motion to Third Read S withdrawn	S260-261
021204	SCS adopted	S301
021204	S Third Read and Passed - Consent	S301
021604	H First Read	H331-332
021704	H Second Read	H339
022604	Referred H Judiciary Committee	H443
033104	Hearing Conducted H Judiciary Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0981\*\*

SENATE SPONSOR Vogel

3572S.01I

Extends the charitable sales tax exemption to certain transient guest taxes

030204 Hearing Conducted S Ways & Means Committee

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\*\*SB 0982\*\*

SENATE SPONSOR Coleman

2585S.02I

Extends powers to civilian review boards that investigate allegations of misconduct by local law enforcement

030104 Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee

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\*\*SB 0983\*\*

SCS SB 983

SENATE SPONSOR Quick

3392S.04P

SCS/SB 983 - This act allows a beneficiary who receive a motor vehicle or an outboard motor or vessel pursuant to a transfer on death instrument to make one reassignment of the original certificate of ownership upon the death of the owner to another owner without transferring the certificate to the beneficiary's name.

This act allows owners of manufactured homes who own the home as joint tenants with the right of survivorship or as tenants by the entirety to receive a certificate of ownership in beneficiary form from the Director of the Department of Revenue. The beneficiary form shall include a directive to the Director of Revenue to transfer the certificate of

ownership on the death of the owner or owners. The directive shall also permit the beneficiary to make one reassignment of the original certificate of ownership upon the death of the owner to another owner without transferring the certificate to the beneficiary's name.

A certificate of ownership in beneficiary form may not be issued to persons who hold their interest in a manufactured home as tenants in common. During the lifetime of the owners, the signature or consent of the beneficiary shall not be required for transactions relating to the manufactured home. The owner may revoke the certificate of ownership or change beneficiaries before the owner's death under certain conditions (Sale of ownership in home with proper assignment of certificate or reissuance of certificate or redesignation of beneficiary with the Director). A beneficiary's interest in the home shall be subject to security interests which the owner accrued during his or her lifetime. A beneficiary's interest in a certificate of ownership may not be changed or revoked by will or other instruments. The Director shall issue a new certificate of ownership to the surviving owners or beneficiaries upon proof of death.

STEPHEN WITTE

010504	Prefiled	
010704	S First Read	S21-22
012604	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S157
022504	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
031004	SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Comm.-Consent (3392S.04C)	
031504	Reported From S Small Business, Insurance & Ind. Relations Committee to Floor w/SCS - Consent	S636
033104	SCS S adopted	S796
033104	S Third Read and Passed - Consent	S796
033104	H First Read	H888
040104	H Second Read	H904
040104	Referred H Judiciary Committee	H906
041404	Hearing Conducted H Judiciary Committee	
042104	Voted Do Pass H Judiciary Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 0984\*\*

SENATE SPONSOR Foster

3553S.01I

Creates statutory liens for agricultural procection

042204 Hearing Conducted S Agriculture, Conservation, Parks and Natural Resources Committee

\*\*SB 0985\*\*

SENATE SPONSOR Foster

3554S.01I

Amends the Uniform Commercial Code

042204 Hearing Conducted S Agriculture, Conservation, Parks  
and Natural Resources Committee

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\*\*SB 0986\*\*

SENATE SPONSOR Cauthorn

3457S.01I

Creates the crime of endangering a corrections employee

022404 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 0987\*\*

SCS SB 987

SENATE SPONSOR Quick

3305S.03P

SCS/SB 987 - The act includes language modifications clarifying that exceptions to the formation of a district may be made by any voter, landowner or by any municipality with boundaries located not more than two miles from any boundary of the proposed district.

The other change in the substitute involved restoring the six month standard for developing agreements to provide water service to annexed territories.

This act requires that the petition needed to form a public water supply district be verified by at least of the signers of the petition. The verification shall include a statement confirming that service has been made by mail to municipalities located within two miles of the boundary of the water supply district sought.

This act eliminates the six-month restriction limiting municipalities and public water supply districts from forming agreements to provide water service to areas that have been annexed to the municipality.

MEGAN CRAIN

010604 Prefiled

010704 S First Read

S22

012004 Second Read and Referred S Commerce & the Environment S130  
Committee

022404 Hearing Conducted S Commerce and the Environment  
Committee

031004 SCS Voted Do Pass S Commerce and the Environment  
Committee-Consent (3305S.03C)

031504 Reported From S Commerce & the Environment S635  
Committee to Floor w/SCS - Consent

033004 SCS S adopted S735

033004 S Third Read and Passed - Consent S735

033104 H First Read H888

040104 H Second Read H904

040104 Referred H Local Government Committee H906

041504 Hearing Conducted H Local Government Committee

042204 Voted Do Pass H Local Government Committee

EFFECTIVE : August 28, 2004

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\*\*SB 0988\*\*

SCS SB 988

SENATE SPONSOR Steelman

3678S.02P

SCS/SB 988 - Legislation pertaining to scrap tires.

This act changes the definition from "waste tire" to "scrap tire" and clarifies that for any rules currently in place for the program and any rules promulgated pursuant to provisions within this act, the terms "scrap" and "waste" shall be used synonymously.

This act eliminates the two dollar cap for scrap tires. This act extends the scrap tire fee until January 1, 2009. This act goes on to restructure the allocation of revenue derived from that fee. A portion of the revenue remains with the Department of Natural Resources for the purpose of removal efforts over five years. The allocation of revenue changes throughout that time, with seventy five percent of revenue allocated in FY 2005 for such purpose, fifty percent of revenue allocated in FY 2006, twenty-five percent of revenue allocated in FY 2007, twenty percent of revenue allocated in FY 2008, and for FY 2009, ten percent of revenue shall be allocated to the Department of Natural Resources for the purpose of scrap tire removal. The act extends and modifies the fee distribution after FY 2009. The money from the fee shall continue to be apportioned to the Department of Economic Development for recycling but changes that funneled to the Department of Natural Resources; for FY 2009 and the subsequent five years, DNR's moneys are to be used to fund solid waste districts. The distribution shall occur so that each district operates at a minimum funding level of \$75,000 from all state sources and any or all surplus revenue after that point shall be distributed equally between the districts. In no fiscal year shall the department spend more than twenty percent of

revenue allocated on administration costs.

In each fiscal year, the portion of revenue derived from the scrap tire fee not allocated to the Department of Natural Resources shall be divided equally between the Department of Economic Development, the environmental improvement and energy resources authority, and the Missouri development finance board as well as the school district safe surfacing fund, established in this act. These moneys shall be used primarily for the development, creation, and promotion of innovative products made from recycled scrap tires. Namely, to fund the construction of safe surfaces for Missouri schools and the awarding of incentive grants for such purpose. All revenue allocated towards the development, creation, and promotion of innovative products made from recycled scrap tires shall be administered by the Department of Economic Development and no more than fifteen percent of allocated revenue shall be spent on administration costs in any fiscal year.

This act directs both the Department of Natural Resources and the Department of Economic Development to prepare and submit annual reports by February 1 to the Governor and General Assembly on scrap tire removal efforts and incentive grants provided under the provisions of this act.

This act deals with the issuance of contracts for the removal or clean up of waste tires. Under this act, contract preference shall go to any vendor that meets one or more of the stated requirements. Such requirements include but shall not be limited to, Missouri vendors, out of state vendors that employ Missouri residents, or nonresident vendors that have an affiliate or subsidiary in Missouri.

This act eliminates the statutes currently dealing with the educational and training programs conducted by the Department of Natural Resources.

This act has an emergency clause.  
MEGAN CRAIN

010604	Prefiled	
010704	S First Read	S22
011504	Second Read and Referred S Commerce & the Environment Committee	S118
012004	Hearing Conducted S Commerce & the Environment Committee-Consent	
022404	SCS Voted Do Pass S Commerce and the Environment Committee	(3678S.02C)
030404	Reported From S Commerce & the Environment Committee to Floor w/SCS	S535
031004	Bill Placed on Informal Calendar	S587
031104	SA 1 to SCS S offered & adopted (Klindt)	S625

031104 SA 2 to SCS S offered & adopted (Klindt)	S625
031104 SA 3 to SCS S offered & adopted (Klindt)	S625
031104 SA 4 to SCS S offered & adopted (Klindt)	S625
031104 SA 5 to SCS S offered & adopted (Klindt)	S626
031104 SA 6 to SCS S offered & adopted (Klindt)	S626
031104 SA 7 to SCS S offered & adopted (Childers)	S626
031104 SCS, as amended, S adopted	S626
031104 Perfected	S626
031504 Reported Truly Perfected S Rules Committee	S636
031504 Referred S Governmental Accountability & Fiscal Oversight Committee	S642
031804 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee	
031804 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee	
033004 Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S732
033004 S Third Read and Passed - EC adopted	S772
033004 H First Read (w/EC)	H822
033104 H Second Read	H830
040104 Referred H Tax Policy Committee	H906

EFFECTIVE : August 28, 2004

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\*\*SB 0989\*\*

SCS SB 989

SENATE SPONSOR Gross

3573S.02C

SCS/SB 989 - This act is intended to permit a regulated entity to avoid civil penalties if the failure to comply with the environmental laws or regulations of federal, state, or local laws or ordinances was promptly reported to the regulation agency in compliance with requirements of this act.

In order to meet the requirements of the act, the non-compliance has to be discovered voluntarily by due diligence and/or a company audit performed by the regulated entity.

The regulated entity is required to take remedial action within 60 days to correct the non-compliance. A shorter or longer time to remediate may be permitted under certain circumstances.

To comply with the act, an incident of non-compliance may not have occurred in the facility within the previous three years and within the previous five years if multiple facilities are involved.

HENRY HERSCHEL

010604 Prefiled

010704 S First Read

S22



011504 Second Read and Referred S Commerce & the Environment S118  
Committee

020304 Hearing Scheduled But Not Heard S Commerce and the  
Environment Committee

020404 Hearing Scheduled But Not Heard S Commerce and the  
Environment Committee

021004 Hearing Conducted S Commerce and the Environment  
Committee

022404 SCS Voted Do Pass S Commerce and the Environment  
Committee (3573S.02C)

022404 Reported From S Commerce & the Environment S367  
Committee to Floor w/SCS

022504 Bill Placed on Informal Calendar S378

042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004

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\*\*SB 0990\*\*

SCS SB 990

SENATE SPONSOR Loudon

2894S.06C

SCS/SB 990 - This act creates an Electrical Contractors Licensing Board to be located within the Division of Professional Registration. The Board shall have seven members who are appointed by the Governor and confirmed by the Senate. Members of the Board shall serve four-year staggered terms with an eight-year term limit. The Board will meet at least four times annually, and members may be reimbursed for expenses and receive compensation of up to \$50 per day.

The act also establishes state licensing requirements for electrical contractors. Contractors practicing prior to March 1, 2004, may apply for a waiver of requirements under some circumstances. Other practicing contractors may apply for a two-year limited, non-renewable license while they await passing a state examination. The Division may establish licensing fees to cover administrative costs and may develop reciprocal licensing agreements with other states. The Board may file complaints against contractors with the Administrative Hearing Commission and suspend or revoke licenses if warranted by the commission's findings. Violators of licensing requirements are guilty of a Class B misdemeanor.

RICHARD MOORE

010604 Prefiled

010704 S First Read S22

011404 Second Read and Referred S Small Business, Insurance S101  
and Industrial Relations Committee

012104 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee

012904 SCS Voted Do Pass S Small Business, Insurance and

Industrial Relations Committee (2894S.06C)  
 012904 Reported From S Small Business, Insurance & S191  
 Industrial Relations Committee to Floor w/SCS  
 021104 Bill Placed on Informal Calendar S280  
 042604 S Inf Calendar S Bills for Perfection w/SCS

EFFECTIVE : August 28, 2004

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 \*\*SB 0991\*\*

SENATE SPONSOR Dougherty

2786S.01I

Prohibits use of posted inquiries in calculating credit  
 risk scores

011504 Second Read and Referred S Financial & Governmental S118  
 Organization, Veterans' Affairs & Elections Committee

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 \*\*SB 0992\*\*

SCS SB 992

SENATE SPONSOR Cauthorn HOUSE HANDLER Mayer

3156S.03P

SCS/SB 992 - This act changes the definition of containers  
 approved for transporting anhydrous ammonia.  
 SUSAN HENDERSON

010604 Prefiled  
 010704 S First Read S22  
 012604 Second Read and Referred S Agriculture, Conservation, S157  
 Parks and Natural Resources Committee  
 020504 Hearing Conducted S Agriculture, Conservation, Parks  
 and Natural Resources Committee  
 021904 SCS Voted Do Pass S Agriculture, Conservation, Parks  
 and Natural Resources Committee-Consent (3156S.03C)  
 022304 Reported From S Agriculture, Conservation, Parks & S355  
 Natural Resources Committee to Floor w/SCS - Consent  
 031604 SCS S adopted S651  
 031604 S Third Read and Passed - Consent S651  
 031604 H First Read H687  
 031704 H Second Read H697  
 040104 Referred H Transportation & Motor Vehicle Committee H906  
 041404 Hearing Conducted H Transportation & Motor Vehicle  
 Committee  
 042104 Voted Do Pass H Transportation & Motor Vehicle  
 Committee-Consent  
 042204 Reported Do Pass H Transportation & Motor Vehicle H1199  
 Committee-Consent  
 042604 H Consent Calendar

EFFECTIVE : August 28, 2004

\*\*SB 0993\*\*

SENATE SPONSOR Cauthorn

3415S.01I

Requires public pre-kindergarten teachers to possess a valid teaching certificate

012704 Hearing Conducted S Education Committee

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\*\*SB 0994\*\*

SENATE SPONSOR Coleman

3578S.01I

Allows defendants to assert legal or equitable defenses, setoffs, or counterclaims in unlawful detainer actions

022404 Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee

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\*\*SB 0995\*\*

SENATE SPONSOR Coleman

3676S.01I

Seeks to alter the name of Harris-Stowe State College to Harris-Stowe University

011504 Second Read and Referred S Pensions & General Laws S119  
Committee

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\*\*SB 0996\*\*

SENATE SPONSOR Shields

3552S.01I

Modifies and creates new provisions about identity theft

011504 Second Read and Referred S Judiciary and Civil & S119  
Criminal Jurisprudence Committee

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\*\*SB 0997\*\*

SENATE SPONSOR Shields

3642S.01I

Creates the Exhibition Center and Recreation Facility District Act

011504 Second Read and Referred S Ways & Means Committee S119

\*\*SB 0998\*\*

SENATE SPONSOR Shields

3551S.01I

Modifies the definition of distressed communities

021004 Hearing Conducted S Ways & Means Committee

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\*\*SB 0999\*\*

SENATE SPONSOR Griesheimer

3586S.02I

Creates compensation agreements between franchisors and franchisees

030204 Hearing Conducted S Commerce & the Environment  
Committee-Consent

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\*\*SB 1000\*\*

SS SB 1000

SENATE SPONSOR Bartle

3639S.10P

SS/SB 1000 - Under this act, the "DNA Profiling System" is designed to assist federal, state, and local law enforcement with the identification, investigation, and prosecution of individuals, as well as the identification of missing people.

The act requires the DNA profiling system to support the development of forensic studies and protocols, and maintain a population statistics database for crime laboratories, in addition to the other activities it performs.

The act requires the DNA profiling system to collaborate with the FBI and other agencies relating to the state's participation in the FBI's Combined DNA Index System(CODIS).

The Department of Corrections, the Division of Probation and Parole, an authorized designee, or a contracted third party shall collect DNA samples from those offenders who are under the jurisdiction of the Department. The county jail, an authorized designee, or a contracted third party is responsible for the collection of DNA samples from those in county jail.

This act requires that every individual, who pleads guilty to a felony or any sexual offense pursuant to Chapter 566, RSMo, provide a sample for the purposes of DNA profiling

analysis. An individual must be tested: 1) Upon entering the Department of Corrections; 2) Before release from a county jail, detention facility, state correctional facility, or other institution; 3) Upon being admitted to Missouri from another state pursuant to an interstate compact; or 4) While under the jurisdiction of the Department of Corrections, if the person is already under such jurisdiction.

The act requires a person to provide another sample for DNA profiling analysis if his or her original sample was not adequate for any reason.

The act creates a thirty dollar surcharge to be assessed in each circuit court proceeding filed within the state in a criminal case in which the defendant pleads guilty or nolo contendere to or is convicted of a felony. A fifteen dollar surcharge shall be assessed as a cost in criminal cases in which the individual pleads or is convicted of a misdemeanor. A fifty cent surcharge shall be assessed as a cost in a criminal case in which the individual pleads or is convicted of a traffic-related offense in circuit court. The act creates the "DNA Profiling Analysis Fund" which the money from the surcharges will be deposited into. No money from the general revenue fund will be appropriated for DNA profiling analysis.

This act makes all DNA records and biological materials retained for the DNA profiling system closed records. The records shall be considered confidential, and with limited exceptions, cannot be disclosed. Anyone who properly obtains the records may only use the information for certain specified purposes.

The act allows individuals to request expungement of their DNA sample and profile if the court issues a dismissal of the charges or reversal of the decision. The act sets out the proper procedure to be used when a person requests expungement of his or her information and such expungement is granted. The Highway Patrol must notify the individual of the expungement of his or her or the reason for not expunging the DNA sample and profile within thirty days after receiving a court order. With the expungement of information, the highway patrol is not required to destroy evidence obtained from DNA samples if evidence relating to other people would be destroyed as well. The failure or delay in expunging a person's information; however, shall not be a reason to suppress evidence or change the result of his or her case.

The act provides that individuals released from incarceration because of exoneration resulting from DNA profiling analysis shall receive restitution from the state in an amount equal to the U.S. Department of Health and Human Services federal poverty guidelines for each year of

incarceration.  
SUSAN HENDERSON

010604	Prefiled	
010704	S First Read	S22
011504	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S119
012104	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
012104	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	
012204	Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor	S147
020404	SS S offered (Bartle) (3639S.10F)	S230
020404	SA 1 to SS S offered & adopted (Bartle)	S230-231
020404	SA 2 to SS S offered & adopted (Quick)	S231
020404	Bill Placed on Informal Calendar	S231
020504	SA 3 to SS S offered & adopted (Bray)	S242-243
020504	SA 4 to SS S offered & adopted (Dougherty)	S243
020504	SS, as amended, S adopted	S243
020504	Perfected	S243
020904	Reported Truly Perfected S Rules Committee to Floor	S255
020904	Referred S Governmental Accountability & Fiscal Oversight Committee	S262
021604	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
021604	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
021604	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S307
021704	S Third Read and Passed	S324
021704	H First Read	H351
021804	H Second Read	H358
022604	Referred H Crime Prevention & Public Safety Committee	H443
031604	Hearing Conducted H Crime Prevention & Public Safety Committee	
033004	HCS Voted Do Pass H Crime Prevention & Public Safety Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1001\*\*

SENATE SPONSOR Wheeler

3542S.02I

Creates licensure requirements for end stage renal disease dialysis facilities

030304 Hearing Conducted S Aging, Families & Mental and Public Health Committee

\*\*SB 1002\*\*

SENATE SPONSOR Bray

3710S.01I

Creates the "Freedom = Choice" license plate and corresponding fund to pay for family planning services

012004 Second Read and Referred S Transportation Committee S130

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\*\*SB 1003\*\*

SCS SB 1003

SENATE SPONSOR Gibbons

3472S.04T

SCS/SB 1003 - This act establishes a comprehensive children's mental health service system.

SECTION 208.152 - Child serving agencies within the comprehensive children's mental health service system are included under the provision of mental health services for the payment of Medicaid benefits.

SECTION 208.204 - By judicial review or family support meetings, the Children's Division must determine which child custody cases only need mental health services. Within sixty days, individualized service plans must be developed to identify which agencies will supply the appropriate services to the child. These plans will be submitted to the court for approval and the child's family may actively participate in the plan. Children in need of only mental health services may be returned to the family's custody. Services shall be provided in the least restrictive environment. The Department of Mental Health shall bill the Department of Social Services for the appropriate moneys for the care of these children.

SECTION 630.097 - The Department of Mental Health, in partnership with all of the Departments represented on the Children's Services Commission, must develop a comprehensive children's mental health service system. This system will include a "Comprehensive System Management Team". The Department of Mental Health, along with all of the Departments from the Children's Services Commission, must develop a plan detailing outcomes, changes in population and progress to be submitted to the House, Senate and Governor by December 31, 2004.

SECTION 630.210 - The standard means test for children in need of mental health services shall be waived to avoid custody transfers to the Children's Division. The Department of Mental Health is responsible for notifying parents that the standard means test may be waived.

LORIE TOWE

010704	S First Read	S24
011204	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S91
011404	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
011504	SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (3472S.04C)	
011504	Reported From S Aging, Families, Mental & Public Health Committee to Floor w/SCS	S117
012004	SA 1 to SCS S offered & Ruled out of order (Bray)	S127-128
012004	SA 2 to SCS S offered & Ruled out of order (Wheeler)	S128-129
012004	SCS S adopted	S129
012004	Perfected	S129
012104	Reported Truly Perfected S Rules Committee	S141
012204	S Third Read and Passed	S146
012204	H First Read	H129
012604	H Second Read	H138
020204	Referred H Health Care Policy Committee	H196
021104	Hearing Conducted H Health Care Policy Committee	
021804	Voted Do Pass H Health Care Policy Committee	
021904	Reported Do Pass H Health Care Policy Committee	H378
022404	H Third Read and Passed	H405-406
022404	Truly Agreed To and Finally Passed	S369
022504	Reported Duly Enrolled S Rules Committee	S376
022504	Signed by Senate President	S376
022604	Signed by House Speaker	H434
022604	Delivered to Governor	S386
031004	Signed by Governor	

EFFECTIVE : August 28, 2004

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\*\*SB 1004\*\*

SENATE SPONSOR Shields

3574S.01I

Restricts persons who can administer drugs by injection

012004	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S130
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\*\*SB 1005\*\*

SENATE SPONSOR Shields

3546S.02I

Clarifies the price cap regulation for telecommunications companies

020404	Hearing Conducted S Commerce and the Environment Committee
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\*\*SB 1006\*\*

SCS SB 1006

SENATE SPONSOR Goode

HOUSE HANDLER Page

3653S.02P

SCS/SB 1006 - This act designates a portion of Missouri Route 364 in St. Louis County as the "Buzz Westfall Memorial Highway". The highway shall not include any portion of the Veterans Memorial Bridge.

STEPHEN WITTE

010704	S First Read	S24
012004	Second Read and Referred S Transportation Committee	S130
012704	Hearing Conducted S Transportation Committee	
012904	SCS Voted Do Pass S Transportation Committee - Consent (3653S.02C)	
020204	Reported From S Transportation Committee to Floor w/SCS - Consent	S203
020904	SCS S adopted	S259
020904	S Third Read and Passed - Consent	S259
021004	H First Read	H283
021104	H Second Read	H291
021204	Referred H Transportation Committee	H321
031704	Hearing Conducted H Transportation & Motor Vehicle Committee	
040704	Voted Do Pass H Transportation & Motor Vehicles Committee - Consent	
042204	Reported Do Pass H Transportation & Motor Vehicles Committee-Consent	H1199
042604	H Consent Calendar	

EFFECTIVE : August 28, 2004

\*\*SB 1007\*\*

SENATE SPONSOR Goode

3735S.01P

SB 1007 - This act provides that all gubernatorial appointments that are constitutionally required, to be made with the advice and consent of the Senate must be so made, regardless of whether the statute which creates the appointed position specifically calls for the appointment to be made subject to the advice and consent of the Senate.

JIM ERTLE

010704	S First Read	S24
012004	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S130
021604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	

021704 Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee-Consent  
022304 Reported From S Financial & Governmental Org., Vet. S355  
Affairs & Elections Committee to Floor - Consent  
031604 S Third Read and Passed - Consent S650  
031604 H First Read H687  
031704 H Second Read H697  
031804 Referred H Judiciary Committee H755  
040704 Hearing Conducted H Judiciary Committee  
042104 Voted Do Pass H Judiciary Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1008\*\*

SENATE SPONSOR Goode

3738S.01I

Increases accountability measures for tax increment  
financing projects

031604 Hearing Scheduled, Not Heard S Ways & Means Committee

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\*\*SB 1009\*\*

SENATE SPONSOR Griesheimer

2750S.01I

Regulates the sale of motor vehicle extended service  
contracts

030204 Hearing Conducted S Commerce & the Environment  
Committee-Consent

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\*\*SB 1010\*\*

SENATE SPONSOR Dougherty

3426S.02I

Modifies Whistleblower Law

030104 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 1011\*\*

SENATE SPONSOR Dougherty

3178S.01I

Requires health insurance reimbursement of certain licensed  
professional counselors at same rate as psychologists

040704 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee



\*\*SB 1012\*\*

HCS SB 1012

SENATE SPONSOR Caskey

HOUSE HANDLER Baker

3680L.02C

SB 1012 - Current law requires a person redeeming their property that has been sold at a tax foreclosure sale to pay interest of up to 10% on the entire purchase price of the property, even if the purchaser bid more than the delinquent taxes. This act limits the interest to only the amount of the bid price that represents the delinquent taxes.

JEFF CRAVER

010704	S First Read	S24
012604	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S158
020404	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
020404	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
020904	Reported From S Economic Development, Tourism & Local Government Committee to Floor - Consent	S253
021804	S Third Read and Passed - Consent	S338
022304	H First Read	H391
022404	H Second Read	H399
022604	Referred H Tax Policy Committee	H443
042004	Hearing Conducted H Tax Policy Committee	
042204	HCS Voted Do Pass H Tax Policy Committee-Consent	
042204	HCS Reported Do Pass H Tax Policy Committee-Consent	H1197
042604	H Consent Calendar w/HCS	

EFFECTIVE : August 28, 2004

\*\*SB 1013\*\*

SENATE SPONSOR Stoll

3570S.01I

Requires organ procurement organizations to use their best efforts to find suitable recipients in Missouri

021104 Hearing Conducted S Aging, Families, Mental and  
Public Health Committee

\*\*SB 1014\*\*

SENATE SPONSOR Yeckel

3003S.03I

SB 1014 - The act prohibits the City of St. Louis and any board or commissions in St. Louis from requiring peace

officers to reside within the limits of the city after they have been employed for four consecutive years, however, the city may require peace officers to live within the state. The calculation of the length of employment begins from the date of appointment. Peace officers who work less than eight hours per day and those who are full-time employees are subject to this act.

The act prohibits discrimination against peace officers based on their place of residence after they have been employed for four consecutive years. However, political subdivisions may provide incentives to encourage officers to live within the jurisdiction. The provisions of the act shall not apply to the use of department property.

SUSAN HENDERSON

010704 S First Read  
 012004 Second Read and Referred S Financial & Governmental  
 Organization, Veterans' Affairs & Elections Committee S130  
 012604 Hearing Recessed S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 020204 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 021704 Voted Do Pass S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee

EFFECTIVE : August 28, 2004

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 \*\*SB 1015\*\*

SENATE SPONSOR Kennedy

2896S.01I

Creates a gang resistance education and training program  
 to be used in schools

033004 Hearing Conducted S Education Committee

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 \*\*SB 1016\*\*

SENATE SPONSOR Champion

3827S.01I

Modifies Sunshine Law regarding electronic public meetings  
 and records

012704 Hearing Conducted S Commerce & the Environment  
 Committee

\*\*SB 1017\*\*

SENATE SPONSOR Champion

3818S.01I

SB 1017 - This act requires persons to obey the lawful order of a law enforcement officer while at the scene of an accident. Failure to obey the lawful order of a law enforcement officer while at the scene of an accident is a Class A misdemeanor.

This act is identical to SB 206 (2003).  
SUSAN HENDERSON

- 010804 S First Read S76
- 012004 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee S130
- 021604 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
- 030204 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1018\*\*

SENATE SPONSOR Champion

3755S.01I

Requires the Children's Division to arrange a team meeting before a child is placed in protective custody

- 012004 Second Read and Referred S Aging, Families, Mental & Public Health Committee S130

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\*\*SB 1019\*\*

SENATE SPONSOR Steelman

3064S.02I

Authorizes use of certain court costs to pay guardian ad litem fees in Phelps County

- 021604 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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\*\*SB 1020\*\*

HCS SCS SBs 1020, 889 & 869

SENATE SPONSOR Steelman

HOUSE HANDLER Goodman

2728L.07C

HCS/SCS/SBs 1020, 889 & 869 - This act revises various provisions relating to public records. The Curators of the University of Missouri and any bi-state development agency are considered a public governmental body. Any meeting held by conference call, video conference, Internet chat or Internet message board is considered a public meeting. Certain internal memoranda and letters concerning advice, opinions and recommendations made in connection with the deliberative decision-making process of a public body are considered a public record. Documents prepared for a public body by a consultant are considered a public record and must be retained by the public governmental body. Public votes include votes cast in person, by telephone or other electronic means.

All roll call votes taken in public meetings, except for meetings of a committee established by a public body, shall consist only of members who are physically present and in attendance at the meeting. Meetings conducted by telephone or other electronic means must include notice of the mode by which the meeting will be conducted and where the public may attend the meeting. Notice for such meetings must be posted on the website of the public body as well as at the principal office of the body. The body must allow for the recording by audiotape or videotape, but may establish guidelines regarding the manner of recording in order to minimize disruption to the meeting. Public bodies are required to maintain minutes of closed meetings.

Records concerning a transaction involving real estate must be made public upon execution of the transaction, rather than within 72 hours of execution. Donations or contributions from private sources to the salary of a chancellor or president at all public colleges and universities in Missouri cannot be closed. Final audit reports issued by auditors of a public body must be open. Operational guidelines and policies of certain public health and safety entities used to respond to terrorist threats may be closed. Such records must be reviewed by the receiving agency within 90 days of submission to see if retention of the document is necessary to further a state security interest. Agencies seeking to close such records must make certain written statements about the need to not release such records. Records voluntarily submitted by a non-public entity owning or operating an infrastructure to a public governmental body for use by the body to devise plans for the protection of the infrastructure may be closed. Records relating to the procurement of or expenditures relating to security systems are open.

A member of a public body may object to the closing of a meeting, record or vote if the member believes the motion to close violates the Sunshine Law. Such member must object at or before the motion to closed is voted upon. The member shall be allowed to fully participate in any subsequent meeting or vote. If the objecting members also votes in opposition to the motion to close, the member shall be immune from any liability for

improper closure of a meeting. The act requires a public governmental body to supply a requested record in the format requested, if the document is available in such format.

The modifies the allowable copying charges for public records, except for motor vehicle records. Fees cannot exceed 10 cents per page for paper no larger than 9 by 14 inches and the hourly fee for search time cannot exceed the average hourly rate of pay for the clerical staff of the public body. Research time for record requests may be charged at the actual cost of research time. Based on the scope of the request, the body can use employees that result in the least amount of charges for search and duplication. The person may request the body to provide an estimate of the costs prior to the production of the records. The fee for access to public records on a computer, including maps, and paper copies larger than 9 by 14 inches shall include the cost of copies, staff time, which shall not exceed the hourly rate of pay for clerical staff of the body, and the cost of the disk used for duplication, if necessary. In any suit against a public body for violation of the Sunshine Law, the custodian of records cannot alter or dispose of the records at issue.

The act provides that a public body or member or any law enforcement officer or agency is liable for any knowing or purposeful violation of the Sunshine Law. If such public body, law enforcement agency, officer or member commits a knowing violation of the Law, the public entity, law enforcement agency, officer or member shall be subject to a fine ranging from \$25 to \$250 and the court may award costs and attorney fees. If such public entity, law enforcement agency, officer or member purposely violates the Law, the fine shall range from \$1,000 to \$5,000 and the court shall award costs and attorney fees. In all cases, the court shall have discretion in the amount of the fine based on the size of the jurisdiction, the seriousness of the offense, and whether the entity or member has previously violated the Law.

A public body must ensure that any contract for a public records database must not impair the ability of the public to inspect or copy public records. The act deletes language which authorized a law enforcement agency to withhold accident or incident reports for 60 days.

This act is similar to SB 414 (2003).  
JIM ERTLE

010804 S First Read	S76
012004 Second Read and Referred S Commerce & the Environment Committee	S130
012704 Hearing Conducted S Commerce & the Environment Committee	
020504 SCS Voted Do Pass w/SCS SBs 1020, 889 & 869 S	



	Commerce & the Environment Committee	(2728S.05C)
020504	Reported From S Commerce & the Environment Committee to Floor w/SCS	S239
021104	Bill Placed on Informal Calendar	S281
022304	SA 1 to SCS S offered & adopted (Griesheimer)	S357-358
022304	SA 2 to SCS S offered (Mathewson)	S358
022304	SSA 1 for SA 2 to SCS S offered (Steelman)	S358
022304	Bill Placed on Informal Calendar	S358
030804	SSA 1 for SA 2 to SCS S withdrawn	S555
030804	SA 2 to SCS S adopted	S555
030804	SA 3 to SCS S offered & adopted (Steelman)	S555
030804	SA 4 to SCS S offered & adopted (Steelman)	S555-556
030804	SA 5 to SCS S offered (Griesheimer)	S556
030804	SSA 1 for SA 5 to SCS S offered & defeated (Gibbons)	S556
030804	SSA 2 for SA 5 to SCS S offered (Grisheimer)	S556
030804	SA 1 to SSA 2 for SA 5 to SCS S offered & withdrawn (Goode)	S556-557
030804	SSA 2 for SA 5 to SCS S defeated	S557
030804	SSA 3 for SA 5 to SCS S offered (Goode)	S557
030804	Bill Placed on Informal Calendar	S557
030904	SSA 3 for SA 5 to SCS S withdrawn	S567
030904	SA 5 to SCS S withdrawn	S567
030904	SA 6 to SCS S offered & adopted (Goode)	S567-568
030904	SA 7 to SCS S offered & adopted (Champion)	S568-569
030904	SA 8 to SCS S offered (Goode)	S569
030904	SA 1 to SA 8 to SCS S offered & adopted (Goode)	S569
030904	SA 8 to SCS, as amended, S adopted	S569
030904	SA 9 to SCS S offered & adopted (Griesheimer)	S569-570
030904	SA 10 to SCS S offered (Goode)	S570
030904	SA 1 to SA 10 to SCS S offered & adopted (Goode)	S570
030904	SA 2 to SA 10 to SCS S offered & adopted (Goode)	S570
030904	SA 10 to SCS, as amended, S adopted	S570
030904	Bill Placed on Informal Calendar	S570-571
030904	SA 11 to SCS S offered & adopted (Steelman)	S573
030904	SA 12 to SCS S offered & adopted (Jacob)	S573-574
030904	SA 13 to SCS S offered & adopted (Jacob)	S574
030904	SA 14 to SCS S offered (Jacob)	S574
030904	SSA 1 for SA 14 to SCS S offered & adopted (Bray)	S574
030904	SA 15 to SCS S offered (Jacob)	S574
030904	SA 1 to SA 15 to SCS S offered (Caskey)	S574-575
030904	SSA 1 for SA 1 to SA 15 to SCS S offered & withdrawn (Jacob)	S575
030904	SSA 2 to SA 1 to SA 15 to SCS S offered & withdrawn (Jacob)	S575
030904	SSA 3 to SA 1 to SA 15 to SCS S offered & withdrawn (Jacob)	S575
030904	SA 1 to SA 15 to SCS S adopted	S576
030904	SA 15 to SCS, as amended, S defeated	S576
030904	SA 16 to SCS S offered & Ruled out of order (Jacob)	S576
030904	SA 17 to SCS S offered & Ruled out of order (Jacob)	S576
030904	SCS, as amended, S adopted	S576
030904	Perfected	S576-577
031004	Reported Truly Perfected S Rules Committee	S588

031004 Referred S Governmental Accountability & Fiscal Oversight Committee S618  
 031504 Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee  
 031504 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee  
 031504 Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor S636  
 031704 S Third Read and Passed S669  
 031704 H First Read H728-729  
 031804 H Second Read H746  
 040104 Referred H Special Committee on General Laws H906  
 040604 Hearing Conducted H Special Committee on General Laws  
 041304 HCS Voted Do Pass H Special Committee on General Laws  
 041504 HCS Reported Do Pass H Special Committee on General Laws H1117  
 041904 Referred H Budget Committee - Fiscal Review H1132  
 042604 H Calendar S Bills for Third Reading w/HCS (Fiscal)

EFFECTIVE : August 28, 2004  
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\*\*SB 1021\*\*

SENATE SPONSOR Steelman

3812S.01I

Speech pathologists with a Cert. of Clinical Competence to be placed on Stege III of the career ladder program

021004 Hearing Conducted S Education Committee

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 \*\*SB 1022\*\*

SENATE SPONSOR Gross

3698S.01I

Adds child pornography to the list of sexual abuse cases investigated by the State Technical Assistance Team

021004 Hearing Conducted S Pensions & General Laws Committee

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 \*\*SB 1023\*\*

SENATE SPONSOR Griesheimer

3816S.01I

SB 1023 - This act creates the offense of criminal use of real property through the misuse of audiovisual recording devices. A person who knowingly operates the audiovisual recording function of a device at a movie without proper

consent from certain individuals is guilty of criminal use of real property.

Certain persons who alert law enforcement authorities of an alleged violation shall not be civilly liable for subsequent actions taken to detain an individual until such law enforcement authorities arrive if he or she acted in good faith. There is an exception to this provision if the plaintiff can prove that he or she was held for an unreasonable amount of time.

This act does not prohibit law enforcement from operating audiovisual recording devices during the course of their authorized activities.

This act makes criminal use of real property pursuant to this section a Class A misdemeanor unless it is a second or subsequent offense, in which case, it is a Class D felony.  
SUSAN HENDERSON

010804	S First Read	S76
012004	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S130
020204	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
030804	Motion to Report Bill Do Pass Failed S Judiciary and Civil and Criminal Jurisprudence Committee	
031504	Reconsidered S Judiciary and Civil & Criminal Jurisprudence Committee	
031504	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	
031804	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor	S706
040804	Bill Placed on Informal Calendar	S908
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1024\*\*

SENATE SPONSOR Stoll

3583S.01I

Allows Jefferson County to pass an ordinance creating a mechanical code

020404 Hearing Conducted S Economic Development, Tourism and Local Government Committee

\*\*SB 1025\*\*

SENATE SPONSOR Griesheimer

3729S.01I

Customer specific pricing for telecommunications companies

021004 Hearing Conducted S Commerce and the Environment  
Committee

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\*\*SB 1026\*\*

SENATE SPONSOR Mathewson

3394S.02I

Requires the DNA testing of all felons entering the Dept. of  
Corrections and other felons leaving a county jail

012604 Second Read and Referred S Financial & Governmental S158  
Organization, Veterans' Affairs & Elections Committee

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\*\*SB 1027\*\*

SCS SBs 1027 & 896

SENATE SPONSOR Cauthorn

3585S.06P

SCS/SBs 1027 & 896 - The act shall be known as the  
"Professional Bail Bondsmen and Surety Recovery Agent  
Licensure Act". Under this act, no person shall engage in the  
activities of a bail bond agent or a general bail bond agent  
without being licensed. Judges, attorneys, court officials,  
law enforcement officers and public employees cannot be  
licensed as such agents. A licensed bail bond agent cannot  
execute or issue appearance bonds without a valid appointment  
from a general bail bond agent and without attaching to the  
appearance bond an executed and prenumbered power of attorney  
referencing the general bail bond agent or insurer.

A bail bond agent must be licensed for two years before  
being licensed as a general bail bond agent. Bail bond agents  
cannot have unlicensed people soliciting or engaging in  
business for them. A person posting a bail bond who receives  
no fee is not affected by such licensing requirements. It is  
a class A misdemeanor to violate such requirements.

The Department of Insurance administers and enforces this  
act and the Director of the Department sets the amount of fees  
required.

New bail bond agents and general bail bond agents must  
have at least 16 hours of initial basic training and at least

eight hours of biennial continuing education. The Department will set the amount of fees to be paid for the training, which cannot exceed \$200 for the initial basic training and \$150 for the continuing education. After completing the training, the Director will issue a two-year license for a fee of no more than \$150.

The act requires that a person prove, along with other requirements, that he or she has a high school diploma or GED in order to receive a license. Those currently employed in such positions are not required to meet these educational requirements.

In addition, applicants for general bail bond agent licenses must furnish proof that the applicant completed two years as a bail bond agent and possess at least \$10,000 in liquid assets along with a duly executed assignment of \$10,000 to the state. The Director may require additional assignments of assets when the accumulation of unwarranted judgments by the general bail bond agent warrants additional funds, which cannot exceed \$25,000.

The act requires bail bond agents to account for each power of attorney assigned by the general bail bond agent if he or she makes such a request in writing. The general bail bond agent must maintain certain records and provide copies of the bail contract to certain interested parties.

No insurer or licensee, court, or law enforcement officer shall pay a fee, give anything of value, or accept anything of value, in order to secure a settlement, compromise, remission, or reduction of the amount of any bail bond.

A licensee may accept collateral security from the principal in a fiduciary capacity, which collateral shall be returned upon final termination of liability on the bond. The licensee must provide a prenumbered written receipt and report the acceptance of the collateral to the general bail bond agent. The collateral security may be used to reimburse the licensee for costs associated with forfeiture. The general bail bond agent must retain records relating to the use of the collateral to reimburse the licensee.

All licenses issued to bail bond agents and general bail bond agents shall be renewed biennially.

In addition to other requirements, an applicant who is licensed in another state cannot have any suspensions or revocations of a license, must pay the same fees as resident applicants, and complete the same education requirements. The Department of Insurance may negotiate reciprocal compacts with other states for the admission of licensed bail bond agents.

The act modifies and creates new reasons the Director of the Department of Insurance may file a complaint with the administrative hearing commission against a license holder or a person who fails to renew his or her license.

The act allows the Director to suspend or revoke a license or enter into agreements for monetary penalties in lieu of formal discipline of a bail bond agent. The Director is also given the power to issue a cease and desist order or seek an injunction when it appears an unlicensed person is violating this act.

The act requires the court to extend the judgment date or notify the Department of the failure to satisfy the judgment after a six-month period. All bail bond agents and general bail bond agents shall be qualified to write bail upon a surety's liability in all courts of the state.

Any bail bond agent licensed in the state shall have access to all publicly available court records of the defendant to make an assessment of the defendant's probability of attending all court dates. The act has provisions which provide for defendants and bail bond agents having access to each other and the conditions associated with such access.

The act allows the Director of the Department of Insurance to examine and inquire into all alleged violations of bail bond law of this state, complaints filed with the department, and business transacted by any bail bond agent, general bail bond agent or surety recovery agent. The Director, or an appointee, may compel appearance and examine people when investigating a matter of concern.

The act requires surety recovery agents to be licensed. The Director of the Department of Insurance shall control the licensing process and set the amount of fees required. Licenses for surety recovery agents are valid for two years and the fees for the license cannot exceed \$150.

Applications for examination and licensure as a surety recovery agent are on forms prescribed by the Department of Insurance and must be accompanied by proof that the applicant is a US citizen and at least 21 years old, and has a high school diploma or GED. The completion of sixteen hours of initial basic training is required along with eight hours of biennial continuing education.

The act requires the Director to issue licenses, with limited exceptions, to surety recovery agents from other jurisdictions for two years. The Department of Insurance may negotiate reciprocal compacts with other states for admission of licensed surety recovery agents.

The act allows a surety, or a surety recovery agent with written authority, to apprehend a defendant anywhere within the state before or after the forfeiture of the undertaking without personal liability for false imprisonment.

The act sets out provisions for renewal of surety recovery agent licenses. The Director may refuse to renew any license for reasons specified in the act.

The act creates reasons the Director of the Department of Insurance may file a complaint with the administrative hearing commission against a license holder or a person who fails to renew his or her surety recovery agent license. Instead of filing a complaint with the administrative hearing commission, the Director and surety recovery agent may enter into an agreement for a monetary penalty. Also, after a finding by the commission of a violation, the surety recovery agent's license may be suspended or revoked. The Director may also issue a cease and desist order or seek an injunction against those appearing to act as a surety recovery agent without a license.

A bail bond agent, general bail bond agent, or surety recovery agent may detain a subject in a lawful manner and enter upon private or public property in order to execute apprehension of the subject, if the agent has probable grounds to believe the subject breached the terms of the surety agreement. The agent may detain the subject for no more than 72 hours when travel time is required. The agent may transport the subject from state to state, and county to county, to a place of authorized surrender.

Under this act, it is a class D felony if a person does not have a valid surety recovery agent license or bail bond agent license and holds himself or herself out as a licensed agent, claims that he or she can render such services, or engages in fugitive recovery. If an agent wrongfully causes damage to person or property while apprehending a person, he or she will be liable for such damages.

The court may forfeit the bond or order an execution hearing between 90 and 180 days after the person fails to appear for trial, judgment, or on another occasion when his or her presence is needed. If the bail bond agent provides proof that the defendant is incarcerated or that it is physically impossible for the defendant, bail bond agent, or surety to satisfy conditions of the bond, the bail bond agent or surety shall be released from liability and all money and property deposited with the court shall be returned within ten days.

On application of the surety filed within two years of the payment of final judgment, the court shall order remission of 100% of the bond amount to the surety under certain

conditions.

The act establishes that a defendant shall be surrendered without the return of the premium for the bond if the indemnitor attests in writing the desire to be released or if the agent discovers the defendant is guilty of certain activities. Upon forfeiture of the bond, the court may order that the defendant's driver's license be suspended until such time as the defendant has satisfied the forfeiture.

SUSAN HENDERSON

011204	S First Read	S87-88
012604	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S158
020904	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
030204	SCS Voted Do Pass w/SCS SBs 1027 & 896 S Financial & Gov. Org., Vets' Affairs & Elections Com. (3585S.06C)	
030404	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS	S535
031004	SA 1 to SCS S offered & adopted (Cauthorn)	S585-587
031004	SA 2 to SCS S offered & adopted (Bland)	S587
031004	SCS, as amended, S adopted	S587
031004	Perfected	S587
031004	Reported Truly Perfected S Rules Committee	S618
031104	S Third Read and Passed	S624
031104	H First Read	H624
031504	H Second Read	H634
040104	Referred H Professional Registration & Licensing Committee	H906
040604	Hearing Conducted H Professional Registration & Licensing Committee	
042204	HCS Voted Do Pass H Professional Registration & Licensing Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1028\*\*

SENATE SPONSOR Cauthorn

3707S.01P

SB 1028 - This act makes various changes regarding procurement. The act:

(1) Allows the state to use the reverse auction procurement method, wherein bidders would openly compete against each other through real-time electronic bidding with the award being made to the lowest bidder;

(2) Modifies the recycling preference law to remove provisions that have expired; and

(3) Removes sections concerning vendor rotation and



purchasing consolidation.

The act is similar to SB 660 (2003).  
JEFF CRAVER

011204	S First Read	S88
012004	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S130
012204	Re-referred S Governmental Accountability & Fiscal Oversight Committee	S148
012604	Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee-Consent	
020204	Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee-Consent	
020204	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor - Consent	S207
020904	S Third Read and Passed - Consent	S261-262
021004	H First Read	H283
021104	H Second Read	H291
021204	Referred H Budget Committee	H321

EFFECTIVE : August 28, 2004

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\*\*SB 1029\*\*

SENATE SPONSOR Bray

3669S.01I

Prohibits state contracts from being awarded to any  
contractor who performs the work outside the United States

012004	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S130
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\*\*SB 1030\*\*

SENATE SPONSOR Bray

3539S.01I

Requires applicants for Medicaid and CHIPs to identify the  
proposed beneficiary's employer

021104	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
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\*\*SB 1031\*\*

SENATE SPONSOR Bray

3183S.04I

Proposes several measures relating to bicycle safety

012604	Second Read and Referred S Transportation Committee	S158
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\*\*SB 1032\*\*

SCS SB 1032

SENATE SPONSOR Bray

3834S.01I

SCS/SB 1032 - This act deletes the provisions of the "academically deficient schools" statute and alter the "priority schools" statute in an attempt to consolidate the two school accountability measures.

The new school accountability language directs the Department of Elementary and Secondary Education (DESE) to identify as a priority school any school that fails to meet acceptable standards of student achievement established by the state board of education and based upon certain factors specified within the act. The Board of Education of any district that contains a priority school shall submit a comprehensive school improvement plan that provides for:

- Identification of the areas of academic deficiency in student performance on the MAP by disaggregating scores based upon certain criteria, as specified in the act;
- Implementation of research-based strategies to assist the priority school in addressing the areas of deficiency;
- Alignment of the priority school's curriculum to address deficiencies in student achievement;
- Reallocation of district resources to address the areas of academic deficiency; and
- Listing of all schools declared to be priority schools in the district's annual school accountability report.

The state board of education may appoint a team to conduct an educational audit of any priority school to determine the factors that have contributed to the lack of student achievement.

The act sets up procedures and time lines for districts that are mandated to complete comprehensive school improvement plans.

The act allows DESE to withhold formula funds from any school district that fails to submit a comprehensive school improvement plan based upon the standards and time lines established by the act until such district submits their improvement plan.

DONALD THALHUBER

011204 S First Read	S88
012004 Second Read and Referred S Education Committee	S130
012704 Hearing Conducted S Education Committee	
020504 SCS Voted Do Pass S Education Committee (3834S.02C)	

EFFECTIVE : August 28, 2004

\*\*SB 1033\*\*

SENATE SPONSOR Clemens

3675S.01I

SB 1033 - This act limits liability of paddlesport outfitters for injury or death cause by inherent risks of paddlesport activities.

This act is similar to SB 174 (2003) and TAT/SS/SCS/SB 280 (2003).

JIM ERTLE

011204	S First Read	S88
012604	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S158
021604	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
030204	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1034\*\*

SS SCS SB 1034

SENATE SPONSOR Childers

3711S.09P

SS/SCS/SB 1034 - The act concerns vacation clubs exclusively and does not include travel agencies.

In this act, vacation clubs are defined as businesses selling the reoccurring right to purchase vacation benefits at discounted prices and charging customers a membership fee that collectively equals at least \$300.

Vacation clubs will be required to maintain an effective registration statement with the Attorney General's office. The registration statement must contain the following information:

(1) Pertinent identification information - the club's name, affiliation with other organizations, place of organization, bylaws, governing documents, names of owners and directors, address, and other organizational information; and

(2) A description of the vacation benefits offered for sale.

The Attorney General must provide evidence of his or her approval of the registration statement within 30 days of its submission. If the registration statements meets the

requirements stated, the Attorney General must approve the registration. If deficiencies exist, the Attorney General must inform the vacation club in writing to allow the club the right to cure. The Attorney General must provide the advice needed to cure the deficiency within 15 working days from the initial filing of the documents.

The Attorney General may charge an annual renewal fee of no more than \$250 for registration statements. The renewal must be made within 30 calendar days of the anniversary date of the issuance of the club's registration statement.

In addition to the registration statement, the Vacation Club must provide the following:

(1) The form of contract which contains a rescission statement;

(2) The form of surety bond that will be issued upon approval of the registration statement by the Attorney General, which can include a bond, letter of credit, certificate of deposit, or other financial assurance; and

(3) Payment of \$250.

The rescission statement in the contract will state that the customer has the right to rescind the transaction for 5 working days after the date of agreement by delivering a written statement and he or she must return all materials received from the club. The rescission statement will state that a complaint may be filed with the local county mediation board, local prosecutor or the attorney general.

The rescission statement will contain the addresses for the Attorney General's Office, the office of the local prosecuting attorney, and the county board of vacation club mediation. The statement shall also include the address which the vacation club has designated for the receipt of complaints.

The surety bond that is required to accompany the registration statement must be for \$50,000. However, in the event that a surety bond has been accessed previously to reimburse purchasers, the amount of the bond shall be increased by \$25,000 per reimbursement.

The surety bond is designed to reimburse customers who exercise their rights under the rescission statement but do not receive a refund or those who are subjected to fraud or misrepresentation. The bond must be in place for the entire time the vacation club is operating and the Attorney General must approve the bond.

Under this act, all purchasers of vacation benefits from a registered club have a non-waivable right for five working days to rescind and cancel their purchase and receive a full or partial refund minus any services actually consumed or utilized. Upon rescinding the contract, the purchaser must return any materials he or she received from the club. However, all purchasers of vacation benefits from a non-registered club have a non-waivable right for three years to rescind and cancel their benefits.

Any individual who purchases vacation benefits and has a grievance, may file a written complaint with the Attorney General, County Prosecuting Attorney, or any existing county vacation mediation board. The office which receives the complaint must deliver it to the vacation club within 10 working days. If such office fails to do so, any action shall be stayed for 15 days to allow the club to cure the grievance.

Prior to utilizing any other remedy available, a vacation club will have 30 working days following the filing to cure any grievances. The parties may not seek other forms of redress during this period. Upon satisfaction of any complaint, the parties must execute a written mutual release which will remove the matter at issue as a basis for further action by any entity or person pursuant to this act.

Under this act, the consumer will have various options when pursuing a complaint, which include mediation, arbitration, prosecution, or civil action.

A county commission may appoint a three-member board to choose a mediator. The members shall include one person from the Chamber of Commerce membership, one person from the industry, and one elected official from a political subdivision.

At the request of either party and upon the failure of the vacation club to cure any grievance, the board must contact the other party to determine if mediation is an acceptable means of dispute resolution. If so, the board shall schedule a mediation session with 15 working days and select a mediator. During this period, the parties may not seek other forms of redress. Within 15 days of the first meeting but not more than 45 days from the filing of the complaint, the parties must resolve the dispute or seek alternative methods of redress.

Under this act, the vacation club shall pay any costs associated with mediation. If mediation is not available or acceptable, the parties may pursue prosecution, arbitration, or civil action.

The Attorney General or the prosecuting attorney may

enjoin a vacation club from operating if violates Sections 407.682 to 407.699, RSMo. A person who violates these sections is guilty of a Class D felony and is subject to a \$10,000. The money collected from such fines shall go to education.

SUSAN HENDERSON

- 011204 S First Read S88
- 012604 Second Read and Referred S Economic Development, Tourism and Local Government Committee S158
- 020404 Hearing Conducted S Economic Development, Tourism and Local Government Committee
- 030304 SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee (3711S.05C)
- 041504 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS S956
- 042304 SS for SCS S offered & adopted (Childers) (3711S.09F)
- 042304 Perfected

EFFECTIVE : August 28, 2004

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\*\*SB 1035\*\*

SENATE SPONSOR Steelman

3870S.01I

Proposes a "any willing provider" law which prohibits health insurers from discriminating against certain providers

- 031004 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee

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\*\*SB 1036\*\*

SENATE SPONSOR Steelman

2730S.01I

Prohibits health carriers from changing health services codes without the permission of the physician

- 031704 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee

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\*\*SB 1037\*\*

SCS SB 1037

SENATE SPONSOR Steelman

3777S.03C

SCS/SB 1037 - This act pertains to public utility right-of-way users.

This act incorporates language used in HCS/HB 1083. This act modifies Section 67.1846 RSMo, allowing franchise fees not to exceed five percent, to be used as credits for any public utility right-of-way users along with business license taxes or gross receipts taxes.

MEGAN CRAIN

011204	S First Read	S88
012004	Second Read and Referred S Commerce & the Environment Committee	S130
021704	Hearing Conducted S Commerce & the Environment Committee-Consent	
031804	SCS Voted Do Pass S Commerce & the Environment Committee (3777S.03C)	
040804	Reported From S Commerce & the Environment Committee to Floor w/SCS	S905
041304	Bill Placed on Informal Calendar	S918
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2003

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\*\*SB 1038\*\*

HCS SCS SB 1038

SENATE SPONSOR Yeckel

HOUSE HANDLER Luetkemeyer

3568L.06C

SCS/SB 1038 - This act modifies a number of laws associated with banking.

State employees are authorized to make investment deposits from their paycheck into their bank or savings and loan (Sections 33.103, 362.191 and 369.176).

This act creates the "Missouri Higher Education Deposit Program" (Sections 166.435 to 166.556). This program is a nonexclusive alternative to the Missouri Higher Education Savings Program and participants may elect to participate in both programs subject to aggregate program limitations. The program is administered by the Missouri Higher Education Savings Program Board. The Board is required to meet at least quarterly. The act adds an additional member to the Board who shall be a private member with experience in banking or deposit rate determination and placement of depository certificates of deposit (166.415).

The Board is granted certain powers to develop and implement the program, including the power to enter into agreements with financial entities for the operation of the deposit program, provided that such entity is a private for-profit or not-for-profit entity, and the power to enter into participation agreements with participants in the program. The Board may invest the funds received from participants in appropriate

investment instruments held by depository institutions or directly deposit the funds in such institutions. The investment of funds may be delegated by the Board to representatives of financial entities, but the investment must be in certificates of deposit and other deposits in federally insured depository institutions. Such representatives must pass a board-approved qualification test and be certified by the Board.

The Board is responsible for establishing various deposit opportunities based on amounts deposited and time held that are uniformly available to all depository institutions that participate in the program. The various categories of fixed or variable rates shall be the only interest rates available under this program.

The Board is authorized to enter into agreements with participants on behalf of beneficiaries. The agreement must include certain terms and conditions, including the method for calculating the return on the contribution, the risks associated with the investment, the maximum amount that may be contributed annually, and an understanding that the agreement does not guarantee admittance to any eligible educational institution. The Board shall establish the maximum annual amount that may be contributed by a participant and the minimum length of time that contributions and earnings must be held by the program. Early withdrawals shall be subject to a penalty. The board shall allow participants to contribute in minimum increments of \$50.

Contributions and earnings in the program may be used for qualified educational expenses. Participants may cancel a participation agreement at will. The Board shall impose a maximum 10% penalty of the earnings of the account for any distribution not used for certain purposes. The State Auditor shall, semi-annually, review the financial status and investment policy of the program as well as the participation rate and continued viability of the program. Money accruing to and deposited in individual deposit accounts shall not be part of "total state revenues" as defined by the Missouri Constitution. Personally identifiable information regarding participants and beneficiaries shall be confidential.

The recording fee for the expedited filing of title or liens is increased from \$6 to \$15 (Section 408.032). Currently, contracts may provide for a charge for late payment on installments in an amount not to exceed the greater of 5% of each installment due or \$15, except that a minimum charge of \$10 may be made. The act deletes language concerning the minimum charge of \$10 (Section 408.140).

On loans of more than \$600, the lender may collect a fee in advance for allowing a debtor to defer monthly loan payments, provided the debtor agrees in writing and the fee is no more than the lesser of \$50 or 10% of the loan payments deferred (Section



408.178). The charging of certain fees shall be considered permitted, even if the loans are exempt from other requirements (Sections 408.190 and 408.232). Changes made in this act to sections concerning allowable fees are remedial in nature (Section 408.480).

The act creates definitions for the deceptive use of a financial institution's name in notification or solicitation and deceptive use of another's name in notification or solicitation. A financial institution whose name is deceptively used may bring a private civil action and may recover a minimum of \$10,000, plus court costs and attorneys fees, plus any damages such financial institution proves at trial (Section 427.225). Debtors are prohibited from maintaining an action or defense related to a credit agreement, regardless of the legal theory advanced (Section 432.045). The act provides that secured parties receiving satisfaction for debt secured with regard to a mortgage who fail to deliver to the person making satisfaction a sufficient deed of release within 45 days shall forfeit to the mortgagor 10% of the amount of the security instrument. Currently, the time for making such delivery is 15 days. If a document is rejected for recording, the secured party shall 60 days to resubmit the document (Section 443.130).

JIM ERTL

011204	S First Read	S88
012004	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S130
012604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
020304	SCS Voted Do Pass S Financial & Governmental Org., Veterans Affairs & Elections Committee (3568S.05C)	
021204	Reported From S Financial & Governmental Org., Veterans' Affairs & Elections Com. to Floor w/SCS	S288
021804	SA 1 to SCS S offered & adopted (Yeckel)	S333
021804	SA 2 to SCS S offered (Jacob)	S333
021804	Bill Placed on Informal Calendar	S333
021904	SA 2 to SCS S withdrawn	S345
021904	SA 3 to SCS S offered & adopted (Jacob)	S345
021904	SA 4 to SCS S offered & adopted (Jacob)	S345
021904	SA 5 to SCS S offered & withdrawn (Days)	S345
021904	SA 6 to SCS S offered & adopted (Days)	S345-348
021904	SCS, as amended, S adopted	S348
021904	Perfected	S348
022404	Reported Truly Perfected S Rules Committee	S365
022404	Referred S Governmental Accountability & Fiscal Oversight Committee	S368
022604	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
022604	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
022604	Reported From S Governmental Accountability & Fiscal	S387

Oversight to Floor	
030104 S Third Read and Passed	S499-500
030204 H First Read	H469
030304 H Second Read	H477
030404 Referred H Financial Services Committee	H505
040604 Hearing Conducted H Financial Services Committee	
042004 HCS Voted Do Pass H Financial Services Committee	
042204 HCS Reported Do Pass H Financial Services Committee	H1195

EFFECTIVE : August 28, 2004

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\*\*SB 1039\*\*

SENATE SPONSOR Yeckel

2993S.04I

SCS/SB 1039 - This act regulates the licensing of naturopaths.

Definitions are created relating to naturopathic medicine and required education (Section 334.1050). The act establishes requirements and procedures for the initial licensure of naturopaths (Section 334.1053).

The Advisory Commission for Naturopathic Medicine is established for the purpose of advising the state board of healing arts on the licensure and supervision of all naturopaths. The Commission shall consist of six members, one of which must be a public member, who will be appointed by the Governor. Each member shall serve a four year term, except for the members first appointed (Section 334.1056).

The State Board of Registration for the Healing Arts has the authority to adopt rules for licensing, enforce the provisions of this act, set the amount of fees, and deposit moneys in the Board's fund. The Board may prescribe continuing education requirements (Section 334.1059).

Naturopaths must display a license or certificate in a conspicuous location that is accessible to the public (Section 334.1062). Any person seeking to practice as a naturopath must take and pass required examinations. Persons licensed in other states that authorize the practice of naturopathy to the same extent and the same manner as Missouri shall be licensed without examination. The Board is authorized to enter into reciprocal agreements with other states. (Section 334.1062).

Section 334.1068 creates a list of persons who are exempt from the licensure requirements. Section 334.1071 creates a "grandfathering" provision to allow for the licensure of naturopaths who do not satisfy certain education requirements, provided such naturopaths meet other requirements relating to the active practice of naturopathic medicine. Such persons must

apply for licensure by July 1, 2006.

Any person violating the provisions of this act shall be guilty of a Class A misdemeanor (Section 334.1074).

A naturopath must meet the Board's minimum requirements for continuing education in order to renew a certificate of registration (Section 334.1077). Every licensed naturopath must renew their certificate of registration on or before the renewal date. A blank application form for registration will be mailed to the last known office or residence address. The failure to receive the application form does not mitigate the duty to register or exempt from penalties (Section 334.1080). Registration fees must be paid to the Director of the Department and must accompany the application for registration (Section 334.1083).

This act is similar to SCS/SB 372 (2003).  
JIM ERTLE

011204	S First Read	S88
012004	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S130
012604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
022504	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee (2993S.05C)	

EFFECTIVE : August 28, 2004

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\*\*SB 1040\*\*

SCS SB 1040

SENATE SPONSOR Griesheimer HOUSE HANDLER Townley

3853S.05P

SCS/SB 1040 - This act creates a joint committee appointed by the Speaker of the House and President Pro Tem of the Senate to examine the present hazardous waste fee structure and ultimately make a recommendation to the Governor and the General Assembly regarding how to more fairly apportion the cost of services provided among those that benefit from the services by December 31, 2004.

This act allows Missouri's treatment storage and disposal facilities receiving hazardous waste from out-of-state generators to submit registration describing type and quantity of hazardous waste received from out-of-state generators and fee information to DNR. The act allows out-of-state hazardous waste generators to avoid the registration requirement in Section 260.380.1(1) and (8) if they have complied with the previously mentioned registrations under Section 260.375(11).

This act extends the hazardous waste fee until June 30, 2006, except that the Department shall collect this fee for any hazardous waste generated prior to such date.

HENRY HERSCHEL

HCA 1 - CHANGES THE PERCENTAGE AMOUNTS COLLECTED BY THE DEPARTMENT OF REVENUE TO BE DISTRIBUTED TO VARIOUS HAZARDOUS WASTE FUNDS

011204	S First Read	S88
012004	Second Read and Referred S Commerce & the Environment Committee	S130
021704	Hearing Conducted S Commerce and the Environment Committee	
022404	SCS Voted Do Pass S Commerce and the Environment Committee (3853S.05C)	
030104	Reported From S Commerce & the Environment Committee to Floor w/SCS	S504
030304	SCS S adopted	S529
030304	Perfected	S529
030404	Reported Truly Perfected S Rules Committee	S538
030404	Referred S Governmental Accountability & Fiscal Oversight Committee	S540
030804	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
030804	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
030804	Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor	S554
030904	S Third Read and Passed (w/EC)	S566-567
030904	H First Read	H569
031004	H Second Read	H579
040104	Referred H Conservation & Natural Resources Committee	H906
040704	Hearing Conducted H Conservation & Natural Resources Committee	
040704	Voted Do Pass w/HCA 1 H Conservation & Natural Resources Committee	
041504	Reported Do Pass w/HCA 1 H Conservation & Natural Resources Committee	H1116
042604	H Calendar S Bills for Third Reading w/HCA 1	

EFFECTIVE : August 28, 2004

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\*\*SB 1041\*\*

SENATE SPONSOR Griesheimer

3845S.01I

Allows certain law enforcement officers to request a hearing following dismissal or disciplinary action

012604	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S158
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\*\*SB 1042\*\*

SENATE SPONSOR Griesheimer

3584S.01I

Applies administrative hearing commission procedures to  
motor vehicle dealer license denials

031604 Hearing Conducted S Commerce & the Environment  
Committee

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\*\*SB 1043\*\*

SCS SBs 1233, 840 &amp; 1043

SENATE SPONSOR Gross

3802S.01I

011204 S First Read	S89
012004 Second Read and Referred S Transportation Committee	S130
021704 Hearing Conducted S Transportation Committee	
030404 Bill Combined w/SCS SBs 1233, 840 & 1043	S536

EFFECTIVE : August 28, 2004

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\*\*SB 1044\*\*

SCS SB 1044

SENATE SPONSOR Shields

3847S.04P

SCS/SB 1044 - This act creates and establishes rules for the  
"Secretary of State's Council on Library Development". The act  
establishes definitions for Sections 181.100 to 181.130 relating  
to the state libraries. The act removes Section 181.110 RSMo,  
which addresses state publications to be indexed and published.  
Finally the act establishes rules addressing publication of state  
materials.

RICHARD MOORE

011204 S First Read	S89
012604 Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S158
021604 Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
021704 SCS Voted Do Pass S Financial & Governmental Org., Vets' Affairs & Elections Comm.-Consent (3847S.04C)	
022304 Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS -Consent	S355
031604 SCS S adopted	S649
031604 S Third Read and Passed - Consent	S649-650
031604 H First Read	H687
031704 H Second Read	H697

031804 Referred H Corrections & State Institutions Committee H755  
042004 Hearing Conducted H Corrections & State Institutions  
Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 1045\*\*

SCS SB 1045

SENATE SPONSOR Kinder

3739S.02P

SCS/SB 1045 - The act prohibits burning a cross with the intent to intimidate any person or group of persons. A person violating this act shall be guilty of a Class A misdemeanor for the first offense and a Class D felony for any subsequent offenses.

SUSAN HENDERSON

011204	S First Read	S89
012604	Second Read and Referred S Pensions & General Laws Committee	S158
021004	Hearing Conducted S Pensions & General Laws Committee	
022404	Voted Do Pass S Pensions & General Laws Committee	
022404	Committee Vote Reconsidered S Pensions & General Laws Committee	
022404	SCS Voted Do Pass S Pensions & General Laws Committee (3739S.02C)	
022604	Reported From S Pensions & General Laws Committee to Floor w/SCS	S387
030304	SCS S adopted	S522
030304	Perfected	S522
030304	Reported Truly Perfected S Rules Committee	S523
030404	S Third Read and Passed	S540
030404	H First Read	H507
030804	H Second Read	H516
031104	Referred H Special Committee on Urban Issues Committee	H618
031604	Hearing Conducted H Special Committee on Urban Issues Committee	

EFFECTIVE : August 28, 2004  
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\*\*SB 1046\*\*

SENATE SPONSOR Gibbons

3367S.01

Allows persons to receive "Friends of Kids with Cancer" license plates

012004 Second Read and Referred S Transportation Committee S130

\*\*SB 1047\*\*

SENATE SPONSOR Kennedy

3900S.01P

SB 1047 - This act gives the Children's Division the sole authority to license foster homes, residential care facilities, and child-placing agencies. Current law requires the Department of Health and Senior Services to license residential care facilities for children. This act repeals Section 210.484, RSMo, and thereby gives the Children's Division the authority to license residential care facilities for children.

LORIE TOWE

011304	S First Read	S95
012604	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S158
021804	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
030304	Voted Do Pass S Aging, Families, Mental & Public Health Committee - Consent	
030804	Reported From S Aging, Families, Mental & Public Health Committee to Floor - Consent	S554
031804	S Third Read and Passed - Consent	S699-700
032904	H First Read	H779
033004	H Second Read	H792
040104	Referred H Children and Families Committee	H906

EFFECTIVE : August 28, 2004

\*\*SB 1048\*\*

SENATE SPONSOR Nodler

3543S.01P

SB 1048 - This act allows certain tax-exempt organizations (such as churches and other charitable organizations) to submit a form verifying their tax-exempt status when registering motor vehicles owned by the organizations. The specific organizations exempted are delineated in Subdivision (5) of Section 137.100 and Subsection 1 of Section 137.101. Currently, the organization must submit a statement certified by the county collector showing that no taxes were due. The act presumes that the organization owes no taxes on the personal property and the organization merely has to show that it is a tax-exempt entity. The presumption can be rebutted if the department of revenue receives notice from the assessor that the personal property owned by the organization was not used for religious or charitable purposes pursuant to law. If that is the case, then the department of revenue shall require the organization to submit a statement certified by the county or township

collector that the organization has paid all personal property taxes.

STEPHEN WITTE

011304	S First Read	S95
012604	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S158
021604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
021704	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
022304	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor - Consent	S355
030904	S Third Read and Passed - Consent	S578
031004	H First Read	H603
031104	H Second Read	H613
040104	Referred H Tax Policy Committee	H906
042004	Hearing Conducted H Tax Policy Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1049\*\*

SENATE SPONSOR Bray

3378S.02I

Modifies designation of next-of-kin for purposes of  
disposition of human remains

012604	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S158
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\*\*SB 1050\*\*

SENATE SPONSOR Bray

3800S.01I

Requires access to medical treatment for injuries received  
during employment with a railroad company

012604	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S158
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\*\*SB 1051\*\*

SENATE SPONSOR Steelman

3957S.01I

Enables Hermann to enact a transient guest tax

012804	Hearing Cancelled S Economic Development, Tourism and Local Government Committee	
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\*\*SB 1052\*\*

SENATE SPONSOR Jacob

2609S.01P

SB 1052 - This act eliminates the minimum age qualification (which presently is set at sixteen) for admission to the University of the State of Missouri.

This act is identical to SB 476 (2003).  
DONALD THALHUBER

011304 S First Read	S96
012004 Second Read and Referred S Education Committee	S130
012704 Hearing Conducted S Education Committee	
020504 Voted Do Pass S Education Committee	
020904 Reported From S Education Committee to Floor-Consent	S254
022504 S Third Read and Passed - Consent	S380
022604 H First Read	H446
030104 H Second Read	H454
030404 Referred H Education Committee	H505
030904 Re-referred H Special Committee on General Laws	H569
040604 Hearing Conducted H Special Committee on General Laws	

EFFECTIVE : August 28, 2004

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\*\*SB 1053\*\*

SENATE SPONSOR Shields

3861S.01I

Requires school districts to meet the requirements of Section 160.530, in order to be eligible for state aid

022404 Hearing Conducted S Education Committee

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\*\*SB 1054\*\*

SENATE SPONSOR Bartle

3889S.01I

Allows an equalizing cost-of-living adjustment for certain members of the Police Retirement System of Kansas City

012704 Hearing Conducted S Pensions & General Laws Committee

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\*\*SB 1055\*\*

SENATE SPONSOR Bartle

HOUSE HANDLER Johnson-47

3891S.01P

SB 1055 - This act allows any member of the Civilian Employees' Retirement System of the Police Department of Kansas City who was retired on or before August 28, 2003, and is receiving retirement benefits from the Civilian Employees' Retirement System of the Police Department of Kansas City to be appointed a special consultant on the problems of retirement, aging, and other matters, for the remainder of such member's life. Upon such member's death, there shall be paid a funeral benefit of one thousand dollars in addition to all other benefits.

RICHARD MOORE

011304 S First Read	S96
012604 Second Read and Referred S Pensions & General Laws Committee	S158
020304 Hearing Cancelled S Pensions & General Laws Committee	
021004 Hearing Conducted S Pensions & General Laws Committee-Consent	
022404 Voted Do Pass S Pensions & General Laws Committee - Consent	
030104 Reported From S Pensions & General Laws Committee to Floor - Consent	S498
031704 S Third Read and Passed - Consent	S681
031804 H First Read	H759
032904 H Second Read	H771
040104 Referred H Local Government Committee	H906
041504 Hearing Conducted H Local Government Committee	
042004 Voted Do Pass H Local Government Committee-Consent	
042204 Reported Do Pass H Local Government Committee-Consent	H1196
042604 H Consent Calendar	

EFFECTIVE : August 28, 2004

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\*\*SB 1056\*\*

SENATE SPONSOR Bartle

3947S.01I

Dedicates 10% of future TIF increments to schools affected by the TIF

021004 Hearing Conducted S Ways & Means Committee

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\*\*SB 1057\*\*

SENATE SPONSOR Bartle

3863S.01I

Establishes the Classroom Trust Fund

012604 Second Read and Referred S Education Committee S158

\*\*SB 1058\*\*

SENATE SPONSOR Bartle

3577S.01I

Increases the gambling boat admission fees

021704 Hearing Conducted S Ways & Means Committee

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\*\*SB 1059\*\*

SENATE SPONSOR Bartle

3844S.01I

Modifies the taxation of income derived from certain transactions involving intellectual property

012704 Hearing Conducted S Ways & Means Committee

S158

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\*\*SB 1060\*\*

SENATE SPONSOR Bartle

3901S.02I

Creates new court fees to fund the foundation formula

021004 Hearing Conducted S Education Committee

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\*\*SB 1061\*\*

SENATE SPONSOR Callahan

3778S.01I

Prevents TIF from applying to certain transportation taxes in Kansas City

021004 Hearing Conducted S Pensions & General Laws Committee

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\*\*SB 1062\*\*

SCS SB 1062

SENATE SPONSOR Griesheimer

3892S.02P

SCS/SB 1062 - This act allows caterers to have special licenses to sell liquor at certain functions. There are two special licenses that may be issued. One license is valid for a maximum of fifty days and the fee is \$500. The other license available is for an unlimited number of functions and is valid for one year. The fee for this license is \$1,000.

The act requires that those being issued such licenses must report to the supervisor of alcohol and tobacco control the location of each function at least three days in advance.  
SUSAN HENDERSON

011404	S First Read	S107
012604	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S158
020404	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
020404	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (3892S.02C)	
020904	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S253
021804	SCS S adopted	S338
021804	S Third Read and Passed - Consent	S338-339
022304	H First Read	H391
022404	H Second Read	H399
030404	Referred H Local Government Committee	H505
031804	Hearing Conducted H Local Government Committee	
040104	Voted Do Pass H Local Government Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1063\*\*

SENATE SPONSOR Scott

3519S.01I

Allows adjacent property owners to become part of a  
transportation development district under certain conditions

012604	Second Read and Referred S Transportation Committee	S158
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\*\*SB 1064\*\*

SENATE SPONSOR Scott

3266S.01P

SB 1064 - This act eliminates the expiration date of  
Section 488.2205, RSMo, which allows for the collection and  
distribution of certain court costs.

SUSAN HENDERSON

011404	S First Read	S107
012604	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S158
021604	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	

022404 Voted Do Pass S Judiciary and Civil and Criminal  
Jurisprudence Committee-Consent

030104 Reported From S Judiciary & Civil & Criminal S497  
Jurisprudence Committee to Floor - Consent

031704 S Third Read and Passed - Consent S680

031804 H First Read H759

032904 H Second Read H771

040104 Referred H Judiciary Committee H907

041404 Hearing Conducted H Judiciary Committee

042104 Voted Do Pass H Judiciary Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1065\*\*

SENATE SPONSOR Steelman

3964S.01I

Extends the sunset for certain hazardous waste fees

021704 Hearing Conducted S Commerce and the Environment  
Committee-Consent

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\*\*SB 1066\*\*

SCS SB 1066

SENATE SPONSOR Steelman

3580S.03P

SCS/SB 1066 - This act modifies provisions of the tort victims' compensation fund. Tort victims of uninsured motorists whose claims were settled within the policy limits of applicable uninsured motorist insurance coverage are added to coverage from the fund.

The act provides that claims from the fund shall be paid on a pro rata basis before September 30th in the next succeeding year based upon the annual claims period in which the application to the fund was made. Currently, claims from the fund are paid in chronological order with the oldest claim being paid first. If no funds are available for the payment of claims, the division of workers' compensation is authorized to suspend any investigation or hearing of claims until such time as moneys in the fund exceed \$500,000. Currently, the division is authorized to suspend action on claims until such time as the fund exceeds \$100,000. Once an award is paid in full or on a pro rata basis, a claimant cannot collect additional payment from the fund.

This act contains an emergency clause.  
JIM ERTLE

011404 S First Read

S107

012604	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S158
022404	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
030804	SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (3580S.03C)	
031504	Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent	S636
033104	SCS S adopted	S794
033104	S Third Read and Passed - Consent - EC adopted	S794-795
033104	H First Read (w/EC)	H888
040104	H Second Read	H904
040104	Referred H Judiciary Committee	H907
041404	Hearing Conducted H Judiciary Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1067\*\*

SENATE SPONSOR Bland

3362S.01I

Establishes the Missouri Universal Health Assurance Program to provide health care benefits to all Missouri citizens

012004	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S130
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\*\*SB 1068\*\*

SENATE SPONSOR Gross

3962S.01I

Requires calling party information to be communicated from one telecommunications company service to another

020404	Hearing Conducted S Commerce and the Environment Committee	
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\*\*SB 1069\*\*

SCS SB 1069, 1068, 1025, 1005 & 1089

SENATE SPONSOR Gross

3961S.07C

SCS/SBs 1069, 1068, 1025, 1005, & 1089 - This act makes numerous changes to telecommunications law.

SECTION 386.020 (SB 1069) - Pertaining to competitive classification. This act modifies the definition of "effective competition". It is still to be decided by the Public Service Commission (PSC) but added language clarifies that wireless

carriers shall be included in the instances where competition is being decided. Changes have been made to the definition of "competitive classification" here, namely the reference to wireless services - I have removed the federal references and inserted in lieu thereof language narrowing the focus to wireless two-way communications; I have made this change wherever the federal reference to "commercial mobile service provider" was made. The qualification that currently allows the PSC to consider any factors deemed relevant and necessary to the Commission's decision has been eliminated with this provision.

SECTION 392.200 (SB 1025 & 1089) - Pertaining to customer specific pricing and special promotions. This act authorizes customer specific pricing on an equal basis for incumbent and alternate local exchange companies in certain circumstances. Included therein, and new to this act, are retail services, DS-1 or higher, and ISDN PRI services offered to retail end user business customers classified as competitive pursuant to subsection 5 of Section 392.245, RSMo.

This act authorizes every telecommunication company to offer discounted rates or other special promotions on any of its services to any existing, new and/or former customers.

SECTION 392.220 (SB 1069) - Pertaining to rate rebalancing. Modifies the current law that states that the Public Service Commission has 30 days to approve and/or suspend tariff applications by telecommunication companies. Tariffs are prices set for services offered. This act changes that time frame to 20 days to reflect electronic automation of the tariff application process.

SECTION 392.245 (SB 1069 & SB 1005) - Pertaining to rate rebalancing. This act adds language clarifying that a small incumbent local exchange company may elect to be regulated by the PSC if two or more wireless providers are providing services in any part of the small incumbent company's service area.

This act expands the current law regarding rate rebalancing for two more years - as it stands, eligible telecommunications companies have 4 years to undergo rate rebalancing, this act changes that time frame to 6 years.

Pertaining to price cap regulations, this act clarifies the opportunity for an incumbent, local exchange telecommunications company to change its rates by filing tariffs with the Public Service Commission and provided the change is consistent with Subsections 2 through 5 of Section 392.200, RSMo.

Pertaining to competitive classification, this act clarifies that telecommunications service shall be classified as competitive in an exchange in which at least one non-affiliated local company has been certified to provide service in that

exchange and is currently providing the service, one non-affiliated wireless carrier is licensed by the FCC to provide service in that exchange and is currently providing the service, any incumbent local exchange company classified as competitive under this section is offering service, and other factors are met pursuant to the definition of "effective competition" established in subdivision 13 of Section 386.020. Telecommunication carriers offering pre-paid service shall not be considered companies providing telecommunications service under this act. This act maintains and adds to the current provision that allows the PSC to go into an exchange any time, but no less than every five years, after an incumbent local exchange carrier's services have been determined competitive to reevaluate that exchange.

SECTION 392.351 (SB 1068) - Pertaining to calling party information. This act directs any provider of a telecommunications service that originates or forwards any intrastate, interexchange message over the public switched telecommunication network, to transmit the jurisdictionally appropriate telephone number of the party initiating the message. Wireless providers shall be considered providers of telecommunication services under this section.

MEGAN CRAIN

011404	S First Read	S107
012004	Second Read and Referred S Commerce & the Environment Committee	S130
020304	Hearing Conducted S Commerce and the Environment Committee	
030104	SCS Voted Do Pass S Commerce and the Environment Committee	(3961S.07C)
030404	Reported From S Commerce & the Environment Committee to Floor w/SCS	S535
031004	Bill Placed on Informal Calendar	S587
031604	SS for SCS S offered (Gross)	(3961S.09F) S657
031604	SA 1 to SS for SCS S offered (Childers)	S657
031604	SA 1 to SA 1 to SS for SCS S offered (Goode)	S658
031604	Bill Placed on Informal Calendar	S658
031604	SA 1 to SA 1 to SS for SCS S withdrawn	S658
031604	SA 1 to SS for SCS S withdrawn	S658
031604	SA 2 to SS for SCS S offered (Childers)	S658
031604	SA 1 to SA 2 to SS for SCS S offered & defeated (Goode)	S658-659
031604	SA 2 to SA 2 to SS for SCS S offered (Goode)	S659
031604	Bill Placed on Informal Calendar	S659
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1070\*\*

SENATE SPONSOR Gross

3182S.02I

Modifies procedures for protection of shipwreck sites

021004 Hearing Conducted S Pensions & General Laws Committee

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\*\*SB 1071\*\*

SENATE SPONSOR Bartle

3846S.01I

Defines "next friend" for a minor's consent to an abortion

022504 Hearing Conducted S Aging, Families, Mental and  
Public Health Committee

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\*\*SB 1072\*\*

SENATE SPONSOR Dougherty

3575S.02I

Establishes the "Hope Scholarship Program"

021004 Hearing Conducted S Education Committee

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\*\*SB 1073\*\*

SENATE SPONSOR Dougherty

3838S.01I

Alters criteria for being deemed a "permanent teacher"

030204 Hearing Conducted S Education Committee

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\*\*SB 1074\*\*

SCS SB 1074

SENATE SPONSOR Coleman

3973S.02C

SCS/SB 1074 - This act requires apprentice barbers to be registered by the Barber Board. Such apprentice applicants must be at least 17 years of age. Persons who want to act as apprentice supervisors must possess a license as a barber and complete an eight-hour apprentice supervision instruction course. An apprentice must complete at least 1,000 hours under the direct supervision of a certified barber apprentice supervisor in order

to be licensed as a barber. The sufficiency of all qualifications of applicants are determined by the Board. The apprentice training must be recognized by the Board for a period not to exceed five years.

JIM ERTLE

011404	S First Read	S108
012604	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S158
030104	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
030204	SCS Voted Do Pass S Financial & Governmental Org., Vets' Affairs & Elections Comm.-Consent (3973S.02C)	
030804	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS-Consent	S553
031104	Removed from S Consent Calendar	S624
033004	Committee Vote Reconsidered	
033004	SCS Voted Do Pass S Financial & Governmental Org., Vets' Affairs & Elections Committee (3973S.03C)	

EFFECTIVE : August 28, 2004

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\*\*SB 1075\*\*

SCS SB 1075

SENATE SPONSOR Coleman

3991S.02P

SCS/SB 1075 - This act authorizes the conveyance of the Midtown Habilitation Center.

This act is similar to SB 674 (2003).

SUSAN HENDERSON

011404	S First Read	S108
012604	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S158
020404	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
020404	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (3991S.02C)	
020904	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S253
022504	SCS S adopted	S378-379
022504	S Third Read and Passed - Consent	S379
022604	H First Read	H446
030104	H Second Read	H454
030404	Referred H Local Government Committee	H505
040804	Hearing Conducted H Local Government Committee	
040804	Voted Do Pass H Local Government Committee - Consent	

EFFECTIVE : August 28, 2004

\*\*SB 1076\*\*

SENATE SPONSOR Caskey

4042S.01P

SB 1076 - This act modifies the nonprobate transfer of assets. Recipients of a recoverable transfer of a decedent's property shall be liable to account for a percentage of the property received if necessary to discharge statutory allowances to the decedent's surviving spouse and dependent children and for other unpaid claims remaining after the application of the decedent's estate. In order to enforce the obligation of a recipient of a recoverable transfer, an action for accounting must be commenced within 18 months of the death of the decedent by the decedent's personal representative or a qualified claimant, if the personal representative fails to follow certain procedures relating to the personal representative's failure to respond to a demand for accounting. The failure of the personal representative to provide certain information in response to a demand from a qualified claimant may toll the 18-month requirement. Any judgement in a proceeding for accounting must take into the account the expenses of administration of the estate.

If an action for accounting is commenced within 18 months, other recipients of recoverable transfers may be brought into the action, even if such joinder occurs later than 18 months following the decedent's death. If an action is commenced after 18 months, then only the personal representative who received a recoverable transfer shall be liable to account pursuant to this act and no other recipient may be joined.

JIM ERTL

011504 S First Read	S114
012604 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S158
020204 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
020904 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	
031804 Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor	S706
040804 Bill Placed on Informal Calendar	S908
040804 Perfected	S911
041304 Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S918
041404 S Third Read and Passed	S931
041404 H First Read	H1100
041504 H Second Read	H1108

EFFECTIVE : August 28, 2004

\*\*SB 1077\*\*

SENATE SPONSOR Loudon

3921S.01I

Allows commercial casualty insurance policies to exclude coverage for loss by fire caused by terrorism

012604 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S158

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\*\*SB 1078\*\*

SCS SB 1078

SENATE SPONSOR Loudon

3791S.03P

SCS/SB 1078 - This act modifies the law so that the criteria used for issuing extraordinary dividends for life insurance companies is applied to property and casualty insurance companies. The act also defines net income as excluding net realized capital gains to the extent that realized capital gains exceed realized capital losses.  
STEPHEN WITTE

011504 S First Read S114  
012604 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S158  
021104 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee-Consent  
021804 SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent (3791S.03C)  
022304 Reported From S Small Business, Insurance & Ind. Relations Committee to Floor w/SCS - Consent S356  
031604 SCS S adopted S655  
031604 S Third Read and Passed - Consent S655  
031704 H First Read H729  
031804 H Second Read H746  
040104 Referred H Financial Services Committee H907  
040604 Hearing Cancelled H Financial Services Committee  
042004 Hearing Conducted H Financial Services Committee  
042004 Voted Do Pass H Financial Services Committee-Consent

EFFECTIVE : August 28, 2004

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\*\*SB 1079\*\*

SENATE SPONSOR Callahan

3736S.01I

Creates a homestead assessment freeze for the elderly

040604 Hearing Conducted S Ways & Means Committee

\*\*SB 1080\*\*

HCS SB 1080

SENATE SPONSOR Nodler

HOUSE HANDLER Wallace

3588L.05C

HCS/SB 1080 - This act amends policies with regard to MAP testing by stating that, no later than June 30, 2006, the State Board of Education shall align the performance standards of the MAP so that such indicators meet, but do not exceed, the performance standards of the National Assessment of Educational Progress (NAEP) exam. The department will make other changes necessary to meet existing federal requirements. By July 1, 2006, the department will revise its accreditation standards to permit process and resource standard waivers consistent with academic performance profiles.

Further, the act deletes the provisions of the "academically deficient schools" statute and alters the "priority schools" statute in an attempt to consolidate the two school accountability measures.

The new school accountability language directs the Department of Elementary and Secondary Education (DESE) to identify as a priority school any school that fails to meet acceptable standards of student achievement established by the State Board of Education and based upon certain factors specified within the act. The Board of Education of any district that contains a priority school shall submit a comprehensive school improvement plan that provides for:

- Identification of the areas of academic deficiency in student performance on the MAP by disaggregating scores based upon certain criteria, as specified in the act;
- Implementation of research-based strategies to assist the priority school in addressing the areas of deficiency;
- Alignment of the priority school's curriculum to address deficiencies in student achievement;
- Reallocation of district resources to address the areas of academic deficiency; and
- Listing of all schools declared to be priority schools in the district's annual school accountability report.

The State Board of Education may appoint a team to conduct an educational audit of any priority school to determine the factors that have contributed to the lack of student achievement.

The act establishes procedures and time-lines for districts that are mandated to complete comprehensive school improvement plans.

The act allows DESE to withhold formula funds from any school district that fails to submit a comprehensive school improvement plan based upon the standards and time lines

established by the act until such district submits their improvement plan.

DONALD THALHUBER

HA 1 - THIS AMENDMENT ARTICULATES NEW QUALIFICATIONS FOR THE BOARD OF GOVERNORS OF MISSOURI SOUTHERN STATE UNIVERSITY - JOPLIN.

FIVE VOTING MEMBERS SHALL BE SELECTED FROM MISSOURI'S WORKFORCE INVESTMENT AREA SOUTHWEST REGION, WHICH INCLUDES THE FOLLOWING COUNTIES: BARTON, JASPER, NEWTON, MCDONALD, DADE, LAWRENCE, AND BARRY PROVIDED THAT NO MORE THAN THREE OF THESE FIVE MEMBERS SHALL BE APPOINTED FROM ANY ONE COUNTY. TWO VOTING MEMBERS SHALL BE SELECTED FROM ANY OF THE COUNTIES IN THE STATE WHICH ARE OUTSIDE OF THE AFOREMENTIONED COUNTIES.

FURTHER, THE ACT GRANDFATHERS CURRENT BOARD MEMBERS IN REGARD TO THE COUNTY RESIDENCY REQUIREMENT. THIS AMENDMENT IS IDENTICAL TO THE PERFECTED SB 768.

011504 S First Read	S114
012004 Second Read and Referred S Education Committee	S130
012704 Hearing Conducted S Education Committee	
020504 Voted Do Pass S Education Committee	
020504 Reported From S Education Committee to Floor	S240
021104 Bill Placed on Informal Calendar	S281
021604 SA 1 S offered & Ruled out of order (Days)	S308
021604 SA 2 S offered (Bray)	S308-316
021604 SA 1 to SA 2 S offered & adopted (Childers)	S316-317
021604 SA 2, as amended, S adopted	S317
021604 SA 3 S offered & Ruled out of order (Dougherty)	S317-319
021604 SA 4 S offered (Jacob)	S319
021604 Bill Placed on Informal Calendar	S319
021704 SA 4 S withdrawn	S325
021704 SA 5 S offered & adopted (Jacob)	S325
021704 Perfected, as amended	S325
021804 Reported Truly Perfected S Rules Committee	S333
022404 S Third Read and Passed	S366
022404 H First Read	H411-412
022504 H Second Read	H420
022604 Referred H Education Committee	H443
031704 Hearing Conducted H Education Committee	
031704 HCS Voted Do Pass H Education Committee	
031804 HCS Reported Do Pass H Education Committee	H755
042104 HA 1 to HCS H offered & adopted (Cunningham)	H1173-1174
042104 HCS, as amended, H adopted	
042104 H Third Read and Passed	H1174-1175
042604 S Calendar S Bills with H amendments (HCS)	

EFFECTIVE : August 28, 2004

\*\*SB 1081\*\*

HCS SS SCS SB 1081

SENATE SPONSOR Kinder

HOUSE HANDLER Pratt

3591L.12C

HCS/SS/SCS/SB 1081 - This act permits contractors to resolve law suits without litigation.

Contractors shall provide notice in contracts with homeowners for the sale, construction or substantial remodel of a residence. The notice sets out required procedures for resolving disputes with contractors. (Section 431.303).

Before filing an action against a contractor claiming a construction defect relating to the construction or remodel of a residence, the homeowner must serve the contractor with notice of the claim of construction defects. The homeowner must wait ninety days before filing an action. During that time, the contractor must respond to the claim, which may include offers to inspect the residence, remedy of all or part of the claim or deny the homeowner's claim. An action can be filed if the contractor violates any of the requirements of the act.

The claimant may reject the offer of compromise from the contractor. The parties must then attempt to mediate the claim as provided in this act. If the claim is not resolved by mediation, the claimant may file an action against the contractor. But none of the written statements of the parties may be used against the parties in a subsequent cause of action and the mediator may not be subpoenaed.

If the homeowner elects to allow the contractor to inspect the residence, the parties shall agree on a time and place for the inspection within 14 days. The inspection shall occur 30 days from the date that the homeowner elects to allow the contractor to inspect. Within 14 days after the inspection, the contractor may provide the claimant with a written offer to remedy the defect, make an offer of monetary settlement, or deny liability. If the contractor does not adhere to the timetable under this section, the claimant may file suit. If the claimant rejects the offer of settlement, the matter must be mediated.

All civil actions that do not follow the requirements of this act shall be dismissed without prejudice. However, the adherence to the requisites of this act will toll the statute of limitations.

If immediate action by the homeowner is needed to prevent injury because of construction defects that threaten the life, physical health (not including emotional or mental health) or safety of persons, the homeowner can make such repairs and may include the costs of repairs in the written notice of construction defects. Any other homeowner repairs may not be

included in the claim. (Section 431.306).

The act establishes a cause of action that can be brought on behalf of the homeowners' association when two or more residences have the same cause of action. Prior to filing an action, the board must provide written notice of the action to each homeowner in the association. A majority of the homeowners must consent in writing to proceed with an action.

Unless the contractor fails to comply with the requisites of the act, or fails to respond or make agreed upon repairs the claimant must seek mediation before commencing any civil action. The mediation must commence within 45 days of a request for mediation by either party. Documents or statements used in mediation cannot be used in any subsequent civil action (Section 431.312).

Nothing in this act shall be construed to create a theory or action of action upon which liability may be based or to limit any causes of action otherwise available to a homeowner or contractor. Nothing in this act shall also be construed to prevent contracts between homeowners and contractors calling for binding arbitration (Section 431.315). If the action is equal or less than the applicable small claims jurisdictional amount, the claimant must pay the mediator \$500.

HENRY T. HERSCHEL

011504	S First Read	S114
012604	Second Read and Referred S Pensions & General Laws Committee	S158
021004	Hearing Scheduled, Not Heard S Pensions & General Laws Committee	
021704	Hearing Conducted S Pensions & General Laws Comm.	
030204	SCS Voted Do Pass S Pensions & General Laws Committee (3591S.05C)	
030404	Reported From S Pensions & General Laws Committee to Floor w/SCS	S536
031704	Placed on Informal Calendar	S669
032904	SS for SCS S offered (Kinder) (3591S.07F)	S722-723
032904	SA 1 to SS for SCS S offered & adopted (Quick)	S723
032904	SA 2 to SS for SCS S offered & adopted (Jacob)	S723
032904	SA 3 to SS for SCS S offered & adopted (Quick)	S723
032904	SA 4 to SS for SCS S offered & withdrawn (Jacob)	S723
032904	SA 5 to SS for SCS S offered & adopted (Jacob)	S723
032904	SA 6 to SS for SCS S offered (Quick)	S723
032904	SA 1 to SA 6 to SS for SCS S offered & defeated (Jacob)	S723-724
032904	SA 6 to SS for SCS S defeated	S724
032904	SA 7 to SS for SCS S offered & adopted (Jacob)	S724
032904	SA 8 to SS for SCS S offered (Jacob)	S724
032904	Bill Placed on Informal Calendar	S724
033004	SA 8 to SS for SCS S withdrawn	S737



033004 SA 9 to SS for SCS S offered & adopted (Jacob)	S737
033004 SA 10 to SS for SCS S offered & adopted (Jacob)	S737
033004 SA 11 to SS for SCS S offered & adopted (Jacob)	S737-738
033004 SA 12 to SS for SCS S offered & adopted (Jacob)	S737
033004 SA 13 to SS for SCS S offered & adopted (Jacob)	S737
033004 SS for SCS, as amended, S adopted	S737
033004 Perfected	S737
033104 Reported Truly Perfected S Rules Committee	S793
040104 S Third Read and Passed	S819
040104 H First Read	H909
040504 H Second Read	H927
040804 Referred H Local Government Committee	H1030
041504 Hearing Conducted H Local Government Committee	
042204 HCS Voted Do Pass H Local Government Committee	
042204 HCS Reported Do Pass H Local Government Committee	H1196
042604 H Calendar S Bills for Third Reading w/HCS	

EFFECTIVE : August 28, 2004

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\*\*SB 1082\*\*

SENATE SPONSOR Childers

3487S.02I

Creates the Division of Network Efficiency within the  
Office of Administration

021104 Hearing Conducted S Economic Development, Tourism &  
Local Government Committee

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\*\*SB 1083\*\*

SENATE SPONSOR Kennedy

4027S.01I

SB 1083 - This act removes the six month age limitation in  
Section 701.342, RSMo. Current law requires the Department of  
Health and Senior Services to annually screen or test all  
children between the ages of six months to six years in high risk  
areas for lead poisoning. This act requires all children less  
than six years of age to be tested or screened for possible lead  
poisoning.

LORIE TOWE

011504 S First Read	S114
012604 Second Read and Referred S Aging, Families, Mental & Public Health Committee	S159
030304 Hearing Conducted S Aging, Families, Mental and Public Health Committee - Consent	
030304 Voted Do Pass S Aging, Families, Mental and Public Health Committee - Consent	

030804	Reported From S Aging, Families, Mental & Public Health Committee to Floor - Consent	S554
031804	S Third Read and Passed - Consent	S700
032904	H First Read	H779
033004	H Second Read	H792
040104	Referred H Health Care Policy Committee	H907
041304	Hearing Conducted H Health Care Policy Committee	
041504	Voted Do Pass H Health Care Policy Committee-Consent	

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\*\*SB 1084\*\*

SCS SB 1084

SENATE SPONSOR Foster

3761S.04P

SCS/SB 1084 - This act renders alterations to the teacher retirement system.

SECTIONS 168.303 & 169.712 - Current law requires employment of at least seventeen hours per week in order to be considered eligible for the classroom teacher "job-sharing" program. This act seeks to alter the aforementioned requirement from a minimum of seventeen hours per week to a minimum of fifteen hours per week.

These sections are identical to SB 1090.

SECTION 169.596 - Current law allows a person receiving a retirement benefit from the teacher public school retirement system to teach full time for up to two years without losing his or her retirement benefit. This act adds language stating that no such person shall be employed as a superintendent under this section.

Further, current law allows a person receiving a retirement benefit from the non-teacher public school retirement system to be employed full time for up to two years without losing his or her retirement benefit.

This act allows a person receiving a retirement benefit from either the public school teacher retirement system or the non-teacher public school retirement system to, without losing his or her retirement benefit, be employed full time as a non-certified employee for up to two years.

DONALD THALHUBER

011504	S First Read	S114
012004	Second Read and Referred S Pensions & General Laws Committee	S130
012704	Hearing Conducted S Pensions & General Laws Committee	
030204	SCS Voted Do Pass S Pensions & General Laws Committee	(3761S.04C)

030804	Reported From S Pensions & General Laws Committee to	S553
	Floor w/SCS - Consent	
031804	SCS S adopted	S698
031804	S Third Read and Passed - Consent	S698
032904	H First Read	H779
033004	H Second Read	H792
040104	Referred H Education Committee	H907

EFFECTIVE : August 28, 2004

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\*\*SB 1085\*\*

SCS SBs 1085 & 800

SENATE SPONSOR Foster

3709S.03P

SCS/SBs 1085 & 800 - This act creates a minimum one dollar and maximum two hundred dollar check-off on the Missouri income tax return for individuals or corporations entitled to a refund. The money designated by the check-off will be deposited into one of the following funds created by the act: the American Cancer Society Heartland Division Fund, the ALS Lou Gehrig's Disease Fund, the American Lung Association of Missouri Fund, the Muscular Dystrophy Association Fund, the Arthritis Foundation Fund, the Gateway Area Diabetes Association Fund, or the National Multiple Sclerosis Society Fund. The Director of Revenue is required to establish a method for creating one box on the tax return form and designations for each of the available funds on a separate instruction sheet. The Director shall also establish a method for distributing money in the different fund to the designated organizations. Such organizations receiving moneys from a fund shall only expend such moneys for the support of residents of this state.

The Director of Revenue shall transfer at least monthly all contributions made by individuals and corporations, less one percent of the amount in the fund at the time of the transfer for the cost of collection and handling by the Department of Revenue. The maximum annual amount that can be transferred for collection costs cannot exceed \$100,000. All contributions made under this act shall only be deposited in the appropriate fund after all other claims against the refund have been satisfied.

JIM ERTLE

011504	S First Read	S114
012604	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S159
020204	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
022504	SCS Voted Do Pass (SCS SB 1085/800)S Financial & Gov. Org., Vet. Aff. & Elections Comm.-Consent (3709S.03C)	
030104	Reported From S Financial & Gov. Org., Vet. Affairs & Elections Committee to Floor w/SCS - Consent	S496-497

031704	SCS S adopted	S675
031704	Referred S Governmental Accountability & Fiscal Oversight Committee	S675
031804	Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee	
031804	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
033004	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S732
033004	S Third Read and Passed - Consent	S773
033104	H First Read	H888
040104	H Second Read	H904
040104	Referred H Tax Policy Committee	H907

EFFECTIVE : August 28, 2004

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\*\*SB 1086\*\*

SENATE SPONSOR Cauthorn

4053S.01P

SB 1086 - This act restricts lenders from requiring borrowers to obtain homeowners insurance in an amount exceeding the replacement value of the improvements and contents of the real property as a condition of financing a residential mortgage. A violation of this provision shall not affect the validity of the loan, note secured by a deed of trust, mortgage, or deed of trust.

STEPHEN WITTE

011504	S First Read	S114
012604	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S159
021104	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee-Consent	
021804	Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent	
022304	Reported From S Small Business, Insurance & Industrial Relations Committee to Floor - Consent	S356
031604	S Third Read and Passed - Consent	S655
031704	H First Read	H729
031804	H Second Read	H746
040104	Referred H Financial Services Committee	H907
040604	Hearing Cancelled H Financial Services Committee	
042004	Hearing Conducted H Financial Services Committee	
042004	Voted Do Pass H Financial Services Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1087\*\*

SENATE SPONSOR Days

3730S.01P

SB 1087 - Current law expresses that school districts may coordinate with public, private, and private not-for-profit agencies for the delivery of efficient early childhood special education. This act changes the aforementioned "may" to "shall".

This act requires school districts providing early childhood special education to give consideration to the value of continuing services with Part C providers for the remainder of a school year when developing an individualized education program for a student who has received services pursuant to Part C of the Individuals with Disabilities Education Act and reaches the age of three years during a regular school year. Further, the act removes language from the section which specifies that preference shall be given to the continuation of services with the student's private provider unless the cost exceeds the average per student cost of early childhood education in the district.

This act is similar to the SCS/SB 632 & SB 644 from 2003.  
DONALD THALHUBER

011504 S First Read	S114
012604 Second Read and Referred S Education Committee	S159
020304 Hearing Cancelled S Education Committee	
021004 Hearing Conducted S Education Committee	
021704 Voted Do Pass S Education Committee-Consent	
022304 Reported From S Education Committee to Floor-Consent	S356
031604 S Third Read and Passed - Consent	S653
031604 H First Read	H687
031704 H Second Read	H697
040104 Referred H Education Committee	H907

EFFECTIVE : August 28, 2004

\*\*SB 1088\*\*

SENATE SPONSOR Steelman

3932S.01I

Modifies ATV law to allow passengers to ride on ATVs if such vehicles are designed to carry more than one person

020304 Hearing Conducted S Transportation Committee

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\*\*SB 1089\*\*

SENATE SPONSOR Steelman

3752S.01I

Authorizes telecommunications companies to offer discounted rates for certain services

021004 Hearing Conducted S Commerce and the Environment Committee

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\*\*SB 1090\*\*

SENATE SPONSOR Jacob

4016S.01I

Alters requirements for the classroom teacher "job-sharing" program

030204 Hearing Conducted S Pensions & General Laws Committee

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\*\*SB 1091\*\*

HCS SCS SB 1091

SENATE SPONSOR Klindt

HOUSE HANDLER Parker

3476L.07C

SCS/SB 1091 - This act attaches the term "courses in workforce development and new job training" to the definition of what constitutes a community college.

Further, the act states that the West Plains Campus of Southwest Missouri State University is a community college.

Lastly, the act states that community college course offerings may lead to the granting of baccalaureate or higher degrees through transfer and articulation.

DONALD THALHUBER

011504 S First Read	S115
012604 Second Read and Referred S Education Committee	S159
030904 Hearing Conducted S Education Committee	
030904 SCS Voted Do Pass S Education Committee-Consent (3476S.04C)	
031504 Reported From S Education Committee to to Floor w/SCS - Consent	S635
033004 Motion to adopt SCS S withdrawn	S737
033104 SCS S adopted	S782
033104 S Third Read and Passed - Consent	S782-783
033104 H First Read	H888
040104 H Second Read	H904

040104 Referred H Elections Committee H907  
 041304 Hearing Conducted H Elections Committee  
 041504 HCS Voted Do Pass H Elections Committee - Consent  
 042204 HCS Reported Do Pass H Elections Committee-Consent H1195  
 042604 H Consent Calendar w/HCS

EFFECTIVE : August 28, 2004

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 \*\*SB 1092\*\*

SENATE SPONSOR Bartle

4075S.01I

Prevents tax increment financing from being used for  
 residential purposes

021004 Hearing Conducted S Ways & Means Committee

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 \*\*SB 1093\*\*

HCS SCS SB 1093

SENATE SPONSOR Gibbons

HOUSE HANDLER Hanaway

3931L.04C

SCS/SB 1093 - This act allows political subdivisions and other public entities to invest funds that are not immediately needed for their intended use. For such investments, certain conditions must be met, which include placing the funds in a banking institution, the banking institution must arrange for the deposit of the funds in certificates of deposit, each certificate of deposit must be insured by the FDIC, the banking institution must act as custodian for the public entity with respect to the certificate of deposit, and the banking institution must receive an equal amount of deposits from customers of other banking institutions to that of the public funds initially placed by the public entity.

This act allows a bank, trust company, a savings and loan association or savings bank, may act as a custodian and place funds in other financial institutions as long as they are insured by the FDIC.

SUSAN HENDERSON

011504 S First Read S115  
 012604 Second Read and Referred S Financial & Governmental  
 Organization, Veterans' Affairs & Elections Committee S159  
 020204 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 020304 SCS Voted Do Pass S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee (3931S.03C)  
 020904 Reported From S Financial & Governmental Org., Vet. S254  
 Affairs & Elections Committee to Floor w/SCS-Consent

031804 SCS S adopted	S702
031804 S Third Read and Passed - Consent	S702
032904 H First Read	H780
033004 H Second Read	H792
040104 Referred H Local Government Committee	H907
040804 Hearing Conducted H Local Government Committee	
040804 HCS Voted Do Pass H Local Government Comm. - Consent	
042204 HCS Reported Do Pass H Local Government Committee - Consent	H1196
042604 H Consent Calendar w/HCS	

EFFECTIVE : August 28, 2004

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\*\*SB 1094\*\*

SENATE SPONSOR Scott

3029S.06I

Enacts various tort reform measures

012604 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 1095\*\*

SENATE SPONSOR Goode

3661S.03I

Creates the Health Care for Missouri's People Program for  
the uninsured and under-insured

012904 Second Read and Referred S Small Business, Insurance S196  
and Industrial Relations Committee

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\*\*SB 1096\*\*

SCS SB 1096

SENATE SPONSOR Caskey

4109S.02C

SCS/SB 1096 - This act establishes the Manufactured Home Installation Act. A new type of professional (the manufactured home installer) will be licensed by the Public Service Commission. The act requires the Public Service Commission to implement a program consistent with the American Homeownership and Economic Opportunity Act of 2000 (federal law). Under that federal act, states which do not have their own programs in place by December 27, 2005, the federal law will be enforced by the Department of Housing and Urban Development.

A manufactured home installer shall not engage in that



business without obtaining a license from the Public Service Commission. Cities and counties shall require any additional license. Dealers or manufacturers who perform their own installation must have one licensed installer. Persons installing a manufactured home on his or her own property for their own occupancy do not need to obtain a license.

The act delineates the requirements for obtaining a license. The applicant must complete a training program approved by the commission and must obtain a passing grade on an examination which will ascertain whether the applicant has adequate skills and knowledge pertaining to the home installation profession. The applicant must also pay all applicable fees. The applicant must also show proof of a certificate of insurance for workers' compensation insurance and show proof of general liability insurance in an amount of \$300,000.

The act allows the commission to waive the training and examination requirements for home installers who have licenses from other states with similar licensing requirements.

The act allows the commission to issue a limited use installer license to a person who has not met the training and examination requirements of the act. The limited licensee may install homes under licensed supervision and must pass the required examination before attaining a full license.

The act provides for the renewal of an installer license. The commission may suspend a person's license for failure to carry the required workers' compensation coverage or general liability insurance coverage. The commission may also grant inactive status to a licensee.

The act provides penalties for fraudulently obtaining a license, committing a crime relating to the home installation profession, violating orders of the commission, or violating installation standards provided by the act. A person who violates these provisions may have their license revoked or suspended. Decisions to revoke or suspend a home installer's license are subject to judicial review.

The act allows the commission to investigate complaints against home installers and allows the commission to seek a restraining order or writ of mandamus in the name of the state against persons who is violating any provisions of this act or order of the commission.

Under the act, the commission must require installers to install homes in accordance with the installation instructions approved by the United States Department of Housing and Urban Development and provided by the manufacturer of the manufactured home. The commission shall adopt standards for the proper installation of manufactured homes. Licensed

installers shall purchase installation stickers from the commission and shall affix such sticker to the manufactured home upon completion of the installation. The commission shall inspect a percentage of installed manufactured homes consistent with federal requirements.

The act requires the commission to implement a process to address installation-related disputes among manufacturers, dealers and licensed installers. The commission may implement the provisions of this act using its own employees, independent contractors, or through other private or public entities. All fees collected pursuant to this act shall be deposited in the Manufactured Housing Fund.

STEPHEN WITTE

012004	S First Read	S126-127
012604	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S159
022504	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
033104	SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Committee (4109S.02C)	
041504	Reported From S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS	S956
042604	003 S Calendar S Bills for Perfection w/SCS	

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\*\*SB 1097\*\*

SCS SBs 1097, 1098 & 1104  
SENATE SPONSOR Clemens

4129S.01I

SCS/SB 1097 - This act enables the Department of Economic Development to designate new enterprise zones in Douglass County, and the cities of Richland, Crocker, Nixa, and Ozark.

JEFF CRAVER

012004	S First Read	S127
012604	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S159
020404	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
021104	SCS Voted Do Pass w/SCS SBs 1097, 1098 & 1104 S Economic Dev., Tourism & Local Gov. Com. (4129S.03C)	

EFFECTIVE : August 28, 2004

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\*\*SB 1098\*\*

SCS SBs 1097, 1098 & 1104  
SENATE SPONSOR Clemens

4058S.01I

012004 S First Read S127  
 012604 Second Read and Referred S Economic Development,  
 Tourism and Local Government Committee S159  
 020404 Hearing Conducted S Economic Development, Tourism and  
 Local Government Committee  
 021104 Bill Combined w/SCS SBs 1097, 1098 & 1104

EFFECTIVE : August 28, 2004  
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\*\*SB 1099\*\*

HCS SS SCS SB 1099

SENATE SPONSOR Gibbons

HOUSE HANDLER Dempsey

3665L.10C

HCS/SS/SCS/SB 1099 - This act makes various changes to the various Missouri tax credits and enacts the Tax Credit Accountability Act of 2004. The act:

(1) Charges the Joint Committee on Tax Policy with an automatic review by the committee after each of the Auditor's tax credit program audits. After this period of review, the committee is given the option to make an official recommendation to the General Assembly as to the merit and suggested future treatment of each credit. (Section 21.810)

(2) Establishes a system of classifications for tax credits and minimum requirements for each classification. The requirements are designed to verify compliance and instill confidence in the tax credit system, but avoid undue burdens on the individuals and businesses who apply for the credits.

The act follows established classifications and application requirements where possible. The administering state agencies are enabled to implement rules to include additional requirements or explain the listed requirements. Any such rules are subject to the standard rules promulgation and approval requirements. (Sections 135.800 and 135.802)

(3) Implements reporting requirements focused on gathering meaningful information in order to assist future legislatures in assessing the value of tax credit programs. The reporting requirements are varied to reflect the diverse landscape of the currently enacted tax credits.

The requirements reflect differences between economic development credits and social benefit credits that have benefits that are not revealed in the same empirical fashion. Reporting occurs over a period of three years for most credits. Annual reporting is fixed to a date certain (June 30) for all reports.

Reporting is the duty of the recipient of the credit, and not any subsequent purchaser, in the case of a transferred credit. An exception to this is made in the case of contribution based

credits. These credits are obtained differently from other credits. Contribution based credits are given to the a contributor who donates money to a specific program. The state policy is the promotion of the program, and thus reporting is the duty of the recipient of the contribution and not the recipient of the credit. Additionally, the act requires that a taxpayer receiving a credit be made aware of the future reporting requirements prior to issuance. (Section 135.805)

(4) Implements a compliance system for reporting. Failure to meet the annual reporting requirements will result in graduated penalties. A six month grace period and at least one notice by certified mail to the last known address of the taxpayer is included. Penalties also accompany fraud in the application process. If fraud is found by a court of competent jurisdiction, a one hundred percent penalty will be incurred.

Penalties are assessed against a noncompliant taxpayer as of the end of the taxpayer's taxable year and due and owing as of the last date of filing of the taxpayer's return. Further collection procedures follow the existing collection procedures for income taxes. (Section 135.810)

(5) Requires that prior to approval of any tax credit application, an administering agency shall verify through the Department of Revenue that the tax credit applicant does not owe any delinquent taxes, including penalties and interest. Such delinquency will not affect the approval of the application for such tax credits, except that the amount of credits issued are reduced by the applicant's tax delinquency. (Section 135.815)

(6) Requires that all administering agencies implement a system of tracking issuance and redemption of credits. This system should be developed with the cooperation of the Department of Revenue who has already begun implementing a similar system in certain cases. (Section 135.825)

(7) Eliminates the Missouri Higher Education Scholarship donation credit, beginning in 2005. (Section 173.796)

(8) Provides that application information submitted by a taxpayer seeking a tax credit be made subject to the Sunshine Law once the credits have been approved. In the case where state approval of a credit application comes prior to actual issuance, the application data become open records at the time such application is approved. (Sections 610.255 and 620.014)

(9) Expands the options of the Department of Economic Development when the department engages in an agreement regarding discretionary tax credits. Current law enables such agreements. This act will allow the department to require that specific purposes and goals for the incentive be set forth in each such agreement. Current law also allows for recapture of such

discretionary credits where a taxpayer breaches the agreement. This act will expand the recapture to include the additional purposes and goals mentioned above. (Section 620.017).

(10) Expands the existing audit statutes for state sponsored cost benefit analysis to require periodic examination of all credits. Current law only subjects credits administered by the Department of Economic Development to be analyzed. All audits are required to be provided to the Governor, the Legislature and, specifically, the Joint Committee on Tax Policy. (Section 620.1300)

(11) Creates an Interagency Development Task Force to summarize and annually report all uncollected revenues and appropriated expenditures at the state and local level. The task force will be comprised of the fiscal officers of the state Departments of Agriculture, Economic Development, Labor and Industrial Relations, Revenue, Natural Resources, and Transportation and convened by the Commissioner of Administration or, if the Commissioner so chooses, the Director of the Division of Budget and Planning or the Office of Administration. (Section 620.1655)

JEFF CRAVER

012004 S First Read	S127
012604 Second Read and Referred S Ways & Means Committee	S159
012704 Hearing Conducted S Ways & Means Committee	
020504 SCS Voted Do Pass S Ways & Means Com. (3665S.07C)	
020504 Reported From S Ways & Means Committee to Floor w/SCS	S240
021104 SA 1 to SCS S offered & adopted (Gibbons)	S281
021104 Bill Placed on Informal Calendar	S281
021704 SS for SCS S offered (Gibbons) (3665S.08F)	S327
021704 SA 1 to SS for SCS S offered (Goode)	S327-328
021704 SSA 1 for SA 1 to SS for SCS S offered & withdrawn (Loudon)	S328
021704 SA 1 to SS for SCS S withdrawn	S328
021704 SA 2 to SS for SCS S offered & adopted (Gibbons)	S328
021704 SA 3 to SS for SCS S offered & withdrawn (Bartle)	S328-329
021704 SS for SCS, as amended, S adopted	S329
021704 Perfected	S329
021804 Reported Truly Perfected S Rules Committee	S339
021804 Referred S Governmental Accountability & Fiscal Oversight Committee	S339
022504 Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
022304 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
022304 Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor	S358
022404 S Third Read and Passed	S366-367
022404 H First Read	H412

022504	H Second Read	H420
022604	Referred H Tax Policy Committee	H443
030304	Re-referred H Job Creation & Economic Development Committee	H479
031004	Hearing Conducted H Job Creation & Economic Development Committee	
031704	HCS Voted Do Pass H Job Creation & Economic Development Committee	
040704	HCS Reported Do Pass H Job Creation & Economic Development Committee	
041304	Referred H Budget Committee - Fiscal Review	H1060
041504	Hearing Conducted H Budget - Fiscal Review	
041504	Voted Do Pas H Budget - Fiscal Review	
041504	Reported Do Pass H Budget - Fiscal Review	S1116
042604	H Calendar S Bills for Third Reading w/HCS	

EFFECTIVE : August 28, 2004

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\*\*SB 1100\*\*

SCS SB 1100

SENATE SPONSOR Gibbons HOUSE HANDLER Hanaway

3718S.04P

SCS/SB 1100 - This act provides that the publishing of proposed rules in the Missouri Register and final administrative rules in the Code of State Regulations may be done in a format prescribed by the Secretary of State, or in writing upon request. A notice of proposed rulemaking must include the text of the proposed rule with new matter printed in boldface type. Currently, new matter in a text may also be underlined.

The text of a rule, regulation, standard or guideline of a federal agency or a nationally or state recognized organization, which is incorporated by reference into an administrative rule must be available at the headquarters of the agency adopting the rule. Currently, both the agency and the secretary of state must make a copy of the referenced material available at their respective offices.

JIM ERTLE

012004	S First Read	S127
012904	Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee	S196
020904	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
020904	SCS Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee-Consent (3718S.04C)	
020904	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor - Consent	S254
022504	SCS S adopted	S379
022504	S Third Read and Passed - Consent	S379-380
022604	H First Read	H446

030104 H Second Read	H454
030404 Referred H Judiciary Committee	H505
031704 Hearing Conducted H Judiciary Committee	
031704 Voted Do Pass H Judiciary Committee	
041504 Reported Do Pass H Judiciary Committee	H1117
042604 H Calendar S Bills for Third Reading	

EFFECTIVE : August 28, 2004

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\*\*SB 1101\*\*

SENATE SPONSOR Steelman

4063S.01I

The president of the University of Missouri shall not serve  
as the chancellor of any campus in the system

030204 Hearing Conducted S Education Committee

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\*\*SB 1102\*\*

SENATE SPONSOR Steelman

4110S.01I

Exempts health club services from sales tax

020404 Second Read and Referred S Ways & Means Committee S233

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\*\*SB 1103\*\*

SENATE SPONSOR Steelman

3963S.02I

Authorizes the Board of Fund Commissioners to issue  
additional bonds for grants and loans

022404 Hearing Conducted S Commerce and the Environment  
Committee

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\*\*SB 1104\*\*

SCS SBs 1097, 1098 & 1104

SENATE SPONSOR Steelman

4132S.01I

012004 S First Read	S127
020404 Second Read and Referred S Economic Development, Tourism and Local Government Committee	S233
021104 Hearing Conducted S Economic Development, Tourism and Local Government Committee	

021104 Bill Combined w/SCS SBs 1097, 1098 &amp; 1104

EFFECTIVE : August 28, 2004  
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\*\*SB 1105\*\*

SCS SB 1105

SENATE SPONSOR Shields

4068S.02C

SCS/SB 1105 - This act modifies the dollar amount of certain properties that can be exempted from attachment in bankruptcy proceedings.

The act increases the exemption for certain household goods from \$1,000 to \$3,000. Wedding rings of up to \$1,500 are exempt. The act further increases the value of "any other property of any kind" from \$400 to \$600. Implements of a trade are increased from \$2,000 to \$3,000. Motor vehicles in the aggregate are increased from \$1,000 to \$3,000. Mobile homes, when used as a principal residence, are increased from \$1,000 to \$5,000. A person's right to increase alimony is increased from \$500 to \$750 a month. The amount that a head of household may exempt from execution is increased from \$850 plus \$250 for each dependent to \$1,250 plus \$350 for each dependent, including dependents who are determined to be disabled.

JIM ERTLE

012004	S First Read	S127
020904	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S262
022304	Hearing Conducted S Financial & Governmental Org. Veterans' Affairs & Elections Committee	
022504	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Aff. & Elections Comm. - Consent (4068S.02)	
030104	Reported From S Financial & Gov. Org., Vet. Affairs & Elections Committee to Floor w/SCS - Consent	S497
030404	Removed From S Consent Calendar	S536

EFFECTIVE : August 28, 2004  
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\*\*SB 1106\*\*

HCS SCS SB 1106

SENATE SPONSOR Shields

HOUSE HANDLER Schaaf

4084L.05C

SCS/SB 1106 - This act conveys the Glore Psychiatric Museum and the personal property of the state within the building to the St. Joseph Museum Inc.

This act has an emergency clause.  
SUSAN HENDERSON



012004	S First Read	S130
020404	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S233
021104	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
021104	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (4084S.03C)	
021604	Reported From S Economic Development, Tourism and Local Government Committee to Floor w/SCS - Consent	S307
030304	SCS S adopted	S525
030304	S Third Read and Passed - EC adopted - Consent	S525-526
030404	H First Read (w/EC)	H507
030804	H Second Read	H516
031804	Referred H Local Government Committee	H755
040804	Hearing Conducted H Local Government Committee	
040804	HCS Voted Do Pass H Local Government Comm. - Consent	
042204	HCS Reported Do Pass H Local Government Committee-Consent	H1196
042604	H Consent Calendar w/HCS	

EFFECTIVE :           Emergency Clause

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\*\*SB 1107\*\*

SENATE SPONSOR   Shields                                   HOUSE HANDLER   Schaaf

4078S.02P

SB 1107 - This act conveys the Woodson Academy to the St.  
Joseph School District.  
SUSAN HENDERSON

012004	S First Read	S130
020404	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S233
021104	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
021104	Voted Do Pass S Economic Development, Tourism and Local Government Committee - Consent	
021604	Reported From S Economic Development, Tourism & Local Government Committee to Floor - Consent	S307
030304	S Third Read and Passed - Consent	S525
030404	H First Read	H508
030804	H Second Read	H516
031804	Referred H Local Government Committee	H755
040804	Hearing Conducted H Local Government Committee	
040804	Voted Do Pass H Local Government Committee - Consent	
042204	Reported Do Pass H Local Government Committee-Consent	H1196
042604	H Consent Calendar	

EFFECTIVE :           Emergency Clause

\*\*SRB 1108\*\*

SENATE SPONSOR Bartle

3948L.01P

SRB 1108 - This act repeals certain sections of law which  
have expired, sunset, terminated, or are ineffective.

RICHARD MOORE

012004	S First Read	S130-131
020404	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S233
020904	Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee-Consent	
020904	Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee-Consent	
021604	Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent	S307
030304	S Third Read and Passed - Consent	S527
030404	H First Read	H508
030804	H Second Read	H516
040104	Referred H Rules Committee	H907
041504	Hearing Conducted H Rules Committee	
041504	Voted Do Pass H Rules Committee	

EFFECTIVE : August 28, 2004

\*\*SB 1109\*\*

SENATE SPONSOR Coleman

3912S.01I

Allows eligible nonimmigrant aliens to receive "instate"  
tuition at Missouri higher education institutions

042704 Hearing Scheduled S Education Committee

\*\*SB 1110\*\*

SENATE SPONSOR Coleman

4045S.01I

Changes the name of Harris-Stowe State College to  
Harris-Stowe State University

021704 Hearing Conducted S Pensions &amp; General Laws Committee

**\*\*SB 1111\*\***

SCS SB 1111

SENATE SPONSOR Klindt

HOUSE HANDLER Lager

2714S.01P

SB 1111 - This act adds Grundy County to the current list of counties which allow moneys collected as court costs for the purpose of maintaining a law library to be used for courtroom renovation and technology enhancement.

SUSAN HENDERSON

012104	S First Read	S140
020404	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S233
021604	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
022404	Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee-Consent	
030104	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor - Consent	S497
031704	S Third Read and Passed - Consent	S679-680
031804	H First Read	H759
032904	H Second Read	H771
040104	Referred H Judiciary Committee	H907
041404	Hearing Conducted H Judiciary Committee	
042104	Voted Do Pass H Judiciary Committee-Consent	
042204	Reported Do Pass H Judiciary Committee-Consent	H1195
042604	H Consent Calendar	

EFFECTIVE : August 28, 2004

**\*\*SB 1112\*\***

SENATE SPONSOR Clemens

4041S.01P

SB 1112 -This act includes uncontested elections for trustees for community college districts within a provision of law that provides for no election when the number of candidates equals the number of positions available.

JIM ERTLE

012104	S First Read	S140
020404	Second Read and Referred S Education Committee	S233
022404	Hearing Conducted S Education Committee	
030204	Voted Do Pass S Education Committee-Consent	
030804	Reported From S Education Committee to Floor-Consent	S553
031804	Defeated on S Third Reading	S698

EFFECTIVE : August 28, 2004

\*\*SB 1113\*\*

SENATE SPONSOR Loudon

4066S.01I

SB 1113 - This act modifies provisions relating to notaries public.

The act deletes the requirement that applicants for appointment and commission as a notary public must include their social security number on the application and that applicants must submit the names of two registered voters who endorse the application. Applicants cannot have been convicted of or pled guilty to any felony or to any misdemeanor incompatible with the duties of a notary public. The secretary of state is authorized to prohibit the issuance or renewal of an appointment for up to one year following rejection of the application or renewal request or following the failure to appear and qualify within 90 days after the commission is issued. Applicants are required to read the Missouri Notary Public Handbook and complete certain training. The surety bond to be maintained by the notary public must commence at least 90 days, rather than 30 days after the date of submission of the application. The act modifies what a notary public must keep in their journal.

Notary documents must use certain sized print and include the commission number of the notary public. The act provides deadlines for notaries to submit changes of address or name. Notaries must send changes of address or name within 30 days. If a notary resigns following the receipt of a complaint by the secretary of state, the secretary of state may deny future applications by such person. Notaries are authorized to charge a travel fee, provided certain conditions are met. The Secretary of State is empowered to administer the provisions of this act and perform all required duties, including immediate suspension of a notary upon written notice if the situation involves serious unlawful effect on the general public, provided the notary is afforded a hearing and adjudication as soon as practicable.

If a notary's seal is stolen, the notary must immediately notify the secretary of state in writing. Upon receipt of required documentation, a new commission number will be issued and the secretary of state may post notice on its web site indicating that the old number is no longer valid.

JIM ERTLE

012104	S First Read	S140
020404	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S233
030804	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
030904	Voted Do Pass S Financial & Governmental Org.,	

## Veterans' Affairs &amp; Elections Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1114\*\*

SENATE SPONSOR Loudon

3903S.02P

SB 1114 - This act changes the termination date of Section 82.291, RSMo, regarding removal of nuisances from August 28, 2004, to August 28, 2008.

This act is similar to SB 621 (2003).  
SUSAN HENDERSON

012104	S First Read	S140
020904	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S262
021804	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
021804	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
022304	Reported From S Economic Development, Tourism & Local Government Committee to Floor - Consent	S357
031704	S Third Read and Passed - Consent	S673
031704	H First Read	H729
032904	H Second Read	H746
040104	Referred H Local Government Committee	H907
042204	Hearing Conducted H Local Government Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1115\*\*

SENATE SPONSOR Loudon

4140S.01I

Establishes new registration procedures for street rods and custom vehicles

020404 Second Read and Referred S Transportation Committee S233

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\*\*SB 1116\*\*

SCS SB 1116

SENATE SPONSOR Stoll

4079S.03P

SCS/SB 1116 - This act amends Section 407.1104, RSMo, (telemarketing no-call list) by adding persons who use wireless cell phones.

## HENRY HERSCHEL

011204	S First Read	S140
020404	Second Read and Referred S Commerce & the Environment Committee	S233
021704	Hearing Conducted S Commerce & the Environment Committee	
022404	SCS Voted Do Pass S Commerce & the Environment Committee (4079S.03C)	
031804	Reported From S Commerce & the Environment Committee to Floor w/SCS	S705
040804	Bill Placed on Informal Calendar	S908
040804	SA 1 to SCS S offered & adopted (Steelman)	S910
040804	SCS, as amended, S adopted	S911
040804	Perfected	S911
041304	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S918
041404	S Third Read and Passed	S930
041404	H First Read	S1100
041504	H Second Read	H1108
041504	Referred H Communications, Energy & Technology Committee	H1118

EFFECTIVE : August 28, 2004

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\*\*SB 1117\*\*

SENATE SPONSOR Stoll

3984L.01I

SB 1117 - This act authorizes a surcharge of up to \$10 be assessed in each court proceeding filed in the 23rd judicial circuit (Jefferson County) in all civil and criminal cases, including violations of county or municipal ordinances any violations of traffic laws. The county shall use the funds generated by the surcharge for costs associated with the operation of judicial facilities of the 23rd judicial circuit.  
JIM ERTLE

012104	S First Read	S140
020404	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S233
030204	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
042004	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	

EFFECTIVE : August 28, 2004

\*\*SB 1118\*\*

SENATE SPONSOR Cauthorn

4000S.01I

Exempts natural gas used by eligible new generation  
cooperatives from certain tax

021204 Hearing Conducted S Agriculture, Conservation, Parks  
and Natural Resources Committee

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\*\*SB 1119\*\*

SENATE SPONSOR Cauthorn

3264S.01I

Protects the conscience rights of pharmaceutical  
professionals

031704 Hearing Conducted S Aging, Families, Mental and  
Public Health Committee

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\*\*SB 1120\*\*

SENATE SPONSOR Cauthorn

3432S.02I

Creates water termination agreements for water and sewer  
companies

030904 Hearing Conducted S Commerce & the Environment  
Committee

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\*\*SB 1121\*\*

SENATE SPONSOR Cauthorn

4157S.01I

Amends law regarding how certain counties establish speed  
limits within their jurisdiction

021804 Hearing Conducted S Economic Development, Tourism &  
Local Government Committee

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\*\*SB 1122\*\*

SS SS SCS SB 1122

SENATE SPONSOR Shields

4017S.09P

SS/SS/SCS/SB 1122 - This act modifies provisions relating to the practice of dentistry and the powers of the dental board.

The Dental Board is authorized to issue and enforce subpoenas, including subpoenas duces tecum. Board investigators are authorized to inspect any person or entity licensed or permitted by the board, including all facilities and equipment related to the delivery of dental care or the making of dental prostheses. The investigators may also inspect clinical and administrative records related to the dental care of patients. The definition of the "practice of dentistry" is modified to include persons who interfere with the dentist's independent professional judgement as well as persons who review patient data in order to make judgements or decisions about the quality of dental care rendered to a patient.

The act provides that nothing shall make it unlawful for dental hygiene students and persons practicing dentistry in county health departments, certain federally qualified health centers or migrant, community or health care for the homeless health centers to provide appropriate services without a license or registration.

Certain not-for-profit corporations may provide dental services if such corporation employs personnel licensed in this state and serves certain low-income populations. The act lists organizations and corporations which are exempted from the income restrictions. The corporation shall not interfere with a licensed dentist's professional judgement and must apply for a permit from the Dental Board to employ licensed dental personnel to render dental services. No fee shall be charged for the issuance or renewal of a permit. The permitted corporation shall be subject to discipline in the same manner as any other licensee of the board. Federally qualified health centers (FQHC) are exempted from the requirement to obtain a permit. Instead, the FQHC must register with the board. The registration is not subject to discipline, but licensees of the board are subject to discipline for actions taken while working at the FQHC. No fee may be charged for the registration.

The act authorizes the board to seek injunctive relief against a corporation or other entity and creates a new basis for seeking injunctive relief relating to interference by a person or entity with the professional judgement of a licensed dentist.

The act makes it cause for discipline of a physical therapist's license to practice independent of the prescription and direction of a physician, dentist or podiatrist licensed and practicing in another state.

JIM ERTLE



012904	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S196
020404	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
020504	SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (4017S.03C)	
022404	Reported From S Aging, Families, Mental & Public Health Committee to Floor w/SCS	S368
030204	SS for SCS S offered (Shields) (4017S.07F)	S513
030204	SA 1 to SS for SCS S offered & withdrawn (Jacob)	S513
030204	SA 2 to SS for SCS S offered & defeated (Jacob)	S513-514
030204	SA 3 to SS for SCS S offered & adopted (Shields)	S514
030204	SA 4 to SS for SCS S offered & adopted (Kennedy)	S514
030204	Bill Placed on Informal Calendar	S514
031704	SS for SS for SCS S offered (Shields) (4017S.09F)	S677-678
031704	SA 1 to SS for SS for SCS S offered & adopted (Dougherty)	S678
031704	SA 2 to SS for SS for SCS S offered & adopted (Quick)	S678
031704	SA 3 to SS for SS for SCS S offered (Quick)	S678
031704	SSA 1 for SA 3 to SS for SS for SCS S offered & adopted (Shields)	S678
031704	SA 4 to SS for SS for SCS S offered & adopted (Quick)	S678
031704	SS for SS for SCS, as amended, S adopted	S678
031704	Perfected	S678-679
031804	Reported Truly Perfected S Rules Committee	S707
033004	S Third Read and Passed	S732
033004	H First Read	H820-821
033104	H Second Read	H830
040104	Referred H Professional Registration & Licensing Committee	H907
041304	Hearing Conducted H Professional Registration & Licensing Committee	
042004	HCS Voted Do Pass H Professional Registration & Licensing Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1123\*\*

SENATE SPONSOR Gibbons

HOUSE HANDLER Portwood

3576S.02T

SB 1123 - This act requires the Division of Medical Services to annually recalculate the Medicaid nursing home reimbursement amount. Medicaid rates shall be recalculated for all Missouri facilities over three state fiscal years in three separate payments beginning July 1, 2004. The Department shall recalculate the class ceilings for patient care (120% of the median), ancillary (120% of the median), and administration (110% of the median), with each facility receiving one-third of the unpaid amount.

For July 1, 2004, the Department, using the adjusted costs in the Medicaid cost report for the fiscal year ending in 2001, shall redetermine the allowable per patient day costs for each facility. Each facility shall receive a rate increase of 1/3 the amount that is underpaid. For July 1, 2005, the Department shall perform the same calculations, but shall use the adjusted costs for the fiscal year ending in 2002. For July 1, 2006, the Department shall perform the same calculations using the adjusted costs for the fiscal year ending in 2003. For July 1, 2007, each facility shall receive a full recalculation based upon its 2004 Medicaid cost report of adjusted costs.

This act shall take effect on July 1, 2004.  
LORIE TOWE

012104	S First Read	S141
020204	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S207
020404	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
021104	Voted Do Pass S Aging, Families, Mental & Public Health Committee	
021204	Reported From S Aging, Families, Mental & Public Health Committee to Floor	S288
021804	Bill Placed on Informal Calendar	S337
030304	Perfected	S529
030404	Reported Truly Perfected S Rules Committee	S538
030404	Referred S Governmental Accountability & Fiscal Oversight Committee	S540
030804	Hearing Conducted s Governmental Accountability and Fiscal Oversight Committee	
030804	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
030804	Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor	S554
030904	Bill Placed on Informal Calendar	S567
031804	S Third Read and Passed - EC adopted	S703-704
031804	H First Read (w/EC)	H759
032904	H Second Read	H771
040104	Referred H Senior Security Committee	H907
040604	Hearing Cancelled H Senior Security Committee	
041304	Hearing Conducted H Senior Security Committee	
041504	Voted Do Pass H Senior Security Committee	
041504	Reported Do Pass H Senior Security Committee	H1117
041504	Referred H Budget Committee-Fiscal Review	H1118
042004	Hearing Conducted H Budget Committee	
042004	Voted Do Pass H Budget Committee-Fiscal Review	
042004	Reported Do Pass H Budget Committee-Fiscal Review	H1143
042004	HA 1 H offered & Ruled out of order (Meadows)	H1146
042004	HA 2 H offered & defeated (Spreng)	H1146-1147
042004	HA 3 H offered & Ruled out of order (Graham)	H1147-1148

042004 HA 4 H offered & Ruled out of order (Willoughby)	H1148
042004 H Third Read and Passed - EC adopted	H1148-1149
042004 Truly Agreed to and Finally Passed (w/EC)	H1149

EFFECTIVE : August 28, 2004

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\*\*SB 1124\*\*

SCS SB 1124

SENATE SPONSOR Goode

4103S.03C

SCS/SB 1124 - This act allows electrical companies to recover all reasonable and prudent costs incurred for fuel delivery and variable cost components of purchased electrical energy through energy cost adjustment schedules. Companies can pursue this option either through filing a proposed schedule with the Public Service Commission (PSC) as part of a general rate proceeding or in cases where the PSC has explicitly permitted the option in another contested proceeding.

Under this act, the PSC shall establish and implement a true-up mechanism, which will remedy any over or under-collections from previous adjustment periods through inclusion of such over or under recoveries in subsequent cost adjustments.

The PSC shall allow modification of energy adjustment schedules no more often than every ninety days to reflect varying fuel and purchased energy costs reflected in the permanent base rates filed with the Commission.

Electrical corporations are not allowed under this act to collect energy cost adjustments for a period exceeding three years unless it has been explicitly permitted to do so by the Commission. Once the corporation has begun collecting costs under such an agreement, the corporation shall not discontinue the use of an energy adjustment clause unless it has been explicitly permitted to do so by the Commission.

Nothing in this act allows corporations to avoid any rate freeze, moratorium, or other commitments made in connection with a prior proceeding settlement. And nothing shall be construed as limiting the authority of the PSC to review and consider fuel and purchased energy costs.

The Commission may take into account any reduction in business risk to an electrical corporation resulting from the energy adjustment clause in setting the electrical corporation's allowed return in any rate proceeding.

This act provides the commission with the authority to implement mechanisms designed to provide the electrical corporation with incentives for performance in the acquisition of fuel and purchased power.

The act directs that any corporation adopting an energy adjustment clause conduct its affairs in a reasonable and prudent manner, with its actions being subject to prudence review at least once every thirty-six months. Every corporation operating under an energy adjustment clause shall reconcile its differences between the revenues resulting from such adjustment and the appropriate pretax revenues found by the Commission during that time; such a reconciliation shall occur every twelve months and be subject to review by the commission.

MEGAN CRAIN

012204	S First Read	S145
020404	Second Read and Referred S Commerce & the Environment Committee	S233
021004	Hearing Conducted S Commerce and the Environment Committee	
022404	SCS Voted Do Pass S Commerce and the Environment Committee	(4103S.03C)
031104	Reported From S Commerce and the Environment Committee to Floor w/SCS	S627
040804	Bill Placed on Informal Calendar	S907
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1125\*\*

SENATE SPONSOR Goode

4194S.02I

Adds consumer protection measures for customers dealing  
with utility companies

021704 Hearing Conducted S Commerce and the Environment  
Committee

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\*\*SB 1126\*\*

SENATE SPONSOR Russell

4122S.01I

Revises various provisions of the employment security law

020404 Second Read and Referred S Small Business, Insurance S233  
and Industrial Relations Committee

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\*\*SB 1127\*\*

SENATE SPONSOR Cauthorn

4161S.01I

Enacts the reciprocal nurse licensure compact

030904 Hearing Conducted S Pensions & General Laws Committee

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\*\*SB 1128\*\*

SCS SB 1128

SENATE SPONSOR Cauthorn

4173S.05C

SCS/SB 1128 - This act revises the law relating to concentrated animal feeding operations (CAFO's).

Language has been added to the section dealing with local regulations - if local governments wish to impose more restrictive controls regarding AFO's, they shall seek and receive a recommendation from their respective soil and water conservation district board. The recommendation must be received from the board within one hundred eighty days; the inference is that nothing in such recommendation would prohibit a local government from imposing such restrictions on their own.

SECTION 640.703 - This act modifies Chapters 640 and 644, RSMo, by providing new definitions and expanding existing ones dealing with confined animal feeding operations (CAFO).

SECTION 640.710 - This act authorizes the Clean Water Commission to regulate and promulgate rules for the establishment, permitting, design, construction, operation and management of any Class I CAFO. This act provides the Department of Natural Resources with the opportunity to designate an AFO as a CAFO upon determining that it is a significant contributor of water pollutants to waters of the state. This act lays out considerations that shall be noted by the Department when making such a designation. No such designation shall be made without an on-site inspection of the operation by the Department. Regulatory or local controls concerning the establishment, permitting, design, construction, operation, and management of a CAFO shall be consistent with and no more restrictive than those provided in Sections 640.703 to 640.758 RSMo, unless such controls are recommended and approved by the board of the respective local soil and water conservation district and are based on empirical peer-reviewed scientific and economic data. Such recommendation must be received within one hundred eighty days.

SECTION 640.715 - This act modifies the application process required by the Department for construction of new facilities, new lagoon, or for an increase of the capacity to house or grow

animals at an existing facility. Changes have also been made to the "proof of notification" requirement with regards to public notice and comment.

SECTION 640.725 - This act directs any owner or operator of a class IA facility that utilizes a flush system to employ one or more persons who shall visually inspect gravity outfall lines, recycle pump stations, and recycle force mains appurtenant to its animal manure lagoons for discharges and the structural integrity of any lagoon whose water level is below the emergency spillway.

SECTION 640.730 - This act directs any class IA facility that has an unauthorized discharge to report within, twenty-four hours, to the department and all adjoining property owners of the facility onto whose property the unauthorized discharge flowed within one stream mile.

SECTION 640.745 - This act directs owners and operators of class IA CAFO's to pay a fee to the department, the calculation of such a fee is laid out in the act. The fees collected shall be deposited in the CAFO Indemnity Fund; monies utilized by the fund administrators for lagoon closure activities are also detailed in the act.

SECTION 640.750 - This act directs the Department to conduct quarterly inspections of each class IA CAFO that utilizes a flush system.

SECTION 644.016 - This act expands definition of "discharge" in Section 644.016, RSMo, by excluding instances of accidental or unintentional release of water contaminants, those accidental or unintentional releases to waters of the state where the water contaminants are entirely confined upon lands controlled by a single person, or by two or more persons jointly, or remediated to the extent that does not exceed any of the standards, regulations, or limitations set forth. This act also expands the definitions of "point source" and "water contaminant source" by excluding agricultural storm water discharges and return flows from irrigated agriculture.

MEGAN CRAIN

012204	S First Read	S145
012904	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S196
021204	Hearing Conducted S Agriculture, Conservation, Parks and Natural Resources Committee	
022604	SCS Voted Do Pass S Agriculture, Conservation, Parks and Natural Resources Committee (4173S.05C)	
031104	Reported From S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS	S627
040804	Bill Placed on Informal Calendar	S907
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

\*\*SB 1129\*\*

SENATE SPONSOR Bray

3544S.02I

Prohibits the release of certain consumer identification  
information012904 Second Read and Referred S Financial & Governmental S196  
Organization, Veterans' Affairs & Elections Committee-----  
\*\*SB 1130\*\*

SENATE SPONSOR Scott

HOUSE HANDLER Deeken

4121S.01P

SB 1130 - This act provides that regional planning commissions shall be considered a political subdivision for the purposes of Sections 70.600 to 70.755, RSMo. Employees of regional planning commissions are eligible for membership in the Missouri Local Government Employees' Retirement System once the commission is considered an "employer" pursuant to Section 70.600, RSMo. The act also provides that all monies owed to any retirement system be paid prior to dissolution of the commission.  
RICHARD MOORE

012204	S First Read	S145
020404	Second Read and Referred S Pensions & General Laws Committee	S233
021704	Hearing Conducted S Pensions & General Laws Committee	
022404	Voted Do Pass S Pensions & General Laws Committee	
030104	Reported From S Pensions & General Laws Committee to Floor - Consent	S497
031704	S Third Read and Passed - Consent	S681
031804	H First Read	H759
032904	H Second Read	H771
040104	Referred H Retirement Committee	H907
042204	Hearing Conducted H Retirement Committee	
042204	Voted Do Pass H Retirement Committee-Consent	
042204	Reported Do Pass H Retirement Committee-Consent	H1196
042604	H Consent Calendar	

EFFECTIVE : August 28, 2004

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\*\*SB 1131\*\*

SENATE SPONSOR Steelman

4204S.01I

Changes provisions of law benefitting consumers when  
dealing with utility companies021704 Hearing Conducted S Commerce and the Environment  
Committee

\*\*SB 1132\*\*

SCS SB 1132

SENATE SPONSOR Steelman

3582S.08C

SCS/SB 1132 - Legislation pertaining to predetermination of prudence for infrastructure investments by utilities.

SECTION 386.376 - This act allows the commission to approve programs that would assist low-income residential ratepayers as well as energy efficiency, weatherization, and evaluation components as part of such programs.

Changes made to this section included removing language that would enable only utility companies to offer those programs; as it stands, that option is open to anyone - utility, Public Service Commission (PSC), or consumer. The second change involved removing language that would enable utility companies to include terms for adjusting rates in their proposal to the PSC to ensure no negative financial impact on the company for programs offering assistance.

SECTION 386.390 - This act maintains the twenty-five signature requirement for a rate complaint, however added language clarifies that those signatures shall come from twenty-five residential consumers or five large industrial customers as the term is defined within this section.

This act directs the Commission to decide any overearnings complaints heard within eleven months. A change was made here to remove language that clarified the eleven month time frame from the date all testimony and exhibits are filed with the commission, as it stands, the language directs those complaints to be decided within eleven months period.

This act establishes a refund policy upon a finding that the corporation has overearned - a change from the previous version which qualified that overearning. In cases where the commission has determined that a company has overearned, refunds with interest from the date of the filing of an earnings complaint are due - another change.

SECTION 393.156 - This act allows any electrical corporation proposing to invest more than ten percent of its net utility plant in any new generation plant may file with the PSC an application requesting a predetermination of prudence on the decision to construct. Any and all other projects - contractual, transportation agreements, etc. - can also be submitted to the PSC for such a determination, however it is at the discretion of the PSC whether or not they will consider such proposals - this is a change from the previous draft where the PSC's discretion came in as to whether or not the PSC would make a determination, this language adds to that discretion in that now, the PSC has



the option to consider such proposals. The company may also request, as part of the same application, that the PSC determine ratemaking principles that will be applied to the cost of such infrastructure in future proceedings before the commission. The application may include, at the option of the corporation, a request for a certificate of convenience and necessity under Section 393.170 RSMo.

At the time the application is filed, the corporation shall file all evidence supporting its proposed course of action as well as proposed confidentiality agreements and identify all material for which a need for confidentiality is asserted. If any proposed generation facility is not to be located within the state, the corporation shall also submit evidence that the location of the facility or the contract is in the best interest of Missouri ratepayers.

Under this act, the PSC shall establish guidelines for the submission of the application. The commission shall conduct a hearing and issue an order within one hundred and eighty days after the filing of an application. Under this act, the commission may approve the application as proposed by the corporation, on the basis of conditions required to be accepted by the corporation, or may reject the application. If, after a hearing and consequent order, the PSC determines that the proposed investment is reasonable and prudent, the commission may impose monitoring and reporting conditions on the company responsible. Costs shall be included in the company's rates only in accordance with existing law, except as provided in subsection 6 of the section. Nothing in this act alters the PSC's authority to set the rates or to review the prudence of construction management for the company in question.

The order by the PSC approving, modifying, or rejecting the determination of prudence and addressing ratemaking principles will be applied in any future rate case to the investment and costs of the facility or contract and shall be binding for ratemaking purposes in all future proceedings. Ratemaking principles may include but shall not be limited to, estimated service life, depreciation rate for cost of service purposes, and authorized return on equity.

If the Commission fails to issue an order within one hundred and eighty days, any certificate for convenience and necessity and any ratemaking principles requested by the corporation in the application shall be deemed approved by the Commission and shall be binding for ratemaking purposes in all future proceedings.

Under this act, the corporation shall have two hundred seventy days after the effective date of a prudency order to notify the commission whether it will proceed with the proposed project identified in the application. If the corporation notifies the Commission that it will not proceed with the

proposed project, any ratemaking principles included in the order will be of no further force and effect and there shall be no adverse presumption applied to the corporation in any future proceeding before the Commission.

The corporation shall report to the PSC at the times specified in the order or upon the occurrence of any unusual event which may individually, collectively, materially and adversely affect the project for which a certificate has been issued. At the time of such a report, the corporation or the Commission may consider a modification or termination of the project.

In the event that the Commission, after hearing, determines the continuation of the project is no longer prudent or should be modified, the corporation shall be allowed to recover in rates, the amounts already expensed, incurred, or obligated on such project. These costs will be amortized to expenses over a period of years and in a manner to be determined by the commission at the time the application is initially approved or when the order to modify or terminate the project is issued.

No company shall file more than one application covering more than one project in a twelve month period, excluding circumstances when an application has been denied, dismissed, or approved but not entered into - a company can file a new application for the same or an alternative project at any time. Such limitations can be waived by the PSC if the waiver is found to be in the public interest.

Nothing in this act shall excuse a corporation from complying with its public service obligation to provide safe and adequate service at just and reasonable rates.

MEGAN CRAIN

012204	S First Read	S145
020404	Second Read and Referred S Commerce & the Environment Committee	S233
021004	Hearing Conducted S Commerce and the Environment Committee	
022504	SCS Voted Do Pass S Commerce and Environment Committee (3582S.08C)	
040804	Reported From S Commerce & the Environment Committee to Floor w/SCS	S905
041304	Bill Placed on Informal Calendar	S918
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1133\*\*

SENATE SPONSOR Foster

4059S.01P

SB 1133 - Currently, both teachers and principals are included in the section of the Metropolitan school district's teacher tenure statute which outlines procedures regarding reductions in force. This act removes school principals from the section.

DONALD THALHUBER

012204 S First Read	S145
020404 Second Read and Referred S Education Committee	S233
022404 Hearing Conducted S Education Committee	
030204 Voted Do Pass S Education Committee-Consent	
030804 Reported From S Education Committee to Floor-Consent	S553
031704 S Third Read and Passed - Consent	S687-688
031804 H First Read	H759
032904 H Second Read	H771
040104 Referred H Education Committee	H907

EFFECTIVE : August 28, 2004

\*\*SB 1134\*\*

SENATE SPONSOR Foster

4116S.01I

SB 1134 - This act establishes the Missouri Junior/Senior Cadets Program.

The program will encourage high school juniors and seniors to mentor kindergarten through eighth grade students in their respective school districts for a minimum of six hours per week during the school year. The act sets up eligibility criteria for mentors.

If a mentor successfully provides mentoring services for an average of at least six hours per week during a school year, the mentor shall receive: one hour of class credit which may satisfy graduation requirements; and if the mentor attends college with the stated intention of becoming a teacher, the mentor shall be reimbursed by DESE for the costs of one credit hour per semester for a total of no more than eight semesters.

The act also establishes the "Missouri Junior/Senior Cadets Fund" in the state treasury.

DONALD THALHUBER

012204 S First Read

S145

020904 Second Read and Referred S Education Committee S262  
022404 Hearing Conducted S Education Committee  
030204 Voted Do Pass S Education Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 1135\*\*

SCS SB 1135

SENATE SPONSOR Foster

4060S.01I

SCS/SB 1135 - Current law requires that school districts clearly establish a written policy of discipline. This act requires that each district include a policy which prohibits bullying in that written discipline policy. The act contains a general definition of bullying.

DONALD THALHUBER

012204 S First Read S145  
020404 Second Read and Referred S Education Committee S233  
022404 Hearing Conducted S Education Committee  
030904 SCS Voted Do Pass S Education Committee (4060S.02C)

EFFECTIVE : August 28, 2004  
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\*\*SB 1136\*\*

SENATE SPONSOR Vogel

3848S.02I

Allows the Governor to transfer certain land to other government agencies without a public auction

021104 Hearing Cancelled S Economic Development, Tourism and Local Government Committee

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\*\*SB 1137\*\*

SENATE SPONSOR Vogel

3691S.02I

Makes changes relating to the computation of salary of county officials

021804 Hearing Conducted S Economic Development, Tourism and Local Government Committee

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\*\*SB 1138\*\*

SENATE SPONSOR Bartle

4154S.01I

SB 1138 - This act modifies provisions relating to courts.

JUVENILE COURT (Sections 211.141 and 211.327) - In certain matters referred to the juvenile court, the juvenile officer shall make a risk and needs assessment of the child. The results of the assessment shall be provided to the office of state courts administrator.

MECHANIC'S LIENS (Sections 429.032 to 429.540 and 478.725) - The act provides that liens shall be filed directly with the recorder of deeds instead of the circuit court. Section 429.470 is modified by requiring the judgement creditor to forward a certified copy of the judgement to the secretary of state.

CHILD SUPPORT GUIDELINES (Section 452.340) - The timeframe for review of child support guidelines is increased once every three years to once every four years.

DOMESTIC RELATIONS RESOLUTION FUND (Section 452.554) - Moneys from the fund may be used to provide services to support domestic relations cases.

FOREIGN LANGUAGE INTERPRETERS (Sections 476.800 to 476.820 and 491.300) - The act repeals the current section regarding the fees for interpreters and enacts three new sections on interpreters for non-English speaking persons. Courts are required to appoint qualified interpreters in all legal proceedings in which the non-English speaking person is a party or witness. The person may waive the appointment of an interpreter. Interpreters in civil, juvenile and criminal proceedings shall be allowed a reasonable fee approved by the court, but shall not be compensated for travel time.

BASIC CIVIL LEGAL SERVICES FUND (Section 488.031) - The fee for filings in the probate division shall be \$8.

LAW LIBRARY SURCHARGE (Section 488.429) - The act authorizes any county to use moneys from the law library fund for the county or circuit family services and justice fund or for courtroom renovation and technology enhancement.

DOMESTIC VIOLENCE SHELTER SURCHARGE (Section 488.445) - The act removes the effective date for an ordinance to be effective in order to impose the surcharge.

CRIMINAL CASE FEES (Sections 488.4014 and 488.5320) - The act provides that the county fee and sheriff's fee shall be assessed upon a guilty plea or a finding of guilt.

CRIME VICTIM'S COMPENSATION (Section 595.045) - The act assesses the crime victim's compensation judgement upon a guilty plea or finding of guilt. The judgement is assessed on all misdemeanors, except certain traffic, conservation and wildlife offenses.

JIM ERTL

012204	S First Read	S146
020404	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S233
020904	Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee	
020904	Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee	
021204	Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor	S288
022504	Bill Placed on Informal Calendar	
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1139\*\*

SCS SB 1139

SENATE SPONSOR Mathewson

4170S.04C

SCS/SB 1139 - Current law states that the Adjutant General may assign a third Assistant Adjutant General from the air forces. This act would allow the Adjutant General to assign a third assistant adjutant general from either the air forces or the army forces.

Further, the act expresses that the Assistant Adjutants General shall serve at the pleasure of the Adjutant General.  
DONALD THALHUBER

012204	S First Read	S146
020904	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S262
031504	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
031504	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Aff. & Elect. Committee-Consent (4170S.04C)	
031504	Reported From S Financial & Gov. Organization, Vet. Affairs & Elections Com. to Floor w/SCS - Consent	S643
031504	Removed from S Consent Calendar	

EFFECTIVE : August 28, 2004

\*\*SB 1140\*\*

SENATE SPONSOR Mathewson

4171S.01I

Allows the transfer of Pettis County school funds resulting  
from a resolution of environmental law violations

021704 Hearing Conducted S Education Committee

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\*\*SB 1141\*\*

SCS SB 1141

SENATE SPONSOR Loudon

4165S.03P

SCS/SB 1141 - This act allows the owners of a majority of  
the acreage of a swamp, wet or overflowed land, or other  
similar property that is located in one or more counties or  
any city, town, or village in this state.

In levee districts with an assessed valuation of real  
property of \$25 million and which are located in St. Louis  
County, the board of supervisors of the district is authorized  
to construct waterlines and other works deemed necessary.

This act allows the board of supervisors of any levee  
district to adopt alternative procedures by order, resolution,  
or ordinance, with respect to installment taxes and voting  
rights. Currently, this power is only reserved for districts  
with property of a certain assessed valuation and in a county  
with a specified minimum population.

The act updates certain sections to be consistent with  
commonly used statutory language.

SUSAN HENDERSON

012204 S First Read	S146
020504 Second Read and Referred S Pensions & General Laws Committee	S244
021704 Hearing Conducted S Pensions & General Laws Committee	
030204 SCS Voted Do Pass S Pensions & General Laws Committee	(4165S.03C)
030404 Reported From S Pensions & General Laws Committee to Floor w/SCS	S536
031704 SA 1 offered & adopted (Gross)	S669
031704 SCS, as amended, S adopted	S669
031704 Perfected	S670
031704 Reported Truly Perfected S Rules Committee	S691
031804 S Third Read and Passed	S697
031804 H First Read	H759
032904 H Second Read	H771

040104 Referred H Job Creation & Economic Development H907  
Committee  
041404 Hearing Conducted H Job Creation and Economic  
Development Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1142\*\*

SCS SB 1142

SENATE SPONSOR Dolan

3966S.03C

SCS/SB 1142 - This act establishes the "Disposition of Fetal Remains Act" and allows the state registrar to issue a "Certificate of Birth Resulting in Stillbirth" for stillborn children.

SECTION 193.255 - The state registrar shall issue a "Certificate of Birth Resulting in Stillbirth" to any applicant having a direct and tangible interest in the record. The information shall be based on information available from the spontaneous fetal death report filed pursuant to Section 193.165, RSMo. The certificate shall include the statement "This is not proof of a live birth". Individuals may file an application for a certificate for any birth that resulted in stillbirth prior to August 28, 2004.

SECTION 194.378 - The mother has a right to determine the final disposition of the fetal remains, regardless of the duration of a pregnancy. The mother may choose any means of final disposition authorized by law or by the Department.

SECTION 194.381 - Final disposition of fetal remains may be by cremation, burial, incineration in an approved medical waste incinerator, or other means authorized by the Director of the Department of Health and Senior Services. The final disposition of fetal remains does not require a religious service or ceremony.

SECTION 194.384 - Hospitals and other health care facilities must adopt written standards regarding the final disposition of fetal remains.

SECTION 194.387 - Within twenty-four hours of a miscarriage, hospitals and other health care facilities must notify the mother in writing of her right to determine the final disposition of the fetal remains. Hospitals and other health care facilities must make counseling available to the mother concerning the death of the fetus.

SECTION 194.390 - The "Disposition of Fetal Remains Act" does not prohibit a woman's ability to obtain a legal abortion.



Portions of this act are identical to SCS/SB 799 (2004).  
LORIE TOWE

012204	S First Read	S149
020904	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S262
022504	Hearing Conducted S Aging, Families, Mental and Public Health Committee	
030304	SCS Voted Do Pass S Aging, Families, Mental and Public Health Committee (3966S.03C) - Consent	
030804	Reported From S Aging, Families, Mental & Public Health Committee to Floor w/SCS - Consent	S554
031104	Removed from S Consent Calendar	S624

EFFECTIVE : August 28, 2004

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\*\*SB 1143\*\*

SENATE SPONSOR Dolan

2836S.01I

Creates crimes relating to motor vehicles

021004 Hearing Conducted S Transportation Committee

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\*\*SB 1144\*\*

HCS SCS SBs 1144, 919, & 874

SENATE SPONSOR Dolan

HOUSE HANDLER Schlottach

4205L.05C

HCS/SCS/SBs 1144, 919 & 874 - This act revises the procedures relating to disabled license plates and placards and the use of designated disabled parking spaces.

Under this act, fraudulent procurement or use of a disabled license plate is a Class B misdemeanor. Under current law, it is a Class C misdemeanor.

Physicians or health care practitioners will be guilty of a Class B misdemeanor if they issue, sign, or furnish a physician's statement or certificate to enable a person to obtain disabled license plates or windshield placards for any person who does not meet established conditions required by law or if there is no basis for a diagnosis, or state a condition or diagnosis which is outside the scope of the provider's license. Under current law it is a Class C misdemeanor for a health care practitioner to certify an individual for a disabled plate or placard if the diagnosis is outside the practitioner's scope (Section 301.141).

This act allows other health care practitioners

(chiropractors, podiatrists, and optometrists) to certify individuals for disabled license plates and placards (Section 301.142).

Under this act, age, in and of itself, shall not be a factor in determining whether a person is entitled to a disabled license plate (Section 301.142.1(f)).

This act provides that other authorized health care practitioners may furnish disabled persons a statement for only those health care conditions for which the practitioner is authorized to treat. The act establishes record maintenance requirements for physicians and health care practitioners who issue physician statements. Such records shall be available to inspection to the practitioner's licensing board, the Department of Revenue and appropriate law enforcement officers. Such records shall be confidential unless required to be disclosed by law.

Under this act, a physician's statement shall:

1. Be on a form prescribed by the Director of Revenue;
2. Set forth the specific diagnosis which renders the person physically disabled;
3. Include the physician's license number; and
4. Be signed by the physician or health care practitioner (Section 301.142.3).

No more than two removable windshield handicap placards may be issued by the Director of the Department of Revenue to any one person. Placards shall be renewable only by the person to which the placard was originally issued. The placard shall only be used when the person is in the motor vehicle at the time of parking or when the person is being delivered.

The Director also will be required to issue a registration certificate identifying the name, address, and other identifying information as prescribed by the Director. The Director shall furnish the applicant with a notice which sets forth that plates or placards are non-transferable, what the restrictions of use are, and the penalties for violating this act. The validated registration receipt given to the applicant shall serve as the registration certificate.

Every new applicant for a disabled plate or placard shall be required to present a new physician's statement dated no more than 90 days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than 90 days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than 90 days prior to such application

shall be required every 4th year.

Under this act, a personal representative of a decedent who comes into possession of disabled plates shall return the plates to the director of revenue. Failure to do so is a Class A misdemeanor.

Under this act, the fee for a replacement windshield placard is increased from \$2 to \$4.

Under this act, a person who cannot produce the certificate which authorizes him or her to park in a disabled parking space shall be guilty of an Class A misdemeanor. If a person can later produce a valid certificate in court, the person shall not be found guilty. Under this act, a placard shall only be used when the vehicle is parked in a disabled parking space (Section 304.601).

FALSE STATEMENTS TO THE DEPARTMENT OF REVENUE - This act makes it a Class A misdemeanor to make false unsworn statements or affidavits to the Department of Revenue (302.230).

FRAUD UPON THE DEPARTMENT OF REVENUE IN LICENSING PROCESS - This act provides that any person who commits fraud or deception during the licensing examination process or otherwise commits a fraud in the application for a license shall be guilty of Class A misdemeanor. The act also provides that any person who is found guilty of violating this section shall not be licensed to operate a motor vehicle for one year after such conviction. This provision has an emergency clause.

DRIVER'S LICENSE PHOTO EXEMPTION - This act requires applicants for driver's licenses to have their photograph taken unless the applicant qualifies for a religious exemption. No photograph or digital image shall be taken of a person wearing anything that cloaks the facial features of the person. An applicant may receive a driver's license or nondriver's license without a photograph if the applicant's photograph is taken and maintained on file with the Department of Revenue. In order to qualify for the exemption, the applicant must submit a form verifying that the exemption is required as part of their religious affiliation. The applicant must also submit proof that he or she has been a U.S. citizen for a minimum of five years and resident of Missouri for at least one year, except that an applicant possessing a valid driver's license from another state without a photograph shall be exempt from the one year residency requirement. The application for a driver's license without a photograph shall be made at license offices prescribed by the director. The Department of Revenue shall allow an applicant to have their photograph taken by a photographer who is of the same sex of the applicant in a segregated location.

This act is substantially similar to SS/SCS/HB 598 and SB 343 (2003).

The disabled license plate provisions have an effective date of January 1, 2005.

STEPHEN WITTE

012204	S First Read	S149
012604	Second Read and Referred S Transportation Committee	S159
012704	Hearing Conducted S Transportation Committee	
012904	SCS Voted Do Pass w/SCS/SBs 1144, 919, & 874 S Transportation Committee (4205S.03C)	
012904	Reported From S Transportation Comm. to Floor w/SCS	S191
021104	SCS S adopted	S280
021104	Perfected	S280
021204	Reported Truly Perfected S Rules Committee	S289
021704	S Third Read and Passed	S324-325
021704	H First Read	H351
021804	H Second Read	H358
021904	Referred H Transportation & Motor Vehicle Committee	H370
022504	Hearing Conducted H Transportation & Motor Vehicle Committee	
030304	HCS Voted Do Pass H Transportation & Motor Vehicle Committee	
041504	HCS Reported Do Pass H Transportation & Motor Vehicle Committee	H1117
042604	H Calendar S Bills for Third Reading w/HCS	

EFFECTIVE :           Varies

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\*\*SB 1145\*\*

SENATE SPONSOR   Kennedy

4244S.01I

Allows various jurisdictions to adopt ordinances to install  
automatic traffic control enforcement systems

021004 Hearing Conducted S Transportation Committee

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\*\*SB 1146\*\*

SENATE SPONSOR   Dougherty

4209S.01I

Regulates the use of traffic-control devices known as  
"Traffic Signal Preemption Systems"

021004 Hearing Conducted S Transportation Committee

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\*\*SB 1147\*\*

SENATE SPONSOR Dougherty

4211S.01I

Creates the crime of escape from commitment for sexually  
violent predators

030204 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 1148\*\*

SENATE SPONSOR Dougherty

2885S.04I

Creates the Children's Environmental Health and Protection  
Advisory Council

020404 Second Read and Referred S Aging, Families, Mental & S233  
Public Health Committee

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\*\*SB 1149\*\*

SENATE SPONSOR Dougherty

4222L.01I

Ensures that individuals placed on the Child Abuse and  
Neglect Registry receive sufficient due process

020504 Second Read and Referred S Judiciary and Civil & S244  
Criminal Jurisprudence Committee

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\*\*SB 1150\*\*

SENATE SPONSOR Goode

4182S.01I

Modifies various tax provisions

020404 Second Read and Referred S Ways & Means Committee S233

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\*\*SB 1151\*\*

SENATE SPONSOR Steelman

3727S.01I

Requires health carriers to provide coverage for mental  
health conditions in same manner as physical conditions

031004 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee

\*\*SB 1152\*\*

SCS SB 1152

SENATE SPONSOR Steelman

4253S.04C

SCS/SB 1152 - The changes made to the substitute involved exempting first class or charter counties from the provisions in the act, and clarifying that in the case that petitions filed and heard before the county commission are ruled against, no further action can be taken on the proposed district before the commission or in front of the circuit court.

SECTION 204.600 - This act allows any sewer organized and existing under current law to convert to a reorganized common sewer district.

SECTION 204.602 - This act details the procedural guidelines for the formation of a new reorganized common sewer district and directs that any such petition be accompanied by a deposit as well as at least fifty signatures from voters and/or property owners living within the proposed district. Public notice of such a petition shall be given in some newspaper of general circulation in the county which the proceedings are being held and the date of those proceedings. The notice shall then signed by the clerk of the circuit court and published in three successive issues of a weekly newspaper once a week for three consecutive weeks.

Exceptions to the proposed district can be made by any voter or property owner living within the proposed district, provided those exceptions are filed no less than five days prior to the petition's hearing date. Procedural guidelines for exceptions are also laid out in the act.

The court has authority to find in favor of the formation or against, if the decision is positive, the court shall then appoint five voters from the district to constitute the first board of trustees for the district. The decree of incorporation shall not become final until it has been submitted to the voters living within the proposed district, decided by a majority of those voters, and ultimately declared incorporated by the court.

Once a reorganized sewer district has been incorporated, the boundaries of such district can be extended from time to time provided the initiative to do so has come from the board of trustees and/or the voters living within the district. Procedural guidelines are laid out in this act for such an extension.

The board of trustees may petition the court to allow the district to engage in the construction, maintenance and operation of water supply and distribution facilities.

SECTION 204.604 - This act details the procedural guidelines for the conversion of an existing sewer district into a new reorganized common sewer district, as well as public notice requirements and exceptions to the proposed conversion.

SECTION 204.606 - This act clarifies that any conversion shall not affect the bonded indebtedness or security interest of any creditor of any existing common sewer district, and that all covenants and obligations shall remain in full force and effect.

SECTION 204.608 - This act states that after a decree of incorporation has been issued, the reorganized common sewer district is considered in law and equity to be a body corporate subject to all the advantages and disadvantages included therein. A reorganized common sewer district, under this act, shall have exclusive jurisdiction and authority to provide wastewater collection and treatment services within the boundaries of the district.

SECTION 204.610 - This act details the powers, compensation, terms, and membership of the board of trustees.

SECTION 204.612 - The board shall have no power to levy or collect taxes in order to pay general obligation bonds.

SECTION 204.614 - This act details the issuance of general obligation bonds from the reorganized common sewer district.

SECTION 204.616 - The board of trustees shall have the power to pass all necessary rules for the reorganized common sewer district. Such rules and regulations shall be enforceable by civil or administrative actions.

SECTION 204.618 - The power of the board to contract and/or enter into agreements is detailed in the act. Under this act, the board has the authority to declare the violation of its rules to be a misdemeanor punishable by fines or other civil remedies available in law. Other powers of the board are laid out here - creating procedural remedies for persons affected by the permitting process, provide for the operation of the district's treatment facilities and pretreatment programs.

SECTION 204.620 - The powers of the board with regard to purchasing, leasing or renting property as well as the power to enter private land for surveying purposes are detailed here.

SECTION 204.622 - The board shall have the authority to enter into contracts for the districts, for both construction projects as well as professional services.

SECTION 204.624 - This act lays out the sources of payments for obligations entered into by the board with regard to acquiring, constructing, improving, or extending a sewer system.

SECTION 204.626 - This act details the issuance of revenue bonds for the reorganized common sewer district.

SECTION 204.628 - This act details the collection of fees and charges by the reorganized common sewer districts.

SECTION 204.630 - It shall be the mandatory duty of any reorganized common sewer district to collect sufficient revenues in order to maintain the operation of the district. The rates of the district shall be revised from time to time to meet the requirements set forth in the act.

SECTION 204.632 - Net revenue for the reorganized common sewer district is detailed here.

SECTION 204.634 - The board has authority to establish various accounts by resolution.

SECTION 204.636 - The board has the authority to refund bonds.

SECTION 204.638 - The board may apply for and accept grants, funds, materials or labor from the state and/or federal government for the construction of a sewerage system.

SECTION 204.640 - The responsibility to render all services necessary to carry out the provisions of the act lies with local government officials.

SECTION 204.650 - Definitions

SECTION 204.652 - Any reorganized common sewer district or metropolitan sewer district organized pursuant to chapter 204 or 249 RSMo, may make improvements which confer benefits upon property within a sanitary sewer improvement area. The boards of such districts may incur indebtedness and issue temporary notes to pay for a portion or the entirety of such improvement projects.

SECTION 204.654 - Procedural guidelines for establishing a sanitary sewer improvement area are detailed in this act.

SECTION 204.656 - The apportionment of assessments is dealt with in this act.

SECTION 204.658 - The assessment process is detailed.

SECTION 204.660 - The hearings needed before such improvement projects are entered into are dealt with as well as the process which bears the final assessments for said projects.

SECTION 204.662 - There is a limitation on suits made to set



aside assessments.

SECTION 204.664 - The process for correcting assessments is dealt with in this act.

SECTION 204.666 - Assessments authorized pursuant to this act shall constitute a lien against such property until paid in full.

SECTION 204.668 - Temporary notes and bonds may be issued by the trustees of the district to pay the costs of such improvement.

SECTION 204.670 - Separate funds or accounts shall be created by the district for each improvement project.

SECTION 207.672 - Any sewer district may enter into a cooperative agreement with a city or county for the purposes of constructing sanitary sewer system improvements.

SECTION 204.674 - Adds language that explicitly excludes section 204.472 RSMo, from the provisions in this act.

MEGAN CRAIN

012604	S First Read	S156
020504	Second Read and Referred S Commerce & the Environment Committee	S244
022404	Hearing Conducted S Commerce and the Environment Committee-Consent	
031504	SCS Voted Do Pass S Commerce and the Environment Committee-Consent (4253S.04C)	
031504	Reported From S Commerce & the Environment Committee to Floor w/SCS - Consent	S635
031804	Removed S Consent Calendar	S706

EFFECTIVE : August 28, 2004

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\*\*SB 1153\*\*

SENATE SPONSOR Cauthorn

4256S.01I

SB 1153 - This act clarifies that statutory restrictions regarding the pursuing, taking, killing or disposition of wildlife shall not preclude a person from hand fishing for catfish or carp during the months of June and July.

MEGAN CRAIN

012604	S First Read	S156
020504	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S244

021904 Hearing Conducted S Agriculture, Conservation, Parks  
and Natural Resources Committee  
030404 Voted Do Pass S Agriculture, Conservation, Parks and  
and Natural Resources Committee  
041504 Reported From S Agriculture, Conservation, Parks & S956  
Natural Resources Committee to Floor  
042604 005 S Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004

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\*\*SB 1154\*\*

SENATE SPONSOR Cauthorn

4172S.01I

Authorizes dentists and dental hygienists to delegate  
certain duties to dental assistants

020504 Second Read and Referred S Financial & Governmental S244  
Organization, Veterans' Affairs & Elections Committee

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\*\*SB 1155\*\*

SCS SB 1155

SENATE SPONSOR Cauthorn

4001S.02P

SCS/SB 1155 - This act adds the definitions of "development  
facility" and "eligible new generation processing entity" to  
Section 99.1000, RSMo, and includes eligible new generation  
processing entities to the definition of "development project".

This act also modifies Section 99.1018, RSMo; allowing the  
Missouri agricultural and small business development authority to  
charge as development costs the reasonable costs incurred in  
administering and/or implementing the development plan for any  
development project. This allowance replaces that which is  
enjoyed by the Missouri Finance Board.

MEGAN CRAIN

012604 S First Read S156  
020404 Second Read and Referred S Commerce & the Environment S233  
Committee  
030904 Hearing Conducted S Commerce and the Environment  
Committee-Consent  
030904 SCS Voted Do Pass S Commerce and the Environment  
Committee-Consent  
031504 Reported From S Commerce & the Environment S635  
Committee to Floor w/SCS - Consent  
033004 SCS S adopted S735-736  
033004 S Third Read and Passed - Consent S736  
033104 H First Read H889

040104 H Second Read H904  
040104 Referred H Job Creation and Economic Development H907  
Committee  
040704 Hearing Scheduled But Not Heard H Job Creation &  
Economic Development Committee  
041404 Hearing Conducted H Job Creation and Economic  
Development Committee  
042104 Voted Do Pass H Job Creation & Economic Development  
Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1156\*\*

SENATE SPONSOR Caskey

4258S.01I

Allows licensed professional counselors to diagnose

031704 Hearing Conducted S Aging, Families, Mental & Public  
Health Committee

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\*\*SB 1157\*\*

SENATE SPONSOR Scott

4134S.02I

Changes the name of residential care facilities to assisted  
living facilities

022404 Hearing Conducted S Pensions & General Laws Committee

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\*\*SB 1158\*\*

SENATE SPONSOR Bray

3902S.01I

Creates the "Women's Right To Know Act"

033104 Hearing Conducted S Aging, Families, Mental and  
Public Health Committee

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\*\*SB 1159\*\*

SENATE SPONSOR Foster

4142S.01I

SB 1159 - This act establishes the "Coordinating Board for  
Early Childhood" within the Children's Services Commission. The  
Coordinating Board will be a corporate body and will consist of

nineteen representatives, including representation from the various departments, the governor's office, the family and community trust board, and the head start program. The Coordinating Board shall elect a chairperson and may promulgate any other rules it deems necessary. Members of the Coordinating Board will serve without compensation, but may be reimbursed for any expenses incurred.

Among other things, the Coordinating Board shall have the power to:

- develop a comprehensive statewide plan for the early childhood system;
- confer with public and private entities;
- promote coordination of existing services from public and private entities;
- identify service gaps and offer advice on how to close such gaps;
- evaluate programs on an ongoing basis;
- administer the "Coordinating Board of Early Childhood Fund" and invest any portion of the moneys;
- assess and charge fees; and
- sue and be sued.

This act also creates the Coordinating Board for Early Childhood Fund. Moneys deposited in the fund shall include appropriations from the General Assembly, grants, fees, or interest on deposits.

This act is identical to HB 1190 (2004).  
LORIE TOWE

012604	S First Read	S157
020404	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S233
022504	Hearing Conducted S Aging, Families, Mental and Public Health Committee	
031104	Voted Do Pass S Aging, Families, Mental and Public Health Committee	
031804	Reported From S Aging, Families, Mental & Public Health Committee to Floor	S706
040804	Bill Placed on Informal Calendar	S908
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1160\*\*

HCS SCS SB 1160

SENATE SPONSOR Shields

HOUSE HANDLER Johnson (47)

3666L.06C

HCS/SCS/SB 1160 - This act establishes the Prescription Drug Repository Program within the Department of Health and Senior

Services by January 1, 2005. The program shall accept and dispense donated prescription drugs to eligible Missouri residents. Only sealed and unopened prescription drugs will be accepted.

Any person or entity may donate prescription drugs at any pharmacy, hospital, or non-profit clinic that elects to participate in the program. These participating pharmacies, hospitals, and non-profit clinics shall dispense the donated prescription drugs to eligible Missouri residents in compliance with federal and state drug laws. Persons receiving the donated prescription drugs may be charged a handling fee, which shall not exceed two hundred percent of the Medicaid dispensing fee.

The donated prescription drugs must not be resold and any individual who knowingly resells a donated prescription drug will be guilty of a Class D felony. A person or entity shall not be immune from liability under this program when the prescription drug is defective or does not comply with the dispensing requirements.

The Director of the Department of Health and Senior Services, in consultation with the State Board of Pharmacy, must promulgate rules to implement this program.

A new Section 1 provides that, in accordance with the regulations promulgated by the Department of Social Services, residential care facilities I and II and skilled nursing facilities must return any unused prescription drugs issued to a Medicaid resident to the dispensing pharmacy.

This act is similar to HB 898 (2004).  
LORIE TOWE

012604	S First Read	S157
020404	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S233
021804	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
021904	SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (3666S.03C)	
022604	Reported From S Aging, Families, Mental & Public Health Committee to Floor w/SCS	S387
030304	SA 1 to SCS S offered & adopted (Shields)	S528
030304	SA 2 to SCS S offered & adopted (Gibbons)	S528-529
030304	SCS, as amended, S adopted	S529
030304	Perfected	S529
030404	Reported Truly Perfected S Rules Committee	S538
031004	S Third Read and Passed	S584-585
031004	H First Read	H603
031104	H Second Read	H613
040104	Referred H Senior Security Committee	H907

040604 Hearing Cancelled H Senior Security Committee  
 041304 Hearing Conducted H Senior Security Committee  
 041504 HCS Voted Do Pass H Senior Security Committee  
 041504 HCS Reported Do Pass H Senior Security Committee H1117  
 042604 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE : August 28, 2004

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 \*\*SB 1161\*\*

SENATE SPONSOR Jacob

4162S.01I

Modifies provisions of certain regional development  
 districts

021804 Hearing Conducted S Economic Development, Tourism and  
 Local Government Committee

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 \*\*SB 1162\*\*

SENATE SPONSOR Jacob

4163S.01P

SB 1162 - This act allows flexibility in the type of  
 security that may be accepted in lieu of full completion of  
 required infrastructure improvements in subdivisions prior to the  
 plat being recorded by allowing securities beyond surety bonds  
 (e.g. cash bonds).

JEFF CRAVER

012604 S First Read S157  
 020904 Second Read and Referred S Financial & Governmental S262  
 Organization, Veterans' Affairs & Elections Committee  
 021604 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee-Consent  
 021704 Voted Do Pass S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee-Consent  
 022304 Reported From S Financial & Governmental Org., Vet. S355  
 Affairs & Elections Committee to Floor - Consent  
 030904 S Third Read and Passed - Consent S577-578  
 031004 H First Read H603  
 031104 H Second Read H613  
 031804 Referred H Judiciary Committee H755  
 040704 Hearing Conducted H Judiciary Committee  
 042104 HCS Voted Do Pass H Judiciary Committee-Consent

EFFECTIVE : August 28, 2004

\*\*SB 1163\*\*

SENATE SPONSOR Jacob

4164S.01I

SB 1163 - This act enables any first class county to enact ordinances for the purpose of abating trash, weeds, and derelict items from a piece of property. Current law enables this for only Jefferson County.

JEFF CRAVER

012604	S First Read	S157
020904	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S262
021804	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
030304	Voted Do Pass S Economic Development, Tourism and Local Government Committee	

EFFECTIVE : August 28, 2004

\*\*SB 1164\*\*

SENATE SPONSOR Jacob

4146S.01I

Disallows the deduction for property tax paid to another state on nonresident income tax returns

022404 Hearing Conducted S Ways and Means Committee

\*\*SB 1165\*\*

SENATE SPONSOR Russell

4245S.01P

SB 1165 - This act repeals the Shannon county tourism tax, effective September 1, 2004.

JEFF CRAVER

012704	S First Read	S163
020404	Second Read and Referred S Ways & Means Committee	S233
022404	Hearing Conducted S Ways and Means Committee	
030204	Voted Do Pass S Ways & Means Committee-Consent	
030804	Reported From S Ways & Means Com. to Floor - Consent	S553
031804	S Third Read and Passed - Consent	S698-699
032904	H First Read	H780
033004	H Second Read	H792
040104	Referred H Tax Policy Committee	H907

EFFECTIVE : September 1, 2004

\*\*SB 1166\*\*

SENATE SPONSOR Caskey

4276S.01P

SB 1166 - The act adds Cass County to the provision allowing a county to adopt rules, regulations, or ordinances to impose a civil fine of not more than \$1,000 per violation for certain misdemeanors. The appointed county counselor prosecutes such violations. Fines collected pursuant to this act shall be paid into the county general fund to be used to pay for the cost of enforcement of such offenses.

SUSAN HENDERSON

012704	S First Read	S163-164
020404	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S233
020904	Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee	
022404	Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee-Consent	
030104	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor - Consent	S497
030404	Removed From S Consent Calendar	S536
031804	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor	S706
040804	Bill Placed on Informal Calendar	S908
040804	Perfected	S911
041304	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S918
041404	S Third Read and Passed	S930
041404	H First Read	H1100
041504	H Second Read	H1108
042204	Referred H Local Government Committee	H1200

EFFECTIVE : August 28, 2004

\*\*SB 1167\*\*

SENATE SPONSOR Caskey

4288S.01I

Limits bifurcated trials to Class A and B felonies

021604 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

\*\*SB 1168\*\*

SENATE SPONSOR Jacob

4108S.01I

Modifies the Missouri Family Trust

020904 Second Read and Referred S Aging, Families, Mental & Public Health Committee S262





\*\*SB 1169\*\*

SENATE SPONSOR Jacob

4124S.02I

Individuals may not waive any age discrimination right under Chapter 213 unless waiver given is knowing and voluntary

020904 Second Read and Referred S Judiciary and Civil & S262  
Criminal Jurisprudence Committee

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\*\*SB 1170\*\*

SENATE SPONSOR Shields

2587S.03I

SB 1170 - This act requires participation in, and completion of, a community-based substance abuse treatment program, by those who are found guilty of drug regulations or offenses relating to the possession and use of drugs and alcohol. This act requires people convicted of nonviolent offenses who are diagnosed with a serious mental illness that appears to have been a contributing factor to the crime to undergo community based treatment as well. The act states the procedure to be used for the assessments and services provided to such defendants.

This act does not apply to convicted felons, persistent offenders, defendants who failed two prior courses of substance abuse treatment and remain unamenable to such treatment, and defendants who refuse treatment.

This act allows the court to increase the requirements of community based treatment if the defendant violates his/her probation.

This act allows any inmate to be considered for early release under parole in order to participate in a community based treatment program, if he or she is within one year of projected release by parole, has served a minimum of 120 days of his or her sentence, and is serving a sentence for a drug or alcohol related offense or a nonviolent offense and is diagnosed with a serious mental illness that appears to be a contributing factor to the crime. The act states the procedure to be used for the assessments and services provided to offenders/parolees.

This act does not apply to inmates who refuse treatment, failed in prior courses of substance abuse treatment while on parole and remain unamenable to such treatment, or are serving terms or have past convictions for dangerous felonies.

This act creates the "Rehabilitation Fund", which requires each offender under supervision of the parole board to pay a monthly rehabilitation fee of \$25 or \$300 annually. The fees may be waived temporarily or on a permanent basis for offenders who would suffer financial hardship for the following reasons:

- (1) Temporary or permanent employment disability;
- (2) Temporary unemployment for bonafide and authorized reasons;
- (3) Approved full time enrollment in school or vocational training;
- (4) Detention in a jail or other correctional facility for thirty days or longer;
- (5) Indigence due to hospitalization, nursing home residence, hospice residence, or placement in other liberty restricting environments in which no income earning ability exists.

Money deposited into the fund is appropriated for funding the rehabilitation services required under this act. The Department of Mental may enter into agreements with other governmental or non-governmental entities for the collection of the fees. There shall be an annual report prepared regarding money in the fund.

The Department of Corrections and the Department of Mental Health make the rules and regulations necessary to implement and administer this act.

SUSAN HENDERSON

012704	S First Read	S164
020904	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S262
022404	Hearing Cancelled S Judiciary and Civil and Criminal Jurisprudence Committee	
030204	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
042004	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1171\*\*

SCS SB 1171

SENATE SPONSOR Griesheimer

2440S.08P

SCS/SB 1171 - This act codifies the Office of Homeland Security and the Missouri Security Council in statute, rather than by Executive Order as it currently exists. Further, the Office of Homeland Security and the Missouri Security Council

shall terminate ninety days following the dissolution of the Federal Department of Homeland Security.

The act changes the name of the Joint Committee on Terrorism, Bioterrorism and Homeland Security to the "Joint Committee on Homeland Security". Further, the act requires that the Joint Committee on Homeland Security meet regularly, however, the committee must meet once annually. Current law requires a quarterly meeting of the committee.

The act establishes a joint committee on communications interoperability and efficiency. The membership of the committee shall be composed of five members of the house and five members of the senate. The charge of the committee is to analyze and make recommendations on the following areas:

1. To determine the need and feasibility of a state commission on communications interoperability and efficiency, and to establish the duties and membership of such commission;

2. To analyze how such commission may serve as an oversight body with the power of allocating state and federal communications funds to state entities; and

3. To analyze the feasibility of a single state telecommunications network plan for all public governmental bodies within the state.

Study groups comprised of interested parties may be established to aid in the committee's analysis and recommendations. The committee shall meet at least quarterly, the committee has the option to use legislative personnel to assist in the performance of its duties, and committee members shall serve without compensation.

A full report on the committee's activities is due no later than February 1, 2005 and January 15th each year thereafter and shall include any recommendations which the joint committee may have for legislative action as well as any recommendations for administrative or personnel changes in the internal management or organization of state government. Copies of the report shall be sent to the appropriate directors of state departments and agencies included in the report.

This act contains an emergency clause.

RICHARD MOORE

012704 S First Read	S168
012904 Second Read and Referred S Commerce & the Environment Committee	S196
030204 Hearing Conducted S Commerce & the Environment Committee	

031804 SCS Voted Do Pass S Commerce & the Environment  
Committee (2440S.08C)

031804 Reported From S Commerce & the Environment Committee S705  
to Floor w/SCS

040804 Bill Placed on Informal Calendar S908

041304 SA 1 to SCS S offered & adopted (Childers) S918-920

041304 SA 2 to SCS S offered & Ruled out of order (Yeckel) S920

041304 SCS, as amended, S adopted S920

041304 Perfected S920

041404 Reported Truly Perfected S Rules, Joint Rules,  
Resolutions & Ethics Committee S930

041904 S Third Read and Passed - EC adopted S973

041904 H First Read (w/EC) H1132

042004 H Second Read H1142

042204 Referred H Homeland Security and Veterans Affairs  
Committee H1200

EFFECTIVE : August 28, 2004

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\*\*SB 1172\*\*

SCS SB 1172

SENATE SPONSOR Gibbons HOUSE HANDLER Fares

3725S.04C

SCS/SB 1172 - This act authorizes the Secretary of State to open and maintain an archival facility in St. Louis. The act also provides the opportunity for the Secretary of State to receive any monies or properties for the development or maintenance of such a facility. Nothing in this act however, shall require any local agency, entity, or subdivision to transfer any records to the state archives.

This act establishes the Missouri State Archives - St. Louis Trust Fund, a revolving fund which shall consist of all monies received from federal, private or other sources for the development or maintenance of the archival facility as well as fees generated from the facility. Monies from the fund are to be used exclusively for the development or maintenance of the facility and the state treasurer shall be the custodian of the fund. This act prohibits funds obtained through the provisions of the act to be made a part of the general operating budget for the state, or to be transferred into the general revenue fund. No moneys from the state general revenue fund can be appropriated for the funding an archival facility in St. Louis.

JIM ERTLE

012704 S First Read S168

020404 Second Read and Referred S Financial & Governmental  
Organization, Veterans' Affairs & Elections Committee S233

021604 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee-Consent

021704 SCS Voted Do Pass S Financial & Governmental Org.,

Vets' Affairs & Elections Comm.-Consent (3725S.04C)  
 022304 Reported From S Financial & Governmental Org., Vet. S355  
 Affairs & Elections Committee to Floor w/SCS -Consent  
 031104 SCS S adopted S624-625  
 031104 S Third Read and Passed - Consent S625  
 031504 H First Read H642-643  
 031604 H Second Read H652  
 040104 Referred H Special Committee on General Laws H907  
 042104 Hearing Conducted H Special Committee on General Laws  
 042204 Voted Do Pass H Special Committee on General  
 Laws-Consent  
 042204 Reported Do Pass H Special Committee on General H1197  
 Laws-Consent  
 042604 H Consent Calendar

EFFECTIVE : August 28, 2004  
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\*\*SB 1173\*\*

SENATE SPONSOR Days

4283S.01I

Modifies law regarding the use of credit information by  
 insurance companies

020404 Second Read and Referred S Small Business, Insurance S233  
 and Industrial Relations Committee

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 \*\*SB 1174\*\*

SENATE SPONSOR Caskey

4310S.01I

SCS/SB 1174 - This act modifies the membership of the  
 Missouri Housing Development Commission by removing the  
 Governor, Lieutenant Governor, the State Treasurer, and the  
 Attorney General from its membership. After their removal,  
 the Commission would be only comprised of six members selected  
 by the Governor.  
 STEPHEN WITTE

012804 S First Read S171  
 020904 Second Read and Referred S Pensions & General Laws S262  
 Committee  
 021704 Hearing Conducted S Pensions & General Laws Committee  
 033004 SCS Voted Do Pass S Pensions & General Laws  
 Committee (4310S.02C)

EFFECTIVE : August 28, 2004

**\*\*SB 1175\*\***

SENATE SPONSOR Yeckel

4147S.01I

SB 1175 - This act modifies provisions relating to jury service. Qualified persons must serve as jurors unless excused (Section 494.400). Licensed attorneys are no longer disqualified from serving as a juror. Persons with mental and physical disabilities must provide the court with documentation in order to be disqualified for up to 24 months (Section 494.425). Persons who have served as juror in the past two years are excused from jury duty. Physicians, chiropractors, dentists and pharmacists are no longer excused from jury duty. Persons for whom jury duty would impose an undue or extreme physical or financial hardship are excused, provided certain conditions are met. The act defines what is meant by undue or extreme physical or financial hardship. The court is charged with making the determination. Such persons must submit documentation to the judge to support the request to be excused. After two years, such person shall become eligible again for jury duty, unless the court finds that the grounds for excuse are permanent in nature (Section 494.430). Police officers are no longer excused from jury duty (Section 494.431).

Persons scheduled for jury duty have the one time right to postpone their initial appearance, if the person agrees to a new date for jury duty within six months. Subsequent requests for postponement shall only be granted in the case of an extreme emergency (Section 494.432). A person who fails to appear for jury duty, and has not obtained a postponement, shall be in civil contempt of court. Currently, such a person would be in criminal contempt of court. Following a show cause hearing, the court shall fine the person in an amount of not more than \$500 or community service, or both (Section 494.450).

The Missouri Supreme Court shall promulgate rules to establish a "Lengthy Trial Fund". The Fund shall be used to provide wage supplementation for jurors who serve more than 10 days and who receive less than their regular wages from their employer during the period of jury duty. Each trial court shall collect a fee of \$20 from each attorney who files a civil case, with some exceptions for certain attorneys and causes of action. The wage supplementation is limited to a maximum of \$300 per day (Section 494.455). Employers cannot require employees to use personal or sick leave for time spent responding to a summons for jury duty. A court shall automatically postpone and reschedule jury duty for an employee of a company with five or fewer employees if another employee of the company has been summoned during the same period (Section 494.460).

JIM ERTLE

012804 S First Read S185  
 020404 Second Read and Referred S Judiciary and Civil & S233  
 Criminal Jurisprudence Committee  
 022404 Hearing Conducted S Judiciary and Civil and Criminal  
 Jurisprudence Committee  
 030204 Voted Do Pass S Judiciary and Civil & Criminal  
 Jurisprudence Committee

EFFECTIVE : August 28, 2004

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 \*\*SB 1176\*\*

SENATE SPONSOR Shields

4270S.01I

Provides additional compensation to county clerks for  
 additional duties to perform

021104 Hearing Conducted S Economic Development, Tourism and  
 Local Government Committee-Consent

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 \*\*SB 1177\*\*

SCS SB 1177

SENATE SPONSOR Klindt

4155S.02P

SCS/SB 1177 - This act pertains to Joint Municipal Utility  
 Commissions.

SECTION 393.705 - Provides a definition for "participating  
 municipality", modifies the definition of "project" to include  
 the improvement of any utility facility or property including,  
 without limitation, transmission and distribution systems, and  
 all other types of utilities and revenue-producing facilities as  
 deemed appropriate by the governing bodies of the contracting or  
 participating municipalities. The reference to project  
 facilities being "used and useful" has been eliminated.

SECTION 393.710 - Allows municipalities, public water supply  
 districts, and sewer districts to establish a joint municipal  
 utility commission by join contract. The specifications of those  
 contracts are laid out here. The term "project" is applied as it  
 has been defined in Section 393.705; other technical changes are  
 made.

SECTION 393.715 - The general powers of a commission are modified  
 here, to be exercised for the benefit of its contracting members.  
 Language clarifies that the either the board of directors or the  
 executive committee of the commission can make decisions.

SECTION 393.720 - Language that establishes the commission as a  
 body politic and corporate of the state; emphasizes that the



commission can exercise public powers for the benefit of its contracting members and in order to carry out the public functions of its contracting members.

SECTION 393.725 - The issuance of bonds by the commission is outlined. Technical changes are made primarily to accommodate the possibility that a single joint commission may be involved in financing separate projects serving different sets of municipal utilities, which would need segregated financial treatment.

SECTION 393.730 - Added language that reiterates the requirement of sufficiency of project revenues to secure repayment of joint commission bonds.

SECTION 393.740 - Authorizes participating entities to apportion any tax obligations among themselves.

SECTION 393.745 - Incorporates reference to potential delegation of board authority to its executive committee.

SECTION 393.760 - Permits a joint commission and remaining municipalities involved in a joint project to proceed with the project without the involvement of any proposed participating municipality in which the majority of voters fail to approve the issuance of municipal bonds. Changes to ballot language are included here.

SECTION 393.770 - Clarifies that revenue the joint commission derives from any and all services of its interest in a project may be available for bond repayment, and that joint commission sales of energy or other commodities to a municipal utility do not constitute a debt or obligation of the municipality payable from any other source other than its utility operations.

MEGAN CRAIN

012904	S First Read	S190
020404	Second Read and Referred S Commerce & the Environment Committee	S233
021704	Hearing Conducted S Commerce and the Environment Committee-Consent	
021904	SCS Voted Do Pass S Commerce & the Environment Comm.	
022304	Reported From S Commerce & the Environment Committee to Floor w/SCS - Consent	S355
031604	SCS S adopted	S651
031604	S Third Read and Passed - Consent	S651-652
031604	H First Read	H688
031704	H Second Read	H697
040104	Referred H Communications, Energy & Technology Committee	H907
040604	Hearing Conducted H Communication, Energy & Technology Committee	
042004	Voted Do Pass w/HCA's 1, 2, 3, 4 & 5 H Communication,	

## Energy &amp; Technology Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1178\*\*

SCS SBs 740, 886, &amp; 1178

SENATE SPONSOR Klindt

3697S.02I

012904 S First Read S190  
020404 Second Read and Referred S Agriculture, Conservation, S234  
Parks & Natural Resources Committee  
021204 Hearing Conducted S Agriculture, Conservation, Parks  
and Natural Resources Committee  
021904 Bill Combined (SCS SBs 740, 886, 1178) S Agriculture  
Parks and Natural Resources Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1179\*\*

SENATE SPONSOR Steelman

4104S.01I

Modifies provisions relating to medical malpractice  
insurance

020904 Second Read and Referred S Small Business, Insurance S262  
and Industrial Relations Committee

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\*\*SB 1180\*\*

SCS SB 1180

SENATE SPONSOR Shields

3051S.05C

SCS/SB 1180 - This act establishes eight life science reinvestment funds. They are to be located in Cape Girardeau, Joplin, Kansas City, St. Louis, central Missouri, Springfield, St. Joseph, and one that includes areas of Missouri not encompassed by the other districts. The districts will function similarly to a TIF in that new sales, income, and property tax revenues will be utilized to fund development in the district. Money collected will be used by the reinvestment commission in each district to provide grants and contracts for development for projects in the district. An application procedure is established in the act, as are spending restrictions. Every three years the commission must produce comprehensive reports assessing the development of the district.

The act creates enterprise zones for:

1. Douglas County

2. Richland
3. Crocker
4. Nixa
5. Ozark
6. Independence and Sugar Creek (the part of each city in the Kansas City school district)
7. Laclede
8. Independence - Satellite zone
9. St. Clair
10. Pacific

The act allows the enterprise zone in Springfield to be extended.

The act has an emergency clause.

This act is similar to SB 648 (2003).

JEFF CRAVER

012904	S First Read	S190
020504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S244
021804	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
030304	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee (3051S.05C)	
030404	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS	S535
031004	Bill Placed on Informal Calendar	S585
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE :           Emergency Clause

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\*\*SB 1181\*\*

SCS SB 1181

SENATE SPONSOR   Yeckel

4352S.02C

SCS/SB 1181 - This act modifies provisions relating to the licensure of physical therapists and physical therapist assistants. The act eliminates the requirement that applicants for licensure as a physical therapist or physical therapist assistant must pass the required examination within three attempts. The requirement that the examination must be the same for all applicants is eliminated, as well as the requirement that the board must preserve the examination grades and scores and make them available for public inspection.

Temporary licenses for physical therapists and physical therapist assistants will only be valid for 90 days or until the results of the examination are received. The temporary license cannot be renewed.

The act makes it a cause for discipline of a physical therapist's license to practice independent of the prescription and direction of a physician, dentist or podiatrist licensed in another state.

JIM ERTL

012904	S First Read	S190
020904	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S262
021604	Hearing Cancelled S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
030104	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
030204	SCS Voted Do Pass S Financial & Governmental Org., Vets' Affairs & Elections Comm.-Consent (4352S.02C)	
030804	Reported From S Financial & Gov. Org., Vet. Affairs & Elections Committee to Floor w/SCS - Consent	S553
031704	SCS S adopted	S689
031704	S Third Read and Passed - Consent	S689
031804	H First Read	H760
032904	H Second Read	H771
040104	Referred H Professional Registration & Licensing Committee	H907
042004	Hearing Conducted H Professional Registration & Licensing Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1182\*\*

SENATE SPONSOR Dolan

4299S.01I

Prohibits conditioning the granting of permits or licenses upon billboard removal without just compensation

021704 Hearing Conducted S Transportation Committee

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\*\*SB 1183\*\*

SS SCS SB 1183

SENATE SPONSOR Dolan

3589S.06P

SS/SCS/SB 1183 - In accordance with this act, cities and towns may only impose requirements for the posting of bonds or escrows for subdivision-related improvements. In lieu of completion of work and installations prior to the final approval of a plat, the council will accept, at the option of the developer, an escrow secured with cash, an escrow secured with an irrevocable letter of credit, or a surety bond,

provided the surety bond must be issued by a surety bonding company with a reasonably acceptable bond rating.

Under this act, regulations shall provide that in the event a developer, who has posted a bond or an escrow with the city, transfers title of the subdivision property prior to full release, the municipality will accept a replacement escrow from the successor. The city will accept a replacement in the amount held by the city at the time of the property transfer. Upon receiving the replacement escrow, the city shall fully release the original escrow or bond and the prior developer from all obligations associated with the subdivision improvements.

The regulations shall provide that any escrow or bond amount on each component of the improvements or utilities shall be released within thirty days of completion minus a maximum retention of five percent which shall be released upon completion of all improvements and utility work. The city shall inspect each category of improvement or utility work within twenty business days after a request for such inspection. If the city or town has not released the escrow funds or bond amount within 30 days or timely inspected the improvements, the city shall pay interest.

Kansas City is exempt from certain provisions of Section 89.410, RSMo.

This act allows flexibility in the type of security that may be accepted in lieu of full completion of required infrastructure improvements in subdivisions prior to the plat being recorded by allowing securities beyond surety bonds (e.g. cash bonds).

This act is similar to HB 1225.  
SUSAN HENDERSON

012904	S First Read	S191
021004	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S276
030104	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
031604	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee (3589S.04C)	
031804	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS	S705
040804	Bill Placed on Informal Calendar	S908
041304	SS for SCS S offered (Dolan) (3589S.06F)	S921
041304	SA 1 to SS for SCS S offered & adopted (Jacob)	S921
041304	SS for SCS, as amended, S adopted	S921
041304	Perfected	S921
041404	Reported Truly Perfected S Rules, Joint Rules,	S930

## Resolutions &amp; Ethics Committee

041904 S Third Read and Passed	S974
041904 H First Read	H1133
042004 H Second Read	H1142
042204 Referred H Local Government Committee	H1200

EFFECTIVE : August 28, 2004

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\*\*SB 1184\*\*

SENATE SPONSOR Griesheimer

4119S.03I

SCS/SB 1184 - This act specifies that, for business tangible personal property, the true value in money of the property shall be the installed fair market value of the property. The act defines the exact type of property and defines installed fair market value. The act establishes a table to provide assessors with guidance as to the proper valuation of various types of property and the depreciation of such property. The act provides that the tables and the assessors adjustments shall be presumed to be valid.

JEFF CRAVER

012904 S First Read	S191
020504 Second Read and Referred S Ways & Means Committee	S244
030204 Hearing Conducted S Ways & Means Committee	
040604 SCS Voted Do Pass S Ways & Means Com. (4119S.05C)	

EFFECTIVE : January 1, 2005

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\*\*SB 1185\*\*

SENATE SPONSOR Gross

3663S.02I

SB 1185 - This act creates the "Commonsense Food Consumption Act". Certain manufacturers, distributors, sellers and advertisers of food are immune from civil liability for claims arising out of weight gain or obesity, or health conditions associated with weight gain or obesity. The provisions of this act shall not apply where there is a violation of misbranding or adulteration requirements which causes the injury, or to knowing violations of laws relating to the making or selling of food which caused the injury. In such allowable actions, the act sets out pleading requirements regarding the alleged violation. The act also requires that discovery shall be stayed during a motion to dismiss, provided certain conditions are met.

The provisions of this act shall apply to all claims pending on the effective date of the act and all subsequent claims.

JIM ERTLE

012904 S First Read S191  
021004 Second Read and Referred S Pensions & General Laws S276  
Committee  
021704 Hearing Conducted S Pensions & General Laws Committee  
030204 Voted Do Pass S Pensions & General Laws Committee  
041504 Reported From S Pensions & General Laws Committee to S956  
Floor  
042604 006 S Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004

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\*\*SB 1186\*\*

SENATE SPONSOR Bland

4032S.02I

Requires motor vehicle dealers to display buyers guide and  
obtain used care buyer's acknowledgment of its receipt

030204 Hearing Scheduled But Not Heard S Commerce & the  
Environment Committee

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\*\*SB 1187\*\*

SENATE SPONSOR Wheeler

4330S.01I

Project plans and specifications of state facilities are to  
be open to certain groups to encourage competition

022304 Hearing Conducted S Governmental Accountability and  
Fiscal Oversight Committee

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\*\*SB 1188\*\*

SCS SB 1188

SENATE SPONSOR Loudon

3785S.02P

SCS/SB 1188 - This act amends the formula that may be used  
for determining the minimum present value of an annuity when it  
is terminated early. Current law requires these contracts to  
offer a minimum interest rate of 3%. The act removes this  
minimum and allows these contracts to offer a rate that is tied  
to the five-year Constant Maturity Treasury Rate, as reported by  
the Federal Reserve. The act permits sellers of annuities to  
continue to use the current formula until July 1, 2006. The  
current law is set to expire on July 1, 2004.

This act contains an emergency clause.

This act is similar to HB 938 (2004).  
JIM ERTL

012904	S First Read	S196
020504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S244
021604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
022504	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Comm-Consent (3785S.02)	
030104	Reported From S Financial & Gov. Org., Vet. Affairs & Elections Committee to Floor w/SCS - Consent	S497
030404	Removed From S Consent Calendar	S536
030804	Reported From S Financial & Gov. Org., Vet. Affairs & Elections Committee to Floor w/SCS - Consent	S553
031704	SCS S adopted	S688
031704	S Third Read and Passed - EC adopted - Consent	S688-689
031804	H First Read (w/EC)	H760
032904	H Second Read	H771
040104	Referred H Financial Services Committee	H907
040604	Hearing Cancelled H Financial Services Committee	
042004	Hearing Conducted H Financial Services Committee	
042004	Voted Do Pass H Financial Services Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1189\*\*

SCS SB 1189

SENATE SPONSOR Scott

4317S.04C

SCS/SB 1189 - This act modifies how the place of death of an individual is determined. An individual who is being transferred into this state from another, from one county within this state to another, or dies while being treated in the emergency room of the receiving facility, the place of from which the individual was first removed is considered the place of death.

The coroner or medical examiner from the transferring county is responsible for the death certificate and investigating the cause and manner of death. However, a coroner or medical examiner in the county where the individual actually dies may upon authorization of the coroner or medical examiner of the transferring county, investigate and conduct postmortem examinations at the expense of the transferring county.

The coroner or medical examiner where the individual actually dies must immediately notify the proper authorities of the transferring county or state and shall make available



information necessary to conduct a death investigation.

If an individual who has been transferred across state or county lines seeking medical treatment dies after being admitted as a patient to a medical facility, the coroner or medical examiner of the county where the individual actually dies or the medical facility must notify the proper authorities of the transferring county of the death.

In the case of death by homicide, suicide, accident, child fatality, criminal abortion, or by any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county or state of origin. The coroner or medical examiner shall be responsible for the certificate of death.

There shall not be any statute of limitations or time limits on the cause of death when it is the result of the types of death listed above.

Except as provided elsewhere in this act, following the death of an individual, if the body is transferred to another county or state for the purpose of burial, the transferring county is responsible for the death certificate and death investigation.

A coroner or medical examiner shall make reasonable efforts to accommodate tissue as well as organ donation.

This act is similar to SB 425 (2003).  
SUSAN HENDERSON

012904	S First Read	S197
020904	Second Read and Referred S Pensions & General Laws Committee	S262
021704	Hearing Conducted S Pensions & General Laws Committee	
030904	SCS Voted Do Pass S Pensions & General Laws Committee (4317S.04C)	
031504	Reported From S Pensions & General Laws Committee to Floor w/SCS - Consent	S635
040104	Motion to adopt SCS withdrawn	S820
042604	S Consent Calendar w/SCS (3/15)	

EFFECTIVE : August 28, 2004

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\*\*SB 1190\*\*

SENATE SPONSOR Caskey

4420S.01I

Gives additional powers to Gaming Commission agents and forfeits wagers by excluding gamblers

021604	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S319
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\*\*SB 1191\*\*

SENATE SPONSOR Steelman

4400S.01I

Revises the resisting arrest statute to include detentions  
and stops

030204 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 1192\*\*

SENATE SPONSOR Steelman

4399S.01I

Imposes additional surcharges and driver's license  
suspensions on any person failing to yield the right-of-way

020904 Second Read and Referred S Judiciary and Civil & S262  
Criminal Jurisprudence Committee

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\*\*SB 1193\*\*

SENATE SPONSOR Steelman

4421S.01I

Allows members of Friends of Rodeo to obtain specialized  
license plates

020504 Second Read and Referred S Transportation Committee S244

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\*\*SB 1194\*\*

SENATE SPONSOR Vogel

4287S.01I

Extends the laws on dry cleaning facilities

030904 Hearing Conducted S Commerce and the Environment  
Committee-Consent

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\*\*SB 1195\*\*

SCS SB 1195

SENATE SPONSOR Klindt

2760S.03P

SCS/SB 1195 - This act removes the July 1, 1999, tolling  
date for the six month election to receive prior creditable

service within Section 211.393.2.(e). Thus, individuals may again elect to receive such prior creditable service within the section.

This act includes certain prior service of juvenile court personnel who were paid by a grant, prior to July 1, 1999, to the definition of "juvenile court employee" within Section 211.393 RSMo. This modification will allow such juvenile court personnel to include time served in such position towards creditable service for MOSERS purposes.

RICHARD MOORE

020204	S First Read	S202
020504	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S244
022404	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
030204	SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (2760S.03C)	
030804	Bill Reconsidered S Judiciary and Civil & Criminal Jurisprudence Committee	
030804	SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (2760S.03C)	
031504	Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent	S636
033104	SCS S adopted	S793
033104	S Third Read and Passed - Consent	S793-794
033104	H First Read	H889
040104	H Second Read	H904
040104	Referred H Judiciary Committee	H907
041404	Hearing Conducted H Judiciary Committee	
041404	Voted Do Pass H Judiciary Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1196\*\*

SCS SB 1196

SENATE SPONSOR Klindt

4284S.02C

SCS/SB 1196 - This act modifies how fees collected by the State Fire Marshal, pursuant to Section 320.111.6, are distributed. All of the such fees collected by the State Fire Marshal are deposited into the General Revenue Fund and then the specified portion of the fee according to Section 320.111.17, shall be transferred by the Department of Revenue to the State Treasurer to be deposited in the Fire Education Fund established pursuant to Section 320.094. Section 320.111.17 provides as follows, thirteen dollars of each fee paid by an applicant for a permit or license authorized pursuant to subdivisions (1) to (6) of subsection 6 of section 320.111 and fifty dollars of each fee paid by an applicant for a permit or license authorized pursuant

to subdivisions (7) to (9) of subsection 6 of Section 320.111, such amount shall be transferred into the Fire Education Fund.

This act defines the terms "American Pyrotechnics Association (APA) Standard 87-1", chemical composition", "discharge site", "display fireworks", "display site", "distributor", "fireworks", "licensed operator", "NFPA", "permit", "proximate fireworks", pyrotechnic operator", and removes the definition of "special firework" within Sections 320.106 to 320.161 RSMo.

The act states that any false statement or declaration made on a permit application may result in the State Fire Marshal refusing to issue such permit for up to three years. Further the act modifies the fees the State Fire Marshal shall charge for permits. Additionally, the act limits the areas of which the State Fire Marshal may promulgate rules in accordance with Sections 320.106 to 320.161 RSMo. The act establishes civil penalties for anyone who manufactures, sells, offers for sale, ships, or causes fireworks to be shipped into the state without possessing the applicable permits. The act establishes how the fee collected pursuant to Section 320.111.6 is distributed between the general revenue fund and the Fire Education Fund.

The act provided that all costs associated with an adjudication of rights pursuant to this law shall be placed upon the defendant.

The act makes numerous changes to the requirements that must be met in order to obtain a permit for displays or proximate fireworks. The act modifies provisions of law relating to ignition of fireworks within certain proximity to various items. Further, the act modifies provisions of law relating to the storage of fireworks.

RICHARD MOORE

020204	S First Read	S202
020904	Second Read and Referred S Commerce & the Environment Committee	S262
030904	Hearing Conducted S Commerce and the Environment Committee	
031804	SCS Voted Do Pass S Commerce and the Environment Committee	(4284S.02C)
041504	Reported From S Commerce & the Environment Committee to Floor w/SCS	S956
042604	002 S Calendar S Bills for Perfection w/SCS	

EFFECTIVE : August 28, 2004

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\*\*SB 1197\*\*

SCS SB 1197

SENATE SPONSOR Quick

4019S.03P

SCS/SB 1197 - This act provides that after the initial appointment of directors, that in any district located in whole or in part in Clay County, such directors shall be elected for a term of three years. If no one files as a candidate for election, the county commission shall appoint a person to serve the three year term or until the next general election.

SUSAN HENDERSON

020204	S First Read	S202
020504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S244
021104	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
021104	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (4019S.03C)	
021604	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S307
030304	SCS S adopted	S524
030304	S Third Read and Passed - Consent	S524
030404	H First Read	H508
030804	H Second Read	H516
040104	Referred H Elections Committee	H907
041304	Hearing Conducted H Elections Committee	
042004	Voted Do Pass H Elections Committee	

EFFECTIVE : August 28, 2004

\*\*SB 1198\*\*

SENATE SPONSOR Russell

4298S.01I

SB 1198 - This act repeals the employer withholding bonus, effective September 1, 2004.

JEFF CRAVER

SCA 1 - REINSTATES THE WITHOLDING BONUS ON JANUARY 1, 2007

020204	S First Read	S202
020504	Second Read and Referred S Ways & Means Committee	S244
022404	Hearing Conducted S Ways and Means Committee	
030204	Voted Do Pass w/SCA 1 S Ways & Means Committee	
031804	Reported From S Ways & Means Comm. to Floor w/SCA 1	S706
040804	Bill Placed on Informal Calendar	S908
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : September 1, 2004

\*\*SB 1199\*\*

SENATE SPONSOR Kennedy

3478S.01I

Increases the pay of retired members of the police force who are employed as advisors to the board of trustees

030204 Hearing Conducted S Pensions & General Laws Committee

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\*\*SB 1200\*\*

SENATE SPONSOR Griesheimer

4423S.01I

Allows motorists to obtain Lewis and Clark special license plates

021704 Hearing Conducted S Transportation Committee

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\*\*SB 1201\*\*

SENATE SPONSOR Cauthorn

4371S.01I

SB 1201 - This act directs the Department of Agriculture to assess a surcharge of eighteen dollars on all petroleum products within the state. Fifty-five percent of the revenue generated by this surcharge shall be deposited in the Missouri qualified fuel ethanol producer incentive fund. The remaining forty-five percent shall be deposited in the Missouri qualified biodiesel incentive fund. Railroad and airline companies are not subject to the load fee described in this act.

MEGAN CRAIN

020204 S First Read S207  
020504 Second Read and Referred S Transportation Committee S244  
022404 Hearing Conducted S Transportation Committee  
030404 Voted Do Pass S Transportation Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1202\*\*

SENATE SPONSOR Gibbons

4261S.02I

SCS/SB 1202 - This act modifies the fee paid by those requesting criminal history record information. The fee is increased from five to ten dollars per request for information

not based on a fingerprint search and from fourteen to twenty dollars per request for information based on a fingerprint search.

This act also requires that any person required to provide criminal history record information as a condition of employment with any entity of the state pay the fee required for such a request.

SUSAN HENDERSON

020204	S First Read	S207
021004	Second Read and Referred S Pensions & General Laws Committee	S276
021704	Hearing Conducted S Pensions & General Laws Committee	
033004	SCS Voted Do Pass S Pensions & General Laws Committee (4261S.03C)	

EFFECTIVE : August 28, 2004

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\*\*SB 1203\*\*

SENATE SPONSOR Klindt

4464S.01I

Modifies release of escrow funds for non-participating tobacco manufacturers

021704 Hearing Conducted S Ways & Means Committee

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\*\*SB 1204\*\*

SENATE SPONSOR Cauthorn

4333S.01I

SCS/SB 1204 - This act prohibits permitted assessments from a workman's wages for the purpose of funding union job targeting programs, market recovery programs, or any other form of deduction which revert back to the benefit of the employer. Currently, persons employed on public works projects may not be assessed any portion of their wages except to a duly constituted labor organization.

This act prohibits employers from bidding for or perform work on a construction project contemplated in Sections 290.210 to 290.340 where such bid or work performance includes any wage subsidies or rebates from any employees or labor organizations on such project or any other project or from any third party, in whole or in part, to subsidize the employer's labor costs on the project.

Further, this act modifies Section 290.340 by including

agents or representatives of labor organizations as those who are subject to the penalty provisions of the prevailing wage law.

RICHARD MOORE

020404 S First Read S229  
020904 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S262  
022504 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee  
030304 SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Committee (4333S.04C)

EFFECTIVE : August 28, 2004

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\*\*SB 1205\*\*

SENATE SPONSOR Cauthorn

4444S.01I

Authorizes minimum pay for certain corrections employees

021004 Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee S276

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\*\*SB 1206\*\*

SENATE SPONSOR Stoll

3263S.02I

Requires entities that provide child, elder, and health care services to submit certain employment info to a database

020904 Second Read and Referred S Aging, Families, Mental & Public Health Committee S262

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\*\*SB 1207\*\*

SENATE SPONSOR Stoll

4358S.01I

SCS/SB 1207 - This act removes the word "commercial" in describing registered interior designers. The act prohibits the state or any political subdivision from requiring the use of registered interior designer for any residential building or construction.

JIM ERTLE

020404 S First Read S229  
020904 Second Read and Referred S Financial & Governmental S262



Organization, Veterans' Affairs & Elections Committee  
030104 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee  
031604 SCS Voted Do Pass S Financial & Government Org.,  
Veterans' Affairs & Elections Committee (4358S.02C)

EFFECTIVE : August 28, 2004

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\*\*SB 1208\*\*

SENATE SPONSOR Stoll

4309S.01I  
Encourages effective involvement by parents and families in  
support of their children's education

021004 Second Read and Referred S Education Committee S276

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\*\*SB 1209\*\*

SENATE SPONSOR Bland

4128S.03I  
Increases the deduction for retirement and pension benefits

020904 Second Read and Referred S Ways & Means Committee S262

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\*\*SB 1210\*\*

SENATE SPONSOR Bray

4290S.02I  
Creates crimes concerning human trafficking

022404 Hearing Conducted S Judiciary and Civil and Criminal  
Jurisprudence Committee

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\*\*SB 1211\*\*

SENATE SPONSOR Wheeler

4203S.01P  
SB 1211 - The act deletes the requirement that summons in  
landlord/tenant actions must be served by certified mail.

This act is similar to a provision in SB 1138 (2004).  
JIM ERTLE

020404 S First Read

S230

020904	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S263
030204	Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee	
030804	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent	
031504	Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent	S636
033104	S Third Read and Passed - Consent	S795-796
033104	H First Read	H889
040104	H Second Read	H904
040104	Referred H Judiciary Committee	H907
041404	Hearing Conducted H Judiciary Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1212\*\*

SCS SB 1212

SENATE SPONSOR Wheeler

4451S.04P

SCS/SB 1212 - The act conveys state property, known as the Felix Building, to the Truman Medical Center.

SUSAN HENDERSON

020404	S First Read	S230
020904	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S263
022504	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
022504	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (4451S.04C)	
030104	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S496
031704	SCS S adopted	S674
031704	Referred S Governmental Accountability & Fiscal Oversight Committee	S674
031804	Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee	
031804	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
033004	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S732
033004	S Third Read and Passed - Consent	S772-773
033104	H First Read	H889
040104	H Second Read	H904
040104	Referred H Local Government Committee	H928
040804	Hearing Conducted H Local Government Committee	
040804	Voted Do Pass H Local Government Committee - Consent	

EFFECTIVE : August 28, 2004

\*\*SB 1213\*\*

SCS SB 1213

SENATE SPONSOR Steelman

4326S.04C

SCS/SB 1213 - This act requires all tobacco product manufacturers who sell cigarettes in this state to file an annual form with the Director of Revenue stating they are in compliance with the Master Settlement Agreement. Participating manufacturers must certify a list of its brand families. Nonparticipating manufacturers must provide additional information as indicated including a more detailed listing of brand families and units sold and that the nonparticipating manufacturer is registered to do business in the state, maintains a qualified escrow fund (including specific information regarding the account), is in full compliance with the Master Settlement. Tobacco product manufacturers must maintain information used to compile the certification for five years.

By January 1, 2005, the Director of Revenue shall publish or make available on its website a list of all tobacco product manufacturers who have filed certifications. It shall be unlawful to any person to affix a stamp to a package of cigarettes of a tobacco product manufacturer or brand family that is not included in the directory or to offer those cigarettes for sale. A manufacturer must receive notice 15 days prior to de-listing. Twenty-one days after notice of de-listing, a stamping agent must stop selling the tobacco product, 51 days after such notice, a retailer must stop selling the products.

Foreign nonparticipating manufacturers who are not registered to do business in the state must designate an agent for service of process as a condition precedent to being listed in the directory. If the agent is not in this state, service must be made to the agent and publication of service must be made for 7 days in a major newspaper of this state.

Stamping agents are required to submit a quarterly report to the Director of Revenue the equivalent stick count for which the stamping agent affixed stamps or otherwise paid the tax due for the cigarettes. The stamping agent must maintain documentation used to compile the report for five years. The Director of Revenue and the Director of Revenue may share information for the purposes of enforcement of the provisions of this act.

The Director of Revenue may require nonparticipating manufacturers, stamping agents and tobacco product manufacturers to provide certain additional information necessary to determine compliance.

Upon determination of a violation, the Director of the Department of Revenue may suspend the license of a stamping agent. Each stamp affixed and each sale or offer to sell

cigarettes shall constitute a separate violation. The Director of the Department of Revenue may also impose a civil penalty of the greater of 500% of the retail value of the cigarettes or \$5,000. Cigarettes sold, offered for sale or possessed for sale that are in violation are deemed contraband and subject to seizure and forfeiture. The Director of Revenue may seek and injunction for threatened or actual violations.

It is a Class A misdemeanor to sell or distribute cigarettes, or acquire, hold, own, possess, transport, import or cause to be imported cigarettes that the person knew or should have known were intended for distribution in the State which are in violation of the stamping provisions. Violations of the stamping provisions shall also be deemed to be engaged in unfair merchandising practices pursuant to Chapter 407, RSMo.

Decisions regarding maintenance of the directory by the Director of Revenue shall be subject to review by the Administrative Hearings Commission. Effective dates for implementation of the provisions are provided. The Director of Revenue may promulgate necessary rules. The State shall be entitled to recover costs of enforcement actions including reasonable attorneys fees. If a court determines that a violation has occurred, the court may order any profits be disgorged and paid into the General Revenue Fund which is created.

This act is similar to HB 1267 (2004).  
Jeff Craver

020404 S First Read	S230
020904 Second Read and Referred S Ways & Means Committee	S263
021704 Hearing Conducted S Ways & Means Committee	
031604 SCS Voted Do Pass S Ways & Means Comm. (4326S.04C)	
031804 Reported From S Ways & Means Committee to Floor w/SCS	S706
040804 Bill Placed on Informal Calendar	S908
042604 S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1214\*\*

SENATE SPONSOR Griesheimer

2497S.02I

Makes an exemption to Sunshine Law by allowing private entities to share info w/the state concerning security

020904 Second Read and Referred S Commerce & the Environment S263  
Committee

\*\*SB 1215\*\*

SCS SB 1215

SENATE SPONSOR Griesheimer

4449S.03P

SCS/SB 1215 - This act provides that public entities which provide or pay for medical benefits for their employees and dependents under a plan of self-insurance shall have the same rights and obligations and be subject to the same remedies as the Department of Social Service and Medicaid, as provided in Section 208.215. That section allows the Department of Social Services to recover payments from third parties for the payment of medical bills. The act provides that the act shall not apply to limited benefit supplemental health insurance policies paid entirely by an employee of the public entity.

STEPHEN WITTE

020404	S First Read	S230
020904	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S263
021804	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
030304	SCS Voted Do Pass S Small Business, Insurance and Industrial Relations-Consent (4449S.03C)	
030804	Reported From S Small Business, Insurance & Ind. Relations Committee to Floor w/SCS - Consent	S554
031504	Referred S Governmental Accountability & Fiscal Oversight Committee	S642
031804	Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee	
031804	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
033004	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S732
033004	SCS S adopted	S773
033004	S Third Read and Passed - Consent	S773
033104	H First Read	H889
040104	H Second Read	H904
040104	Referred H Financial Services Committee	H907
040604	Hearing Cancelled H Financial Services Committee	
042004	Hearing Conducted H Financial Services Committee	
042004	Voted Do Pass H Financial Services Committee-Consent	

EFFECTIVE : August 28, 2004

\*\*SB 1216\*\*

SENATE SPONSOR Kennedy

4456S.01I

Allows members of the Dept. of Transportation to purchase up to four years of his or her creditable prior service

022404 Hearing Conducted S Pensions & General Laws Committee  
Consent



\*\*SB 1217\*\*

SENATE SPONSOR Bartle

3873S.04I

Certain school districts shall be reimbursed fully for costs associated with offering certain special education svcs

020904 Second Read and Referred S Education Committee S263

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\*\*SB 1218\*\*

SCS SB 1218

SENATE SPONSOR Quick

4486S.02P

SCS/SB 1218 - This act provides that only persons who are licensed as registered nurses and who hold recognition from the board of nursing as an advanced practice registered nurse may use the title "Advanced Practice Registered Nurse" or the abbreviation "APRN."

JIM ERTLE

020404 S First Read S230

021004 Second Read and Referred S Financial &amp; Governmental Organization, Veterans' Affairs &amp; Elections Committee S276

021604 Hearing Conducted S Financial &amp; Governmental Org., Veterans' Affairs &amp; Elections Committee-Consent

021704 SCS Voted Do Pass S Financial &amp; Governmental Org., Vets' Affairs &amp; Elections Com.-Consent (4486S.02C)

022304 Reported From S Financial &amp; Governmental Org., Vet. Affairs &amp; Elections Committee to Floor w/SCS -Consent S355

030904 SCS S adopted S577

030904 S Third Read and Passed - Consent S577

031004 H First Read H603

031104 H Second Read H613

040104 Referred H Professional Registration &amp; Licensing Committee H907

040604 Hearing Conducted H Professional Registration &amp; Licensing Committee

042004 HCS Voted Do Pass H Professional Registration &amp; Licensing Committee-Consent

042204 Motion to reconsider consent vote - adopted

042204 Voted Do Pass H Professional Registration &amp; Licensing Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1219\*\*

SENATE SPONSOR Shields

4357S.02I

Allows members of the Search and Rescue Council of MO to obtain specialized license plates

020904 Second Read and Referred S Transportation Committee S263





\*\*SB 1220\*\*

SCS SB 1220

SENATE SPONSOR Caskey

4437S.03P

SCS/SB 1220 - This act increases the maximum amount of compensation that certain county officials may receive if the salary commission decides to increase salaries. The act equalizes the maximum amount of compensation that certain county officials may receive. This act also extends the assessed valuation tables upon which the salaries are based to include higher assessed values in the counties.

This act requires that expenses incurred for training of certain county officials be reimbursed.

SECTION 49.082 - This act increases the maximum amount of compensation that may be received by the county commissioner in all counties, except charter counties and certain counties of the first classification.

SECTION 50.334 - This act increases the maximum amount of compensation that may be received by the recorder of deeds in all counties, except charter counties.

SECTION 50.343 - This act increases the maximum amount of compensation for certain county officials and extends the assessed valuation table upon which the salaries are based to include higher assessed values in the counties.

SECTION 51.281 - This act increases the maximum amount of compensation for the county clerk in all counties, except first class counties.

SECTION 51.283 - This act allows the election authority in each county that does not have a board of election commissioners to receive an additional \$7,500 to perform duties in compliance with the Help America Vote Act of 2002.

SECTION 52.269 - This act increases the maximum amount of compensation that may be received by the county collector in all counties, except charter counties.

SECTION 53.082 - This act increases the maximum amount of compensation that may be received by the county assessor in all counties, except those of the first classification.

SECTION 54.261 - This act increases the maximum amount of compensation that may be received by the county treasurer in all counties, except charter counties.

SECTION 54.320 - This act increases the maximum amount of compensation that may be received by the county treasurer ex

officio collector in third and fourth class township counties.

This act also allows the treasurer ex officio collector of such counties to employ no less than one full time deputy. The treasurer ex officio collector may employ as many deputies and assistants as necessary.

SECTION 56.265 - This act increases the maximum amount of compensation that may be received by part-time prosecutors in all counties, except charter counties.

SECTION 57.317 - This act increases the maximum amount of compensation that may be received by the county sheriff in all counties, except charter counties.

SECTION 58.095 - This act increases the maximum amount of compensation that may be received by the county coroner in all counties, except those with a charter form of government.

SUSAN HENDERSON

020404	S First Read	S230
020904	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S263
021804	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
030304	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee (4437S.03C)	
030404	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS	S546
031704	Bill Placed on Informal Calendar	S679
033004	SA 1 to SCS S offered & defeated (Shields)	S739
033004	SCS S adopted	S739
033004	Perfected	S739
033104	Reported Truly Perfected S Rules Committee	S793
040104	S Third Read and Passed	S819-820
040104	H First Read	H909
040501	H Second Read	H927
040804	Referred H Special Committee on General Laws	H1030
042104	Hearing Conducted H Special Committee on General Laws	

EFFECTIVE : August 28, 2004

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\*\*SB 1221\*\*

SCS SBs 1221 & 1305  
SENATE SPONSOR Kinder

4494S.08C

SCS/SBs 1221 & 1305 - This act authorizes the Board of Public Buildings to issue bonds in the amount of \$350,000,000. The revenue derived from such bonds shall be used for the construction and renovation of facilities for institutions of higher education.

The bond project authorization component of the act is contained in SCS/SB 1227.

RICHARD MOORE

020404	S First Read	S232
020504	Second Read and Referred S Appropriations Committee	S244
030304	Hearing Conducted S Appropriations Committee	
031004	Hearing Conducted S Appropriations Committee	
032904	Hearing Conducted S Appropriations Committee	
032904	SCS Voted Do Pass w/SCS SBs 1221 & 1305 S Appropriations Committee	
040104	Reported From S Appropriations to Floor w/SCS	S822
040804	Bill Placed on Informal Calendar	S910
041904	SS for SCS S offered (Kinder) (4494S.11F)	S974
041904	SA 1 to SS for SCS S offered (Mathewson)	S975
041904	SA 1 to SA 1 to SS for SCS S offered (Jacob)	S975
041904	Bill Placed on Informal Calendar	S975
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1222\*\*

SENATE SPONSOR Dougherty

4328S.01I

Allows for compensatory time in lieu of overtime pay in certain situations

021004	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S276
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\*\*SB 1223\*\*

SENATE SPONSOR Dougherty

4410S.01I

Allows guardian ad litem to receive fees for adoption proceedings

020904	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S263
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\*\*SB 1224\*\*

SCS SB 1224

SENATE SPONSOR Dougherty

4020S.01I

SCS/SB 1224 - This act modifies provisions relating to

homeless youth and qualified minors. The term "homeless child or youth" is modified in Section 167.020, RSMo, to include those children and youth who:

- are sharing housing with other persons, living in motels, hotels, or emergency shelters, or are awaiting foster care placement;
- have a primary nighttime residence that is not designed for regular sleeping accommodations;
- are living in cars, public spaces, abandoned buildings, or similar settings; and
- are migratory.

Under current law, a minor is deemed qualified and competent if they are at least sixteen, homeless, self-supporting, and have the parent's consent. New language in Section 431.056, RSMo, clarifies that a self-supporting minor is "without the physical or financial support of a parent". In addition, the parental consent requirement is clarified to include both express and implied consent.

LORIE TOWE

020404	S First Read	S232
020904	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S263
030304	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
031104	SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (4020S.02C)	

EFFECTIVE : August 28, 2004

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\*\*SB 1225\*\*

SCS SB 1225

SENATE SPONSOR Dougherty

4398S.02P

SCS/SB 1225 - This act increases the maximum amount of compensation payable to St. Louis police officers by \$1,500.

SUSAN HENDERSON

020404	S First Read	S232
020904	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S263
021804	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
021804	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee (4398S.02C)	
022304	Reported From S Economic Development, Tourism and Local Government Committee to Floor w/SCS - Consent	S357
031704	SCS S adopted	S672
031704	S Third Read and Passed - Consent	S672-673

031704 H First Read H729  
 031804 H Second Read H746  
 040104 Referred H Crime Prevention & Public Safety Committee H907  
 042004 Hearing Conducted H Crime Prevention & Public Safety  
 Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 1226\*\*

SENATE SPONSOR Callahan

4385S.04I

Prohibits certain convicted criminals from holding public  
 office

020904 Second Read and Referred S Financial & Governmental S263  
 Organization, Veterans' Affairs & Elections Committee

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 \*\*SB 1227\*\*

SCS SB 1227

SENATE SPONSOR Russell

4496S.03C

SCS/SB 1227 - This act authorizes construction and  
 renovation projects for institutions of higher education from  
 bond proceeds and a minimum of 25% match:

FROM BOND PROCEEDS	\$310,617,465
FROM LOCAL FUNDS	\$179,803,822

TOTAL	\$490,421,287
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MARTY DREWEL

020504 S First Read S239  
 020904 Second Read and Referred S Appropriations Committee S263  
 030304 Hearing Conducted S Appropriations Committee  
 031004 Hearing Conducted S Appropriations Committee  
 032904 Hearing Conducted S Appropriations Committee  
 032904 SCS Voted Do Pass S Appropriations Comm. (4496S.03C)  
 040104 Reported From S Appropriations Comm. to Floor w/SCS S822  
 041304 Bill Placed on Informal Calendar S918  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : July 1, 2004  
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\*\*SB 1228\*\*

SENATE SPONSOR Gibbons

4417S.01I

Increases the penalty for certain sexual offenders when they  
 fail to register

030204 Hearing Conducted S Judiciary and Civil & Criminal  
 Jurisprudence Committee



\*\*SB 1229\*\*

SENATE SPONSOR Caskey

4452S.01P

SB 1229 - This act excludes commercially produced tobacco products from those items or substances which people cannot knowingly deliver or conceal in a county jail or correctional facility.

Currently, it is a Class D felony to bring any alkaloid or spiritous or malt liquor into a correctional facility and the definition of alkaloid includes those substances with nicotine.

SUSAN HENDERSON

020504	S First Read	S239
020904	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S263
021604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
021704	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
022304	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor - Consent	S355
030904	S Third Read and Passed - Consent	S577
031004	H First Read	H603
031104	H Second Read	H613
040104	Referred H Crime Prevention & Public Safety Committee	H907

EFFECTIVE : August 28, 2004

\*\*SB 1230\*\*

SENATE SPONSOR Clemens

3943S.02I

SB 1230 - This act raises the aggregate amount of contributions that a candidate for certain judicial offices, political party offices and certain local government offices may receive before being required to file an exemption statement with the Missouri Ethics Commission in order to avoid forming a campaign committee and filing disclosure reports. The act raises the dollar limit from \$1,000 to \$5,000.

The amount of contributions and expenditures that a campaign committee may make and receive before being required to file quarterly disclosure reports is increased from \$500 to \$5,000.

JIM ERTLE

020504 S First Read

S239

020904 Second Read and Referred S Financial & Governmental S263  
 Organization, Veterans' Affairs & Elections Committee  
 030104 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 030204 Voted Do Pass S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee-Consent  
 030804 Reported From S Financial & Governmental Org., Vet. S553  
 Affairs & Elections Committee to Floor - Consent  
 031104 Removed from S Consent Calendar S624

EFFECTIVE : August 28, 2004

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 \*\*SB 1231\*\*

SENATE SPONSOR Clemens

4331S.01I

Exempts dentists from acupuncture licensing requirements

030104 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee

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 \*\*SB 1232\*\*

SCS SB 1232

SENATE SPONSOR Clemens

3753S.03C

SCS/SB 1232 - This act, entitled "The Competitive Government Act", requires that all state agencies assess their current functions every other year beginning in 2005 to determine what functions could be performed by a private sector contractor. The act requires that a list be prepared by the agencies and sent to the office of administration and the state competition council, which has not yet been established. Until the council is established, the Office of Administration will perform the council's duties.

Once the list is established and published, the agencies will prepare a competitive sourcing plan under the direction of the council. For future activities that are included on the list, the agencies and private sector groups will enter a competitive bidding process. The act instructs agencies to consider all costs, including quality assurance, liability insurance, and others in order to have accurate comparisons with private sector bidders.

The act provides that an interested party may challenge an omission or an inclusion of an activity on the list. The act also provides for administrative review of such challenge.

JEFF CRAVER



020504	S First Read	S239
021004	Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee	S276
021604	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
022604	SCS Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee (3753S.03C)	
030404	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor w/SCS	S536
031604	SA 1 to SCS S offered & withdrawn (Nodler)	S653-654
031604	Bill Placed on Informal Calendar	S654
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1233\*\*

SCS SBs 1233, 840 & 1043

SENATE SPONSOR Dolan

2561S.09P

SS/SCS/SBs 1233, 840 & 1043 - This act makes numerous changes to laws relating to motor vehicles and the operation thereof.

DRIVEAWAY OPERATIONS - This act modifies the definition of "driveaway operation" and "driveaway operator" to include:

(1) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the drive away or tow away methods.

(2) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor.

The act provides that driveaway license plates may only be used for the purpose of transporting vehicles in transit. Driveaway license plates may not be used by tow truck operators transporting wrecked, abandoned, improperly parked, or burned vehicles. The act extends the area for certain land improvement contractors' commercial motor vehicles from 25 miles to 50 miles. This act is similar to SCS/SB 757 (2004)(SA 1)(Sections 301.010, 301.069, and 390.020).

SUSPENDING OF MOTOR VEHICLE REGISTRATION FOR FAILURE TO PAY

ST. LOUIS CITY AND KANSAS CITY VEHICLE-RELATED FEES - Beginning July 1, 2005, the city of St. Louis and Kansas City may notify, by ordinary mail, any owner of a motor vehicle who is delinquent in payment of vehicle-related fees and fines that if full payment is not received within thirty days, it will notify the director of revenue to suspend the motor vehicle registration for such vehicle. For the purpose of the act, "vehicle-related fees and fines" includes, but is not limited to, traffic violation fines, parking violation fines, vehicle towing, storage and immobilization fees, and any late payment penalties, other fees, and court costs associated with the adjudication or collection of those fines. Upon receipt of notification from the City of St. Louis or Kansas City, the director of revenue may provide notice of suspension of motor vehicle registration to the owner at the owner's last address shown on the records of the Department of Revenue. Any suspension imposed may remain in effect until the Department of Revenue receives notification from St. Louis or Kansas City that the vehicle-related fees or fines have been paid in full. Upon the owner furnishing proof of payment of such fees and fines and paying a twenty dollar reinstatement fee to the Director of Revenue the motor vehicle or vehicles registration shall be reinstated. The owner of the motor vehicle whose registration has been suspended pursuant to this act may appeal to the circuit court of the county where the violation occurred for review of such suspension at any time within thirty days after notice of motor vehicle registration suspension. The circuit court may order the Director to reinstate such registration, sustain the suspension of registration by the Director or set aside or modify such suspension. The city of St. Louis or Kansas City shall reimburse the Department of Revenue for all administrative costs associated with the administration of this act (Section 301.025).

KANSAS CITY COLLECTION OF TRAFFIC FINES - This act allows Kansas City to collect of traffic fines, parking fines, towing and vehicle immobilization fees, and the penalties and court costs associated with those fines and fees at the same time as the collection of a taxpayer's personal property taxes (Section 137.298). This portion of the act is similar to SB 1340 (2004)(SA 3).

ANNUAL REGISTRATION FEES - This act modifies the law regarding annual registration fees with respect to passenger motor vehicles by removing all references to horsepower ratings and charging a uniform fee of \$29.75. The act also removes references from Sections 301.057 and 301.058 relating to commercial motor vehicles having a gross weight of 12,000 or less and place such vehicles in the same category of the vehicles having a \$29.75 registration fee (Sections 301.057, 301.057 and 301.058).

REISSUANCE OF LICENSE PLATES - The act requires the Department of Revenue, beginning January 1, 2007, to issue new license plates. The Department of Revenue may charge a fee, up to \$2.50 (\$1.25 for vehicles only requiring a single plate), to cover the cost of reissuance. The act establishes an advisory committee within the Department of Revenue to design the new plates. The Advisory Committee for the Department of Revenue shall consist of the Director of Revenue, the Superintendent of the Highway Patrol, the Correctional Enterprises Administrator, and the two respective chairpersons of both the senate and house transportation committees. The committee shall hold at least three public meetings around the state and shall adopt its final design by April 1, 2006 (Sections 301.129 and 301.130).

PERSONALIZED LICENSE PLATES - Under this act, the restriction that personalized plates not exceed 6 characters in length is removed. The personalization fee is increased from \$15 to \$25 (Section 301.144). The act adds cleanup language regarding the type of vehicles that can display personalized license plates. This act eliminates the requirement of the department to issue a 'stock' plate that is only utilized 30-60 days until the personalized license plate is manufactured; instead the person will receive a temporary permit until the plate is issued (Section 301.144.2).

AMATEUR RADIO PLATES - This act requires that amateur radio license plates contain the words "AMATEUR RADIO" in place of the words "SHOW-ME-STATE". Previous plate owners making a new application and paying a new fee to retain an amateur radio plate may request a replacement plate with the words "AMATEUR RADIO" in place of the words "SHOW-ME-STATE". This act is substantially similar to SB 89 (2003) and HB 684 (2001) (Section 301.144.5).

PEACE OFFICER PLATES - This act allows peace officers wounded in the line of duty, or surviving spouses, parents, brothers, sisters or children of a peace officer killed in the line of duty, to receive special license plates. The applicant shall pay \$15 in addition to regular registration fees. The plate shall bear the insignia depicting a yellow rose superimposed over the outline of a badge and shall bear the words "TO PROTECT AND SERVE". This provision is similar to the one contained in SB 134 (2003) (Section 301.3128).

AG IN THE CLASSROOM - This act creates the Agriculture in the Classroom special license plate. After paying a \$25 contribution to the Missouri Farm Bureau on behalf of the Agriculture in the Classroom program, a \$15 special license plate fee, and regular registration fees, the Department of Revenue shall issue the applicant a special license plate bearing the words "AG IN THE CLASSROOM". All monies received by the Missouri Farm Bureau shall be used solely to fund

Missouri's Agriculture in the Classroom Program (section 301.3079)(SA 8).

KINGDOM OF CALONTIR - This act provides that the words "KINGDOM OF CALONTIR" shall replace the words "SHOW-ME STATE" (Section 301.3098).

FIREFIGHTER PLATES - This act allows firefighters wounded in the line of duty, or surviving spouses, parents, brothers, sisters or children of a firefighter killed in the line of duty, to receive special license plates. The applicant shall pay \$15 in addition to regular registration fees. The plate shall bear the words "FIREFIGHERS MEMORIAL". This provision is similar to the one contained in SB 171 (2003)(Section 301.3129).

U.S. VETERAN LICENSE PLATES - This act allows honorably discharged veterans to obtain "U.S. VET" motor vehicle license plates. To obtain these plates, the individual will pay \$15 in addition to regular registration fees. This act also removes the requirement from the U.S. VET motorcycle plate provision that the person must have served during a period of war (Section 301.3999). This provision is similar to one contained in SB 240 (2003).

FOXTROTting LICENSE PLATE - This act allows members of the Missouri Foxtrotting Horse Breed Association to obtain specialized license plates. After making a \$25 contribution to the association, the member may obtain the specialized license plate by paying \$15 in addition to regular registration fees. The act allows members of the Missouri Foxtrotting Horse Breed Association to personalize the specialized license plates without a fee. The plate shall bear the words "FOXTROTTER - STATE HORSE". This part of the act is identical to SB 261 and HB 170 (2003)(Section 301.3126).

DAUGHTERS OF THE AMERICAN REVOLUTION - This act allows members of the Missouri State Society Daughters of the American Revolution to obtain specialized license plates. To obtain the specialized plate, the member of the organization must pay a one-time emblem-use authorization contribution of \$25 and \$15 in addition to regular registration fees (Section 301.134). This provision was contained in SB 368 (2003).

KIDS WITH CANCER LICENSE PLATES - This act allows persons to receive "Friends of Kids with Cancer" license plates after making an annual \$25 contribution to the Friends of Kids with Cancer organization. In addition to the \$25 contribution, the person must pay \$15 plus regular registration fees. No additional fee shall be assessed for the personalization of such plates. This provision was contained in SB 369 (2003)(Section 301.3122).

SPECIAL OLYMPIC LICENSE PLATES - This act creates the Special Olympics Missouri license plate. An individual may obtain such a plate after paying \$25 to Special Olympics Missouri in addition to the \$15 special license plate fee and other registration fees. This provision was contained in SB 382 (2003)(Section 301.3124).

CHILDREN'S TRUST FUND LICENSE PLATES - This act modifies the law regarding Children's Trust Fund license plates. This act states that the plates cannot be issue for apportioned motor vehicles or commercial motor vehicles in excess of 18,000 pounds. This act allows the \$25 contribution to be made at time the of registration. This act also requires the Director of Revenue to issue sample license plates to be displayed in revenue offices and that literature describing the Children's Trust Fund be distributed in such offices. This provision is similar to one contained in SB 402 (2003)(Section 301.463).

PROFESSIONAL ENGINEERS LICENSE PLATE - This act allows members of the Missouri Society of Professional Engineers to receive special license plates. In order to obtain such a plate, the member must pay \$25 for a emblem-use contribution to the organization and pay \$15 in addition to regular registration fees. This provision was contained in SB 403(2003)(Section 301.3132).

ORGAN DONOR LICENSE PLATE - This act creates an organ donor license plate. In order to receive an organ donor license plate, the driver must first donate \$25 to the Organ Donor Program Fund established under section 194.297. The driver must also pay \$15 in addition to regular registration fees. The license plate will bear the words "BE AN ORGAN DONOR" in lieu of the words "SHOW-ME STATE". The plates will be designed by the director of revenue in consultation with the Organ Donation Advisory Committee. This provision was contained in SB 419 (2003)(Section 301.3125).

ALPHA PHI OMEGA LICENSE PLATES - This act allows members or alumni of Alpha Phi Omega to obtain specialized license plates. A member may obtain such a plate by making an annual emblem-use contribution fee of \$25 to the organization and by paying a fee of \$15 in addition to regular registration fees. This provision was contained in SB 484 (2003)(Section 301.3137).

SEARCH AND RESCUE COUNCIL LICENSE PLATE - This act allows members of the search and rescue council of Missouri to receive specialized license plates (section 301.3146)(SA 2).

FORMER LEGISLATORS - This act allows former members of the Missouri legislature to receive special license plates. This provision is similar to one contained in HB 1789

(2002)(Section 301.3106).

STREET RODS AND CUSTOM VEHICLE REGISTRATION - This act establishes new registration procedures for street rods and custom vehicles. The act defines "street rod" and "custom vehicle". The annual fee for these vehicles shall equal the fee charged for a personalized license plate (\$15) plus regular registration fees. Owners of these types of vehicles must certify at the time of registration that the vehicles will be maintained for occasional transportation, exhibits, club activities, parades, tours, and similar uses and will not be used for general daily transportation. These vehicles are exempt from vehicle inspections and emission tests. License plates for these categories of vehicles shall bear the words "STREET ROD" or "CUSTOM VEHICLE". A street rod or custom vehicle may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors. A "blue dot tail light" is a red lamp installed in the rear of the motor vehicle which contains a blue or purple insert that is not more than one inch in diameter. These provisions are similar to HB 598, SB 570 and HB 283(2003)(Section 301.132).

BOY SCOUT/GIRL SCOUT PLATES - This act allows for special license plates designated "Boy Scouts of America", "Girl Scouts of America", and "Gold Award". To obtain these plates, a person must get an emblem-use authorization statement (\$25 contribution). Persons wanting a "Boy Scouts of America" plate must get the authorization statement from any local district council in the state. Persons wanting a "Girl Scouts of America" or "Gold Award" plate must get the authorization statement from the Girl Scouts of America. The use authorization statement must be presented to the Department of Revenue at the time of registration along with a \$15 fee in addition to the registration fee and other documents required by law. No additional fee will be charged for personalization of these plates. Revenue collected from authorization contributions, minus any reasonable administrative cost, will be used solely for the purposes of the respective organizations. This portion of this act is identical to HB 626 (2003)(Sections 301.3139, 301.3140, and 301.3141).

CAMP QUALITY LICENSE PLATES - This act allows persons who make a \$25 contribution to Camp Quality of Missouri to receive license plates with that organization's insignia. Contributions received by the organization will be used for providing scholarships to children with cancer (Sections 301.3144).

STATE TROOPERS EMERGENCY RELIEF SOCIETY - This act allows members of the Missouri Association of State Troopers Emergency Relief Society to obtain license plates bearing the organization's emblem. The Missouri Association of State

Troopers Emergency Relief Society will authorize the use of its emblem after receiving a \$25 emblem-use contribution fee. This fee must be used solely for the purposes of Missouri Association of State Troopers Emergency Relief Society. In addition to the \$25 contribution, any applicant desiring this specialized license plate shall pay \$15 in addition to regular registration fees. This provision is similar to SB 216 (2003)(Section 301.3130).

LEWIS AND CLARK LICENSE PLATE - This act allows motorists to obtain Lewis and Clark special license plates. After paying an annual contribution of \$25 to the Missouri Travel Council, a \$15 special license plate fee, and regular registration fees, a set of special license plates depicting the Lewis and Clark expedition will be issued. This portion of the act is identical to SB 1200 (Section 301.3133).

SALVAGE VEHICLE - This act revises the definition of "salvage vehicle" to include any motor vehicle, semitrailer, or house trailer which has been damaged to the extent that the total cost of repairs to rebuild the vehicle to its condition immediately before it was damaged exceeds 75% of the fair market value of the vehicle prior to the damage. The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems or any sales tax for parts or materials to rebuild the vehicle (Section 301.010). Under this act, every insurance company that pays a claim on a salvage vehicle in which the insured retains ownership thereof, shall notify the claimant that he or she must obtain a salvage certificate of ownership from the Department of Revenue (Section 301.020). The act defines "fair market value". Salvage titles may be negotiable with one reassignment on the back of the title by registered dealers or insurance companies (Section 301.217). This act is similar to SB 1262 and HB 1284 (2004).

LICENSING OF SALVAGE MOTOR VEHICLE DEALERS - Under this act, a certification by a member of the highway patrol is required. In first class counties, however, the certification may be performed by a metropolitan police officer (Section 301.221).

STOLEN VEHICLES - SALVAGE DETERMINATION - This act allows insurance companies to obtain clean title without a salvage designation for stolen vehicles which has sustained not sustained damage to the extent that the vehicle would have been declared a salvage vehicle (75% threshold). If the insurance company determines that the stolen vehicle has not exceeded the damage threshold, then the insurance company may have the vehicle inspected by the highway patrol. After the stolen vehicle has been inspected and the insurance company returns any previously issued salvage certificate, the department of revenue will issue the company a certificate

without the salvage designation (Section 301.227).

INSURANCE COMPANIES/CLAIMS ADJUSTMENT - This act allows insurance companies who purchase a vehicle through the claims adjustment process for which the company is unable to obtain a negotiable title to apply for a salvage certificate of title (Section 301.193).

OUT OF STATE SALVAGE TITLE INSPECTION PROCESS - Under this act, before an original Missouri certificate of ownership is issued, if a salvage certificate of title has been issued for the same vehicle but no prior inspection and verification has been made in this state, an inspection and a verification of the VIN numbers shall be conducted by the Highway Patrol (Section 301.190).

SALVAGE MOTOR VEHICLE DEALER LICENSE - This act requires salvage motor vehicle licenses to renewed biennially instead of annually and increases the annual fee from \$65 to \$130 for a biennial license (Section 301.219).

TRANSFER NOTICE (SB 840) - This act establishes a transfer notice procedure when one person sells or transfers an interest in a motor vehicle to another person. Under the terms of the act, the transferor must notify the department of revenue within 10 days of transferring the motor vehicle. The department of revenue will determine the notice's form. Transfers to and from motor vehicle dealers are exempt from the provisions of this act. The notice required by this act does not constitute an assignment or release of any interest in the vehicle. Retail sales including sales of new vehicles made by license dealers shall be reported pursuant to the monthly sales report law. Once the department of revenue receives the transfer notice, it shall make a notation in its records that the motor vehicle has been transferred. Until a new title is issued for the transferred motor vehicle, whenever the department is asked to provide the name of the owner of the motor vehicle as show in its records, or when the law requires the department to provide the name of the owner that appears on the title, the department shall provide the owner's name on the title and indicate that the records show a notification of transfer but do not show a title transfer. The department shall also provide the name of the transferee if available. If the department does not receive a title application from the named transferee within 60 days of receiving the transfer notice, the department shall notify the transferee to apply for title. A person will be guilty of a Class C misdemeanor if he knowingly submits false information on the transfer notice (Sections 301.196-301.198). The act provides that sellers of motor vehicles who fail to provide transfer notice shall be guilty of an infraction. These provisions are similar to ones contained in SS/SCS/HCS/HB 600 (2003). These provisions will not go into effect until



January 1, 2006.

**MONTHLY SALES REPORTS** The act allows the department of revenue to levy penalties against dealers who fail to file monthly sales reports or file them untimely. The act provides that delinquent filers shall be subject to the disciplinary provisions of Section 301.562 (revocation or suspension of license) or a penalty up to \$300 per violation. The act allows monthly sales reports to be filed electronically January 1, 2006. Dealers selling 20 or more motor vehicle dealers per month shall be required to file such reports beginning January 1, 2007. Dealers filing their monthly sales report electronically are exempt from filing the notice of transfer and those who do not file electronically shall submit the notice of transfer with their monthly sales report (Section 301.280).

**STANDARDS FOR TOWING COMPANIES** - This act provides that towing companies performing tows pursuant to section 304.155 (law enforcement requested tows) and 304.157 (nonconsensual private property tows) shall meet the following requirements:

- (1) Have a verifiable business address or storefront;
- (2) Have a fenced, secure and lighted storage lot or an enclosed, secure building for the storage of vehicles;
- (3) Be available 24 hours a day, 7 days a week;
- (4) Maintain an insurance policy or other form of security in the amount of \$500,000 per incident;
- (5) Provide worker's compensation on all of its employees, if required to do so by law; and
- (6) Maintain current motor vehicle registrations on all the tow trucks within the towing company's fleet (Section 304.154).

2nd, 3rd and 4th class counties are exempt from the towing standards section.

**TOWER ONLINE ACCESS TO DOR RECORDS** - This act modifies the towing statutes to allow towers to access Department of Revenue records when attempting to discover abandoned property owners (Sections 304.155.6 and 304.157).

**ABANDONING A MOTOR VEHICLE** - This act modifies the current criminal statute on abandoning a motor vehicle. Under this act, the last owner of record of a motor vehicle shall be deemed prima facie to have been the owner of the motor vehicle at the time of abandonment. The last owner of record shall not be deemed to have been the owner of the motor vehicle or

to have been the person who abandoned the vehicle if the person has filed notice with the Department of Revenue pursuant to section 301.196 that the person's interest in the motor vehicle has been transferred. The registered owner shall not be subject to the penalties of the statute if the motor vehicle was in the care, custody, or control of another person at the time of the violation. The owner can submit an affidavit naming the other person who was in control of the car. The affidavit shall raise a rebuttable presumption that the named person in the affidavit was in control of the vehicle. The court can then terminate the prosecution. If the vehicle is alleged to have been stolen, the owner shall submit a police report. Any person convicted of abandoning a motor vehicle shall be liable for all towing and storage charges and such liability shall remain even if the motor vehicle is sold pursuant a towing lien (section 577.080).

KANSAS CITY AND ABANDONED PROPERTY - This act allows Kansas City to adopt by ordinance regulations for the removal and sale of abandoned property by requiring: (1) The Department of Revenue to search the records to determine ownership of the abandoned property; (2) Notification to the owner by mail advising of the towing and impoundment; (3) Vehicles older than six years and more than 50% damaged by collision, fire, or decay that are valued at less than \$200, be held at least 10 days before being sold to a licensed salvage or scrap business; and (4) All other vehicles be held at least 30 days before being sold. This act is similar to HCS/HB 1201 (2004) (SA 6)(Section 304.156).

LAW ENFORCEMENT TOWS - This act authorizes a law enforcement officer to remove abandoned property abandoned on the right-of-way of an interstate highway which is left unattended for 2 hours, instead of 10 hours, if the law enforcement officer determines that the abandoned property to be a serious hazard to other motorists. The act also authorizes a law enforcement officer to remove abandoned property abandoned on the right-of-way of an interstate highway outside of an urbanized area which is left unattended for 2 hours, instead of 48 hours, if the law enforcement officer determines that the abandoned property to be a serious hazard to other motorists (section 304.155).

STAGGERED REGISTRATION FOR COMMERCIAL MOTOR VEHICLES - Under current law, commercial motor vehicles are required to be registered on an annual basis. This act adds an option at the Missouri Highways and Transportation Commission's discretion to begin a one-year registration on the beginning date of a quarter. The act allows for registration periods greater than one year during the transition period. This act transfers the penalties that may be assessed to the applicable periods before each quarter so that there is no change in penalty enforcement. The act allows the issuance of a partial year

registration for additions to a fleet as a convenience to the customer (so all registrations for one customer will expire at the same time). The act deletes a provision relating to prorated registration fees over the course of a year that will no longer be necessary since partial registrations will now be allowed for only such reasons as determined by the commission (subsection 5 of section 301.041). This act updates the plate display provision to change it from December 31 to the day before each quarter begins, as applicable. The act removes references to the Highway Reciprocity Commission and the Division of Motor Carrier and Railroad Safety and replaces those references with the commission (Sections 301.041, 390.136, 390.340, 308.283, and 622.095).

**RAILROAD CROSSINGS** - This act requires operators of commercial motor vehicles to reduce their speed and check that a railroad track is clear of an approaching train (Section 304.035).

**COMMERCIAL DRIVER'S LICENSES** - This act makes several revisions to the commercial driver's license law. These provisions are substantially similar to those contained in HB 1118 (2004).

**SCHOOL BUS ENDORSEMENT** - Any individual who operates a school bus must have a school bus endorsement on their driver's license. In order to obtain a school bus endorsement, an applicant must submit two sets of fingerprints. One set of prints will be used by the State Highway Patrol to search the criminal history repository, and the second set will be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files. The applicant will pay the fee for the state criminal history information and the federal criminal history record. The act also allows applicants who have a school bus endorsement from another state to receive one in Missouri (Sections 302.177, 302.272, and 302.273).

**DRIVING WHILE REVOKED - CDL** - This act creates the crime of driving a commercial motor vehicle while revoked if a person operates a commercial motor vehicle with a revoked, suspended, canceled license or is otherwise disqualified from operating a commercial motor vehicle. This offense is a Class A misdemeanor. Driving a commercial motor vehicle on a fourth or subsequent offense with commercial driving privileges revoked or suspended, with no prior alcohol-related enforcement contacts, and the defendant waived the right to an attorney and the prior three offenses occurred within 10 years and the person served a 10-day sentence on the previous offenses is a Class D felony. Any person with a prior alcohol-related contact convicted of driving a commercial motor while revoked a third or subsequent time is guilty of a Class D felony. Driving a commercial motor vehicle while revoked is a Class D felony on the second or subsequent DWI

conviction. Driving a commercial motor vehicle while revoked on a fourth or subsequent conviction for other offenses is a Class D felony (Section 302.727).

DRIVER IMPROVEMENT PROGRAM/LIMITED DRIVING PRIVILEGES - Under this act, holders of a commercial driver's license can avoid the assessment of points upon the completion of a driver-improvement program (Section 302.302.5). CDL holders will not be allowed limited driving privileges for a commercial vehicle if their driving privileges are suspended, revoked, canceled, denied, or disqualified. This limitation, however, shall not prevent the individual from obtaining a limited driving privilege for a noncommercial motor vehicle if otherwise qualified (Section 302.309).

APPLICATION PROCEDURE -STATE RECORD CHECKS - This act requires applicants for a CDL to disclose the names of all states which have issued them a CDL during the previous 10-year period (Section 302.735). The Director of the Department of Revenue is required before the initial issuance of a CDL and for the first renewal to obtain driving record information from any state licensing system in which the person had been issued a license . A CDL driving record must contain a complete history of the driver, including information and convictions from previous states of licensure (Section 302.740).

DISQUALIFICATION AND OTHER OFFENSES - The act modifies the definition of "disqualification" to include suspension and revocation of commercial driver's licenses, withdrawal of driving privileges, or a determination by the Federal Motor Carrier Safety Administrator that the driver is not qualified to operate a commercial motor vehicle (section 302.700). The act modifies the definition of commercial motor vehicle to include vehicles designed to transport 16 or more passengers instead of 15 as provided by the current law. The act modifies the definition of "driving under the influence of alcohol" to include offenses committed while driving a commercial or noncommercial motor vehicle. The act modifies the definition of "serious traffic violation" to include driving a commercial motor vehicle without a CDL license in the person's possession (may later submit proof to the court of proper licensure) or driving a commercial motor vehicle without the proper endorsement for the type of vehicle being driven or cargo being transported. The director is required to disqualify any driver the U. S. Secretary of Transportation has determined to constitute an imminent hazard. A person who drives a commercial motor vehicle without having his or her CDL license in his or her possession shall be guilty of a Class A misdemeanor (section 302.725). Driving a commercial motor vehicle which causes a fatality due to negligent operation shall disqualify the driver (Section 302.755).

OUT-OF-SERVICE ORDERS - Any driver who violates an out-of-

service order is subject to a civil penalty not to exceed an amount determined by the U. S. Secretary of Transportation in addition to the disqualification (Section 302.756).

EXPUNGEMENT OR MASKING OF CDL RECORDS - This act provides that individuals who have been issued CDL licenses shall not have the right to have an alcohol-related offense expunged from their records (Section 577.054). Under this act, no federal, state, county, municipal, or local court can defer imposition of judgment, suspend imposition of sentence, or allow an individual who possesses or is required to possess a CDL to enter into a diversion program that will prevent a conviction for any violation of any traffic law from appearing on the driver's record maintained by the Department of Revenue (Section 302.345). Under federal law, a state must not mask, defer imposition of judgment, or allow an individual to enter into a diversion program that would prevent a CDL driver's conviction for any violation, in any type of motor vehicle, of a state or local traffic control law (except a parking violation) from appearing on the driver's record, whether the driver was convicted for an offense committed in the State where the driver is licensed or another state (49 CFR Section 384.226). Failure to comply with this federal directive could lead to the withholding of federal highway funds (Section 577.054).

The commercial driver license provisions of the act will become effective September 30, 2005.

TRAFFIC SIGNAL PREEMPTION SYSTEMS - This act regulates the use of "Traffic Signal Preemption Systems" (TSPS). These devices are used to control traffic signals at intersections. Under the act, these devices may be used by:

- (1) Emergency vehicle operators during an emergency;
- (2) Authorized bus operators to maintain a longer green light; and
- (3) An authorized operator in a traffic signal maintenance vehicle in order to facilitate traffic signal maintenance activities.

An unauthorized person using such a device shall be guilty of a Class B misdemeanor. This act is similar to SB 1146 (2004)(SA 7)(Section 304.031). This act provides that no motor vehicle driver shall be convicted of any traffic violation if there is evidence that a TSPS has been used by a government official to improperly change the sequence of the traffic signals (SA 16).

ATVS - This act modifies the definition of ATVs and allows passengers to ride on ATVs if the seat of such vehicles are designed to carry more than one person. The ATV definition is modified by increasing the unladen dry weight of an ATV from

600 pounds to 1,000 pounds and by providing that an ATV may be a vehicle with a seat designed to carry more than one person. This provision was contained in SB 1088 (2004) and the Truly Agreed To version of HB 327 and HB 598 (2003)(SA 9).

FLASHING LIGHTS - This act allows commercial transport vehicles or railroad passenger cars that are stopped to load or unload passengers to use alternately flashing warning signals (Section 307.100). This provision is contained in SB 772 (2004)(SA 10).

LOW-SPEED VEHICLES - This act allows operators of low-speed vehicles to use public highways under certain conditions. According to federal regulations, a low-speed vehicle is a four-wheeled vehicle whose top speed is greater than 20 mph but less than 25 mph. All low-speed vehicles must be manufactured in compliance with the National Highway Traffic Safety Administration standards. A low-speed vehicle shall not be operated on a street or highway with a posted speed limit greater than 35 mph. A low-speed vehicle shall be exempt from inspection and emission testing, but must comply with the federal standards. Every operator of a low-speed vehicle shall maintain financial responsibility as required under Chapter 303, RSMo. Every operator of a low-speed vehicle must have a driver's license. City and counties may promulgate ordinances which are more stringent than this act. These provisions were contained SCS/SB 771 (2004) and in SB 594 and HB 327 (2003)(Section 304.029)(SA 11).

MOTOR VEHICLE EXTENDED SERVICE CONTRACTS - The act regulates the sale of motor vehicle extended service contracts for the repair, replacement or maintenance of motor vehicles. The act does not apply to warranties, maintenance agreements, commercial transactions and service contracts sold to non-consumers. The act requires those providing service under a motor vehicle extended service contract to demonstrate financial responsibility by insuring the service contracts under reimbursement insurance policies or by other means such as providing a surety bond. Service contract administrators are required to register with the Department of Insurance. The act provides for the requirements of a reimbursement policy for insuring a service contract. The act specifies the form and content of motor vehicle extended service contracts and requires contract administrators to maintain certain records. This act provides for civil penalties for violating the act and gives the Director of the Department of Insurance various powers to enforce the act's provisions.

This act is based after the National Association of Insurance Commissioners (NAIC) Service Contracts Model Act. The provisions of the motor vehicle extended service contract act has an effective date of January 1, 2007 (Sections 407.1200 - 407.1227)(SA 12).

REGIONAL TAXICAB COMMISSION - This act allows the Regional Taxicab Commission to impose administrative penalties (not to exceed \$200). The Commission shall develop a schedule of penalties which shall be available to the public and taxicab drivers (sections 67.1800 and 67.1818)(sa). The act allows the commission to request criminal record reviews from the Highway Patrol. Prospective taxicab drivers shall submit 2 sets of fingerprints to the Highway Patrol for the purpose of checking the person's criminal history. The prospective or current driver shall pay all appropriate fees to have the criminal record background check conducted (Section 1)(SA 13). This act allows the commission to require taxicabs operating under its jurisdiction to display special license plates (Section 67.1808). The act establishes a taxicab plate and specifically allows the Commission to confiscate the plates (section 1) (SA 14).

NAACP LICENSE PLATE - This act allows members of the NAACP to obtain specialized license plates after making a \$25 contribution to the NAACP (Section 301.3074)(SA 15).

EMISSION INSPECTION EXEMPTION - This act provides that vehicles manufactured twenty-six years prior to the current model year are exempt from the emission inspection process (sections 307.366 and 643.315). This act is similar to SB 900 (2004) (SA 19).

STEPHEN WITTE

020504	S First Read	S239
020904	Second Read and Referred S Transportation Committee	S263
021704	Hearing Conducted S Transportation Committee	
030404	SCS Voted Do Pass w/SCS SBs 1233, 840 & 1043 S Transportation Committee (2561S.07C)	
030404	Reported From S Transportation Com. to Floor w/SCS	S536
031704	Bill Placed on Informal Calendar	S679
033004	SS for SCS S offered (Dolan) (2561S.09F)	S740
033004	SA 1 to SS for SCS S offered & adopted (Shields)	S740-743
033004	SA 2 to SS for SCS S offered & adopted (Shields)	S743-744
033004	SA 3 to SS for SCS S offered & adopted (Callahan)	S744
033004	SA 4 to SS for SCS S offered & adopted (Callahan)	S744-745
033004	SA 5 to SS for SCS S offered & defeated (Callahan)	S745-746
033004	SA 6 to SS for SCS S offered & adopted (Callahan)	S746-750
033004	SA 7 to SS for SCS S offered & adopted (Dougherty)	S750
033004	SA 8 to SS for SCS S offered & adopted (Dolan)	S750-751
033004	SA 9 to SS for SCS S offered & adopted (Steelman)	S751-752
033004	SA 10 to SS for SCS S offered & adopted (Bray)	S752
033004	SA 11 to SS for SCS S offered & adopted (Bray)	S752-753
033004	SA 12 to SS for SCS S offered & adopted (Griesheimer)	S753-759
033004	SA 13 to SS for SCS S offered & adopted (Dolan)	S759-761
033004	SA 14 to SS for SCS S offered & adopted (Dolan)	S761-762
033004	SA 15 to SS for SCS S offered & adopted (Bland)	S762-763

033004 SA 16 to SS for SCS S offered & adopted (Days)	S763
033004 SA 17 to SS for SCS S offered & withdrawn (Shields)	S763-765
033004 SA 18 to SS for SCS S offered & Ruled out of order (Jacob)	S765-766
033004 SA 19 to SS for SCS S offered & adopted (Goode)	S766-770
033004 SA 20 to SS for SCS S offered & adopted (Goode)	S770
033004 SA 21 to SS for SCS S offered (Jacob)	S770-771
033004 SA 1 to SA 21 to SS for SCS S offered & adopted (Dolan)	S771
033004 SA 21 to SS for SCS, as amended, S adopted	S771
033004 SS for SCS, as amended, S adopted	S771
033004 Perfected	S771
040504 Reported Truly Perfected S Rules Committee	S831
040504 Referred S Governmental Accountability & Fiscal Oversight Committee	S835
040704 Hearing Conducted S Fiscal Oversight Committee	
040704 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
040704 Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor	S878
040804 Bill Placed on Informal Calendar	S907
040804 S Third Read and Passed	S911
040804 H First Read	H1044
041304 H Second Read	H1055
042204 Referred H Transportation & Motor Vehicles Committee	H1200

EFFECTIVE :           Varies

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\*\*SB 1234\*\*

SCS SB 1234

SENATE SPONSOR   Mathewson

4484S.02C

SB 1234 - This act implements the jobs now infrastructure program. This is a plan to redirect existing revenues currently used by several tax credit programs. This redirected revenue, would then be used as bond payments to produce revenue for the jobs now fund. The bonds will be issued by the Missouri Development Finance Board to assist cities, counties and other public entities with infrastructure development.

Sixty percent of the jobs now fund will be allocated for direct grants and low interest/no interest loans for public infrastructures projects; twenty percent of the funds will be allocated for grants and loans to public entities that can be used to leverage federal or non-state dollars; and twenty percent of the funds will be allocated for public college and university facilities that show an investment in industries with probability of creating jobs in the future.

The jobs now infrastructure program would include certain road and bridge projects; rail spurs; levies; drainage-to include curb gutters; sidewalks and lighting; public buildings;



demolition and remediation; ADA compliance for public facilities; water and sewer facilities; broadband infrastructure; airports and others. Eligible infrastructure activities may include cost associated with design and planning and/or payment of bond insurance for local bond issuances.

The jobs now infrastructure program also includes an enhanced Enterprise Zone Program. The current Enterprise Zones will be allowed to run the life of their term plus the 7-year extension. The Enhanced Enterprise Zone Program (EEZ) would be officially designated by the Department of Economic Development (DED) and approved by the Joint Committee on Economic Development Policy and Planning. All zones would be required to demonstrate a specific degree of economic distress; in addition to economic distress, new zones could be named based on applications that would demonstrate the potential for creation of sustainable jobs in targeted industry cluster development.

Under the act, local governments may abate real property tax at a minimum of 50% and may expand the local abatement up to 100% for EEZ for up to 25 years. Any abatement requires a public notice and a public hearing with notification of the Department of Economic Development. After local abatement has occurred, a project within an EEZ would be eligible to be considered for state tax credits.

Credits granted to a company may be sellable or the company may seek a refund for any portion of the credits that would exceed their tax liability. The EEZ program will limit the state tax credits that may be issued to \$7 million yearly.

JEFF CRAVER

020504	S First Read	S245
021004	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S276
021804	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
030304	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee (4484S.02C)	
031104	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS	S627
040804	Bill Placed on Informal Calendar	S907
041404	SS for SCS S offered (Mathewson) (4484S.08F)	S932
041404	SA 1 to SS for SCS S offered & adopted (Bland)	S932
041404	Bill Placed on Informal Calendar	S932
041404	SA 2 to SS for SCS S offered & adopted (Callahan)	S937
041404	SA 3 to SS for SCS S offered & Ruled out of order (Yeckel)	S937-939
041404	SA 4 to SS for SCS S offered (Loudon)	S939
041404	Point of order-SA 4 beyond scope & purpose (Jacob)	S939
041404	Bill Placed on Informal Calendar	S939
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

\*\*SB 1235\*\*

SCS SB 1235

SENATE SPONSOR Loudon

4462S.02P

SCS/SB 1235 - Under the current law, the Director of the Department of Insurance must disallow as an asset or deduction from liability to any ceding insurer any credit for reinsurance unless the reinsurance is payable to the ceding company and to its receiver if the ceding company is impaired or insolvent. This act removes the requirement that the ceding company be impaired (Section 375.246). Under this act, no setoff shall be allowed where the obligations between the person and the insurer arise from reinsurance relationships resulting in business where either the person or insurer has assumed risks and obligations from the other party and then has ceded back to that party substantially the same risks and obligations (Section 375.1198). The act also removes the December 31, 2005, sunset clause on two provisions of Section 375.1220 which allow an estimation of contingent liabilities to be used to fix creditors' claims during the liquidation process. The act provides that expert testimony concerning estimates of incurred but not reported losses may be received into evidence in any tribunal proceeding by the receiver or by the reinsurer, provided that the testimony is otherwise admissible (section 375.1220).

STEPHEN WITTE

020504	S First Read	S245
020904	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S263
021804	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
030304	SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent (4462S.02C)	
030804	Reported From S Small Business, Insurance & Ind. Relations Committee to Floor w/SCS - Consent	S554
031804	SA 1 to SCS S offered & adopted (Loudon)	S701
031804	SCS, as amended, S adopted	S701
031804	S Third Read and Passed - Consent	S701-702
032904	H First Read	H780
033004	H Second Read	H792
040104	Referred H Financial Services Committee	H907
040604	Hearing Cancelled H Financial Services Committee	
042004	Hearing Conducted H Financial Services Committee	
042004	Voted Do Pass H Financial Services Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1236\*\*

SENATE SPONSOR Kennedy

4386S.01I

Creates the Medical Imaging and Radiation Therapy Quality Assurance Act

021604 Second Read and Referred S Financial & Governmental S319  
Organization, Veterans' Affairs & Elections Committee

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\*\*SB 1237\*\*

SENATE SPONSOR Bartle

4273S.01I

Makes it unlawful to obstruct a securities investigation

021604 Second Read and Referred S Judiciary and Civil & S319  
Criminal Jurisprudence Committee

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\*\*SB 1238\*\*

SENATE SPONSOR Days

4528S.01I

Prohibits discrimination based upon a person's sexual orientation

021604 Second Read and Referred S Judiciary and Civil & S319-320  
Criminal Jurisprudence Committee

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\*\*SB 1239\*\*

SENATE SPONSOR Callahan

4497S.01I

Enables a new enterprise zone in portions of Independence and Sugar Creek

022504 Hearing Conducted S Economic Development, Tourism and  
Local Government Committee

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\*\*SB 1240\*\*

SCS SB 1240

SENATE SPONSOR Griesheimer

4450S.04P

SCS/SB 1240 - This act allows any county other than a

county on the nonpartisan court plan to use money collected for the maintenance and upkeep of a law library to pay for courtroom renovation and technology as well as for debt service on bonds issued by the county for such projects.

SUSAN HENDERSON

021104	S First Read	S282
021604	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S320
022504	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
030303	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (4450S.04C)	
030804	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S552
031704	SCS S adopted	S686
031704	S Third Read and Passed - Consent	S686
031804	H First Read	H760
032904	H Second Read	H771
040104	Referred H Judiciary Committee	H907
042104	Hearing Conducted H Judiciary Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1241\*\*

SENATE SPONSOR Yeckel

2999S.01I

Alters charter school laws

021604	Second Read and Referred S Education Committee	S320
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\*\*SB 1242\*\*

SENATE SPONSOR Wheeler

4520S.01P

SB 1242 - This act renders alterations to the Kansas City public school retirement system.

The alteration of Section 169.270, RSMo, would redefine the term "regular employee". Current law necessitates that a regular employee work in a position for five hours a day, five days a week. This act seeks to alter this provision by requiring that an employee only work a total of twenty-five hours a week, regardless of how many days it takes to work the twenty-five hours.

The modification of Subsection 12 of Section 169.291, RSMo, allows the retirement system to appoint more than three

physicians to its medical board. Current law allows for only three physicians on the board.

The revision of Subsection 3 of Section 169.295, RSMo, allows the board of trustees to use one or more banks for conducting business. Current law allows the board to utilize only one bank.

The alteration of Section 169.332, RSMo, allows the medical board to certify, for the purposes of approving a member's disability allowance, that a member is mentally or physically unable to perform their duties based on either a medical examination or other medical information. Current law allows for such a designation only after a medical examination.

DONALD THALHUBER

021104	S First Read	S282
021604	Second Read and Referred S Pensions & General Laws Committee	S320
022404	Hearing Conducted S Pensions & General Laws Committee-Consent	
030904	Voted Do Pass S Pensions and General Laws Committee-Consent	
031504	Reported From S Pensions & General Laws Committee to Floor - Consent	S635
033104	S Third Read and Passed - Consent	S784
033104	H First Read	H889-890
040104	H Second Read	H904
040104	Referred H Retirement Committee	H907
042204	Hearing Conducted H Retirement Committee	
042204	HCS Voted Do Pass H Retirement Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1243\*\*

SENATE SPONSOR Wheeler

4482S.01P

SB 1243 - This act requires the Public Administrator of Jackson County, who is serving as a conservator, to have pooled accounts audited at least once a year. The audit must review all receipts and disbursements of each estate account and a CPA must report to the judge about each account. The county is responsible for the expense of the audit.

Under this act, an account cannot be considered pooled unless:

- (1) It is maintained at a bank or saving and loan institution;
- (2) It is titled to reflect that the account is being held by a fiduciary; and

(3) The fiduciary maintains records that contain a statement of all accretions and disbursements and are maintained in the ordinary course of business.

SUSAN HENDERSON

021104	S First Read	S282
021604	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S320
022504	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
022504	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
030104	Reported From S Economic Development, Tourism & Local Government Committee to Floor - Consent	S496
031704	S Third Read and Passed - Consent	S674
031704	H First Read	H729
031804	H Second Read	H746
040104	Referred H Judiciary Committee	H907
041404	Hearing Conducted H Judiciary Committee	
041404	Voted Do Pass H Judiciary Committee - Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1244\*\*

SENATE SPONSOR Coleman

4512S.01I

Revises the sexual offender registration law and the statute of limitations where the victim is eighteen or younger

030804 Hearing Conducted S Judiciary and Civil and Criminal  
Jurisprudence Committee

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\*\*SB 1245\*\*

SENATE SPONSOR Wheeler

4455S.01I

Allows physicians to jointly negotiate with certain health carriers

021604 Second Read and Referred S Small Business, Insurance  
and Industrial Relations Committee S320

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\*\*SB 1246\*\*

SENATE SPONSOR Quick

4578S.02I

Grants additional powers to park rangers in certain counties

022504 Hearing Cancelled S Economic Development, Tourism and  
Local Government Committee



\*\*SB 1247\*\*

SCS SB 1247

SENATE SPONSOR Dougherty

3581S.03P

SCS/SB 1247 - This act modifies the legal expense fund to include any licensed attorney in this state that practices law for no compensation at or through a tax exempt nonprofit community social services center. The aggregate of any payments from the legal expense fund shall be limited to a maximum of \$500,000 for all claims based upon the same act or acts alleged in a single cause and shall not exceed \$500,000 for any one claimant. All payments from insurance policies purchased by the state relating to the legal expense fund shall also be limited to \$500,000.

Liability or malpractice insurance possessed by an attorney shall not be considered available for payment of a claim to the extent that the legal expense fund is required to make payment. However, an attorney may obtain liability or malpractice insurance for coverage of claims or judgments for amounts that exceed the maximum coverage of the legal expense fund.

The Attorney General shall promulgate rules regarding contract procedure and the documentation of legal practice for attorneys covered by this act.

This act is similar to SB 284 (2003).

JIM ERTLE

021204	S First Read	S302
021604	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S320
030804	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
030804	SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (3581S.03C)	
031504	Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent	S636
033004	Referred S Governmental Accountability & Fiscal Oversight Committee	S738
040104	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
040104	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
040104	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S818
040104	SCS S adopted	S820
040104	S Third Read and Passed - Consent	S820-821
040104	H First Read	H909
040504	H Second Read	H927
040804	Referred H Judiciary Committee	H1030



042104 Hearing Conducted H Judiciary Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1248\*\*

SENATE SPONSOR Callahan

4254S.02I

Establishes certain employment rights of emergency response  
personnel aimed at preventing strikes021604 Second Read and Referred S Small Business, Insurance S320  
and Industrial Relations Committee-----  
\*\*SB 1249\*\*

SENATE SPONSOR Champion

4584S.01P

SB 1249 - This act codifies Executive Order 03-27 issued by  
Governor Holden on December 2, 2004, into statute. The act  
expands the preference given by state bodies to Missouri  
businesses.

RICHARD MOORE

021204 S First Read	S302
021604 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee	S320
022304 Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
030204 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee-Consent	
030804 Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor - Consent	S552
031704 S Third Read and Passed - Consent	S686-687
031804 H First Read	H760
032904 H Second Read	H771
040104 Referred H Job Creation & Economic Development Committee	H907
041404 Hearing Conducted H Job Creation and Economic Development Committee	
042104 Voted Do Pass H Job Creation & Economic Development Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1250\*\*

SCS SB 1250

SENATE SPONSOR Scott

4583S.02P

SCS/SB 1250 - This legislation pertains to the Missouri Propane Education and Research Council.

The change in this substitute involved deleting the word "producers" from subsection 3 and replacing it with "wholesalers or resellers".

This act modifies the membership requirements for the council; first by increasing the number of members from six to nine, clarifying that members may be appointed to a maximum of two consecutive terms, stating that members filling unexpired terms will not have any partial term of service count against the two-term limitation, and by limiting former members from being reappointed if they have not been members for one year.

MEGAN CRAIN

021204	S First Read	S302
021604	Second Read and Referred S Pensions & General Laws Committee	S320
022404	Hearing Conducted S Pensions & General Laws Committee	
030204	SCS Voted Do Pass S Pensions & General Laws Committee-Consent (4583S.02C)	
030804	Reported From S Pensions & General Laws Committee to Floor w/SCS - Consent	S553
031704	SCS S adopted	S689
031704	S Third Read and Passed - Consent	S689-690
031804	H First Read	H760-761
032904	H Second Read	H771
040104	Referred H Communication, Energy & Technology Committee	H907
040604	Hearing Conducted H Communications, Energy & Technology Committee	
042004	Voted Do Pass H Communications, Energy & Technology Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1251\*\*

SENATE SPONSOR Dolan

4125S.04I

Repeals mandatory inspections on certain vehicles and revises law regarding motor vehicle registration

030904 Hearing Conducted S Transportation Committee

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\*\*SB 1252\*\*

SENATE SPONSOR Mathewson

4587S.01I

Requires certain persons to pay restitution to a public agency for emergency services

031504 Hearing Conducted S Judiciary and Civil and Criminal



\*\*SB 1253\*\*

SCS SB 1253

SENATE SPONSOR Mathewson

4547S.02P

SCS/SB 1253 - This act clarifies the definition of "city"  
or "such city" in relation to urban redevelopment.

SUSAN HENDERSON

021204	S First Read	S302
021604	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S320
022504	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
022504	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (4547S.02C)	
030104	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S496
031704	SCS S adopted	S674
031704	S Third Read and Passed - Consent	S674-675
031704	H First Read	H729-730
031804	H Second Read	H746
040104	Referred H Special Committee on General Laws	H907
040604	Hearing Conducted H Special Committee on General Laws	
041304	Voted Do Pass H Special Committee on General Laws - Consent	

EFFECTIVE : August 28, 2004

\*\*SB 1254\*\*

SCS SB 1254

SENATE SPONSOR Klindt

4633S.02C

SCS/SB 1254 - This act pertains to the Missouri Air  
Emissions Reduction Fund.

This act opens up moneys in the fund to be used for programs  
that encourage alternative energy sources - and changes the word  
"shall" to "may".

MEGAN CRAIN

021604	S First Read	S306
021704	Second Read and Referred S Commerce & the Environment Committee	S329
031604	Hearing Conducted S Commerce & the Environment Committee	
031804	SCS Voted Do Pass S Commerce & the Environment Committee (4633S.02C)	
031804	Reported From S Commerce & the Environment Committee to Floor w/SCS	S705

040804 Bill Placed on Informal Calendar S908  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004  
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\*\*SB 1255\*\*

SENATE SPONSOR Dougherty

4620L.01I

Authorizes advanced practice nurses to prescribe certain  
 controlled substances

042704 Hearing Scheduled S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee

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 \*\*SB 1256\*\*

SENATE SPONSOR Caskey

4605S.01I

Establishes a District Attorney System

031504 Hearing Conducted S Judiciary and Civil & Criminal  
 Jurisprudence Committee

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 \*\*SB 1257\*\*

HCS SCS SB 945, SB 803 & SB 1257

SENATE SPONSOR Days

4595S.01P

021604 S First Read	S306
021704 Second Read and Referred S Education Committee	S329
022404 Hearing Conducted S Education Committee-Consent	
030204 Voted Do Pass S Education Committee-Consent	
030804 Reported From S Education Committee to Floor-Consent	S553
031704 S Third Read and Passed - Consent	S687
031804 H First Read	H761
032904 H Second Read	H771
040104 Referred H Education Committee	H907
040704 Hearing Conducted H Education Committee	
041404 Bill Combined w/HCS SCS SB 945, SB 803 & SB 1257 H Education Committee	

EFFECTIVE : August 28, 2004  
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\*\*SB 1258\*\*

SENATE SPONSOR Scott

4640S.01I

Creates the crime of kidnapping a child by taking or  
 confining the child without parental consent

030204 Hearing Conducted S Judiciary and Civil & Criminal



\*\*SB 1259\*\*

SENATE SPONSOR Childers

4271S.02P

SB 1259 - This act allows nonresidents born after January 1, 1984, to operate a vessel on the lakes of this state with a temporary boater education permit. The permit may be obtained from the State Water Patrol by completing and passing a written examination developed by the Missouri State Water Patrol. The permit shall expire if the nonresident obtains a permanent identification card or 30 days after its issuance, whichever occurs first. A \$10 fee will be charged for the temporary permit. Upon successful completion of the test and prior to renting a vessel, the business entity responsible for giving the examination shall collect and forward the fees to the Missouri State Water Patrol. The temporary boater permit provision has a termination date of December 31, 2010.

STEPHEN WITTE

021604	S First Read	S306
022304	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S358
030304	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
031004	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
031504	Reported From S Economic Development, Tourism and Local Government Committee to Floor-Consent	S634
032904	S Third Read and Passed - Consent	S720
033004	H First Read	H821
033104	H Second Read	H830
040104	Referred H Transportation & Motor Vehicle Committee	H907
041404	Hearing Conducted H Transportation & Motor Vehicle Committee	
042104	HCS Voted Do Pass H Transportation & Motor Vehicle Committee-Consent	

EFFECTIVE : August 28, 2004

\*\*SB 1260\*\*

SENATE SPONSOR Dolan

4539S.01I

SCS/SB 1260 - This act permits a law enforcement officer to enforce the seat belt law if the violation is clearly visible to the officer without stopping the vehicle. The act provides noncompliance with the seat belt law shall not constitute probable cause for a search of the driver, passenger, or vehicle. The act also increases the seat belt fine from \$10 to \$15.

STEPHEN WITTE

021604 S First Read S306  
 022304 Second Read and Referred S Judiciary and Civil & S358  
       Criminal Jurisprudence Committee  
 022504 Re-referred S Transportation Committee S376  
 030204 Hearing Conducted S Transportation Committee  
 030404 SCS Voted Do Pass S Transportation Com. (4539S.02C)

EFFECTIVE : August 28, 2004

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 \*\*SB 1261\*\*

SENATE SPONSOR Dolan

3662S.02I

Expands "occupational diseases" within Workers' Compensation

022304 Second Read and Referred S Small Business, Insurance S358  
       and Industrial Relations Committee

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 \*\*SB 1262\*\*

SCS SB 1262

SENATE SPONSOR Dolan

4571S.07P

SCS/SB 1262 - This act revises the definition of "salvage vehicle" to include any motor vehicle, semitrailer, or house trailer which has been damaged to the extent that the total cost of repairs to rebuild the vehicle to its condition immediately before it was damaged exceeds 75% of the fair market value of the vehicle prior to the damage. The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems or any sales tax for parts or materials to rebuild the vehicle (Section 301.010). The act defines "fair market value." Salvage titles may be negotiable with one reassignment on the back of the title by registered dealers or insurance companies (Section 301.217).

This act is similar to SB 1262 and HB 1284 (2004).  
 STEPHEN WITTE

021604 S First Read S306-307  
 021704 Second Read and Referred S Transportation Committee S329  
 030204 Hearing Conducted S Transportation Committee  
 030404 SCS Voted Do Pass S Transportation Committee-Consent  
       (4571S.07C)  
 030804 Reported From S Transportation Committee to S554  
       Floor w/SCS - Consent  
 031804 SCS S adopted S700



031804 S Third Read and Passed - Consent	S700
032904 H First Read	H780
033004 H Second Read	H792
040104 Referred H Transportation & Motor Vehicle Committee	H907
042104 Hearing Conducted H Transportation & Motor Vehicle Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1263\*\*

SENATE SPONSOR Dolan

4570S.01I

Revises the law regarding car rental insurance agreements

031604 Hearing Conducted S Transportation Committee

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\*\*SB 1264\*\*

SENATE SPONSOR Scott

4257S.03I

SCS/SB 1264 - This act requires:

(1) At any time the Highways and Transportation Commission exercises eminent domain, all parties shall consider the restriction of or loss of access to any adjacent highway as an element of damages;

(2) The condemning entity to declare the exact location of the property desired;

(3) State the specific intended use of the property;

(4) The taking entity shall not make use of any such property in a manner inconsistent with the purpose for the taking;

(5) When the property taken is being utilized as agricultural land at the time of the taking, the taking entity shall restore any land not encumbered by the improvement, as closely as possible, to the prior condition so as to allow the land to be used in an agricultural manner;

(6) The property owner has the right to buy back any condemned property that the condemning entity does not use for 10 years at the original price;

(7) Easements acquired through eminent domain shall not be used for any rails-to-trails system upon abandonment by the entity acquiring the easement;

(8) The original property owner has the right to buy back any taken property, taken in fee, that was part of a larger parcel, that the condemning entity does not use for ten years at fair market value, subject to certain restrictions;

(9) The taking entity shall negotiate any repurchase of easement rights or fee interest as provided by subsection 8 of Section 523.010, RSMo.

(10) Provides for the transfer of any taken property should the prior owner not wish to retain the property.

(11) The provisions of subsection 8 of Section 523.010, RSMo, shall not apply to takings occurring in the City of St. Louis, Kansas City, St. Louis County, St. Charles County, or Jackson County.

(12) The Circuit Court in the county where the property in question is located shall by declaratory judgment decided issues associated with the taking. The court shall use a reasonable person standard in making their determination. Court costs may be awarded;

(13) Section 523.010, RSMo, shall not apply to easements acquired by a railroad through the use of eminent domain where the easements are to be used solely for the operation of the railroad;

(14) Establishes a method by which the court must appoint commissioners for condemnation proceedings. The condemning entity will select a commissioner, the landowner will select a commissioner, and the two parties must agree on an independent appraiser to serve as the third commissioner. If they cannot agree on a third commissioner, the court will appoint one; and

(15) The act makes minor modifications to Section 523.070, RSMo, relating to the cost of right-of-way condemnation proceedings.

This act is similar to HS/HCS/HB 1085 (2004).  
RICHARD MOORE

021604 S First Read	S307
022304 Second Read and Referred S Pensions & General Laws Committee	S358
031604 Hearing Conducted S Pensions & General Laws Committee	
042004 SCS Voted Do Pass S Pensions & General Laws Committee	
4257S.10C	

EFFECTIVE : August 28, 2004

\*\*SB 1265\*\*

SCS SB 1265

SENATE SPONSOR Bartle

3826S.02P

SCS/SB 1265 - This act establishes requirements for members of the Civilian Review Board. A member must be at least eighteen years old, a registered voter, and not convicted of a felony.

SUSAN HENDERSON

021604	S First Read	S307
022304	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S358
030204	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
030804	SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (3826S.02C)	
031504	Reported From S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent	S636
033104	SCS S adopted	S795
033104	S Third Read and Passed - Consent	S795
033104	H First Read	H890
040104	H Second Read	H904
040104	Referred H Crime Prevention & Public Safety Committee	H907
042004	Hearing Conducted H Crime Prevention & Public Safety Committee	

EFFECTIVE : August 28, 2004

\*\*SB 1266\*\*

SENATE SPONSOR Kennedy

4495S.01I

SB 1266 - This act includes "unborn children" of pregnant women within the definition of "children" for eligibility in the Children's Health Insurance Program.

This act is identical to HB 1307 (2004).  
LORIE TOWE

021704	S First Read	S324
022304	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S358
031704	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
033104	Voted Do Pass S Small Business, Insurance and Industrial Relations Committee	

EFFECTIVE : August 28, 2004

\*\*SB 1267\*\*

SENATE SPONSOR Kinder

4321S.01I

Modifies the Missouri Motor Fuel Marketing Act

031004 Hearing Conducted S Commerce & the Environment  
Committee-Consent-----  
\*\*SB 1268\*\*

SENATE SPONSOR Shields

4429S.01I

Modifies the law regarding permit fees and recovery of  
rights-of-way management costs031004 Hearing Conducted S Economic Development, Tourism  
and Local Government Committee-Consent-----  
\*\*SB 1269\*\*

SCS SB 1269

SENATE SPONSOR Yeckel

4670S.02P

SCS/SB 1269 - This act expands the community improvement  
district law to enable any district formed as a political  
subdivision to establish a sales tax to fund the district.  
current law enables this tax for Kansas City only. Consistent  
with constitutional provisions, such tax, under the current law,  
would have to be submitted to a vote of the people.

JEFF CRAVER

021804 S First Read	S332
022304 Second Read and Referred S Economic Development, Tourism and Local Government Committee	S358
030304 Hearing Conducted S Economic Development, Tourism and Local Government Committee	
031004 SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (4670S.02C)	
031504 Reported From S Economic Development, Tourism and Local Government Committee to Floor w/SCS - Consent	S634
032904 Motion to adopt SCS S withdrawn	S721
033104 SCS S adopted	S782
033104 S Third Read and Passed - Consent	S782
033104 H First Read	H890
040104 H Second Read	H904
040104 Referred H Job Creation & Economic Development Committee	H907

041404 Hearing Conducted H Job Creation and Economic  
Development Committee

042104 HCS Voted Do Pass H Job Creation & Economic  
Development Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1270\*\*

SENATE SPONSOR Yeckel

4582S.01I

Regulates the operation of motor scooters

030204 Hearing Conducted S Transportation Committee

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\*\*SB 1271\*\*

SENATE SPONSOR Coleman

2584S.01I

Regulates the prevention and screening of lead poisoning

022304 Second Read and Referred S Aging, Families, Mental & S358  
Public Health Committee

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\*\*SB 1272\*\*

SENATE SPONSOR Coleman

4546S.01I

Establishes the "Child Support Insurance Act"

022304 Second Read and Referred S Aging, Families, Mental & S358  
Public Health Committee

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\*\*SB 1273\*\*

SENATE SPONSOR Coleman

2581S.02I

Requires security guards and security guard firms to be  
licensed by the Department of Economic Development

022304 Second Read and Referred S Financial & Governmental S358  
Organization, Veterans' Affairs & Elections Committee

\*\*SB 1274\*\*

SENATE SPONSOR Shields

4600S.01P

SB 1274 - This act establishes the Missouri Area Health Education Centers program in Section 191.1015. This program is a collaborative partnership of higher education institutions, regional health education centers, and other entities with written agreements with the program. The program is designed to improve the availability and quality of health care personnel and to promote access to primary care for medically under-served populations.

The Missouri Area Health Education Board is established within the Department of Health and Senior Services. The Board will consist of ten members, who will be appointed by February 1, 2005. The Board shall have the discretionary authority to monitor policy direction and ensure that all federal requirements are met. The Board shall report annually to the Governor and General Assembly.

The program shall develop and enhance recruitment and community-based training programs, provide educational support to practicing health care professionals, and promote programs that improve access to health care in Missouri.

LORIE TOWE

021904	S First Read	S344
022304	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S358
030304	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
030304	Voted Do Pass S Aging, Families, Mental & Public Health Committee - Consent	
030804	Reported From S Aging, Families, Mental & Public Health Committee to Floor - Consent	S553
031804	S Third Read and Passed - Consent	S699
032904	H First Read	H780
033004	H Second Read	H792
040104	Referred H Professional Registration & Licensing Committee	H907
040604	Hearing Conducted H Professional Registration & Licensing Committee	
042204	HCS Voted Do Pass H Professional Registration & Licensing Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1275\*\*

SENATE SPONSOR Vogel

4632S.01I

Establishes depreciation tables for television broadcasting equipment

031604 Hearing Conducted S Ways &amp; Means Committee

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\*\*SB 1276\*\*

SENATE SPONSOR Vogel

4561S.01I

SB 1276 - This act classifies noncommercial airport hangars as residential real property. Current law does not specify how these facilities are classified.

JEFF CRAVER

021904 S First Read	S344
022304 Second Read and Referred S Ways & Means Committee	S358
030904 Hearing Conducted S Ways & Means Committee	
033004 Voted Do Pass S Ways & Means Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1277\*\*

SCS SB 1277

SENATE SPONSOR Yeckel

4639S.02C

SCS/SB 1277 - This act provides for the licensing of private fire investigators. The act creates the Board of Licensed Private Fire Investigator Examiners within the Division of Fire Safety in the Department of Public Safety. All persons wishing to act as private fire investigators are required to be licensed by the Board. Certain professions are exempted for licensure requirements. The act sets out membership on the board as well as the powers and duties of the board. All applications must be accompanied by a fee which shall be collected by the Division of Fire Safety and deposited in the general revenue fund. The Board shall develop the form of the license which must be carried and displayed by licensees. The act contains provisions pertaining to advertising, fraud, making false statements, manufacturing false evidence and claiming affiliations with state or federal government agencies. The Board is empowered to conduct investigations, issue subpoenas, deny licensure or take disciplinary action against licensees, and cause complaints to be filed with the administrative hearing commission.

This act is similar to HB 1733 (2002).  
JIM ERTLE

021904	S First Read	S344
022304	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S358
030804	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
031604	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee (4639S.02C)	
040104	Reported From S Financial & Governmental Org., Vet. Affairs and Elections Committee to Floor w/SCS	S818
040804	Bill Placed on Informal Calendar	S908
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1278\*\*

SENATE SPONSOR Yeckel

4387S.01I

Requires licensure for amusement machine operators

030804 Hearing Cancelled S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 1279\*\*

SS SCS SB 1279

SENATE SPONSOR Steelman

4608S.05P

SS/SCS/SB 1279 - This act creates the "Missouri Nosocomial Infection Control Act of 2004" to encourage health care facilities to take appropriate actions to decrease the risk of infection.

SECTION 192.020 - The Department shall include MRSA and VRE in its list of communicable diseases.

SECTION 192.067 - The Department shall have the authority to collect, analyze, and disclose nosocomial infection data from patient records.

SECTION 192.131(1)-(2) - This section provides definitions for "advisory panel", "antibiogram", and "antimicrobial". Every laboratory performing culture and sensitivity testing on humans in Missouri shall submit data on health care associated infections to the Department. The data to be reported shall be defined by the Department. By July 1, 2005, the data must include the number of patients or isolates by hospital,



ambulatory surgical center, and other facility who are infected with MRSA and VRE.

SECTION 192.131(3)-(5) - All information collected pursuant to this section shall be confidential. However, this information shall be available to the appropriate facility or professional licensing authorities. The Advisory Panel shall develop a plan, using the collected data, to create a system that enhances the ability of health care providers to track preventable infections and that monitors trends relating to antibiotic-resistant microbes. The Advisory Panel and the Department must conform to standards adopted by the Centers for Disease Control and Prevention.

SECTION 192.665 - This section adds new definitions for "nosocomial infection", "nosocomial infection incidence rate", and "other facility".

SECTION 192.667(1)-(11) - The Department must collect data on nosocomial infection incidence rates from hospitals, ambulatory surgical centers, and other appropriate facilities. By July 1, 2005, the Department must promulgate rules regarding the standards and procedures for the collection and reporting of nosocomial infection incidence rates and these rules shall be based upon the methodologies established by the Centers for Disease Control and Prevention National Nosocomial Infection Surveillance System and the recommendations of the Infection Control Advisory Panel.

The Infection Control Advisory Panel shall make a recommendation, based on certain factors, to the Department regarding the implementation of nosocomial infection data collection, analysis, and reporting. If the Department chooses the requirements of the Centers for Disease Control Prevention's National Nosocomial Infection Surveillance System instead of the requirements listed in this section, then hospitals and ambulatory surgical centers that opt to participate in the federal program must provide the necessary data as a condition for licensure. Any hospital or ambulatory surgical center which does not voluntarily participate in the federal program shall be required to abide by the requirements enumerated in subsections 2,3, and 6 through 12 of this section.

SECTION 192.667(11)-(14) - Physician's offices shall be exempt from the reporting and disclosure of infection incidence rates. In consultation with the Advisory Panel, the Department must disseminate reports to the public, based on data compiled over a twelve-month period and updated quarterly thereafter, that show for each hospital, ambulatory surgical center, and other facility a risk-adjusted nosocomial infection incidence rate for class I surgical site infections, ventilator-associated pneumonia, central line-related bloodstream infections, and other infections defined by rule by the Department. By December 31, 2006, these

reports shall also be published on the Department's website and shall be annually distributed to the Governor and the General Assembly.

SECTION 192.667(15)-(17) - If the Hospital Industry Data Institute fails by July 31, 2008 and annually thereafter to publish a report of Missouri's compliance with the quality of care measures established by the Centers for Medicare and Medicaid Services, the Department shall have the authority to collect and publish this information. This information shall also be available to the Department for the licensing of hospitals and ambulatory surgical centers pursuant to Chapter 197, RSMo.

SECTION 197.150 - Hospitals, ambulatory surgical centers, and other facilities must have procedures for monitoring compliance with infection control regulations and standards. These procedures must be coordinated with administrative and personnel staff. The infection control program shall include the surveillance of personnel, with a portion of the surveillance done without the staff's knowledge. However, this unobserved surveillance requirement cannot be considered grounds for licensure enforcement actions until the Department establishes criteria for determining compliance.

SECTION 197.152 - Infection control officers and other employees shall be protected from retaliation from any hospitals, ambulatory surgical centers, or other facilities. Any interference in the duties of an infection control officer shall be reported to the hospital and ambulatory surgical center supervisors. Infection control officers have the authority to order the termination of any practice that falls outside the standard of care in infection control. The hospital or ambulatory surgical center infection control committee must convene as soon as possible to review any termination action. Employees who report infection control concerns in good faith shall not be subject to retaliation or discrimination.

SECTION 197.154 - By July 1, 2005, the Department must promulgate rules establishing certain standards for the infection control programs, which shall be based upon nationally recognized standards.

SECTION 197.156 - "Nosocomial infection outbreaks" are defined by the Centers for Disease Control and Prevention within a defined time period. The Department shall define the time period based upon the number of infected patients in a facility.

SECTION 197.158 - Beginning June 1, 2006, all hospitals and ambulatory surgical centers shall provide each patient an opportunity to submit complaints, comments, or suggestions.

SECTION 197.160 - The Department shall have access to all information compiled by hospitals, ambulatory surgical centers,

and other facilities related to infection control practices, rates, and treatments. The failure to provide access to this information shall be grounds for a full or partial licensure suspension or revocation. If a hospital, ambulatory surgical center, or other facility willfully impedes access to this information, then the Department has the authority to direct any state agency to suspend all or a portion of state payments until the Department receives the information.

SECTION 197.162 - For the licensing of hospitals and ambulatory surgical centers, the Department shall give special attention to infection control practices and shall direct these facilities to set quantifiable measures of performance for reducing nosocomial infections. The Department must annually prepare a report on infection control standards and compliance. The report shall be distributed to the General Assembly and the Governor.

SECTION 197.165 - The Department must appoint an "Infection Control Advisory Panel", which shall consist of thirteen members. Any reasonable expenses of the Panel shall be paid from private donations made specifically to the "Infection Control Advisory Panel Fund", which is created in the State Treasury.

SECTION 197.294 - No information disclosed by the Department to the public pursuant to this act shall be used to establish a standard of care in a civil action.

LORIE TOWE

021904	S First Read	S348
022304	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S358
031704	Hearing Conducted S Aging, Families, Mental and Public Health Committee	
033104	SCS Voted Do Pass S Aging, Families, Mental and Public Health Committee (4608S.04C)	
040104	Reported From S Aging, Families, Mental & Public Health Committee to Floor w/SCS	S818
040804	SS for SCS S offered (Steelman) (4508S.05F)	S910
040804	SA 1 to SS for SCS S offered & adopted (Bland)	S910
040804	SS for SCS, as amended, S adopted	S910
040804	Perfected	S910
041304	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S918
041304	Referred S Governmental Accountability & Fiscal Oversight Committee	S918
041404	Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee	
041404	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
041404	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S934
041404	S Third Read and Passed	S936

041404 H First Read H1101  
041504 H Second Read H1108  
042104 Hearing Conducted H Health Care Policy Committee  
042204 HCS Voted Do Pass H Health Care Policy Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 1280\*\*

SENATE SPONSOR Childers

4701S.01I

Raises the sales tax by 1/2% and then phases it out over  
three years

030904 Hearing Conducted S Ways & Means Committee

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\*\*SB 1281\*\*

SENATE SPONSOR Childers

4702S.01I

Raises the income tax by 1/2% and then phases it out over  
three years

030904 Hearing Conducted S Ways & Means Committee

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\*\*SB 1282\*\*

SENATE SPONSOR Kennedy

4708S.01I

Provides a tax credit for modifying a home for a disabled  
person

031604 Hearing Conducted S Ways & Means Committee

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\*\*SB 1283\*\*

SENATE SPONSOR Bray

4706S.01I

Modifies reporting of campaign finance expenditures

030104 Second Read and Referred S Financial & Governmental S498  
Organization, Veterans' Affairs & Elections Committee

\*\*SB 1284\*\*

SENATE SPONSOR Clemens

4718S.01I

Repeals section requiring lobbyists to describe proposed legislation that they support or oppose

030104 Second Read and Referred S Financial & Governmental S498  
Organization, Veterans' Affairs & Elections Committee

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\*\*SB 1285\*\*

SENATE SPONSOR Wheeler

4671S.02P

SB 1285 - This act allows fee offices, which are located in cities where the Department of Revenue maintains an office, to collect the statutory fees for processing driver's licenses, motor vehicle registrations, and other transactions.  
STEPHEN WITTE

022304 S First Read S354  
030104 Second Read and Referred S Transportation Committee S498  
030904 Hearing Conducted S Transportation Committee-Consent  
031504 Voted Do Pass S Transportation Committee-Consent  
031504 Reported From S Transportation Com. to Floor-Consent S643  
033104 S Third Read and Passed - Consent S800  
033104 H First Read H890  
040104 H Second Read H904  
040104 Referred H Tax Policy Committee H908  
041304 Hearing Conducted H Tax Policy Committee  
041504 Voted Do Pass H Tax Policy Committee - Consent

EFFECTIVE : August 28, 2004

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\*\*SB 1286\*\*

SENATE SPONSOR Loudon

4689S.01I

Provides that the Department shall not require by rule any immunizations that are not specified in Section 167.181

030104 Second Read and Referred S Aging, Families, Mental & S498  
Public Health Committee

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\*\*SB 1287\*\*

SCS SB 1287

SENATE SPONSOR Griesheimer

4714S.02P

SCS/SB 1287 - This act expands those state employees who may be granted leave with pay while acting as a disaster service volunteer, to include not only individuals certified by the American Red Cross but also by the State Emergency Management Agency Partnership Committee.

RICHARD MOORE

022304	S First Read	S354
030104	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S498
030804	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
030904	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
031504	Reconsidered S Financial & Governmental Org., Veterans' Aff. & Elections Committee-Consent	
031504	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Aff. & Elections Comm.-Consent (4714S.02C)	
031504	Reported From S Financial & Gov. Organization, Vet. Affairs & Elections Com. to Floor w/SCS - Consent	S642
033104	SCS S adopted	S799
033104	S Third Read and Passed - Consent	S799
033104	H First Read	H890
040104	H Second Read	H904
040104	Referred H Budget Committee	H908

EFFECTIVE : August 28, 2004

\*\*SB 1288\*\*

SENATE SPONSOR Vogel

4662S.01I

Re-enacts the Missouri Title Insurance laws due to a Hammerschmidt violation

040504 Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee

\*\*SB 1289\*\*

SENATE SPONSOR Kennedy

4618S.01I

Addresses St. Louis Sports Authorities power as to luxury boxes within sports complexes

031704 Hearing Scheduled, Not Heard Economic Development, Tourism and Local Government Committee

\*\*SB 1290\*\*

SENATE SPONSOR Steelman

4260S.01I

Enables Dent County to enact a transient guest tax

031004 Hearing Conducted S Economic Development, Tourism and  
Local Government Committee

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\*\*SB 1291\*\*

SENATE SPONSOR Days

3819S.01I

Requires state employee health care plan premiums to be  
based on the employee's salary

030104 Second Read and Referred S Small Business, Insurance S498  
and Industrial Relations Committee

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\*\*SB 1292\*\*

SENATE SPONSOR Bray

4368S.01I

Requires safe staffing and quality care in all veterans  
homes and mental health facilities

030104 Second Read and Referred S Aging, Families, Mental & S498  
Public Health Committee

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\*\*SB 1293\*\*

SENATE SPONSOR Bray

4366S.01I

Revises various provisions of the Workers' Compensation Law

030104 Second Read and Referred S Small Business, Insurance S498  
and Industrial Relations Committee

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\*\*SB 1294\*\*

SENATE SPONSOR Kennedy

4751S.01I

Provides for attorneys fees for the defense of refusing  
electroconvulsive treatments

030104 Second Read and Referred S Aging, Families, Mental & S498  
Public Health Committee

\*\*SB 1295\*\*

SENATE SPONSOR Klindt

4712S.04I

Allows Northwest Missouri State University to be transferred  
to the curators of the University of Missouri

030904 Hearing Conducted S Pensions &amp; General Laws Committee

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\*\*SB 1296\*\*

SENATE SPONSOR Callahan

4727S.01P

SB 1296 - The act authorizes the conveyance of state  
property known as Highlands I and Highlands II, which is  
currently operated by the Department of Mental Health in the  
Kansas City area.

SUSAN HENDERSON

022504 S First Read	S374
030104 Second Read and Referred S Economic Development, Tourism and Local Government Committee	S498
031004 Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
031004 Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
031504 Reported From S Economic Development, Tourism and Local Government Committee to Floor-Consent	S634
032904 S Third Read and Passed - Consent	S721
033004 H First Read	H821
033104 H Second Read	H830
040104 Referred H Local Government Committee	H908
041504 Hearing Conducted H Local Government Committee	
042004 Voted Do Pass H Local Government Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1297\*\*

SENATE SPONSOR Callahan

4730S.02I

A portion of the Kansas City School District shall be  
considered a subdistrict for taxing purposes

030104 Second Read and Referred S Education Committee S498



\*\*SB 1298\*\*

SENATE SPONSOR Loudon

4652S.01I

Exempts certain transactions with interstate compact agencies from tax

031604 Hearing Conducted S Ways & Means Committee

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\*\*SB 1299\*\*

SENATE SPONSOR Loudon

4729S.01P

SB 1299 - This act raises the liability limits on residential insurance policies issued under the FAIR plan from \$100,000 to \$200,000.

STEPHEN WITTE

- 022504 S First Read S374
- 030104 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S498
- 030304 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee-Consent
- 030304 Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent
- 030804 Reported From S Small Business, Insurance & Ind. Relations Committee to Floor - Consent S554
- 031804 S Third Read and Passed - Consent S700-701
- 032904 H First Read H781
- 033004 H Second Read H792
- 040104 Referred H Financial Services Committee H908
- 040604 Hearing Cancelled H Financial Services Committee
- 042004 Hearing Conducted H Financial Services Committee
- 042004 Voted Do Pass H Financial Services Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1300\*\*

SENATE SPONSOR Loudon

4426S.06I

Prohibits the sheltering of certain assets by individuals in long-term care facilities

030104 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee S498

\*\*SB 1301\*\*

SENATE SPONSOR Bray

4746S.01I

Requires medical malpractice insurance rates to be approved  
by the Director of the Department of Insurance

030104 Second Read and Referred S Small Business, Insurance S498  
and Industrial Relations Committee

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\*\*SB 1302\*\*

SENATE SPONSOR Champion

4741S.01P

SB 1302 - This act authorizes the Board of Governors of  
Southwest Missouri State University to convey land along South  
Scenic Avenue in Springfield, Missouri.

This act has an emergency clause.  
SUSAN HENDERSON

022504 S First Read	S374
030104 Second Read and Referred S Economic Development, Tourism and Local Government Committee	S498
031004 Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
031004 Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
031504 Reported From S Economic Development, Tourism and Local Government Committee to Floor-Consent	S634
032904 S Third Read and Passed - EC adopted - Consent	S721-722
033004 H First Read (w/EC)	H821
033104 H Second Read	H830
040104 Referred H Local Government Committee	H908
041504 Hearing Conducted H Local Government Committee	
042004 Voted Do Pass H Local Government Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1303\*\*

SENATE SPONSOR Steelman

4765S.01I

Prohibits St. Louis from restricting police officers from  
living in counties adjacent to the city

030104 Second Read and Referred S Financial & Governmental S498  
Organization, Veterans' Affairs & Elections Committee

\*\*SB 1304\*\*

SCS SB 1304

SENATE SPONSOR Griesheimer

4654S.03P

SCS/SB 1304 - This act provides that any district providing emergency services will be entitled to reimbursement from the special allocation fund in an amount of at least 50% of the district's tax increment but not more than 100%.

SUSAN HENDERSON

022504	S First Read	S376
030104	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S498
031004	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
031004	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (4654S.03C)	
031504	Reported From S Economic Development, Tourism and Local Government Committee to Floor w/SCS -Consent	S634
032904	SCS S adopted	S722
032904	S Third Read and Passed - Consent	S722
033004	H First Read	H821
033104	H Second Read	H830
040104	Referred H Crime Prevention & Public Safety Committee	H908
041304	Hearing Conducted H Crime Prevention & Public Safety Committee	
041304	Voted Do Pass H Crime Prevention & Public Safety Committee - Consent	

EFFECTIVE : August 28, 2004

\*\*SB 1305\*\*

SCS SBs 1221 &amp; 1305

SENATE SPONSOR Champion

4745S.01I

022504	S First Read	S376
030104	Second Read and Referred S Appropriations Committee	S498
030304	Hearing Conducted S Appropriations Committee	
031004	Hearing Conducted S Appropriations Committee	
032904	Hearing Conducted S Appropriations Committee	
032904	Bill Combined w/SCS SBs 1221 & 1305	

\*\*SB 1306\*\*

SCS SB 1306

SENATE SPONSOR Nodler

4754S.01I

SCS/SB 1306 - This act pertains to environmental regulation,

in particular the Land Reclamation Commission.

This act expands the definitions in Section 444.765 to include, "commercial purpose", "construction", "excavation", "fill dirt", "land improvement", "mining", "public entity", "quarry" and adds to the standing definition of "surface mining" to clarify that such mining shall not mean excavations of minerals or fill dirt from real property in preparation for construction. The definition for "beneficiation" was added and others were modified, "commercial purpose" and "construction". Language was added with this substitute that would exclude excavation or removal of overburden for purposes of mining for a commercial purpose or for purposes of reclamation of land subjected to surface mining from the definition provided in the act.

Powers of the commission are expanded upon in this act, language clarifying that the commission shall have no authority to regulate the excavation of minerals or fill dirt for construction purposes. The commission shall not have the authority to regulate commerce in the sale of minerals, this includes enforcing regulations or policies protecting or establishing markets for operators of surface mining. The powers authorized in this act shall be utilized to promote the reclamation of land from surface mining for the purposes of restoration.

This act states that no person, public entity, or contractor shall be required to obtain a permit to move mineral or fill dirt within the confines of real property where the excavation occurs for the primary purpose of construction at the site of the excavation. It shall be a rebuttable presumption that excavations are for the purposes of construction if:

- (1) Excavation is performed pursuant to engineering plans for construction on the real property provided those plans were prepared by an architect, professional engineer or landscape architect;
- (2) There is a written contract for work which establishes the date(s) for work, terms of payment for the work, and requires excavation for purposes of construction.

Language was added to clarify that it shall be a rebuttable presumption that excavations purported to be for the purposes of construction are surface mining if minerals removed from the site are in quantities greater than required to perform on engineering plans to comply with work required by a written contract.

This act states that any person engaged in land improvement involving the moving of minerals or fill dirt may or may not be required to obtain a permit pursuant to a determination by the commission as to whether activity on the real property constitute surface mining. It shall be a rebuttable presumption that such

activities are for the purpose of mining if:

- (1) The real property has been designated as a surface mine by the federal Mine Safety and Health Administration;
- (2) Minerals from the property are sold on a frequent on-going basis;
- (3) A pit, peak or ridge persists on the property as consistent with plans for land improvement and which endangers the health, safety or welfare of the general public.

It shall be presumed that land improvement activities are not for the purposes of mining if minerals removed from the site are excess minerals that cannot be used on-site for any practical purpose and at no time are subjected to crushing, screening or other means of beneficiation with the exception of removing tree limbs and stumps:

- (1) The real property has been approved by a recognized zoning authority for designated use other than as a quarry;
- (2) Surety bonds have been provided by the property owner as required for purposes other than mining;
- (3) Performance or payment bonds have been provided by a contractor as required by a public entity pursuant to Section 107.170 RSMo;
- (4) The land improvement is for the purpose of preparing the property for agricultural purposes.

This act states that if a determination is made that a surface mining permit is needed for real property which is purported to be for the purposes of construction, such determination shall be communicated to the property owner. That notification is laid out in the act. The act adds various subdivisions relating to the informal conference scheduled with the director who shall then, issue a written determination within thirty calendar days after such conference. The written request must be filed at least seven days prior to the commission meeting unless an agreement between the director and the person filing the request has been made to place the matter on a future agenda for the commission. Until a final written determination has been issued, the activity may continue at the site in dispute. If the final determination is that a permit is required, all fees provided by statute and/or commission rule shall apply. If the determination is that a permit is not required, no fees shall be required by the director. The burden of proof to establish that a permit is required shall be on the director, that establishing that a permit is not required shall be on the person receiving a written determination that a permit is required. The process set out in this subsection shall not be subject to hearing requirements of Section 444.789, RSMo.

Finally, this act authorizes the imposition of additional penalties up to double the cumulative total of penalties levied by this act.

MEGAN CRAIN

022504 S First Read S377  
030104 Second Read and Referred S Commerce & the Environment S498  
Committee  
031604 Hearing Conducted S Commerce & the Environment  
Committee  
041504 SCS Voted Do Pass S Commerce & the Environment  
Committee (4754S.04C)

EFFECTIVE : August 28, 2004

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\*\*SB 1307\*\*

SENATE SPONSOR Gibbons

4167S.01I

Redefines the crime of possession of child pornography

030804 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 1308\*\*

SENATE SPONSOR Klindt

4668S.01I

Allows for compensation time in lieu of overtime pay in  
certain situations

030104 Second Read and Referred S Financial & Governmental S498  
Organization, Veterans' Affairs & Elections Committee

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\*\*SB 1309\*\*

SENATE SPONSOR Stoll

4559S.01I

Details conditions whereby a public higher education  
institution may use an individual's Social Security number

031604 Hearing Conducted S Education Committee

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\*\*SB 1310\*\*

SENATE SPONSOR Gross

4713S.01I

Authorizes Board of Architects, Professional Engineers, Land  
Surveyors and Landscape Architects to seek civil penalties

030904 Hearing Conducted S Pensions & General Laws Committee

\*\*SB 1311\*\*

SENATE SPONSOR Wheeler

4558S.01P

SB 1311 - This act increases the credit allowed for taxes paid to another state by basing the amount of the credit on the tax liability in the foreign state prior subtraction of any tax credits taken in such state. Current law allows the credit, but requires the subtraction of credits that were based on charitable contributions which also qualify for charitable deductions at the federal level. Consistent with the current law, the act requires a reciprocal credit in the foreign state for taxes paid in Missouri in order for the Missouri credit to be used.

The act has an effective date of January 1, 2005.  
JEFF CRAVER

022604 S First Read	S386
030104 Second Read and Referred S Ways & Means Committee	S498
030904 Hearing Conducted S Ways & Means Committee	
031504 Voted Do Pass S Ways & Means Committee-Consent	
031504 Reported From S Ways & Means Committee to Floor - Consent	S636
033104 S Third Read and Passed - Consent	S793
033104 H First Read	H890
040104 H Second Read	H904
040104 Referred H Tax Policy Committee	H908
041304 Hearing Conducted H Tax Policy Committee	
041504 Voted Do Pass H Tax Policy Committee	

EFFECTIVE : January 1, 2005

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\*\*SB 1312\*\*

SENATE SPONSOR Callahan

4779S.01I

Requires payments in lieu of tax in certain 353 redevelopment areas

031604 Hearing Conducted S Ways & Means Committee

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\*\*SB 1313\*\*

SENATE SPONSOR Bray

4755S.01I

Prohibits any governmental entity from interfering with the right to obtain or use contraceptives

030404 Second Read and Referred S Aging, Families, Mental & S545  
Public Health Committee

\*\*SB 1314\*\*

SENATE SPONSOR Bray

4208S.05I

Creates provisions concerning domestic assault

030104 Second Read and Referred S Judiciary and Civil & S498  
Criminal Jurisprudence Committee

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\*\*SB 1315\*\*

SENATE SPONSOR Steelman

4756S.01I

Modifies sections relating to excavation activities of  
noncommercial operators

033004 Hearing Conducted S Commerce and the Environment  
Committee

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\*\*SB 1316\*\*

SENATE SPONSOR Steelman

4777S.01I

Requires school districts to comply with current law  
provisions regarding reduction in teacher forces

030104 Second Read and Referred S Education Committee S498

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\*\*SB 1317\*\*

SENATE SPONSOR Steelman

4322S.01I

Improves access to vital records

031704 Hearing Conducted S Aging, Families, Mental and  
Public Health Committee

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\*\*SB 1318\*\*

SENATE SPONSOR Scott

4710S.01I

Adds rental contracts to stealing

030104 Second Read and Referred S Judiciary and Civil & S498  
Criminal Jurisprudence Committee



\*\*SB 1319\*\*

SENATE SPONSOR Shields

4771S.01I

Modifies the law regarding health insurance coverage for  
chiropractic care

031004 Hearing Scheduled But Not Heard S Small Business,  
Insurance & Industrial Relations Committee-Consent

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\*\*SB 1320\*\*

SENATE SPONSOR Kinder

4747S.01P

SB 1320 - This act authorizes the management of any state  
institution with control of any funds to solicit bids from banks  
in any year in which the bid is requested. Currently, such bids  
shall only be solicit bids in odd-numbered years. The act  
provides that bids may be for a period of one to four years.  
Banks are authorized to submit bids for a term of up to four  
years.

JIM ERTLE

022604 S First Read	S386
030104 Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S498
031504 Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
031504 Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
031504 Reported From S Financial & Gov. Organization, Vet. Affairs & Elections Committee to Floor - Consent	S642
033104 S Third Read and Passed - Consent	S797
033104 H First Read	H890-891
040104 H Second Read	H904
040104 Referred H Financial Services	H908
040604 Hearing Cancelled H Financial Services Committee	
042004 Hearing Conducted H Financial Services Committee	
042004 Voted Do Pass H Financial Services Committee-Consent	

EFFECTIVE : August 28, 2004

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\*\*SB 1321\*\*

SENATE SPONSOR Callahan

4757S.01I

Restricts sales and delivery of tobacco products in certain  
situations

040604 Hearing Conducted S Ways &amp; Means Committee

\*\*SB 1322\*\*

SENATE SPONSOR Mathewson

4786S.02P

SB 1322 - This act prohibits the display of any signs, placards or any other items on the walls in the public areas of the state capitol. The provisions of this act shall not apply to the interior offices of public officials and state employees who work in the capitol, and shall not apply to official signs or displays posted by the office of administration.

JIM ERTLE

022604	S First Read	S486
030104	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S498
031504	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
031504	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
031504	Reported From S Financial & Gov. Organization, Vet. Affairs & Elections Committee to Floor - Consent	S642
033104	S Third Read and Passed - Consent	S797-798
033104	H First Read	H891
040104	H Second Read	H904
040104	Referred H Corrections & State Institutions Committee	H908
042004	Hearing Conducted H Corrections & State Institutions Committee	

EFFECTIVE : August 28, 2004

\*\*SB 1323\*\*

SENATE SPONSOR Shields

4785S.01I

SB 1323 - Current law establishes a Joint Committee on Education comprised of five members from each chamber that meets every four years. This act allows the committee to meet in any year that the president pro tem and the speaker appoint members to serve on the committee. The act alters the composition of the committee from five members per chamber to seven members per chamber. The act adds the study of education funding to the committee's charge.

DONALD THALHUBER

022604	S First Read	S486
030104	Second Read and Referred S Education Committee	S498
030904	Hearing Conducted S Education Committee	
030904	Voted Do Pass S Education Committee	
031504	Reported From S Education Committee to Floor-Consent	S635

033104 S Third Read and Passed - Consent	S783
033104 H First Read	H891
040104 H Second Read	H904
040104 Referred H Education Committee	H908
040704 Hearing Conducted H Education Committee	
041404 HCS Voted Do Pass H Education Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1324\*\*

SENATE SPONSOR Dolan

4624S.02I

Repeals the sovereign immunity waiver imposed on multi-state compact agencies for proprietary functions

030804 Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee

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\*\*SB 1325\*\*

SENATE SPONSOR Dolan

4717S.01I

Modifies the law relating to visitation rights for grandparents

031704 Hearing Conducted S Aging, Families, Mental and Public Health Committee

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\*\*SB 1326\*\*

SENATE SPONSOR Dolan

3933S.01I

Prohibits some offenders from receiving suspended imposition of sentence in state, county, or municipal court

030104 Second Read and Referred S Transportation Committee S499

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\*\*SB 1327\*\*

SENATE SPONSOR Coleman

4772S.01I

Requires declaration of party affiliation in order to vote in a primary election

030104 Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee S499

\*\*SB 1328\*\*

SENATE SPONSOR Yeckel

4782S.01I

Requires a purpose clause in each bill filed in the General Assembly

040504 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 1329\*\*

SENATE SPONSOR Griesheimer

4722S.03P

SB 1329 - This act establishes the "(County) Emergency Services Board". Annually, the board shall establish a tax rate not to exceed the amount authorized. Three of the seven members on the board shall represent public safety entities. Those serving upon the effective date of this bill will be able to serve and seek reappointment or reelection.

This act establishes that the board will elect its chairman annually.

This act creates additional powers and duties for the board which include acquiring land, borrowing money and issuing bonds, suing and being sued, using a corporate seal, entering contract, managing the board's business affairs, hiring employees, paying expenses associated with the first election, and other powers needed to provide emergency services.

Under this act, to purchase property or equipment needed for the operation of central dispatching of emergency services, the board may borrow money and issue bonds. The question of the loan shall be decided by the submission of the question to the voters of the county.

If passed by the voters, the board shall have the power to borrow money in the name of the board for the amount and purposes specified on the ballot; and in turn, issue bonds.

The loans shall not be contracted for more than 20 years and the act establishes a limit on the total amount of the loan. The directors shall direct a portion of the tax needed to pay the interest on the indebtedness as it falls due and to constitute a sinking fund for the payment of principal as it becomes due as well.

SUSAN HENDERSON

022604	S First Read	S486
030104	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S499
031004	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
031004	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
031504	Reported From S Economic Development, Tourism and Local Government Committee to Floor-Consent	S634
033004	S Third Read and Passed - Consent	S733
033104	H First Read	H891
040104	H Second Read	H904
040104	Referred H Local Government Committee	H908
042204	Hearing Conducted H Local Government Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1330\*\*

SENATE SPONSOR Bray

4748L.01I

Modifies the law relating to the establishment of paternity

030104	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S499
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\*\*SB 1331\*\*

SCS SB 1331

SENATE SPONSOR Gibbons HOUSE HANDLER Bivins

4791S.03P

SCS/SB 1331 - This act revises the definition of "municipality" to include a portion of a county designated by the county as a development project area for the purposes of Sections 99.915 to 99.1060, RSMo.

The SCS deletes the language "or such portion of any said county designated by the county as a development project for purposes of Section 99.915 to 99.1060" and adds language "census designated place".

HENRY T. HERSCHEL

022604	S First Read	S486
030804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S557
031004	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
031004	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (4791S.03C)	
031504	Reported From S Economic Development, Tourism and	S634

Local Government Committee to Floor w/SCS -Consent

033004	SCS S adopted	S732
033004	S Third Read and Passed - Consent	S732-733
033104	H First Read	H891
040104	H Second Read	H904
040104	Referred H Local Government Committee	H908
040804	Hearing Conducted H Local Government Committee	
040804	Voted Do Pass H Local Government Committee - Consent	
041504	Reported Do Pass H Local Government Committee-Consent	H1117
042604	H Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

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\*\*SB 1332\*\*

SCS SBs 1332 & 1341  
SENATE SPONSOR Caskey

4849S.04C

SCS/SBs 1332 & 1341 - This act authorizes the sheriff of every county to pay costs and expenses reasonably related to the accepting and processing of concealed carry endorsements from the sheriff's revolving fund. The application and renewal fees shall be based on the sheriff's estimate of the actual costs and expenses incurred. Currently, the application fee for concealed carry endorsements cannot exceed \$100. This act would eliminate this restriction. If the fee exceeds \$100, the sheriff must present specific and verified evidence of the actual cost and expense of processing the application to the Office of Administration upon certification by the Attorney General.

SUSAN HENDERSON

030104	S First Read	S492
030804	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S557
031504	Hearing Conducted S Judiciary & Civil & Criminal Jurisprudence Committee	
040104	SCS Voted Do Pass w/SCS SBs 1332 & 1341 S Judiciary & Civil & Criminal Jurisprudence Comm. (4849S.04C)	
040804	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor w/SCS	S905
041304	Bill Placed on Informal Calendar	S918
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1333\*\*

SENATE SPONSOR Caskey

4809S.01I

Allows for the creation of Wholesale Water and Sewer Authorities

030404	Second Read and Referred S Commerce & the Environment Committee	S545
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\*\*SB 1334\*\*

SENATE SPONSOR Dougherty

4812S.01I

Amends the offense of distributing a controlled substance  
near schools to include long-term and child care facilities

033004 Hearing Conducted S Education Committee

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\*\*SB 1335\*\*

SENATE SPONSOR Dougherty

4761S.01I

Modifies the taxes for community services for children

031604 Hearing Conducted S Ways &amp; Means Committee

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\*\*SB 1336\*\*

SCS SB 1336

SENATE SPONSOR Kennedy

4806S.02P

SCS/SB 1336 - This act creates a one dollar check-off on the Missouri income tax return. The money designated by the check-off will be deposited into the Missouri Military Family Relief Fund, to be administered by the adjutant general and distributed to the families of Missouri residents who are members of the National Guard or the reserves and have been called to duty as a result of the terrorist attacks of September 11, 2001. The check-off of one dollar is primarily for taxpayers who are to receive a refund. However, taxpayers who owe taxes may also contribute to the fund and any taxpayer may elect to contribute more than one dollar.

JIM ERTLE

030104 S First Read	S492
030404 Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S545
031504 Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
031504 SCS Voted Do Pass S Financial & Governmental Org., Veterans' Aff. & Elect. Committee-Consent (4806S.02C)	
031504 Reported From S Financial & Gov. Organization, Vet. Affairs & Elections Com. to Floor w/SCS - Consent	S642
033104 SCS S adopted	S798
033104 S Third Read and Passed - Consent	S798-799
033104 H First Read	H891
040104 H Second Read	H904



040104 Referred H Tax Policy Committee H908  
 042004 Hearing Conducted H Tax Policy Committee  
 042204 HCS Voted Do Pass H Tax Policy Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 1337\*\*

SENATE SPONSOR Kennedy

4259S.01I

Creates a five percent tax credit for new revenue of a new  
 or expanded business

031604 Hearing Conducted S Ways & Means Committee

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 \*\*SB 1338\*\*

SENATE SPONSOR Callahan

4846S.01P

SB 1338 - This act enables the fire protection districts in  
 Raytown to submit a one-quarter cent sales tax to a vote for  
 homeland security and training purposes. The tax may be repealed  
 by a late vote of the people. Ballot language for the  
 establishment of the tax and the repeal of the tax are included  
 in the act..

JEFF CRAVER

030104 S First Read S492  
 030404 Second Read and Referred S Economic Development,  
 Tourism and Local Government Committee S545  
 031004 Hearing Conducted S Economic Development, Tourism and  
 Local Government Committee-Consent  
 031004 Voted Do Pass S Economic Development, Tourism and  
 Local Government Committee-Consent  
 031504 Reported From S Economic Development, Tourism and  
 Local Government Committee to Floor-Consent S634  
 033004 S Third Read and Passed - Consent S733  
 033104 H First Read H891-892  
 040104 H Second Read H904  
 040104 Referred H Tax Policy Committee H908

EFFECTIVE : August 28, 2004  
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\*\*SB 1339\*\*

SENATE SPONSOR Callahan

4844S.01I

Allows non-public higher education institutions to sponsor  
 charter schools

030404 Second Read and Referred S Education Committee S545

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\*\*SB 1340\*\*

SENATE SPONSOR Callahan

4709S.02I

Authorizes charging of vehicle-related fees and fines to  
personal property tax bills

031004 Hearing Conducted S Economic Development, Tourism and  
Local Government Committee-Consent

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\*\*SB 1341\*\*

SCS SBs 1332 & 1341

SENATE SPONSOR Cauthorn

4807S.01I

030104 S First Read

S492

030804 Second Read and Referred S Judiciary and Civil &  
Criminal Jurisprudence Committee

S557

032904 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

040104 Bill Combined w/SCS SBs 1332 & 1341

EFFECTIVE : August 28, 2004

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\*\*SB 1342\*\*

SENATE SPONSOR Cauthorn

4778S.01I

Authorizes a study of the nursing shortage in this state

030404 Second Read and Referred S Aging, Families, Mental &  
Public Health Committee

S545

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\*\*SB 1343\*\*

SENATE SPONSOR Champion

4131S.02I

Modifies the expiration of enterprise zones

031004 Hearing Conducted S Economic Development, Tourism and  
Local Government Committee-Consent

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\*\*SB 1344\*\*

SENATE SPONSOR Champion

4813S.01P

SB 1344 - This act modifies the law concerning the Joint Committee on Economic Development Policy and Planning. The act makes the chair and vice chair rotate between the House and the Senate on a biennial basis. Currently the rotation is annual. The act also specifies that the chair and vice chair are appointed by the leadership of the respective houses.

JEFF CRAVER

030104	S First Read	S492
030404	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S545
031004	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
031004	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
031504	Reported From S Economic Development, Tourism and Local Government Committee to Floor-Consent	S634
033004	S Third Read and Passed - Consent	S734
033104	H First Read	H892
040104	H Second Read	H904
040104	Referred H Job Creation & Economic Development Committee	H908
041404	Hearing Conducted H Job Creation and Economic Development Committee	
042104	Voted Do Pass H Job Creation & Economic Development Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1345\*\*

SENATE SPONSOR Coleman

4776S.01I

Revises various provisions relating to stealing and  
tampering of automobiles

030404	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S545
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\*\*SB 1346\*\*

SENATE SPONSOR Coleman

4840S.01I

Creates the "Emergency Care for Sexual Assault Victims Act  
of 2004"

030804	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S557
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\*\*SB 1347\*\*

SENATE SPONSOR Coleman

4787S.01I

Imposes a surcharge on certain felony court proceedings to  
fund certain school-related programs

033004 Hearing Conducted S Education Committee

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\*\*SB 1348\*\*

SENATE SPONSOR Coleman

4736S.01I

Eliminates mandatory minimum sentencing for certain felons

031504 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

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\*\*SB 1349\*\*

SENATE SPONSOR Coleman

4790S.01I

Adjusts the foundation formula so that districts receive  
additional revenue for English as second language students

030404 Second Read and Referred S Education Committee S545

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\*\*SB 1350\*\*

SENATE SPONSOR Stoll

4783S.01I

Requires the Department of Elementary & Secondary Education  
to adopt an indoor air quality program

031604 Hearing Conducted S Education Committee

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\*\*SB 1351\*\*

SENATE SPONSOR Stoll

4820S.01I

Requires the Board of Trustees of the Missouri Consolidated  
Health Care Plan to promulgate certain rules

030404 Second Read and Referred S Aging, Families, Mental & S545  
Public Health Committee

\*\*SB 1352\*\*

SENATE SPONSOR Stoll

4723S.02I

Establishes alternative charter schools

030404 Second Read and Referred S Education Committee S545

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\*\*SB 1353\*\*

SENATE SPONSOR Bray

4781S.01I

Makes a joint municipal public safety communication  
center a political subdivision

031004 Hearing Conducted S Economic Development, Tourism and  
Local Government Committee-Consent

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\*\*SB 1354\*\*

SENATE SPONSOR Steelman

4688S.01I

Modifies the provisions of invasion of privacy

031504 Hearing Scheduled, Not Heard S Judiciary and Civil  
& Criminal Jurisprudence Committee

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\*\*SB 1355\*\*

SENATE SPONSOR Days

4705S.01I

SB 1355 - This act requires the state, subject to appropriations, to participate in the Infant and Toddler Program pursuant to Part C of the Individuals with Disabilities Education Act (IDEA). The following is a summary of the sections of the act:

SECTION 160.850 - The state shall provide early intervention services to eligible infants and toddlers. The Department of Elementary and Secondary Education shall be responsible for implementing and promulgating rules for Part C of IDEA through the First Steps program.

SECTION 160.855 - The Department must maintain a statewide birth-to-age-three system of early intervention services and shall be administered through the First Steps program. The system shall

compile data on eligible children and their families and shall include a comprehensive child-find and public awareness program.

SECTION 160.860 - Any funds appropriated to the Department for these services shall not be used to relieve a public or private source of their obligation to pay for services. Federal funds must be used whenever necessary to prevent a delay in the receipt of services. Providers shall submit requests for payment to the First Steps program and where applicable, the program shall seek reimbursement from public and private payers. The Department must promulgate rules concerning the cost and fees for family participation in early intervention services. Fees will not be applied to any family who is unable to pay and they will receive the services at no cost. In addition, certain services will always be provided to families at no cost. Any moneys generated by family participation in early intervention services shall be deposited in the "First Steps Fund".

SECTION 160.865 - The First Steps program may be required to pay insurance deductibles and co-payments for approved services as an incentive to access the family's insurance.

SECTION 160.870 - The "First Steps Fund" is created in the State Treasury and any moneys deposited into the fund shall be used solely for the First Steps program.

SECTION 376.1223 - Certain health care policies must provide coverage to reimburse the First Steps program for early intervention services provided to eligible children and their families. The coverage shall be limited annually to \$3,000 per child, with a maximum of \$9,000 over the three years that the child is eligible for the program. Early intervention services shall be provided pursuant to an individualized family service plan and will be deemed medically necessary. The First Steps program shall be considered the rendering provider of these services.

LORIE TOWE

030104 S First Read	S493
030404 Second Read and Referred S Education Committee	S545
031604 Hearing Conducted S Education Committee	
031804 Voted Do Pass S Education Committee	
031804 Reported From S Education Committee to Floor	S705
040804 Bill Placed on Informal Calendar	S908
042604 S Inf Calendar S Bills for Perfection	

EFFECTIVE : August 28, 2004

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\*\*SB 1356\*\*

SENATE SPONSOR Jacob

4818S.02I

Prohibition against transporting a concealable firearm in a vehicle without a concealed firearm endorsement

030804 Second Read and Referred S Judiciary and Civil & S557



\*\*SB 1357\*\*

SENATE SPONSOR Jacob

4838S.03I

Creates a prohibition against carrying a concealed weapon  
with a concealed carry permit from another state030804 Second Read and Referred S Judiciary and Civil & S557  
Criminal Jurisprudence Committee-----  
\*\*SB 1358\*\*

SENATE SPONSOR Jacob

4848S.01I

Prohibits the carrying of concealed firearms in certain  
locations030804 Second Read and Referred S Judiciary and Civil & S557  
Criminal Jurisprudence Committee-----  
\*\*SB 1359\*\*

SENATE SPONSOR Jacob

4685S.01I

SB 1359 - The act extends the statute of limitations for  
sexual offenses involving a person eighteen years old or  
younger from ten to twenty years unless the prosecution is for  
forcible rape, attempted forcible rape, forcible sodomy, or  
attempted forcible sodomy; in which case, the prosecution may  
begin at any time.The act is identical to HB 1505 (2004).  
SUSAN HENDERSON

030104 S First Read S493

030404 Second Read and Referred S Judiciary and Civil & S545  
Criminal Jurisprudence Committee031504 Hearing Conducted S Judiciary and Civil and Criminal  
Jurisprudence Committee031504 Voted Do Pass S Judiciary and Civil & Criminal  
Jurisprudence CommitteeEFFECTIVE : August 28, 2004  
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\*\*SB 1360\*\*

SENATE SPONSOR Jacob

4684S.01I

SCS/SB 1360 - The act extends the statute of limitations to require an action to be commenced within ten years of the victim turning 21 years old or within three years of the date the plaintiff discovers or reasonably should have discovered that the injury or illness was caused by child sexual abuse, whichever occurs later.

The act is similar to HB 1436 (2004).  
SUSAN HENDERSON

030104	S First Read	S493
030404	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S545
031504	Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee	
031504	SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (4684S.02C)	

EFFECTIVE : August 28, 2004

\*\*SB 1361\*\*

SENATE SPONSOR Griesheimer

4612S.03I

Alters the state's tax structure and establishes a new means of distributing education funds

030404	Second Read and Referred S Education Committee	S545
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\*\*SB 1362\*\*

SENATE SPONSOR Griesheimer

4810S.01I

Requires insurance companies to provide coverage for computerized prosthetic devices

030404	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S545
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\*\*SB 1363\*\*

SENATE SPONSOR Griesheimer

4826S.01I

Limits venue in tort actions to county where cause of action accrued

030404	Second Read and Referred S Judiciary and Civil &	S545
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\*\*SB 1364\*\*

SENATE SPONSOR Gross

4768S.01I

Creates theater, cultural arts, and entertainment districts  
in St. Charles County

031004 Hearing Conducted S Economic Development, Tourism and  
Local Government Committee

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\*\*SB 1365\*\*

HCS SCS SB 1365

SENATE SPONSOR Yeckel

HOUSE HANDLER Jackson

4788L.03C

HCS/SCS/SB 1365 - This act causes the General Assembly to encourage the development of veterans' outreach and education programs which promote the historical significance of veterans' military service. These programs must be approved by the Executive Director of the Missouri Veterans Commission and will be conducted inside public schools, veteran cemeteries, veteran homes, and other institutions. The provisions of this section will expire six years from the effective date of the act.

The act also creates the Veterans' Historical Education Trust Fund, to be administered by the Missouri Veterans Commission. The fund will be used to finance veterans' outreach and educational programs.

This act merges provisions almost identical to HB 1381 and HB 1382.

DONALD THALHUBER

030104	S First Read	S494
030404	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S546
030804	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
030904	SCS Voted Do Pass S Financial & Governmental Org., Vets' Affairs & Elections Comm.-Consent (4788S.02C)	
031504	Reported From S Financial & Gov. Organization, Vet. Affairs & Elections Com. to Floor w/SCS - Consent	S642
033104	SCS S adopted	S799
033104	S Third Read and Passed - Consent	S799-800
033104	H First Read	H892
040104	H Second Read	H904
040104	Referred H Homeland Security & Veterans Affairs Committee	H908
040604	Hearing Cancelled H Homeland Security & Veterans	

Affairs Committee  
 041304 Hearing Conducted H Homeland Security & Veterans  
 Affairs Committee  
 041504 HCS Voted Do Pass H Homeland Security & Veterans  
 Affairs Committee  
 042204 HCS Reported Do Pass H Homeland Security & Veterans H1195  
 Affairs Committee  
 042604 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE : August 28, 2004  
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\*\*SB 1366\*\*

SCS SB 1366

SENATE SPONSOR Yeckel

4831S.04C

SCS/SB 1366 - This substitute prohibits any public school district from creating a regulation, engaging in discriminatory behavior relating to, or entering into any agreement or contract with any entity that:

(1) Infringes in any manner on the opportunity of a student athlete to compete in or train for any sport, provided that the student athlete meets the requirements for participation in the high school program; and

(2) Levies any form of punishment or sanction against any student athlete for competing in or training for any sport, provided that the student athlete meets the requirements for participation in the high school program.

This act is similar to HB 920.  
 DONALD THALHUBER

030104 S First Read S494  
 030804 Second Read and Referred S Financial & Governmental S557  
 Organization, Veterans' Affairs & Elections Committee  
 031504 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 032904 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 041404 SCS Voted Do Pass S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee (4831S.04C)  
 041504 Reported From S Financial & Governmental Org., Vet. S956  
 Affairs & Elections Committee to Floor w/SCS  
 042604 001 S Calendar S Bills for Perfection w/SCS

EFFECTIVE : August 28, 2004  
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\*\*SB 1367\*\*

SENATE SPONSOR Yeckel

4850S.01I

Makes certain students eligible for in-state tuition,  
 regardless of their immigration status

042704 Hearing Scheduled S Education Committee



\*\*SB 1368\*\*

SENATE SPONSOR Nodler

4822S.01I

Provides for the regulation and licensing of professional  
addiction counselors

040504 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 1369\*\*

SENATE SPONSOR Nodler

4763S.01I

Establishes procedures concerning an administrative hearing  
for employees back pay when such employee has been dismissed

040504 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

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\*\*SB 1370\*\*

SS SB 1370

SENATE SPONSOR Nodler

4793S.02P

SS/SB 1370 - This act requires any governmental unit of the  
state of Missouri, including any political subdivision, that  
enters into a contract for the implementation of any energy  
conservation or facility improvement measures to meet certain  
conditions. Before entering into a contract, the qualified  
provider proposing to improve energy conservation in a public  
facility must issue a report guaranteeing an amount of savings in  
energy or operating costs if certain installation, modifications  
or remodeling is performed. Before entering into a contract, the  
governmental unit must solicit from entities awarding the  
contract for competitive sealed proposals from qualified  
providers that best meet the needs of the governmental unit.  
Energy savings must be guaranteed for the entire term of the  
contract. The qualified provider must periodically send the  
amount of cost savings attributable to the improvements to the  
governmental unit.

JIM ERTLE

030104 S First Read	S494
030404 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee	S546
030804 Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	

031104	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
031104	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S628
040804	SS S offered (Nodler) (4793S.02F)	S907
040804	SA 1 to SS S offered & adopted (Nodler)	S907
040804	SS, as amended, S adopted	S907
040804	Perfected	S907
041304	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S918
041404	S Third Read and Passed	S930
041404	H First Read	H1101
041504	H Second Read	H1108
041504	Referred H Communications, Energy & Technology Committee	H1118

EFFECTIVE : August 28, 2004

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\*\*SB 1371\*\*

SS SS SCS SB 1371

SENATE SPONSOR Kinder

4574S.20P

SS/SS/SCS/SB 1371 - This act closes the standard drug benefit coverage gap for certain seniors that was created due to the enactment of the Medicare Prescription Drug, Improvement and Modernization Act of 2003.

MISSOURI SENIOR PRESCRIPTION DRUG PLAN - The "Missouri Senior Prescription Drug Plan" is created within the Department of Health and Senior Services. Beginning January 1, 2006 and subject to appropriations, the state shall pay 75% of the standard drug benefit coverage gap of \$2850 for eligible individuals.

Beginning November 15, 2005, applications for the Missouri Senior Prescription Drug Plan will be conducted jointly with applications for the Medicare Part D benefit. The enrollment period for the state plan shall correspond with the enrollment period for the federal program.

This plan is not an entitlement and is only a payer of last resort. Benefits are limited to the amounts appropriated for the plan. If the costs exceed the amounts appropriated, then the Commission may direct the prescription drug plan (PDP) sponsors to implement cost-control measures, such as increasing the amount of co-insurance.

The Missouri Senior Prescription Drug Plan shall be reauthorized every four years.

ELIGIBILITY - Individuals who are 65 and older and are a participant in the Medicare Part D benefit will be eligible for

the plan if their income is:

- within 150% to 200% of the federal poverty level; or
- below 150% of the federal poverty level and they fail the asset test.

COVERAGE - The plan shall provide coverage for only the prescription drugs covered in the PDP sponsors' formulary under the federal program. The plan shall not include coverage for any of the following drugs:

- those used for anorexia and weight gain;
- those used to promote fertility;
- those used for cosmetic purposes or hair growth;
- those used for coughs or colds;
- prescription vitamins;
- nonprescription drugs;
- barbiturates; and
- benzodiazepines.

The plan shall also exclude any drugs that are not "reasonable and necessary" as defined pursuant to the federal program. For covered prescription drugs, the state plan shall not be charged an amount in excess of the price charged pursuant to the federal program.

MISSOURI SENIOR PRESCRIPTION DRUG PLAN COMMISSION - The "Missouri Senior Prescription Drug Plan Commission" is created and will be composed of twelve members. Members appointed by the Governor shall serve for three years, legislative members shall serve for their current term of office, and all other members shall serve for as long as they hold the position which made them eligible for appointment.

Members of the Commission shall receive no compensation, but may be reimbursed for any expenses incurred. The Commission may also employ administrative staff as necessary to assist the Commission.

AUTHORITY OF THE COMMISSION - The Commission shall have the authority to:

- contract with PDP sponsors for implementing and administering the plan and determining eligibility;
- adjust the fee payments with PDP sponsors;
- set and adjust co-insurance at different amounts;
- apply for federal waivers and grants;
- promulgate rules; and
- perform any other function necessary for the implementation of the plan.

MISSOURI SENIOR PRESCRIPTION DRUG PLAN CLEARINGHOUSE - The "Missouri Senior Prescription Drug Plan Clearinghouse" is created within the Commission. The purpose of the Clearinghouse is to assist all Missourians in accessing prescription drugs programs, to educate the public on quality drug programs, to maintain a



toll-free number, and to provide information on eligibility, enrollment, and benefits for the plan on the Department's website.

TERMINATION OF THE MISSOURI SENIOR RX PROGRAM - The Missouri Senior Rx Program shall terminate thirty days after notice is provided to the Revisor of Statutes that the Medicare Prescription Drug, Improvement and Modernization Act of 2003 has been fully implemented.

LORIE TOWE

030104	S First Read		S494
030404	Second Read and Referred S Aging, Families, Mental & Public Health Committee		S546
031004	Hearing Conducted S Aging, Families, Mental & Public Health Committee		
031104	SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (4574S.11C)		
031104	Reported From S Aging, Families, Mental & Public Health Committee to Floor w/SCS		S624
031704	SS for SCS S offered (Kinder) (4574S.16F)		S682
031704	SS for SS for SCS S offered (Kinder) (4574S.20F)		S682
031704	SA 1 to SS for SS for SCS S offered & adopted (Foster)		S682-685
031704	SA 2 to SS for SS for SCS S offered & adopted (Jacob)		S685-686
031704	SS for SS for SCS, as amended, S adopted		S686
031704	Perfected		S686
031804	Reported Truly Perfected S Rules Committee		S707
033004	Referred S Governmental Accountability & Fiscal Oversight Committee		S738
040104	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee		
040104	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee		
040104	Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor		S818
040104	S Third Read and Passed		S818-819
040104	H First Read		H909
040504	H Second Read		H927
040804	Referred H Senior Security Committee		H1030
041304	Hearing Conducted H Senior Security Committee		
041504	HCS Voted Do Pass H Senior Security Committee		

EFFECTIVE : August 28, 2004

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\*\*SB 1372\*\*

SENATE SPONSOR Klindt

4767S.02I

Establishes the MO Wine and Grape Board and enumerates the powers and duties of the board

042204 Hearing Conducted S Agriculture, Conservation, Parks and Natural Resources Committee



\*\*SB 1373\*\*

SENATE SPONSOR Bartle

4143S.01I

Creates the Interstate Compact for Juveniles

030404 Second Read and Referred S Judiciary and Civil & S546  
Criminal Jurisprudence Committee-----  
\*\*SB 1374\*\*

SENATE SPONSOR Gibbons

4697S.01I

Makes various reforms to taxation

030404 Second Read and Referred S Ways &amp; Means Committee S546

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\*\*SB 1375\*\*

SENATE SPONSOR Gibbons

4832S.01I

SB 1375 - This act requires the General Assembly to record all debate regarding joint resolutions that would modify the Constitution. If the resolution is passed by the voters, each house of the general assembly would have to transcribe the debate within three months. Official copies of the transcript would be submitted to the secretary of state and the legislative librarian. Once transcribed and verified, the transcript would have the same evidentiary value, in so far as it relates to debate, as a transcription from a constitutional convention.

JEFF CRAVER

030104 S First Read S494

030404 Second Read and Referred S Financial & Governmental S546  
Organization, Veterans' Affairs & Elections Committee031504 Hearing Conducted S Financial & Governmental  
Org., Veterans' Affairs & Elections Committee033004 Voted Do Pass S Financial & Governmental Organization  
Veterans' Affairs & Elections Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1376\*\*

SENATE SPONSOR Gibbons

4675S.03I

Modifies provisions prohibiting certain activities at  
animal facilities030404 Second Read and Referred S Agriculture, Conservation, S546  
Parks & Natural Resources Committee



\*\*SB 1377\*\*

SENATE SPONSOR Bray

4852S.01I

Allows the hiring of a retired teacher to work between 550  
and 800 hours without losing their retirement

033004 Hearing Conducted S Pensions & General Laws  
Committee

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\*\*SB 1378\*\*

SENATE SPONSOR Stoll

4742S.01I

Requires Office of Administration to include certain  
products in the cafeteria plan for state employees

030404 Second Read and Referred S Financial & Governmental S546  
Organization, Veterans' Affairs & Elections Committee

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\*\*SB 1379\*\*

SENATE SPONSOR Cauthorn

4853S.01I

Encourages the use of renewable energy

033004 Hearing Conducted S Commerce & the Environment  
Committee

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\*\*SB 1380\*\*

SENATE SPONSOR Cauthorn

4854S.01I

Encourages the use of renewable energy

033004 Hearing Conducted S Commerce & the Environment  
Committee

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\*\*SB 1381\*\*

SENATE SPONSOR Loudon

4715S.01I

Prohibits recovery of noneconomic damages for injuries  
incurred during certain motor vehicle violations

031504 Hearing Conducted S Judiciary and Civil and Criminal  
Jurisprudence Committee

\*\*SB 1382\*\*

SENATE SPONSOR Quick

4076S.03I

SB 1382 - This act states that every parent or guardian is responsible for enrolling his or her child in school and ensuring attendance until the age of eighteen. A child may be excused from attendance until age eighteen by the superintendent or a court. A child who completes secondary grade levels or a GED test prior to age eighteen shall not be required to attend school.

This act requires that children under eighteen years of age, who have not completed school and who are not attending regular day school shall be required to attend part-time classes regularly.

This act changes the definition of child to mean a person under eighteen years of age in Chapter 211, RSMo, concerning juvenile courts. The jurisdiction of the juvenile courts is extended to those individuals under the age of eighteen.

The act states that a child between the ages of twelve and eighteen can be transferred to a court of general jurisdiction. A child ten years of age or older may be transferred to a court of general jurisdiction if there is a petition which alleges that the child has committed a dangerous felony. Currently, a child of any age may be transferred if it is alleged that he or she has committed a dangerous felony.

This act allows a person who has not reached the age of eighteen at the time when he or she committed murder in the first degree to be imprisoned for life without parole or probation.

This act establishes that a person does not commit false imprisonment under certain circumstances when the person being restrained is under the age of eighteen.

This act changes the definition of child to mean a person under the age of eighteen in Chapter 565, RSMo, concerning Offenses Against the Person.

SUSAN HENDERSON

SCA 1 - REMOVES SECTIONS IN CHAPTER 167 FROM THE BILL RELATING TO SCHOOL ATTENDANCE

030104 S First Read	S495
030404 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S546

031504 Hearing Conducted S Judiciary and Civil & Criminal  
Jurisprudence Committee

041404 Voted Do Pass w/SCA 1 S Judiciary & Civil & Criminal  
Jurisprudence Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1383\*\*

SENATE SPONSOR Scott

4440S.06I

Allows motor carriers to submit to voluntary audits and  
prohibits local enforcement of commercial motor vehicle laws

033004 Hearing Conducted S Commerce & the Environment  
Committee

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\*\*SB 1384\*\*

SENATE SPONSOR Scott

4784S.02I

Allows certain retirees to receive unused sick leave to vest  
in a retirement system

033004 Hearing Conducted S Pensions & General Laws  
Committee

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\*\*SB 1385\*\*

SENATE SPONSOR Scott

4635S.01I

Places an annual one dollar disaster mitigation fee on most  
residential and business insurance policies within the state

030404 Second Read and Referred S Small Business, Insurance S546  
and Industrial Relations Committee

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\*\*SB 1386\*\*

SENATE SPONSOR Scott

4827S.01I

Modifies provisions of lobbyist reporting and campaign  
finance disclosure

030804 Second Read and Referred S Pensions & General Laws S558  
Committee

\*\*SB 1387\*\*

SENATE SPONSOR Dolan

2840S.02I

SB 1387 - This act adds a student member with limited voting powers to the board of regents, governors, and curators of several of the public institutions of higher education in this state.

SOUTHEAST MISSOURI STATE UNIVERSITY (SECTION 174.050) - This section, which was last amended in 1949, used to apply to all of the boards of regents of higher education institutions in the chapter. However, only one institution (Southeast Missouri State University) currently is governed by this section, so for purposes of clarification, the section has been altered to exclusively apply to Southeast Missouri State University. Further, the section has been amended to allow for a student regent with limited voting powers.

SECTION 174.055 - This section, which articulates the conditions regarding the non-voting student representative on the board of regents, has been removed.

SECTION 174.070 - Clarifying language only.

MISSOURI WESTERN STATE COLLEGE (SECTION 174.241) - This section has been altered to allow for a student regent with limited voting powers on the board of regents of Missouri Western State College.

HARRIS STOWE COLLEGE (SECTION 174.300) - This section has been altered to allow for a student regent with limited voting powers on the board of regents of Harris Stowe College.

NORTHWEST MISSOURI STATE UNIVERSITY (SECTION 174.332) - This section has been altered to allow for a student regent with limited voting powers on the board of regents of Northwest Missouri State University.

CENTRAL MISSOURI STATE UNIVERSITY, MISSOURI SOUTHERN STATE UNIVERSITY-JOPLIN, and SOUTHWEST MISSOURI STATE UNIVERSITY (SECTION 174.450) - This section has been altered to allow for a student governor with limited voting powers on the board of governors of Central Missouri State University, Southwest Missouri State University, and Missouri Southern State University- Joplin.

SECTION 174.453 - Clarifying language only.

TRUMAN STATE UNIVERSITY (SECTION 174.610) - This section has been altered to allow for a student governor with limited voting powers on the Board of Governors of Truman State University.



SECTION 174.620 - Clarifying language only.

SECTION 174.621 - The provisions which reference the limitations of the student representative's powers have been removed from this section.

LINCOLN UNIVERSITY (SECTION 175.020) - This section has been altered to allow for a student curator with limited voting powers on the Board of Governors of Lincoln University.

SECTION 175.021 - This section, which articulates the conditions regarding the non-voting student representative on the board of curators, has been removed.

SECTION 175.023 - The provisions which reference the limitations of the student representative's powers have been removed from this section.

SECTION 175.030 - Clarifying language only.

SECTION 175.040 - Exempts the student curator from the provisions of this section.

LINN STATE TECHNICAL COLLEGE (SECTION 178.632) - This section has been modified to allow for a student regent with full voting powers on the governing board of Linn State Technical College.

SECTION 178.633 - Clarifying language only.

This act is similar to the SCS/SB 525 from 2003.  
DONALD THALHUBER

030104 S First Read	S495
030804 Second Read and Referred S Education Committee	S558
031604 Hearing Conducted S Education Committee	
040604 Voted Do Pass S S Education Committee	

EFFECTIVE : August 28, 2004

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\*\*SB 1388\*\*

SENATE SPONSOR Dolan

4811S.01I

Establishes the income tax claim of right doctrine as a credit

030404 Second Read and Referred S Ways & Means Committee	S546
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\*\*SB 1389\*\*

SENATE SPONSOR Dolan

4606S.01I

SB 1389 - This act details the conditions under which a public higher education institution may require the use of an individual's Social Security number. Beginning July 1, 2006, these numbers cannot be: posted publicly; transmitted over the Internet unless the connection is secure or the number encrypted; required as an access code unless an additional authentication device is required; printed on documents mailed to an individual unless required by law; or used on a student identification card.

The act establishes procedures whereby the institutions that have been using Social Security numbers in any of the prohibited ways prior to July 1, 2006, may continue the use of such numbers under certain circumstances.

The act becomes effective January 1, 2005.

This act is identical to HB 1169.

DONALD THALHUBER

030104 S First Read	S495
030804 Second Read and Referred S Education Committee	S558
031604 Hearing Conducted S Education Committee	
040604 Voted Do Pass S Education Committee	

EFFECTIVE : January 1, 2005

\*\*SB 1390\*\*

SENATE SPONSOR Foster

4821S.01I

SB 1390 - This act modifies Section 263.534, RSMo, pertaining to assessments on cotton growers. New language adds to the list of other remedies for the collection of assessments, including penalties and interest. Under this act, the Department of Agriculture shall have an assessment lien that attaches and is perfected after 60 days - a change that removes from the department the current responsibility of filing all liens with the Secretary of State.

Other changes include a notification requirement for the department regarding liens attached after the date of perfection. This assessment lien is not subject to the provisions of Article 9 of the UCC - Secured Transactions or the provisions of the food security act.

MEGAN CRAIN

030104 S First Read S495  
 030804 Second Read and Referred S Agriculture, Conservation, S558  
 Parks & Natural Resources Committee  
 040104 Hearing Conducted S Agriculture, Conservation, Parks  
 and Natural Resources Committee  
 040804 Voted Do Pass S Agriculture, Conservation, Parks and  
 Natural Resources Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 1391\*\*

SENATE SPONSOR Foster

4789S.02P

SB 1391 - This act allows the cities of Steele, Marston, and Matthews to impose, upon voter approval, a room tax of not more than 5% per night. This tax will be in addition to any other tax authorized by law and will be used for tourism purposes and infrastructure improvements.

The act is identical to HB 1456 (2004).  
 JEFF CRAVER

030104 S First Read S495  
 030804 Second Read and Referred S Economic Development, S558  
 Tourism and Local Government Committee  
 031004 Hearing Conducted S Economic Development, Tourism and  
 Local Government Committee-Consent  
 031004 Voted Do Pass S Economic Development, Tourism and  
 Local Government Committee-Consent  
 031504 Reported From S Economic Development, Tourism and S634  
 Local Government Committee to Floor-Consent  
 033004 S Third Read and Passed - Consent S734  
 033104 H First Read H892  
 040104 H Second Read H904  
 040104 Referred H Local Government Committee H908  
 042204 Hearing Conducted H Local Government Committee

EFFECTIVE : August 28, 2004  
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\*\*SB 1392\*\*

SENATE SPONSOR Goode

4843S.01I

States that Section 334.253 does not prohibit the employment of physical therapists in certain rehabilitation facilities

030804 Second Read and Referred S Aging, Families, Mental & S558  
 Public Health Committee

\*\*SB 1393\*\*

SENATE SPONSOR Vogel

4483S.02I

Designates a portion of U.S. Highway 54 in Cole County the  
"Trooper Dennis H. Marriott Memorial Highway"

031604 Hearing Cancelled S Transportation Committee

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\*\*SB 1394\*\*

SENATE SPONSOR Vogel

4828S.01P

SB 1394 - This act makes various revisions to tax collection laws:

1. ELIMINATION OF LOCAL LETTERS - Section 32.087.16 requires that the Department of Revenue notify each local taxing entity of a delinquency before turning the case over to the Attorney General for collection. Since the Department of Revenue automatically collects the delinquent local tax, the statute will be changed to relieve the Department of Revenue from the requirement to notify the local taxing entity and make statutory that the Department of Revenue will include local tax in its suit against the taxpayer

2. RESPONSIBLE PARTY - Sections 144.241.2 and 144.157.3 permit the Department of Revenue to assess tax against the officer(s) of a corporation as responsible parties if the corporation fails to file and pay tax. The Supreme Court ruled that the use of the word "and" permits the Department of Revenue to assess responsible parties only if it fails to have actually filed a return. This leads to the circumstance that for an officer or responsible party of a corporation to avoid being held personally responsible for the corporation's tax avoidance it only need to file the return. This proposal would change the word "and" to "or" so that an individual cannot avoid being held responsible for taxes by having filed the return.

3. CIRCUIT BREAKER TAX - Currently, if an individual erroneously or fraudulently receives a property tax credit refund that exceeds the amount legally due, the Department of Revenue does not have authority to offset future property tax credit refunds due to the claimant. This is also the case when the taxpayer receiving the property tax credit has an income tax delinquency. The act will allow DOR to offset any property tax credit refund against an income tax delinquency or a delinquency created by a property tax credit claim.

3. REVOCATION OF SALES TAX LICENSE FOR WITHHOLDING

DELINQUENCY - The act allows for the revocation of a retail sales tax license for failure to pay employer withholding tax. Currently, businesses are allowed to keep their retail sales tax license and stay in business, despite having large employer withholding tax delinquencies.

JEFF CRAVER

030104	S First Read	S495
030804	Second Read and Referred S Ways & Means Committee	S558
033004	Hearing Conducted S Ways & Means Committee	
040604	Voted Do Pass S Ways & Means Committee	
040804	Reported From S Ways & Means Committee to Floor	S905
041304	Perfected	S918
041304	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S924
041404	Referred S Governmental Accountability & Fiscal Oversight Committee	S929
041504	Hearing Cancelled S Governmental Accountability & Fiscal Oversight Committee	
041904	Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee	
041904	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S971
041904	S Third Read and Passed	S972-973
041904	H First Read	H1133
042004	H Second Read	H1142
042204	Referred H Tax Policy Committee	H1200

EFFECTIVE : August 28, 2004

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\*\*SB 1395\*\*

SENATE SPONSOR Shields

4002S.03P

SB 1395 - This act modifies the artist and entertainers tax law to no longer restrict the amount of money that the Missouri arts council can receive through their percentage share of the tax revenues. Current law restricts the share to \$10 million.

JEFF CRAVER

030104	S First Read	S495-496
030804	Second Read and Referred S Ways & Means Committee	S558
033004	Hearing Conducted S Ways & Means Committee	
040604	Voted Do Pass S Ways & Means Committee	
040804	Reported From S Ways & Means Committee to Floor	S905
041304	Perfected	S918
041304	Reported Truly Perfected S Rules, Joint Rules, Resolutions & Ethics Committee	S924
041404	S Third Read and Passed	S931
041404	H First Read	H1101

041504 H Second Read H1108  
041504 Referred H Tax Policy Committee H1118  
042004 Hearing Conducted H Tax Policy Committee

EFFECTIVE : August 28, 2004

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\*\*SB 1396\*\*

SENATE SPONSOR Shields

3349S.02I

Modifies the law relating to pharmacists, pharmacies,  
pharmaceutical services and drug distributors

041404 Hearing Conducted S Aging, Families, Mental & Public  
Health Committee

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\*\*SB 1397\*\*

SENATE SPONSOR Gibbons

3468S.03I

Prohibits the carrying of concealed weapons at school events  
or at a school facility

032904 Hearing Conducted S Judiciary and Civil and Criminal  
Jurisprudence Committee

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\*\*SB 1398\*\*

SENATE SPONSOR Jacob

4864S.01I

Allows proxies to represent statutory members of certain  
committees

030904 Bill Withdrawn S579

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\*\*SB 1399\*\*

SENATE SPONSOR Kennedy

4861S.01I

Allows health insurance carriers to discontinue small  
employer health benefit plans under certain conditions

033104 Hearing Conducted S Small Business, Insurance and  
Industrial Relations Committee

\*\*SB 1400\*\*

SENATE SPONSOR Loudon

4851S.01I

Allows practice of physical therapy on animals with  
prescription from a veterinarian

040104 Hearing Conducted S Agriculture, Conservation, Parks  
and Natural Resources Committee

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\*\*SCR 022\*\*

SENATE SPONSOR Kinder

3296S.01I

SCR 22 - This act urges Congress to amend the Social  
Security Act and other statutes to allow Missouri citizens to  
voluntarily opt-out of the federal Social Security System and  
invest their Social Security taxes in personal retirement  
accounts approved by the State Treasurer's office. This program  
shall be similar in concept to the Missouri Saving for Tuition  
529 Program.

LORIE TOWE

010704 S First Read	S24-25
010804 Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S77
012204 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
020304 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	

EFFECTIVE : August 28, 2004

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\*\*SCR 023\*\*

SENATE SPONSOR Gross

3299S.01I

SCR 23 - This resolution designates the bridge crossing  
the Missouri River between St. Charles County and St. Louis  
County on Interstate 70 the "Blanchette Memorial Bridge".  
This act designates the bridge crossing the Missouri River  
between St. Charles County and St. Louis County on U.S. Route  
40/61 the "Daniel Boone Bridge". This act designates the  
bridge crossing the Missouri River between St. Charles County  
and St. Louis County on Highway 370 the "Discovery Bridge".  
The state shall not be obligated to provide any funding to  
commemorate or memorialize the designated bridges.

STEPHEN WITTE

010704	S First Read	S25-26
010804	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S77
011504	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
012904	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
012904	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S191
020404	S adopted	S229
020404	H First Read	H228
040104	Referred H Local Government Committee	H905
042204	Hearing Conducted H Local Government Committee	

EFFECTIVE : August 28, 2004

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\*\*SCR 024\*\*

SENATE SPONSOR Cauthorn

3027S.01I

SCR 24 - This resolution expresses the support and gratitude of the General Assembly for faith-based and community organizations and encourages the state and all local governments to work in partnership with such organizations to provide quality social services to the citizens of this state.

This resolution is identical to SCR 17 (2003).  
LORIE TOWE

010704	S First Read	S26
010804	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S77
011504	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
012904	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
012904	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S191
020504	S adopted	S239
020504	H First Read	H246
041404	Referred H Children & Families Committee	
042704	Hearing Scheduled H Children & Families Committee (Upon PM ADJ - HR 1)	

EFFECTIVE : August 28, 2004

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\*\*SCR 025\*\*

SENATE SPONSOR Stoll

3571S.01I

SCR 25 - This resolution urges Congress to repeal the federal Government Pension Offset (GPO) and Windfall Elimination Provision (WEP) of the federal Social Security Act.

This resolution is identical to SCR 06 (2003).  
DONALD THALHUBER

010804 S First Read	S76-77
011204 Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S89
011504 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
012904 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
012904 Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S191
020904 S adopted	S251
020904 H First Read	H255-256

EFFECTIVE : August 28, 2004

\*\*SCR 026\*\*

SS SCR 26

SENATE SPONSOR Childers

3849S.03F

SCR 26 - This resolution creates the "AgroForestry Industrialization Committee". The purpose of the committee being to review and evaluate both the industrial and economic impact of agroforestry industrialization, environmental responsibilities of the industry, and to make recommendations for future legislative action.

The membership of the committee is laid out in this resolution, as are term limits, compensation information, and meeting times. The committee shall have access to closed records for purposes of carrying out its duties, provided they do not disclose any identifying information closed pursuant to statute or general order.

The Office of Administration is directed to provide minimal funding, administrative support, and staff for the effective operation of this committee.

The recommendation report to the General Assembly shall be due before July 30, 2005, with the committee's final report being submitted to the General Assembly no later than December 31,

2005. The committee shall terminate on that same day, December 31, 2005.

MEGAN CRAIN

011204 S First Read	S86-87
011304 Second Read and Referred S Rules, Joint Rules, Resolutions and Ethics Committee	S96
012204 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
012904 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
012904 Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S192
020904 SS S offered & adopted (Childers) (3849S.03F)	
020904 S Third Read and Passed	S251-252
020904 H First Read	H256-257
021004 H Second Read	H266
021204 Referred H Agriculture Committee	H321
030204 Hearing Conducted H Agriculture Committee	
030204 HCS Voted Do Pass H Agriculture Committee	

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\*\*SCR 027\*\*

SENATE SPONSOR Kennedy

3728S.01I

Urges Congress to reject any recommendations to base postal services on profit seeking motives

012904 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee

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\*\*SCR 028\*\*

SENATE SPONSOR Kennedy

3652S.01I

Urges the President of the United States to lift the ban on Canadian pharmaceuticals

040104 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee

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\*\*SCR 029\*\*

SENATE SPONSOR Kennedy

3960S.01I

Relating to the Vietnamese-American Flag

012904 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee

\*\*SCR 030\*\*

SENATE SPONSOR Gibbons

3946L.01I

SCR 30 - This resolution authorizes the printing of all acts  
and resolutions passed by the General Assembly in 2003.

HENRY T. HERSCHEL

012104 S First Read	S140
012204 S adopted	S144-145
012204 H First Read	H128
040104 Referred H Rules Committee	H905
041504 Hearing Conducted H Rules Committee	
041504 Voted Do Pass H Rules Committee	

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\*\*SCR 031\*\*

SENATE SPONSOR Vogel

4281S.01I

Relating to the construction of a hotel/convention center  
complex on property owned by the University of Missouri

012704 Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S164
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\*\*SCR 032\*\*

SENATE SPONSOR Gibbons

3850S.04I

SCR 32 - This resolution lauds the benefits of character  
education and challenges the school districts of the state to  
develop character education programs for their students.

DONALD THALHUBER

SCA 1 - INSTRUCTS THE SECRETARY OF THE SENATE TO GIVE COPIES OF  
THIS RESOLUTION TO THE COMMISSIONER OF EDUCATION AND INSTRUCTS  
THE COMMISSIONER TO DISTRIBUTE THE RESOLUTION TO EACH SCHOOL  
DISTRICT IN THE STATE

012604 S First Read	S155-156
012704 Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S164
021204 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
021904 Voted Do Pass w/SCA 1 S Rules, Joint Rules, Resolutions & Ethics Committee	

021904	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor w/SCA 1	S344-345
022504	SCA 1 S adopted	S377
022504	S adopted, as amended	S377
022604	H First Read	H443
040104	Referred H Education Committee	H905
040704	Hearing Conducted H Education Committee	
042104	HCS Voted Do Pass H Education Committee	

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\*\*SCR 033\*\*

SENATE SPONSOR Kinder

4293L.01I

SCR 33 - This resolution urges the Department of Transportation to grant approval to Primaris Airlines' request to service Lambert Airport.

STEPHEN WITTE

012904	S First Read	S190
020204	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S202
020504	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
020504	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
020504	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S242
020904	S adopted	S252
020904	H First Read	H257-258
022404	Referred H Rules Committee	H411
022604	Hearing Conducted H Rules Committee	
022604	Voted Do Pass H Rules Committee	
030304	Reported Do Pass H Rules Committee	H481
030404	H adopted	H496/S547

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\*\*SCR 034\*\*

SENATE SPONSOR Caskey

4381S.01I

SCR 34 - This resolution requests that the Governor authorize by Executive Order the creation of the Division of Rehabilitation Services for the Blind within the Department of Social Services. Currently, Rehabilitation Services for the Blind is only a program that is administered by the Department of Social Services.

LORIE TOWE

012904	S First Read	S196
020204	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S202
020504	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
021204	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
021204	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S302
021604	S adopted	S306
021604	H First Read	H331
040104	Referred H Health Care Policy Committee	H905
041304	Hearing Conducted H Health Care Policy Committee	
041504	Voted Do Pass H Health Care Policy Committee	

EFFECTIVE : August 28, 2004

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\*\*SCR 035\*\*

SENATE SPONSOR Russell

3762S.03I

SCR 35 - This resolution names a building located at the Southeast Missouri Mental Health Center the "Danny Staples Building".

HENRY T. HERSCHEL

020404	S First Read	S231
020504	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S243
021204	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
021904	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
021904	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S345
022504	S Third Read and Passed	S377
022604	H First Read	H445
030104	H Second Read	H453
030404	Referred H Corrections & State Institutions Committee	H504
031004	Hearing Conducted H Corrections & State Institutions Committee	
031504	Hearing Conducted H Corrections & State Institutions Committee	
031504	Voted Do Pass w/HCA 1 H Corrections & State Institutions Committee	

EFFECTIVE : August 28, 2004

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\*\*SCR 036\*\*

SS SCS SCR 36

SENATE SPONSOR Gibbons

4332S.05S

SS/SCS/SCR 36 - This resolution creates the Joint Interim Committee on Underage Drinking.

The Committee is charged with studying current public and private efforts to combat underage drinking, evaluate their effectiveness and make recommendations to the General Assembly on actions needed to combat the problem of underage drinking. The Committee is composed of both public and private members appointed by the leaders of both parties in both houses. Members must be appointed by June 1, 2004, and the report of the Committee is due before December 31, 2004.

JIM ERTLE

020404	S First Read	S231-232
020504	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S243
021204	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
030404	SCS Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee (4332S.04C)	
030404	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor w/SCS	S536-537
031804	SS for SCS S offered & adopted (Gibbons)	S704-705
031804	S adopted	S705
031804	H First Read	H756-757
040104	Referred H Crime Prevention & Public Safety Committee	H906
042004	Hearing Conducted H Crime Prevention & Public Safety Committee	

EFFECTIVE : August 28, 2004

\*\*SCR 037\*\*

SENATE SPONSOR Shields

4614S.01I

SCR 37 - This resolution establishes the Joint Interim Committee on Teacher Support, Regulatory Reduction and Accountability.

DONALD THALHUBER

021204	S First Read	S287-288
021604	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S319
022604	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	

030404 Voted Do Pass S Rules, Joint Rules, Resolutions &  
Ethics Committee  
030404 Reported From S Rules, Joint Rules, Resolutions & S537  
Ethics Committee to Floor  
031004 S adopted S588  
031004 H First Read H602  
040104 Referred H Education Committee H906

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\*\*SCR 038\*\*

SENATE SPONSOR Vogel

4436S.02I

SCR 38 - This resolution creates a long-term ground lease  
of property owned by the University of Missouri.

This resolution is similar to SCR 4 (2003).  
SUSAN HENDERSON

021904 S First Read S342-343  
022404 Referred S Rules, Joint Rules, Resolutions & Ethics S365  
Committee  
030404 Hearing Cancelled S Rules, Joint Rules, Resolutions &  
Ethics Committee  
031104 Hearing Conducted S Rules, Joint Rules, Resolutions &  
Ethics Committee  
031804 Voted Do Pass S Rules, Joint Rules, Resolutions and  
Ethics Committee

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\*\*SCR 039\*\*

SENATE SPONSOR Nodler

4653S.01I

Relating to implementing energy savings performance

022604 Hearing Conducted S Joint Rules, Resolutions & Ethics  
Committee

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\*\*SCR 040\*\*

SENATE SPONSOR Steelman

4667S.03I

Relating to lands owned by the University of Missouri-Rolla

022404 Referred S Rules, Joint Rules, Resolutions & Ethics S365  
Committee

\*\*SCR 041\*\*

SCS SCR 41

SENATE SPONSOR Klindt

4711S.02C

SCS/SCR 41 - This resolution requests that the President of the United States direct both the Fish and Wildlife Service as well as the Army Corps of Engineers to develop a new plan for operating the Missouri river; a plan that does not necessarily call for the current "spring rise" and "summer low flow" that has been harmful to Missouri's economy.

MEGAN CRAIN

022304	S First Read	S353-354
022404	Referred S Rules, Joint Rules, Resolutions & Ethics	S365
022604	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
030404	SCS Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee (4711S.02C)	
030404	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor w/SCS	S537-538
030904	SCS S adopted	S573
030904	S adopted	S573
030904	H First Read	H567-569
030904	Referred H Conservation & Natural Resources Committee	H569
031004	Hearing Conducted H Conservation & Natural Resources Committee	
031004	Voted Do Pass H Conservation and Naural Resources Committee	
031004	Reported Do Pass H Conservation and Natural Resources Committee	H601
031104	H adopted	H615/S628

EFFECTIVE : August 28, 2004

\*\*SCR 042\*\*

SENATE SPONSOR Bray

4836S.02I

Urges the United States Congress to pass a fiscal relief package

031104	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
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\*\*SCR 043\*\*

SENATE SPONSOR Yeckel

4825S.01I

Establishes the Interim Committee on Violent Crime

030204	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S510
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\*\*SCR 044\*\*

SENATE SPONSOR Yeckel

4946S.01I

SCR 44 - This resolution establishes the "Joint Interim Committee on Complementary and Alternative Medicine Policy". The Committee shall be composed of five members of the Senate and five members of the House of Representatives to be appointed by June 1, 2004. The Committee is required to submit a report to the General Assembly by January 1, 2005 on legislative and administrative recommendations for assuring that public policy maximizes the benefits to Missourians of complementary and alternative medicine.

LORIE TOWE

031804	S First Read	S696-697
033004	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	
040104	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
040804	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
040804	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S905
042604	S Resolutions Calendar	

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\*\*SCR 045\*\*

SENATE SPONSOR Dougherty

4967L.01I

SCR 45 - This resolution designates the month of April as "Literacy Month" in the State of Missouri.

HENRY T. HERSCHEL

032904	S First Read	S720
033004	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S738
040104	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
040804	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
040804	Reported S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S906
042604	S Resolutions Calendar	

\*\*SCR 046\*\*

SENATE SPONSOR Gross

4977S.01I

SCR 46 - This resolution establishes the Joint Interim  
Committee on Tax Returns.  
JEFF CRAVER

033104	S First Read	S781-782
040504	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S837
040804	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
041504	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
041504	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S958
042604	S Resolutions Calendar	

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\*\*SCR 047\*\*

SENATE SPONSOR Griesheimer

4976S.04I

SCR 47 - This resolution establishes the Joint Interim  
Committee on State Supported Passenger Rail Service and  
Multimodal Transportation. The committee shall make a  
comprehensive analysis of the state sponsored passenger rail  
service and other multimodal transportation services.  
STEPHEN WITTE

040504	S First Read	S830-831
040604	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S873
040804	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
041504	Voted Do Pass S Rules, Joing Rules, Resolutions & Ethics Committee	
041504	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S959
042604	S Resolutions Calendar	

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\*\*SCR 048\*\*

SENATE SPONSOR Bland

2912S.02I

Establishes the Hepatitis C Task Force

042104 S First Read

\*\*SJR 024\*\*

SCS SJR 24

SENATE SPONSOR Caskey

2824S.02C

SCS/SJR 24 - The proposed constitutional amendment preserves the opportunity of individual citizens to harvest wild birds, fish and game without diminishing the duty of the Department of Conservation, creating rights to trespass on private property or the diminution of other private rights.

MEGAN CRAIN

120103 Prefiled

010704 S First Read S22

011204 Second Read and Referred S Agriculture, Conservation, S89  
Parks & Natural Resources Committee012204 Hearing Conducted S Agriculture, Conservation, Parks  
& Natural Resources Committee012204 SCS Voted Do Pass S Agriculture, Conservation, Parks  
& Natural Resources Committee (2824S.02C)030104 Reported From S Agriculture, Conservation, Parks & S497  
Natural Resources Committee to Floor w/SCS - Consent

030404 Removed From S Consent Calendar S536

031104 Reported From S Agriculture, Conservation, Parks & S627  
Natural Resources Committee to Floor w/SCS

040804 Bill Placed on Informal Calendar S907

042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004

\*\*SJR 025\*\*

SENATE SPONSOR Yeckel

3169S.01I

SJR 25 - This proposed constitutional amendment removes Article IX, Section 8 of the Missouri Constitution, which explicitly prohibits the distribution of state moneys to religious organizations. Article IX, Section 8 of the Missouri Constitution is commonly referred to as the "Blaine Amendment".

This resolution is identical to SJR 9 (2003).

JIM ERTLE

120103 Prefiled

010704 S First Read S23

011204 Second Read and Referred S Financial & Governmental S89  
Organization, Veterans' Affairs & Elections Committee022304 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs and Elections Committee

033004 Voted Do Pass S Financial &amp; Governmental Org.,

Veterans' Affairs and Elections Committee  
 040804 Reported From S Financial & Governmental Org., S905  
       Veterans' Affairs & Elections Committee to Floor  
 041304 Bill Placed on Informal Calendar S918  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004  
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\*\*SJR 026\*\*

SENATE SPONSOR Yeckel

3168S.01I

SJR 26 - This proposed constitutional amendment removes the portion of Article I, Section 7 that limits the distribution of moneys from the "public treasury in aid of any church, sect or denomination of religion, or in aid of any priest, preacher, minister or teacher thereof".

This resolution is identical to SJR 10 (2003).  
 JIM ERTLE

120103 Prefiled  
 010704 S First Read S23  
 011204 Second Read and Referred S Financial & Governmental S89  
       Organization, Veterans' Affairs & Elections Committee  
 022304 Hearing Conducted S Financial & Governmental Org.,  
       Veterans' Affairs & Elections Committee  
 033004 Voted Do Pass S Financial & Governmental Org.,  
       Veterans' Affairs & Elections Committee  
 040804 Reported From S Financial & Governmental Org., S905  
       Veterans' Affairs & Elections Committee to Floor  
 041304 Bill Placed on Informal Calendar S918  
 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : August 28, 2004  
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\*\*SJR 027\*\*

SENATE SPONSOR Jacob

2612S.01I

Amends the Constitution to create a Revenue Stabilization Fund

022404 Hearing Conducted S Ways & Means Committee

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 \*\*SJR 028\*\*

SENATE SPONSOR Jacob

2608S.01I

Constitutional amendment to repeal legislative term limits subject to voter approval

041304 Hearing Conducted S Financial & Governmental Org.,

Veterans' Affairs & Elections Committee

\*\*SJR 029\*\*

SENATE SPONSOR Steelman

3078S.01P

SJR 29 - This proposed Constitutional Amendment states that only marriages between a man and a woman will be valid and recognized in the state of Missouri.

LORIE TOWE

120103 Prefiled  
 010704 S First Read S23  
 011204 Second Read and Referred S Aging, Families, Mental & S89  
 Public Health Committee  
 020404 Hearing Conducted S Aging, Families, Mental & Public  
 Health Committee  
 020504 Voted Do Pass S Aging, Families, Mental & Public  
 Health Committee  
 021204 Reported From S Aging, Families, Mental & Public S288  
 Health Committee to Floor  
 022404 SA 1 S offered (Stelman) S367  
 022404 Bill Placed on Informal Calendar S367  
 022404 SA 1 S adopted S368  
 022404 SA 2 S offered & withdrawn (Caskey) S368  
 022404 SA 3 S offered & defeated (Jacob) S368-369  
 022404 Perfected S369  
 022504 Reported Truly Perfected S Rules Committee S376  
 030104 S Third Read and Passed S500  
 030204 H First Read H467  
 030304 H Second Read H477  
 030404 Referred H Children & Families Committee H504  
 040604 Hearing Cancelled H Children & Families Committee  
 041404 Hearing Conducted H Children & Families Committee  
 042104 Voted Do Pass H Children & Families Committee

EFFECTIVE : August 28, 2004

\*\*SJR 030\*\*

SENATE SPONSOR Gross

2854S.01I

SJR 30 - This constitutional amendment, if approved by voters, enables the Legislature to extend a property tax exemption to any property owned by veterans' organizations.

This resolution is identical to SJR 3 (2003).  
 JEFF CRAVER

120103 Prefiled  
 010704 S First Read S23

011204 Second Read and Referred S Ways & Means Committee S89  
022404 Hearing Conducted S Ways & Means Committee  
030204 Voted Do Pass S Ways & Means Committee

EFFECTIVE : Upon voter approval

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\*\*SJR 031\*\*

SENATE SPONSOR Loudon

3099S.01I

Amends the Constitution to allow the Commission to design,  
acquire, construct, maintain and operate toll facilities

022404 Hearing Conducted S Transportation Committee

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\*\*SJR 032\*\*

SENATE SPONSOR Cauthorn

3022S.01I

Allows private school students to ride public school buses

011404 Second Read and Referred S Education Committee S101

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\*\*SJR 033\*\*

SCS SJR 33

SENATE SPONSOR Coleman

2806S.01I

SCS/SJR 33 - This proposed constitutional amendment, if  
approved by the voters, changes the minimum age requirement for  
state representatives from 24 to 21 and reduces the size of the  
house of representatives from 163 members to 103 members  
beginning with the 97th General Assembly.

This resolution is similar to SJR 23 (2003).

JIM ERTLE

120103 Prefiled

010704 S First Read S23

011204 Second Read and Referred S Financial & Governmental S89  
Organization, Veterans' Affairs & Elections Committee

030104 Hearing Conducted s Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

030804 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

040604 SCS Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee (2806S.02C)

EFFECTIVE : Contingent



\*\*SJR 034\*\*

SENATE SPONSOR Bartle

2803S.01I

Abolishes the highway commission and replaces it with a  
Director of Transportation

012704 Hearing Conducted S Transportation Committee

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\*\*SJR 035\*\*

SENATE SPONSOR Bland

3289S.01I

Ratifies the Equal Rights Amendment to the U.S. Constitution

011204 Second Read and Referred S Judiciary and Civil & S89  
Criminal Jurisprudence Committee

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\*\*SJR 036\*\*

SENATE SPONSOR Foster

3094S.01I

SJR 36 - This proposed constitutional amendment adds  
livestock and grain used for agricultural purposes to the list of  
property exempt from taxation by the constitution.  
JEFF CRAVER

121003 Prefiled

010704 S First Read S23

011204 Second Read and Referred S Agriculture, Conservation,  
Parks & Natural Resources Committee S89

020504 Hearing Conducted S Agriculture, Conservation, Parks  
& Natural Resources Committee

031804 Voted Do Pass S Agriculture, Conservation, Parks &  
Natural Resources Committee

EFFECTIVE : Referendum

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\*\*SJR 037\*\*

SENATE SPONSOR Scott

3390S.01I

Eliminates nonhighway agencies from receiving highway  
revenues over a five year period

011204 Second Read and Referred S Transportation Committee S89

\*\*SJR 038\*\*

SENATE SPONSOR Scott

3387S.01I

Amends the Constitution to allow the commission to design,  
acquire, construct, maintain, and operate toll facilities

022404 Hearing Conducted S Transportation Committee

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\*\*SJR 039\*\*

SENATE SPONSOR Foster

3403S.03I

Modifies the composition of the State Board of Education

012004 Hearing Conducted S Education Committee

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\*\*SJR 040\*\*

SENATE SPONSOR Stoll

3384S.01I

SJR 40 - This proposed constitutional amendment, if approved  
by voters, will amend Article III of the Missouri Constitution by  
allowing a person to participate in the management, conduct or  
operation of bingo if such person has been a bona fide member of  
the licensed organization for the six months immediately  
preceding such participation.

This joint resolution is identical to SJR 13 (2003).  
JIM ERTLE

- 122303 Prefiled
- 010704 S First Read S24
- 011204 Second Read and Referred S Financial & Governmental S89  
Organization, Veterans' Affairs & Elections Committee
- 021604 Hearing Conducted S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee
- 030204 Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee
- 031104 Reported From S Financial & Governmental Org., Vet. S627  
Affairs & Elections Committee to Floor
- 040804 Bill Placed on Informal Calendar S907
- 042604 S Inf Calendar S Bills for Perfection

EFFECTIVE : Voter approval

\*\*SJR 041\*\*

SCS SJR 41

SENATE SPONSOR Kinder

3734S.03C

SCS/SJR 41 - This Joint Resolution, subject to voter approval, removes the provision of the Constitution that the Governor shall provide recommendations of laws necessary to provide revenues to support his annual budget request. The resolution specifies that new taxes and fees or increases thereto shall not be included in the Governor's budget.

JEFF CRAVER

011304	S First Read	S96
011404	Second Read and Referred S Governmental Accountability and Fiscal Oversight Committee	S101
012204	Hearing Cancelled S Governmental Accountability and Fiscal Oversight Committee	
012604	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
031104	SCS Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee (3734S.03C)	
031104	Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor w/SCS	S628
040804	Bill Placed on Informal Calendar	S907
042604	S Inf Calendar S Bills for Perfection	

EFFECTIVE : Referendum

\*\*SJR 042\*\*

SENATE SPONSOR Coleman

3674S.02I

Enables the legislature to issue bonds for education purposes

012604	Second Read and Referred S Education Committee	S159
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\*\*SJR 043\*\*

SENATE SPONSOR Klindt

3550S.01I

SJR 43 - This act modifies the fund to add an additional saving mechanism that requires 30% of any annual surplus to be deposited in the fund. This money will be separately accounted for in the fund. The act also requires that in the case where there is a surplus and a Hancock refund is triggered, than 50% of the surplus (excluding the portion being refunded to the citizenry) will be put in the budget stabilization fund.

Of the monies in the fund arising by these new mechanisms, 50% can be spent in an emergency by a simple majority vote of the legislature. The remaining 50% would require a 2/3 vote to be spent.

The act also modifies the existing provisions of the fund by allowing a 2-year grace period before repayment is required when the core monies in the fund are tapped. Once repayment starts, it extends the repayment period to four years from the current three-year requirement.

JEFF CRAVER

012104	S First Read	S141
021604	Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee	S320
030804	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
031104	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	

EFFECTIVE :           Referendum

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\*\*SJR 044\*\*

SCS SJR 44

SENATE SPONSOR   Dolan

2588S.05P

SCS/SJR 44- This resolution eliminates non-highway agencies from receiving highway revenues over a five-year period. The Department of Transportation and the highway patrol are exempt from the diversion. Costs incurred by the Office of Administration on behalf of employees of the department of transportation and highway patrol may be paid from highway revenues. This will begin July 1, 2005, provided that the voters approve this resolution in November 2004.

REDIRECTION OF ONE HALF OF MOTOR VEHICLE SALES TAX - This resolution directs all of the proceeds from the tax on motor vehicles, trailers, boats, and outboard motors which currently goes to the General Revenue Fund to the state road fund over a ten-year period. This redirection will be phased in over a ten-year period beginning the first fiscal year following the adoption of this resolution. This will begin July 1, 2009, provided that the voters approve this resolution in November 2004. This portion of the resolution is similar to SJR 17 (2003).

HIGHWAY PATROL SAFETY FUND - This act creates a highway patrol safety fund and authorizes two separate funding sources to fund it. Beginning July 1, 2005, provided the voters approve this resolution in November 2004, 5% of any increase in motor

vehicle registration fees shall be credited to the state Highway Patrol Safety fund. The fund shall also receive a separate motor vehicle registration fee or surcharge dedicated to the state Highway Patrol Safety fund unencumbered by the funding allocation formula of the constitution. The funds in the highway Patrol Safety fund shall be exhausted prior to making any appropriation from the State Highways and Transportation Department Fund.

STEPHEN WITTE

012204	S First Read	S149
012604	Second Read and Referred S Transportation Committee	S159
020304	Hearing Conducted S Transportation Committee	
020504	SCS Voted Do Pass S Transportation Com. (2588S.05C)	
020504	Reported From S Transportation Committee to Floor w/SCS	S240
021704	Bill Placed on Informal Calendar	S326
021704	SA 1 to SCS S offered & adopted (Dolan)	S326
021704	SA 2 to SCS S offered (Goode)	S326
021704	Bill Placed on Informal Calendar	S326
021704	SA 2 to SCS S defeated	S327
021704	SCS, as amended, S adopted	S327
021704	Perfected	S327
021804	Reported Truly Perfected S Rules Committee	S333
021804	Referred S Governmental Accountability & Fiscal Oversight Committee	S339
022304	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
022304	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
022304	Reported From S Governmental Accountability and Fiscal Oversight Committee to Floor	S358
022404	S Third Read and Passed	S366
022404	H First Read	H411
022504	H Second Read	H419
022604	Referred H Transportation & Motor Vehicle Committee	H443
033104	Hearing Conducted H Transportation & Motor Vehicle Committee	
040704	Voted Do Pass H Transportation & Motor Vehicles Committee	

EFFECTIVE : Contingent

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\*\*SJR 045\*\*

SENATE SPONSOR Bartle

4263S.01I

Eliminates the requirement of one judge per county and converts associate circuit judges into circuit judges

020904 Motion to Report Bill Do Pass FAILED S Civil & Criminal Jurisprudence Committee

\*\*SJR 046\*\*

SENATE SPONSOR Bartle

4269S.01I

Reduces the number of Representatives from 163 to 90 and the number of Senators from 34 to 30

021604 Second Read and Referred S Financial & Governmental S320  
Organization, Veterans' Affairs & Elections Committee

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\*\*SJR 047\*\*

SENATE SPONSOR Cauthorn

4538S.01I

Resubmits the conservation sales tax to the voters every ten years

031804 Hearing Conducted S Agriculture, Conservation Parks &  
Natural Resources Committee

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\*\*SJR 048\*\*

SENATE SPONSOR Jacob

4839S.02I

Proposes a constitutional amendment prohibiting the legislature from passing laws previously rejected

030804 Second Read and Referred S Financial & Governmental S558  
Organization, Veterans' Affairs & Elections Committee

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\*\*SJR 049\*\*

SENATE SPONSOR Klindt

4830S.01I

Resubmits the parks and recreation tax to a vote of the people starting in 2008

030804 Second Read and Referred S Agriculture, Conservation, S558  
Parks & Natural Resources Committee

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\*\*SJR 050\*\*

SENATE SPONSOR Stoll

4847S.01I

Permits voters to approve school district bond issues with a simple majority on certain election days

030804 Second Read and Referred S Education Committee S558



\*\*SJR 051\*\*

SENATE SPONSOR Goode

4859S.01I

Repeals the three year repayment requirement for the budget reserve fund

031504 Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee

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\*\*SR 1118\*\*

SENATE SPONSOR Steelman

3998S.03I

SR 1118 - This resolution pertains to State of New York, et al v. U.S. EPA, No. 03-01380 (D.D.C., 2003) a lawsuit filed with the intent of having the Equipment Replacement Provision rule, promulgated by the EPA, declared invalid. This resolution seeks to validate the EPA's rule and commits the Senate to join a Motion to Intervene in the lawsuit on behalf of the federal agency.

MEGAN CRAIN

- 011404 S First Read S108
- 011504 Referred S Rules, Joint Rules, Resolutions & Ethics Committee S117
- 012204 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
- 012204 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
- 012904 Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor S191
- 020404 SA 1 S offered & adopted (Steelman) S229
- 020404 S adopted, as amended S229

EFFECTIVE : August 28, 2004

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\*\*SR 1151\*\*

SENATE SPONSOR Gibbons

SR 1151 - This resolution establishes the rates of pay for employees of the Senate.

HENRY T. HERSCHEL

- 012004 S First Read S125-126
- 012004 S adopted S125



\*\*SR 1193\*\*

SENATE SPONSOR Vogel

0007SR.01I

SR 1193 - Allows the Silver-Haired Legislature to use the  
Senate Chamber.

HENRY T. HERSCHEL

012604 S First Read

S154

012604 S adopted

S154

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\*\*SR 1286\*\*

SENATE SPONSOR Vogel

0008SR.01

SR 1286 - This resolution allows the Missouri Catholic  
Conference to use the Senate Chamber on October 2, 2004.

HENRY T. HERSCHEL

021004 S First Read

S269-270

021004 S adopted

S270

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\*\*SR 1404\*\*

SENATE SPONSOR Vogel

SR 1404 - This resolution allows the Missouri YMCA Youth in  
Government Program to use the Senate Chamber on November 20,  
2004.

HENRY T. HERSCHEL

022604 S First Read

S385-386

022604 S adopted

S386

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\*\*SR 1412\*\*

SENATE SPONSOR Jacob

SR 1412 - This resolution allows Girls State to use the  
Senate chamber on June 22, 2004.

HENRY T. HERSCHEL

030104 S First Read S490-491  
030104 S adopted S491

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\*\*SR 1451\*\*

SENATE SPONSOR Yeckel

030304 S First Read S520-521  
030404 Referred S Rules, Joint Rules, Resolutions & Ethics S540  
Committee  
031104 Hearing Conducted S Rules, Joint Rules, Resolutions &  
Ethics Committee  
031804 Voted Do Pass S Rules, Joint Rules, Resolutions &  
Ethics Committee-Consent  
031804 Reported From S Rules, Joint Rules, Resolutions & S707  
Ethics Committee to Floor  
042604 S Resolutions Calendar

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MISSOURI SENATE

BILL STATUS

HOUSE BILLS

\*\*HB 0773\*\*

HOUSE SPONSOR Icet

2768L.01P

HB 773 - This act eliminates the minimum age qualification (which presently is set at sixteen) for admission to the University of the State of Missouri.

This act is identical to SB 1052.  
DONALD THALHUBER

120103	Prefiled (H)	
010704	Read first time (H)	H12
010804	Read second time (H)	H35
012604	Referred: Education (H)	H138
020404	Public Hearing Held (H)	
021804	Executive Session Held (H)	
031604	Reported Do Pass (H)	H685
042004	Perfected (H)	H1149-1150
042104	Third Read and Passed (H)	H1167-1168
042204	S First Read	S1012
042304	Second Read and Referred S Pensions & General Laws Committee	

EFFECTIVE : August 28, 2004

\*\*HB 0774\*\*

HCS HB 774

HOUSE SPONSOR Sander

2511L.02P

HCS/HB 774 - This act pertains to waste tires.

The act reimposes the waste tire fee to January 1, 2008. The fee the Department of Revenue collects currently stands at 4%, this act reduces that percentage to 2%.

The act has added Missouri vendor language; requiring the Department of Natural Resources to give preference to contract bids for waste tire cleanups from vendors that are Missouri residents, employ Missouri workers, or use the tires for fuel or to manufacture a useful product. The department may consider prior performance in the awarding of the contract. A vendor will not be given a preference for a bid to fill a landfill with waste tires, waste tire chips, or waste tire shreds, including landfill cover.

MEGAN CRAIN

120103	Prefiled (H)	
010704	Read first time (H)	H12

010804 Read second time (H)	H35
012004 Referred: Tax Policy (H)	H93
012704 Public Hearing Held (H)	
012904 Executive Session Held (H)	
031104 HCS Reported Do Pass (H)	H622
041304 HCS adopted in House (H)	H1055
041304 Perfected with amendments (H)	H1055
041504 Third Read and Passed (H)	H1108
041504 S First Read	S963
041904 Second Read and Referred S Ways & Means Committee	S978

EFFECTIVE : August 28, 2004

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\*\*HB 0795\*\*

SCS HCS HBs 795, 972, 1128 & 1161

HOUSE SPONSOR Johnson

2494S.05C

SCS/HCS/HBs 795, 972, 1128, & 1161 - This act changes the laws concerning county government. In its main provisions, the act:

(1) Prohibits any municipal official, member of a school board, or an employee of a school district from serving on a county board of equalization in counties with a charter form of government;

(2) Allows any second, third, or fourth classification county to set by ordinance countywide speed limits on roads within unincorporated areas of the county;

(3) Allows the salary commission of Cape Girardeau County to determine in 2004 whether to equalize the base salary of the county treasurer to an amount not greater than the current maximum statutory salary for treasurers in counties of the first classification;

(4) Authorizes all counties without a charter form of government to adopt certain ordinances or resolutions related to its property, affairs, and local government. These ordinances may then be submitted to the voters for approval. No county may pass an ordinance that governs any railroad, telecommunications or wireless company, public utility, electric cooperative, or municipal utility. Under current law, only counties of the first, second, or fourth classification may adopt ordinances related to their property, affairs, and local government. Currently, only counties of the first, second, or fourth classification are prohibited from adopting ordinances governing utilities;

(5) Allows county commissions and industrial development authorities to use landfill fees for economic development within the county. Currently, these fees are used only by

industrial development authorities;

(6) Increases the maximum reimbursement rate for members of county planning commissions. In second and third classification counties, the rate of reimbursement for expenses will increase from \$15 to \$25 per meeting. In counties with alternative county planning and zoning, the rate will increase from \$10 to \$25;

(7) Requires the Jackson County public administrator, when serving as conservator and using pooled accounts for conservatorship funds, to have the pooled accounts audited at least annually by an independent certified public accountant to be paid for by the county. When the accountant's audit report is filed with the court, the written certification by a depository officer will not be required. Under current law, conservators are required to obtain a written certification that a bank officer or other depository officer has viewed securities and other investments held by the conservator at the bank or other depository and verified them against the conservator's filed settlement report;

(8) Relieves counties, cities, and villages with fewer than 10,000 inhabitants of liability for the injury or death of a person attending any fair, festival, or similar gathering organized or sponsored by the municipality. The county or municipality must post a sign at the gathering stating that they are not liable for an injury or a death resulting from the inherent risks of participating in an activity;

(9) Allows Jefferson County to establish county municipal courts and adopt orders with penal provisions in the areas of traffic violations, solid waste management, and animal control;

(10) Authorizes the Office of Administration to provide technical assistance, prepare technical publications, and make grants to local governments, including unincorporated areas of counties adopting a plan regarding local planning and land development. The substitute also expands the areas or issues that can be addressed through comprehensive planning. The state office is authorized to prepare model ordinances, manuals, and other technical publications and distribute them to local governments, regional planning commissions, and public libraries;

(11) Authorizes the Cass County Commission to impose a civil fine of not more than \$1,000 for misdemeanor county ordinance violations and requires the county counselor, rather than the county prosecuting attorney, to prosecute these violations. Fines are to be deposited into the county general fund and used to pay for the cost of enforcement of the ordinances;

(12) Removes the provision stating that Kansas City municipal judges and court personnel are not subject to court management and case docketing by the presiding judge or rules of the circuit court;

(13) Establishes the percentage of property tax collections that are deposited in the county assessment fund. The percentage of all property tax collections shall be one-half of one percent for all counties of the first and second classification and one percent for counties of the third and fourth classification. An additional one-eighth of one percent shall be deducted from tax collections and deposited in the county assessment fund in counties of the first classification, counties with a charter form of government, and any city not within a county.

An additional one-quarter of one percent shall be deducted from tax collections and deposited in the county assessment fund in counties of the second, third, and fourth classification. Such additional amounts shall not exceed \$100,000 in any year for any county of the first classification and any county with a charter form of government and \$50,000 for any county of the second, third, and fourth classification.

The act requires the state tax commission to conduct a study to determine the impact of increased fees on assessed valuation four years after the effective date of this act.

Any increase provided for in this act shall be disallowed in any year the state tax commission certifies that the equivalent sales ratio for the county is less than or equal to  $31 \frac{2}{3}$  percent.

These provisions of the act will expire on December 31, 2009;

(14) Allows a newspaper, if it has been published regularly for 2 years and is the only newspaper in the county, to qualify to publish all public ads, orders required by law, and all legal publications.

This provision shall expire on June 30, 2006 and it has an emergency clause;

(15) This act creates the "Exhibition Center & Recreation Facility District Act". The act enables citizens of Jefferson, Camden, Miller, Morgan, Jasper, Newton, Buchanan, Cole and Wright counties to petition to create an exhibition center & recreation facility district. At least fifty property owners in the county must sign the petition.

The petition must include the petitioners names, a description of the district's boundaries, and the name of the proposed district. Once the petition is filed, the governing body may approve a resolution to create the district. Following a public hearing, the governing body may adopt an order establishing the proposed district.

A board of trustees is created to administer any district created and the expenditure of revenue that accompanies such district. The governing body of each county within the district shall appoint four residents from the portion of the county within the district to serve on the board. At least one member of the board shall be the owner of a business in the district and at least one member shall be the owner of a lodging facility in the district; such members may or may not live in the district. The remaining two members must reside in the district. The board will have the power to have a seal, sue and be sued, enter into contracts or other agreements affecting the affairs of the district, to borrow money, to issue bonds, to acquire and dispose of real and personal property, to refund bonds without an election, to manage the affairs of the district, to hire agents, and to amend and adopt bylaws.

The district may submit to its voters a sales tax of one-quarter of one percent. The act includes ballot language to that effect. The act also includes the creation of a fund to receive such sales tax revenue and instructs the director of revenue to authorize disbursements to the district. The act allows for an extension of the tax if the extension is approved by the voters in the district.

Current law enables the creation of regional recreation districts. This act would permit Boone county to establish a regional recreation district on undeveloped property if all persons owning property within the proposed district consent and there are no eligible qualified voters residing within the district. Otherwise, the eligible and qualified voters of the district would approve the formation of the district by a public vote. The act also permits a sales tax to be submitted for a vote for the district under similar terms as above.

(16) Authorizes county treasurers in counties of the third and fourth classification to issue payroll checks before the filing of the county budget estimates;

(17) Allows the county collector to employ at least one full time deputy and as many as necessary to perform the duties of the office;

(18) Provides that a sales tax in St. Louis County cannot be imposed on the sales of food;



(19) Deals with the metropolitan parks and recreation district. Under this act, the word "primary" has been removed from the statute, leaving the duty of the districts open for the development, operation, and maintenance of a system of parks and trails. Language has been added to clarify that nothing shall restrict the districts from entering into or initiating projects dealing with parks that are not necessarily connected to trails. Other added language pertains to grants awarded to municipalities for park purposes, with this act, those grants must be consistent with the purpose of the district.

This act goes on to state that the district shall not substitute for the powers and responsibilities of other conservation and environmental regulatory agencies. Finally, this act specifically states that nothing in the statute shall authorize the district to regulate water quality, watershed, or land use issues in the counties comprising the district; and

(20) Enables Saint Charles County to establish a theater, cultural arts, and entertainment district. The sales tax in the district shall be up to one-half of one percent. The act establishes minimum criteria for the formation of the district, including land area, and petition requirements.

The district will be controlled by a board of directors, the number of which must be specified in the petition. The act lays out criteria for the board of directors. The board has various powers, including the power to issue bonds. The bonding power is provided in detail in the act.

Public meetings regarding the formation of the district must take place before the governing body of the county can put the proposal to a vote of the people in the proposed district. Once the governing body of the county approves a resolution to establish the district, a vote is authorized. After it is approved, the district shall be formalized by an ordinance from the governing body.

The act allows for subdistricts in the district that may oppose the creation of the district and thereby avoid the sales tax to support the district. The act establishes a procedure for forming a governing body for a subdistrict.

If there are no registered voters in a subdistrict, one or more property owners who collectively own one or more parcels of real estate comprising at least a majority of the land situated in the proposed subdistricts within the proposed district may file a petition with the circuit court requesting the creation of a theater, cultural arts, and entertainment district. The circuit clerk of the county in which the petition is filed pursuant to this section shall present the

petition to the judge, who shall set the petition for hearing. The court shall hear the case without a jury. If the court determines the petition is defective or the proposed district or its plan of operation is unconstitutional, it shall refuse to incorporate the district. If the court determines the petition is not legally defective and the proposed district and plan of operation are not unconstitutional, the court shall order an election for voter approval and certify the questions to the circuit clerk.

The act contains ballot language for the formation and possible dissolution of the district. In the event that a district is dissolved, the act contains provisions to govern such dissolution.

The sales tax is to be collected by the municipality and placed into a special trust fund for the purposes of the district. The act also contains sourcing language for the treatment of out-of-district purchases.

SUSAN HENDERSON

120203	Prefiled (H)	
010704	Read first time (H)	H13
010804	Read second time (H)	H35
011504	Referred: Local Government (H)	H82
012204	Public Hearing Held (H)	
030304	Executive Session Held (H)	
031104	HCS Reported Do Pass (H)	H620
031604	Taken up for perfection (H)	H671-672
031604	Laid Over (H)	H672
031604	Taken up for perfection (H)	H675
031604	HCS adopted in House (H)	H685
031604	Perfected with amendments (H)	H675-685
033104	Third Read and Passed (H)	H846-847
033104	S First Read	S807
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S836
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041404	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee (2494S.05C)	
042304	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS	
042604	002 S Calendar H Bills for Third Reading w/SCS	

EFFECTIVE : August 28, 2004

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\*\*HB 0798\*\*

SCS HCS HB 798

HOUSE SPONSOR Shoemaker

2495S.06C

SCS/HCS/HB 798 - This act authorizes all counties, except those with a nonpartisan court plan, to expend moneys in the law library fund on courtroom renovation and technology enhancement, as well as for debt service on county bonds for such renovations and enhancements. Also, every county may use moneys in the fund for the county's or circuit's family services and justice fund.

JIM ERTL

120203	Prefiled (H)	
010704	Read first time (H)	H13
010804	Read second time (H)	H35
011504	Referred: Judiciary (H)	H82
012104	Public Hearing Held (H)	
012804	Hearing continued	
022504	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031004	HCS Reported Do Pass by Consent (H)	H601
033004	HCS H adopted	H795
033004	Third Read and Passed (H)	H795-796
033004	S First Read	S774
033104	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S805
041404	Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee	
041404	SCS Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee-Consent (2495S.06C)	
041504	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent	S958
042604	S Consent Calendar w/SCS (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 0801\*\*

HOUSE SPONSOR Smith (118)

3068L.01P

HB 801 - This act authorizes the conveyance of state property in Pettis County. The terms and conditions of the sale shall be set by the Department of Elementary and Secondary Education.

SUSAN HENDERSON

120303	Prefiled (H)	
010704	Read first time (H)	H13
010804	Read second time (H)	H35
011504	Referred: Local Government (H)	H82
012904	Public Hearing Held (H)	
020904	Executive Session Held (H)	
021904	Reported Do Pass by Consent (H)	H378
030804	Third Read and Passed (H)	H540-541

030904	S First Read	S572
031504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S642
033104	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
040504	Bill Combined w/SCS HBs 1071, 801, 1275 & 989	

EFFECTIVE : August 28, 2004

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\*\*HB 0822\*\*

SCS HB 822

SENATE HANDLER Vogel

HOUSE SPONSOR Luetkemeyer

2685S.03C

SCS/HB 822 - The act adds language that allows political subdivisions from adopting ordinances prohibiting amateur radio communications equipment from interfering with the reception of broadcast radio or television signals.

This act requires orders and ordinances of political subdivisions to comply with the limited preemption of the Federal Communications Commission Amateur Radio preemption order and other applicable federal regulations. Any order or ordinance relating to amateur radio antennas must be reasonable and minimal in nature.

The act provides that political subdivisions can adopt ordinances prohibiting amateur radio communications equipment from interfering with the reception of broadcast radio or TV signals. Political subdivisions are also not prohibited from taking action to protect or preserve historic or architectural districts.

SUSAN HENDERSON

120803	Prefiled (H)	
010704	Read first time (H)	H15
010804	Read second time (H)	H35
012604	Referred: Communications, Energy and Technology (H)	H138
022404	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031004	Reported Do Pass by Consent (H)	H601
033004	Third Read and Passed (H)	H796-797
033004	S First Read	S774
033104	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S805
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	SCS Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent (2385S.03C)	
041304	Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S917
042604	S Consent Calendar w/SCS (4/13)	

EFFECTIVE : August 28, 2004

\*\*HB 0824\*\*

HOUSE SPONSOR Seigfreid

2543L.01P

HB 824 - This act allows the City of Concordia to impose a tourism tax on all hotel and motel rooms within the city. The tax cannot exceed 5% per room per night, and all proceeds from the tax must be used to promote tourism.

JEFF CRAVER

120803	Prefiled (H)	
010704	Read first time (H)	H15
010804	Read second time (H)	H35
020504	Referred: Local Government (H)	H242
022604	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030304	Reported Do Pass by Consent (H)	H480
031604	Third Read and Passed (H)	H665-666
031604	S First Read	S661
031804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S710
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	Bill Combined w/SCS/HCS/HBs 1456 & 824	

EFFECTIVE : August 28, 2004

\*\*HB 0826\*\*

SCS HB 826 &amp; HCS HB 883

HOUSE SPONSOR Kelly (144)

3386L.04C

SCS/HB 826 and HCS/HB 883 - This act designates a portion of State Highway A in Wright County as the "Laura Ingalls Wilder Memorial Highway (HB 826)". This act designates a portion of Interstate 70, between mile marker 69 and 123 in Saline, Cooper, and Boone counties, as the "U. S. Submarine Veterans' Memorial Highway". This 54-mile stretch will represent the 54 submarines lost during wartime and the Cold War (HCS/HB 883). This act also designates the bridge located on Missouri Route 30 within Franklin County as the "Brown-Stinson Memorial Bridge".

STEPHEN WITTE

120903	Prefiled (H)	
010704	Read first time (H)	H15
010804	Read second time (H)	H35
012904	Referred: Transportation and Motor Vehicles (H)	H185
021104	Public Hearing Held (H)	
021804	Executive Session Held (H)	

030304	Reported Do Pass by Consent (H)	H482
031604	Third Read and Passed (H)	H656-657
031604	S First Read	S659
031804	Second Read and Referred S Transportation Committee	S710
040604	Hearing Scheduled But Not Heard S Transportation Committee	
041304	Hearing Conducted S Transportation Committee-Consent	
041404	SCS Voted Do Pass w/SCS HB 826 & HCS/HB 883 S Transportation Committee-Consent (3386S.04C)	
041504	Reported From S Transportation Committee to Floor w/SCS - Consent	S957
042604	S Consent Calendar w/SCS (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 0833\*\*

SCS HCS HB 833

HOUSE SPONSOR Luetkemeyer

3240S.04C

SCS/HCS/HB 833 - This act creates the "Exhibition Center & Recreation Facility District Act". The act enables citizens of Buchanan, Camden, Cole, Jasper, Miller, Morgan, and Wright counties to petition to create an exhibition center & recreation facility district. At least fifty property owners in the county must sign the petition.

The petition must include the petitioners names, a description of the district's boundaries, and the name of the proposed district. Once the petition is filed, the governing body may approve a resolution to the create the district. Following a public hearing, the governing body may adopt an order establishing the proposed district.

A board of trustees is created to administer any district created and the expenditure of revenue that accompanies such district. The governing body of each county within the district shall appoint four residents from the portion of the county within the district to serve on the board. At least one member of the board shall be the owner of a business in the district and at least one member shall be the owner of a lodging facility in the district. Two of the members of the board must reside in the district. The board will have the power to have a seal, sue and be sued, enter into contracts or other agreements affecting the affairs of the district, to borrow money, to issue bonds, to acquire and dispose of real and personal property, to refund bonds without an election, to manage the affairs of the district, to hire agents, and to amend and adopt bylaws.

The district may submit to its voters a sales tax of up to one-quarter of one percent. The act includes ballot language to that effect. The act also includes the creation of a fund to receive such sales tax revenue and instructs the Director of the

Department of Revenue to authorize disbursements to the district. The tax shall be reduced automatically to a rate of one-tenth of one percent after twenty-five years unless an extension is voted upon by the voters in the district. Extensions of the sales tax cannot be for more than 20 years. This tax cannot be abolished or terminated if the district has outstanding debts or obligations.

Also, current law enables the creation of regional recreation districts. This act would permit a county to establish a regional recreation district on undeveloped property if all persons owning property within the proposed district consent and there are no eligible qualified voters residing within the district. Otherwise, the eligible and qualified voters of the district would approve the formation of the district by a public vote. The act also permits a sales tax to be submitted for a vote for the district under similar terms as above.

This act enables Saint Charles County to establish a theater, cultural arts, and entertainment district. The sales tax in the district shall be up to one-half of one percent. The act establishes minimum criteria for the formation of the district, including land area, and petition requirements.

The district will be controlled by a board of directors, the number of which must be specified in the petition. The act lays out criteria for the board of directors. The board has various powers, including the power to issue bonds. The bonding power is provided in detail in the act.

Public meetings regarding the formation of the district must take place before the governing body of the county can put the proposal to a vote of the people in the proposed district. Once the governing body of the county approves a resolution to establish the district, a vote is authorized. After it is approved, the district shall be formalized by an ordinance from the governing body.

The act allows for subdistricts in the district that may oppose the creation of the district and thereby avoid the sales tax to support the district. The act establishes a procedure for forming a governing body for a subdistrict.

If there are no registered voters in a subdistrict, one or more property owners who collectively own one or more parcels of real estate comprising at least a majority of the land situated in the proposed subdistricts within the proposed district may file a petition with the circuit court requesting the creation of a theater, cultural arts, and entertainment district. The circuit clerk of the county in which the petition is filed pursuant to this section shall present the petition to the judge, who shall set the petition for hearing. The court shall hear the case without a jury. If the court determines the petition is

defective or the proposed district or its plan of operation is unconstitutional, it shall refuse to incorporate the district. If the court determines the petition is not legally defective and the proposed district and plan of operation are not unconstitutional, the court shall order an election for voter approval and certify the questions to the circuit clerk.

The act contains ballot language for the formation and possible dissolution of the district. In the event that a district is dissolved, the act contains provisions to govern such dissolution.

The sales tax is to be collected by the municipality and placed into a special trust fund for the purposes of the district. The act also contains sourcing language for the treatment of out-of-district purchases.

The act assigns the sole duty of the metropolitan district to the development, operation and maintenance of a public system of interconnecting trails and parks. The act goes on to state that the district shall not substitute for the powers and responsibilities of other conservation and environmental regulatory agencies. Finally, the act specifically states that nothing in the statute shall authorize the district to regulate water quality, watershed or land use issues in the counties comprising the district.

JEFF CRAVER

121003	Prefiled (H)	
010704	Read first time (H)	H15
010804	Read second time (H)	H35
012604	Referred: Tourism and Cultural Affairs (H)	H138
021004	Public Hearing Held (H)	
021704	Executive Session Held (H)	
022404	Executive Session Held (H)	
022504	HCS Reported Do Pass by Consent (H)	H425
030804	HCS adopted in House (H)	H531
030804	Third Read and Passed with amendments (H)	H531-532
030904	S First Read	S571
031504	Second Read and Referred S Ways & Means Committee	S641
033004	Hearing Conducted S Ways & Means Committee	
040604	SCS Voted Do Pass S Ways & Means Comm. (3240S.04C)	
042304	Reported From S Ways & Means Committee to Floor w/SCS	
042604	013 S Calendar H Bills for Third Reading w/SCS	

EFFECTIVE : August 28, 2004

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\*\*HB 0841\*\*

SCS HB 841

HOUSE SPONSOR Angst

3404L.01P



SCS/HB 841 - This act pertains to containers on watercraft.

The change made to this act involved removing language that directed persons transporting food or beverages on waterways within the state to affix bags made of mesh construction - the act now reads "containers or bags suitable for containing refuse"; no mention of mech construction remains.

Other changes made to the act:

- Includes gambling boats in the list of excluded vessels addressed in the act.
- Deletes language regarding the mandate to keep beverages attached to floating holders at all times while in the water.
- Inserts language directing any glass containers to be secured in a way to protect them from breakage or discharge.
- Reduces the penalty for violating the provisions of this act from a Class A misdemeanor to a Class C misdemeanor (a penalty that can carry up to fifteen days in jail and up to \$300 in fines).

MEGAN CRAIN

121103	Prefiled (H)	
010704	Read first time (H)	H16
010804	Read second time (H)	H35
012104	Referred: Local Government (H)	H113
012904	Public Hearing Held (H)	
020904	Executive Session Held (H)	
022504	Reported Do Pass (H)	H424-425
030304	Perfected with amendments (H)	
030404	Third Read and Passed (H)	H493
030404	S First Read	S546-547
030804	Second Read and Referred S Commerce & the Environment Committee	S558
031604	Hearing Scheduled But Not Heard S Commerce and the Environment Committee	
033004	Hearing Conducted S Commerce and the Environment Committee	
042004	SCS Voted Do Pass S Commerce and the Environment Committee (3404S.04C)	

EFFECTIVE : August 28, 2004

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\*\*HB 0844\*\*

HOUSE SPONSOR Mayer

3350L.01P

HB 844 - This act establishes the "Open Contracting Act" which prohibits public agencies from imposing certain labor requirements as conditions for performing public works.

Public entities procuring products or services or entering into contracts for manufacture of public works must ensure that their agreements do not bind the other parties to such agreement to a labor organization. Public entities shall not discriminate against such parties who refuse to adhere to agreements with labor organizations. Public entities shall not require such parties make their employees join, pay dues, or pay fees to a labor organization in excess of costs already paid.

Public entities shall not issue grants or contract for construction projects requiring another parties employees join, become affiliated with, or pay more money to a labor organization. Such entities may exercise authority, as required, to prevent such action by a grant recipient or party to a contract.

Any interested party has standing to challenge agreements that violate these provisions.

This act is identical to SB 736 (2004).  
RICHARD MOORE

121103	Prefiled (H)	
010704	Read first time (H)	H16
010804	Read second time (H)	H35
012904	Referred: Workforce Development and Workplace Safety	H185
020404	Public Hearing Held (H)	
021104	Executive Session Held (H)	
040504	Reported Do Pass (H)	H929
042004	Perfected (H)	H1143-1144
042204	Third Read and Passed (H)	H1190-1191
042204	S First Read	S1027
042304	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 0852\*\*

SCS HS HCS HB 852

SENATE HANDLER Champion

HOUSE SPONSOR Holand

3360L.08P

SCS/HS/HCS/HB 852 - This act prohibits immunizations containing mercury preservatives after April 1, 2006. Any immunizations administered to children under seven years of age shall not contain any mercury preservatives, including thimerosal. The FDA's designation of an immunization as "thimerosal free" or "trace only" shall comply with this act. Any person who receives an immunization not designated as "thimerosal free" or "trace only" shall be notified in advance that it contains a mercury-based preservative.

Beginning April 1, 2006, insurers, health service corporations, or health maintenance organizations who provide coverage for immunizations on a fee schedule or a percentage reimbursement basis shall reimburse at the same rate for immunizations not containing mercury.

The Director of the Department of Health and Senior Services will be exempt from compliance with this act by providing documentation of a pending outbreak requiring a public vaccination program for which a sufficient supply of mercury-free vaccines are not available. Any person receiving an exempted vaccination shall be notified in advance that it contains a mercury-based preservative. The Director shall determine the duration of the exemption. The required documentation shall be submitted to the chairs of the committees in the House of Representatives and the Senate whose jurisdiction covers public health policy.

LORIE TOWE

121503	Prefiled (H)	
010704	Read first time (H)	H16
010804	Read second time (H)	H35
011504	Referred: Health Care Policy (H)	H82
020404	Public Hearing Held (H)	
021804	Executive Session Held (H)	
030404	HCS Reported Do Pass (H)	H505
031004	House Substitute offered (H)	H587
031004	HS adopted in House (H)	H588
031004	Perfected (H)	H588
031504	Third Read and Passed (H)	H635-636
031504	S First Read	S643
031604	Second Read and Referred S Aging, Families, Mental & Health Committee	S654
033104	Hearing Conducted S Aging, Families, Mental and Public Health Committee	
040704	SCS Voted Do Pass S Aging, Families, Mental and Public Health Committee (3360S.12C)	

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\*\*HB 0855\*\*

HCS HB 855

HOUSE SPONSOR Holand

3284L.05P

HCS/HB 855 - This act changes the laws regarding insurance coverage for mental illness and chemical dependency.

TREATMENT OF ALCOHOLISM MANDATE - Under this act, the current provision regarding how health insurance policies must offer coverage for treatment of alcoholism is modified. The act modifies this provision by requiring all health plans or policies that are individually underwritten or that provide

coverage for specific individuals and their family members to provide coverage for the treatment of alcoholism. Various group health insurance policies are excluded from this requirement. This provision applies to individual health plans or policies issued or renewed on or after January 1, 2005 (Section 376.779).

TREATMENT OF CHEMICAL DEPENDENCY - This act revises sections 376.810-376.814 which relate to the mandated offering of insurance coverage for the treatment of chemical dependency. This provision requires all health plans or policies that are individually underwritten or that provide coverage for specific individuals and their family members to offer coverage for the treatment of chemical dependency. Under this act, various group policies are excluded from this mandated offering.

This act revises the "Mental Health and Chemical Dependency Insurance Act"(Sections 376.825-376.840). All health plans or policies that are individually underwritten or that provide coverage for specific individuals and their family members can offer the coverage listed in this section. Various group policies are excluded from these provisions. These provisions shall apply to applications for coverage on or after January 1, 2005 (Section 376.826 and 376.836).

MENTAL HEALTH PARITY - This act requires health carriers that offer health benefit plans in this state on or after January 1, 2005, to provide coverage for mental health conditions. Mental health conditions are defined as those listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders.

Under the act, coverage for mental health conditions cannot have rates, terms, or conditions that place a greater financial burden on an insured for treatment of a mental health condition than for treatment of a physical health condition. Any deductible or out-of-pocket limits required by the health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether physical or mental.

Health benefit plans may provide coverage for the treatment of mental health conditions through a managed care organization even if the health benefit plan does not otherwise provide for managed care. Treatment of a mental health condition through a managed care organization must comply with rules adopted by the Department of Insurance.

This provision does not apply to individually underwritten insurance policies, supplemental insurance policies, accident-only policies, specified disease policies,

or other supplemental policies as determined by the Director of the Department of Insurance.

An insurer may apply different limits or exclude entirely from coverage the following:

- (1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;
- (2) Services rendered or billed by a school or halfway house;
- (3) Care that is custodial in nature;
- (4) Services and supplies that are not immediately nor clinically appropriate; or
- (5) Treatments that are considered experimental.

EXEMPTION FROM MENTAL HEALTH PARITY - The act requires the Director of the Department of Insurance to grant a policyholder a waiver from the mental health parity insurance provision if the policyholder demonstrates to the Director by actual experience over a 24 consecutive month period that compliance with this provision has increased the cost of health insurance by an amount that results in a 2% increase in premiums.

This act is similar to SB 881 (2004).  
STEPHEN WITTE

121503	Prefiled (H)	
010704	Read first time (H)	H17
010804	Read second time (H)	H35
011504	Referred: Health Care Policy (H)	H82
012804	Public Hearing Held (H)	
020904	Executive Session Held (H)	
030404	HCS Reported Do Pass (H)	H506
031004	HCS adopted in House (H)	H593-594
031004	Perfected with amendments (H)	H592-594
031104	Referred: Budget (H)	H617
031504	Public Hearing Held (H)	
031504	Executive Session Held (H)	
031604	Reported Do Pass (H)	H653
033104	Third Read and Passed (H)	H835-836
033104	S First Read	S805
040804	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S911
042104	Hearing Conducted S Aging, Families, Mental & Public Health Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 0869\*\*

HOUSE SPONSOR Townley

3267L.01P

HB 869 - This act modifies provisions relating to the licensing and practice of veterinary medicine.

The act authorizes the practice of veterinary medicine across state lines, provided the person practicing across state lines is licensed to practice veterinary medicine in another state and the practice is limited to the rendering of documented opinions concerning diagnosis and treatment through electronic means. When receiving consultations across state lines, the ultimate authority and responsibility for the diagnosis and treatment of the patient remains with the primary care veterinarian licensed in this state. The act authorizes the issuance of a provisional license to a person applying by grade transfer, reciprocity, or examination. Provisional licenses will not be issued to those applying for faculty licenses.

The act creates an inactive license status. Non-practicing veterinarians and veterinary technicians may apply to the Missouri Veterinary Medical Board requesting that their license be placed on inactive status. Any person holding an inactive license who wishes to have their license brought back to active status must submit an application for renewal, pay the required fees, and provide evidence of completion of required continuing education requirements.

All persons with expired licenses who are still eligible for renewal are required to provide evidence of completion of all continuing education requirements when making application for license renewal. Finally, the act authorizes veterinary technicians licensed in other states to make application for certification in Missouri by grade score transfer.

JIM ERTLE

121603	Prefiled (H)	
010704	Read first time (H)	H18
010804	Read second time (H)	H35
011504	Referred: Professional Registration & Licensing (H)	H82
012704	Public Hearing Held (H)	
021004	Executive Session Held (H)	
031104	Reported Do Pass (H)	H621
031604	Perfected (H)	H654
033104	Third Read and Passed (H)	H842-843
033104	S First Read	S806
040504	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S836
041504	Hearing Conducted S Agriculture, Conservation, Parks and Natural Resources Committee	

041504 Voted Do Pass S Agriculture, Conservation, Parks &  
Natural Resources Committee-Consent  
041504 Reported From S Agriculture, Conservation, Parks & S958  
Natural Resources Committee to Floor - Consent  
042604 S Consent Calendar (4/15)

EFFECTIVE : August 28, 2004  
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\*\*HB 0883\*\*  
HCS HB 883

HOUSE SPONSOR Graham

3334L.02P

HCS/HB 883 - This act designates a portion of Interstate 70,  
between mile marker 69 and 123 in Saline, Cooper, and Boone  
Counties, as the "U.S. Submarine Veterans' Memorial Highway".  
This 54-mile stretch will represent 54 submarines lost during  
wartime and the Cold War.

STEPHEN WITTE

121603 Prefiled (H)  
010704 Read first time (H) H18  
010804 Read second time (H) H35  
020504 Referred: Transportation and Motor Vehicles (H) H242  
021804 Public Hearing Held (H)  
022504 Executive Session Held (H)  
030304 HCS Reported Do Pass by Consent (H) H482  
040704 HCS H adopted H996  
040704 Third Read and Passed (H) H996-997  
040704 S First Read S897  
040804 Second Read and Referred S Transportation Committee S911  
041304 Hearing Conducted S Transportation Committee  
041404 Bill Combined w/SCS HB 826 & HCS HB 883

EFFECTIVE : August 28, 2004  
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\*\*HB 0884\*\*

HOUSE SPONSOR Ward

3221L.01P

HB 884 - This act allows insurers to offer comprehensive and  
collision automobile coverage as an optional rider to an  
uninsured motorist policy.

STEPHEN WITTE

121603 Prefiled (H)  
010704 Read first time (H) H18  
010804 Read second time (H) H35  
020504 Referred: Financial Services (H) H242  
022404 Public Hearing Held (H)

030204	Executive Session Held (H)	
030304	Reported Do Pass by Consent (H)	H480
033104	Third Read and Passed (H)	H857-858
040104	S First Read	S813
040504	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S836
041404	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
041404	Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent	
041404	Reported From S Small Business, Insurance & Relations Committee to Floor - Consent	S934
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 0895\*\*

HCS HB 895

SENATE HANDLER Nodler

HOUSE SPONSOR Emery

2487L.04T

HCS/HB 895 - This act allows Jasper County, upon voter petition, to disincorporate any special road district. The petition must be signed by the lesser of fifty or a majority of the registered voters residing within the district.

This act has an emergency clause.

SUSAN HENDERSON

121703	Prefiled (H)	
010704	Read first time (H)	H19
010804	Read second time (H)	H35
011504	Referred: Local Government (H)	H82
012904	Public Hearing Held (H)	
020904	Executive Session Held (H)	
021904	HCS Reported Do Pass by Consent (H)	H378
030804	Third Read and Passed - Consent - EC adopted (H)	H517
030804	S First Read (w/EC)	S558
031504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S641
033104	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
040504	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
040504	Reported From S Economic Development, Tourism and Local Government Committee to Floor - Consent	S831
042004	S Third Read and Passed - Consent - EC adopted	S985-986
042004	Truly Agreed to and Finally Passed (w/EC)	S986/H1153

EFFECTIVE : August 28, 2004



\*\*HB 0898\*\*  
SCS HCS HB 898

HOUSE SPONSOR Johnson

2719S.04C

SCS/HCS/HB 898 - This act establishes the Prescription Drug Repository Program within the Department of Health and Senior Services by January 1, 2005. The program shall accept and dispense donated prescription drugs to eligible Missouri residents. Only sealed and unopened prescription drugs will be accepted.

Any person or entity may donate prescription drugs at any pharmacy, hospital, or non-profit clinic that elects to participate in the program. These participating pharmacies, hospitals, and non-profit clinics shall dispense the donated prescription drugs to eligible Missouri residents in compliance with federal and state drug laws. Prescription drugs shall only be dispensed if there is a prescription issued by a health care professional, who is authorized by statute to prescribe drugs.

Persons receiving the donated prescription drugs may be charged a handling fee, which shall not exceed two hundred percent of the Medicaid dispensing fee. The donated prescription drugs must not be resold and any individual who knowingly resells a donated prescription drug will be guilty of a Class D felony.

Any person or entity who acts in good faith relating to the donating, accepting, or dispensing of prescription drugs under the program shall not be subject to civil or criminal liability. Prescription drug manufacturers will not be liable for the failure to communicate product information or the expiration date, unless they act in bad faith.

The Director of the Department of Health and Senior Services, in consultation with the State Board of Pharmacy, must promulgate rules to implement this program.

This act is identical to HCS/SCS/SB 1160 (2004).

LORIE TOWE

121703	Prefiled (H)	
010704	Read first time (H)	H19
010804	Read second time (H)	H35
011204	Referred: Senior Security (H)	H43
012004	Public Hearing Held (H)	
012704	Executive Session Held (H)	
030304	HCS Reported Do Pass (H)	H481
031004	HCS adopted in House (H)	H592
031004	Perfected with amendments (H)	H592
031104	Third Read and Passed (H)	H613-614
031104	S First Read	S628

- 031504 Second Read and Referred S Aging, Families, Mental & S642  
Public Health Committee
- 033104 Hearing Conducted S Aging, Families, Mental  
and Public Health Committee
- 040704 SCS Voted Do Pass S Aging, Families, Mental and  
Public Health Committee (2719S.04C)
- 042304 Reported From S Aging, Families, Mental & Public  
Health Committee to Floor w/SCS
- 042604 014 S Calendar H Bills for Third Reading w/SCS

EFFECTIVE : August 28, 2004

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\*\*HB 0904\*\*

HOUSE SPONSOR Luetkemeyer

3503L.01P

HB 904 - This act repeals Article 6 of the Uniform  
Commercial Code, regarding bulk transfers.

JIM ERTLE

- 121803 Prefiled (H)
- 010704 Read first time (H) H20
- 010804 Read second time (H) H35
- 011504 Referred: Financial Services (H) H82
- 012704 Hearing Scheduled, Bill Not Heard (H)
- 022404 Public Hearing Held (H)
- 030204 Executive Session Held (H)
- 030304 Reported Do Pass by Consent (H) H480
- 031604 Third Read and Passed (H) H665
- 031604 S First Read S661
- 033004 Second Read and Referred S Judiciary and Civil & S739  
Criminal Jurisprudence Committee
- 040504 Hearing Cancelled S Judiciary and Civil & Criminal  
Jurisprudence Committee
- 041404 Hearing Conducted S Judiciary and Civil and Criminal  
Jurisprudence Committee
- 041404 Voted Do Pass S Judiciary and Civil and Criminal  
Jurisprudence-Consent
- 041504 Reported From S Judiciary & Civil and Criminal S958  
Jurisprudence Committee to Floor - Consent
- 042604 S Consent Calendar (4/15)

EFFECTIVE : August 28, 2004

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\*\*HB 0912\*\*

HCS HB 912

HOUSE SPONSOR Page

3379L.02P

HCS/HB 912 - This act designates a portion of Missouri  
Route 364 in St. Louis County as the "Buzz Westfall Memorial

Highway". The highway shall not include any portion of the Veterans Memorial Bridge.

This act is similar to SCS/SB 1006 (2004).  
STEPHEN WITTE

121903	Prefiled (H)	
010704	Read first time (H)	H20
010804	Read second time (H)	H35
011504	Referred: Transportation and Motor Vehicles (H)	H82
021104	Public Hearing Held (H)	
021804	Executive Session Held (H)	
030304	HCS Reported Do Pass by Consent (H)	H482
031604	HCS H adopted	H666-667
031604	Third Read and Passed (H)	H667-668
031604	S First Read	S661
031804	Second Read and Referred S Transportation Committee	S710
040604	Hearing Conducted S Transportation Committee	
040804	Voted Do Pass S Transportation Committee-Consent	
041504	Reported From S Transportation Committee to Floor - Consent	S957
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 0916\*\*

SCS HB 916

SENATE HANDLER Shields

HOUSE SPONSOR Brown

3308S.02T

SCS/HB 916 - This act creates a list of various forms of identification such as social security numbers, drivers license numbers, and other information, which are to be considered the subject of identity theft.

Under this act, it is a Class A misdemeanor if a person commits identity theft involving no more than \$500. A subsequent offense involving no more than \$500 is a Class D felony. It is a Class D felony if the value of the identity theft exceeds \$500, but involves no more than \$1,000. It is a Class C felony if the value of the identity theft exceeds \$1,000, but involves no more than \$10,000. It is a Class B felony if the value of the identity theft exceeds \$10,000, but involves no more than \$100,000. It is a Class A felony if the value of the identity theft exceeds \$100,000.

This act allows any person who commits identity theft to be liable to the victim for up to \$5,000, in addition to criminal penalties. The victim may also bring a civil action to enjoin future acts of identity theft by the individual.

This act allows a deceased person's estate to recover

damages for identity theft to which the decedent was a victim.

This act allows a person charged with identity theft to be prosecuted:

- (1) In the county in which the offense is committed; or
- (2) If the offense is committed partly in one county and partly in another, or if the elements of the offense occur in more than one county, then in any of the counties where any element of the offense occurred; or
- (3) In the county in which the defendant resides; or
- (4) In the county in which the victim resides; or
- (5) In the county in which the property obtained or attempted to be obtained was located.

This act is not applicable in certain situations when a person obtains the identity of another. Such situations include, obtaining an identity to buy alcoholic beverages, receiving credit information in a commercial transaction, lawfully exercising a security interest by a creditor, and complying with a court order or other decree.

This act defines the offense of trafficking stolen identities as manufacturing, selling, transferring, purchasing, or possessing identification documents for the purposes of identity theft. Under this act, trafficking of stolen identification documents is a Class B felony. Possession of five or more identification documents of one person, or identification documents of more than five people, is evidence that the person intends to commit identity theft.

This act expands the crime of false impersonation to include the providing of a false identity to a law enforcement officer upon arrest. If the false identity is not discovered until after the person is convicted, the prosecutor must file a motion to correct the arrest records and court records. The act also allows the court to order the expungement of the false arrest records for the person whose identity was used.  
SUSAN HENDERSON

121903	Prefiled (H)	
010704	Read first time (H)	H21
010804	Read second time (H)	H35
010804	Referred: Crime Prevention and Public Safety (H)	H36
011204	Public Hearing Held (H)	
011204	Executive Session Held (H)	
011204	Reported Do Pass w/HCA 1 H Crime Prevention and Public Safety Committee	H66
011404	Perfectured with amendments (H)	H71
011504	Third Read and Passed (H)	H80-81
011504	S First Read	S119
012904	Second Read and Referred S Judiciary & Civil &	S196

Criminal Jurisprudence Committee

020204 Hearing Conducted S Judiciary & Civil & Criminal  
Jurisprudence Committee

021604 SCS Voted Do Pass S Judiciary & Civil & Criminal  
Jurisprudence Committee (3308S.02C)

022404 Reported From S Judiciary and Civil & Criminal S368  
Jurisprudence Committee to Floor w/SCS

022504 SCS S adopted S377-378

022504 S Third Read and Passed S378

030404 H concurs in SCS H494

030404 H Third Read and Passed H494-495

030404 Truly Agreed to and Finally Passed H495/S546

EFFECTIVE : August 28, 2004

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\*\*HB 0923\*\*

SENATE HANDLER Jacob HOUSE SPONSOR Holand

2901L.02I

HB 923 - This act modifies various provisions of the Missouri Family Trust. New language allows the Missouri Family Trust to be used by residents of adjacent states.

The Board of Trustees for the Missouri Family Trust has the authority to advise, consult, and render services to the departments and agencies of Missouri. The Missouri Family Trust has the authority to accept contributions from a life beneficiary who dies, but the amount is subject to certain requirements.

Any matters resolved by arbitration must be conducted in accordance with the Commercial Arbitration Rules of the American Arbitration Association. The judgment of the arbitrator's award may be entered in any court of competent jurisdiction.

Upon the death of a life beneficiary, the state of Missouri will receive from the beneficiary's account the amount of total medical assistance paid on behalf of the life beneficiary. If there is any amount remaining in the account, then an amount equal to 75% of the principal balance will be distributed to the life beneficiary's heirs. If there are no heirs, the remaining balance will be distributed to the charitable trust.

Any person, who has the consent of the Board, may establish a restricted account within the charitable trust and may be permitted to determine the beneficiaries.

LORIE TOWE

122903 Prefiled (H)

010704 Read first time (H) H21

010804 Read second time (H) H35

011504 Referred: Health Care Policy (H) H82

012104 Public Hearing Held (H)  
 021104 Executive Session Held (H)  
 021904 Reported Do Pass by Consent (H) H378  
 030804 Third Read and Passed - Consent (H) H518-519  
 030804 S First Read S558  
 031504 Second Read and Referred S Financial & Governmental S641  
       Organization, Veterans' Affairs & Elections Committee  
 040504 Hearing Conducted S Financial & Governmental Org.,  
       Veterans' Affairs & Elections Committee  
 040604 Voted Do Pass S Financial & Governmental Org.,  
       Veterans Affairs & Elections Committee - Consent  
 040704 Reported From S Financial & Governmental Org., Vet. S877  
       Affairs & Elections Committee to Floor - Consent  
 042604 S Consent Calendar (4/7)

EFFECTIVE : August 28, 2004

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 \*\*HB 0928\*\*

SCS HCS HB 928, HCS HB 1123 & HCS HB 1280

HOUSE SPONSOR Bivins

3463S.03C

SCS/HCS/HB 928, HCS/HB 1123 and HCS/HB 1280 - This act requires that if an intermediate driver's license expires on a Saturday, Sunday, or legal holiday, the license will remain valid for five business days immediately following the expiration date. No person will be guilty of an offense of driving with an expired license within this five-day period (HCS/HB 928).

Under this act, the Director of Revenue shall not authorize the manufacture of the material to produce such specialized license plates with the individual seal, logo, or emblem until such time the Director has received two hundred applications for such plates and deposits with the Department of Revenue a fee of up to five thousand dollars to defray the cost for issuing, developing and programming the implementation of the specialty plate (HCS/HB 1123).

This act moves the statutory provisions regulating commercial motor vehicle registration from the Highway Reciprocity Commission to the Highways and Transportation Commission. The move was necessitated because of reorganization under the Governor's Executive Order 02-03 (February 7, 2002). The act also allows the Highways and Transportation Commission to establish procedures for the quarterly staggering of annual commercial motor vehicle registrations (HCS/HB 1280).

STEPHEN WITTE

123003 Prefiled (H)

010704 Read first time (H)

H21

010804	Read second time (H)	H35
030404	Referred: Transportation and Motor Vehicles (H)	H503
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	HCS Reported Do Pass by Consent (H)	H622
033004	HCS H adopted	H802
033004	Third Read and Passed (H)	H802
033004	S First Read	S775
033104	Second Read and Referred S Transportation Committee	S805
041304	Hearing Conducted S Transportation Committee-Consent	
041404	SCS Voted Do Pass w/SCS HCS HB 928, HCS 1123 & HCS 1280 S Transportation Comm.-Consent (3463S.03C)	
041504	Reported From S Transportation Committee to Floor w/SCS - Consent	S957
042604	S Consent Calendar w/SCS (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 0932\*\*

HOUSE SPONSOR Bivins

2953L.01I

HB 932 - In addition to amounts authorized prior to August 28, 2004, this act authorizes the Board of Fund Commissioners to issue bonds for grants and loans pursuant to several sections of Article III of the Missouri Constitution. The authorizations are for:

(1) \$10 million of bonds for waste water pollution control, drinking water system improvements, and storm water control pursuant to Section 37(e);

(2) \$10 million of bonds for rural water and sewer projects pursuant to Section 37(g); and

(3) \$20 million of bonds for storm water control plans, studies, and projects in first classification counties and the City of St. Louis pursuant to Section 37(h).

JEFF CRAVER

123003	Prefiled (H)	
010704	Read first time (H)	H22
010804	Read second time (H)	H35
011504	Referred: Local Government (H)	H82
012204	Public Hearing Held (H)	
020904	Executive Session Held (H)	
021904	Reported Do Pass by Consent (H)	H378
030804	Third Read and Passed - Consent (H)	H520-521
030804	S First Read	S559
031504	Second Read and Referred S Commerce & the Environment Committee	S641
033004	Hearing Conducted S Commerce & the Environment Committee	

041304 Voted Do Pass S Commerce &amp; Environment Committee

EFFECTIVE : August 28, 2004

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\*\*HB 0937\*\*

HOUSE SPONSOR Moore

3489L.01P

HB 937 - This act allows members of Optimist International to obtain specialized license plates after making a \$25 emblem-use contribution to their organization and paying \$15, in addition to regular registration fees, to the Department of Revenue.

STEPHEN WITTE

SCA 1 - ALLOWS MEMBERS OF THE NATIONAL RIFLE ASSOCIATION TO OBTAIN SPECIALIZED LICENSE PLATES

010704	Read first time (H)	H22
010804	Read second time (H)	H35
012904	Referred: Transportation and Motor Vehicles (H)	H186
021104	Public Hearing Held (H)	
022504	Executive Session Held (H)	
030304	Reported Do Pass by Consent (H)	H482
031604	Third Read and Passed (H)	H664
031604	S First Read	S661
031804	Second Read and Referred S Transportation Committee	S710
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Voted Do Pass w/SCA 1 S Transportation Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 0938\*\*

SCS HB 938

SENATE HANDLER Loudon

HOUSE SPONSOR Luetkemeyer

3608L.02C

SCS/HB 938 - This act amends the formula that may be used for determining the minimum present value of an annuity when it is terminated early. Current law requires these contracts to offer a minimum interest rate of 3%. The act removes this minimum and allows these contracts to offer a rate that is tied to the five-year Constant Maturity Treasury Rate, as reported by the Federal Reserve. The act permits sellers of annuities to continue to use the current formula until July 1, 2006.

This act has an emergency clause.

This act is similar to SB 1188 (2004).

HENRY HERSCHEL



010504	Prefiled (H)	
010704	Read first time (H)	H22
010804	Read second time (H)	H35
011504	Referred: Financial Services (H)	H82
021704	Public Hearing Held (H)	
022404	Executive Session Held (H)	
022504	Reported Do Pass by Consent (H)	H424
030804	Third Read and Passed (H)	H532-533
030904	S First Read	S571
031504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S641
040504	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
040604	SCS Voted Do Pass, S Financial & Governmental Org., Vets' Affairs, & Elections Comm.-Consent (3608S.02C)	
040704	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS-Consent	S877
042604	S Consent Calendar w/SCS (4/7)	

EFFECTIVE :           Emergency Clause

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\*\*HB 0941\*\*

HCS HB 941

HOUSE SPONSOR   Cunningham

2701L.02P

HCS/HB 941 - Currently, no restrictions exist concerning the amount of time a school district that has attained provisional accreditation after having been declared unaccredited may remain provisionally accredited.

This act requires a cap of no less than one and no more than two full school years on these districts to regain full accreditation or face lapse of district corporate structure. The act also alters procedures regarding the hearing that is required to be held after a district is declared unaccredited, by:

- Stating that the hearing must be held no more than 60 days after the date the district is declared unaccredited;
- Clarifying the purposes of the hearing; and
- Prescribing the hearing location, timing, and notice procedures.

A special administrative board, which may be appointed by the state board to monitor unaccredited districts, is also given standing to enjoin school board actions that might result in inefficient use of assets. The state board is given the option of permitting a lapsed district to continue to operate under its existing governance structure pursuant to the terms and conditions the board establishes.

DONALD THALHUBER

010504	Prefiled (H)	
010704	Read first time (H)	H22
010804	Read second time (H)	H35
020504	Referred: Education (H)	H242
022504	Public Hearing Held (H)	
030304	Executive Session Held (H)	
031604	HCS Reported Do Pass (H)	H685
031704	HCS adopted in House (H)	H721
031704	Perfected (H)	H721
033104	Third Read and Passed (H)	H852-853
033104	S First Read	S807-808
040504	Second Read and Referred S Education Committee	S836
042004	Hearing Conducted S Education Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 0946\*\*

SCS HCS HBs 946, 1106 & 952

HOUSE SPONSOR Crawford

3521S.09C

SCS/HCS/HBs 946, 1106 & 952 - This act modifies various provisions of law relating to transportation.

MODOT REPORT TO JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT - This act requires that the report to the Joint Committee on Transportation include an inventory of the real property owned by the Department of Transportation under review for disposal and property necessary for future use. The report shall include a description of all real estate transactions by the department for the preceding fiscal year. This information will include the date of each transaction, the source of revenue used, and the allocation of any income produced by the real estate (Section 21.795).

ADMINISTRATIVE SERVICE FEES - Under this act, administrative service fees imposed to recoup expenditures made from the county general revenue fund to provide administrative services to the county park fund or the county road and bridge fund shall not exceed 5% of the total budget of the fund on which the fee is imposed. This limitation is only imposed on counties of the third classification (Section 50.515).

HIGHWAYS AND TRANSPORTATION COMMISSION - This act clarifies that members of the Missouri Highways and Transportation Commission will elect from among their members two person who shall serve as chair and vice chair of the Commission. This act clarifies that only the two most senior members of the commission are eligible for leadership positions. Effective March 1, 2005, the Commission shall select the two most senior members of the Commission to serve as chair and vice-chair of the Commission. At the end of a one-year period, the two members shall switch leadership positions and serve in the new

positions for one year. Thereafter, the commission shall continue to use this rotating system for selecting its leadership.

The act also clarifies that if a leadership position becomes vacant due to death, resignation, removal or refusal of service before the one-year leadership term expires, the Commission shall elect one of its members to serve the remainder of the vacating member's term. Such an election shall not prohibit the member from later serving in a leadership position when such member's seniority qualifies that member for a leadership position. The act provides that any commission member reappointed shall on be eligible to serve as chair or vice chair during the final two years of the member's reappointment (Section 226.030). This provision is similar to the one contained in SB 955 (2004).

EMINENT DOMAIN BY HIGHWAY COMMISSION - This act requires that when the Highways and Transportation Commission acquires real estate through eminent domain the restriction or loss of access to any adjacent highway be considered when assessing damages. Restriction or loss of access includes the prohibition of making right or left turns into or out of the real estate involved, if access was present before the proposed improvement was built (Section 227.120). This section has an emergency clause.

HIGHWAY NAME DESIGNATIONS - The act makes several highway name designations: (1) Names the portion of State Highway J in Lincoln County from the intersection of State Highway J and State Highway 47 to the intersection of State Highway J and State Highway U as the "Veterans Highway"; (2) Names the portion of U. S. Highway 67 in St. Francois County between State Route 8 in Desloge and State Route 32 in Leadington as the "Deputy Steven R. Ziegler Memorial Highway"; (3) Names the portion of U. S. Highway 71 from Iris Road to State Highway 86 in Newton County as the "James W. Minton, Jr. Memorial Highway"; (4) Names the portion of U. S. Highway 249 bypass in Jasper County from Newman Road to U. S. Highway 171 as the "Earl Carr Memorial Highway"; (5) Names the portion of State Route 364 in St. Louis County from Interstate 270 to the crossing of the Missouri River, known as the Veterans' Memorial Bridge as the "Buzz Westfall Memorial Highway"; (6) Names the portion of Interstate 70 between mile marker 69 in Saline County east to mile marker 123 in Boone County as the "U. S. Submarine Veterans' Memorial Highway"; and (7) Names the portion of State Route 51 in Perry County from Interstate 55 to U. S. Highway 61 as the "Thomas G. Tucker, Jr. Memorial Highway".

DISINCORPORATION OF ROAD DISTRICTS - Any county wanting to disincorporate a road district must present a petition to the county commission or similar authority. The petition must be

signed by the lesser of 50 or a majority of the registered voters residing in the district, state the name of the district, and request the disincorporation of the district. The county commission, after providing notice and a hearing, may disincorporate the road district (Section 233.166).

TRANSPORTATION DEVELOPMENT DISTRICTS - This act allows owners of property adjacent to a transportation development district and owners of property within the district to petition the court by unanimous petition to add the adjacent property to the district. All property added to the district pursuant to this procedure shall be subject to all projects, taxes and special assessments. The adjacent property owners will be allowed to vote in the next election to fill board vacancies and any other issue relevant to the transportation development district (Section 238.208).

LOCAL LOG TRUCK TRACTORS - The act defines the term "local log truck tractor" and establishes the maximum axle weight on local log trucks of 22,400 pounds on one axle or 44,800 pounds on any tandem axle that does not have more than three axles and does not pull a trailer which has more than two axles (Section 301.010).

COMMERCIAL ZONE - The act extends the Kansas City commercial zone south along U. S. Highway 71 and State Route 291 to and including the City of Harrisonville (section 304.190).

WORK ZONES - This act modifies the penalties for moving violations that occur within a construction or work zone. Under this act, a person convicted of moving violation within a construction or work zone a second or subsequent time shall be fined \$100. Any repeat offenders who speed or pass within a construction or work zone shall be fined \$300.

PRIMARY SEATBELT ENFORCEMENT - This act permits a law enforcement officer to enforce the seat belt law if the violation is clearly visible to the officer without stopping the vehicle. The act provides noncompliance with the seat belt law shall not constitute probable cause for a search of the driver, passenger, or vehicle. The act also increases the seat belt fine from \$10 to \$15 (section 307.178).

STEPHEN WITTE

010604	Prefiled (H)	
010704	Read first time (H)	H22
010804	Read second time (H)	H35
012004	Referred: Transportation and Motor Vehicles (H)	H93
012104	Public Hearing Held (H)	
012204	Executive Session Held (H)	
012204	HCS Reported Do Pass (H)	H128
022404	Taken up for perfection (H)	H399-404

022404 Laid Over (H)	H404
022404 Taken up for perfection (H)	H406-411
022404 HCS adopted in House (H)	H411
022404 Laid Over (H)	H411
022504 Taken up for perfection (H)	H420
022504 Perfected with amendments (H)	H420
022604 Third Read and Passed - EC defeated (H)	H435
022604 S First Read	S485
030104 Second Read and Referred S Transportation Committee	S499
033004 Hearing Conducted S Transportation Committee	
040804 SCS Voted Do Pass S Transportation Comm. (3521S.09C)	
042304 Reported From S Transportation Comm. to Floor w/SCS	
042604 015 S Calendar H Bills for Third Reading w/SCS	

EFFECTIVE : Varied

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\*\*HB 0947\*\*

HCS HB 947

SENATE HANDLER Cauthorn HOUSE SPONSOR Crawford

3524L.02T

HCS/HB 947 - This act adds Cameron, Boonville, and Kirksville to the cities which may order the abatement of weeds or trash when, in violation of an ordinance, they are allowed to grow or accumulate more than once during a season or year. The cost of removal may be billed on a special tax bill to be remitted to the collector with other taxes assessed against the property.

SUSAN HENDERSON

010604 Prefiled (H)	
010704 Read first time (H)	H22
010804 Read second time (H)	H35
011504 Referred: Local Government (H)	H82
021904 Public Hearing Held (H)	
022304 Executive Session Held (H)	
022504 HCS Reported Do Pass by Consent (H)	H425
030804 HCS adopted in House (H)	H533
030804 Third Read and Passed (H)	H533-534
030904 S First Read	S571
031504 Second Read and Referred S Economic Development, Tourism and Local Government Committee	S641
033104 Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
040504 Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
040504 Reported From S Economic Development, Tourism and Local Government Committee to Floor - Consent	S831
042304 S Third Read and Passed - Consent	
042304 Truly Agreed to and Finally Passed	

EFFECTIVE : August 28, 2004

\*\*HB 0955\*\*  
HCS HB 955

HOUSE SPONSOR Portwood

3056L.03P

HCS/HB 955 - This act modifies provisions relating to the licensing of dietitians. Definitions for "dietetics practice" and "registered dietitian" are created. The State Committee of Dietitians is placed within the division of professional registration. The Committee shall assist the division in carrying out the provisions of the Dieticians Practice Act and shall approve the licensing examination.

Only a person licensed to practice dietetics in this state may use the title "dietician" or the abbreviation "L.D.". Certain persons are exempted from the licensure requirements of this act provided they do not hold themselves out as a dietitian.

Licensees are allowed to let their license lapse or be put on inactive status, provided the licensee does not practice during the time the license is lapsed or inactive. The act creates requirements for maintaining an inactive license and for reinstating a lapsed license. A person practicing with a lapsed or inactive license shall be subject to penalties for violation of the dietitian practice act.

This act is similar to SB 846 (2004).  
JIM ERTLE

010704	Introduced and read first time (H)	H23
010804	Read second time (H)	H35
011504	Referred: Professional Registration & Licensing (H)	H83
012704	Public Hearing Held (H)	
020304	Executive Session Held (H)	
021904	HCS Reported Do Pass by Consent (H)	H379
030804	H Third Read and Passed - Consent (H)	H519-520
030804	S First Read	S558
031504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Committee	S641
032904	Hearing Conducted S Financial & Governmental Org. Veterans' Affairs & Elections Committee	
033004	Voted Do Pass S Financial & Governmental Org. Veterans' Affairs & Elections Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 0956\*\*

HOUSE SPONSOR May (149)

3451L.01P

HB 956 - This act names "Big Bluestem" as the official state

grass.  
MEGAN CRAIN

010704	Introduced and read first time (H)	H23
010804	Read second time (H)	H35
020504	Referred: Conservation and Natural Resources (H)	H242
022504	Public Hearing Held (H)	
022504	Executive Session Held (H)	
030304	Reported Do Pass by Consent (H)	H479-480
031604	Third Read and Passed (H)	H657-658
031604	S First Read	S660
031804	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S710
040804	Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 0959\*\*

SCS HCS HB 959

HOUSE SPONSOR Luetkemeyer

3502S.04C

SCS/HCS/HB 959 - This act modifies a number of laws associated with banking.

State employees are authorized to make investment deposits from their paycheck into their bank or savings and loan (Sections 33.103, 362.191 and 369.176).

This act allows an income tax deduction of up to \$8,000 per taxpayer for annual contributions made to qualified savings programs and, prior to August 28, 2010, to any similar I.R.C. Section 529 plan authorized by this state or any other state or political subdivision. Currently, the income tax deduction is only available for contributions made to the Missouri Higher Education Savings Program. The tax deduction won't apply to contributions made to another state's 529 plan unless such state permits the creation of an account by means of an initial contribution of \$50 or less, or the state program permits automated periodic contributions (Section 166.435).

This act creates the "Missouri Higher Education Deposit Program" (Sections 166.435 to 166.556). This program is a nonexclusive alternative to the Missouri Higher Education Savings Program and participants may elect to participate in both programs subject to aggregate program limitations. The program is administered by the Missouri Higher Education Savings Program Board. The Board is required to meet at least quarterly. The act adds an additional member to the Board who shall be a private member with experience in banking or deposit rate determination and placement of depository certificates of deposit (Section

166.415).

The Board shall possess similar powers and duties as the Missouri Higher Education Savings Board. The Board may invest the funds received from participants in appropriate investment instruments held by depository institutions or directly deposit the funds in such institutions. The investment of funds may be delegated by the Board to representatives of financial entities, but the investment must be in certificates of deposit and other deposits in federally insured depository institutions. Such representatives must pass a board-approved qualification test and be certified by the Board.

The Board is responsible for establishing various deposit opportunities based on amounts deposited and time held that are uniformly available to all depository institutions that participate in the program. The various categories of fixed or variable rates shall be the only interest rates available under this program. The program shall sunset in six years, if not re-authorized.

The recording fee for the expedited filing of title or liens with the department of revenue is increased from \$6 to \$15 (Section 408.032). Currently, contracts may provide for a charge for late payment on installments in an amount not to exceed the greater of 5% of each installment due or \$15, except that a minimum charge of \$10 may be made. The act deletes language concerning the minimum charge of \$10 (Section 408.140).

On loans of more than \$600, the lender may collect a fee in advance for allowing a debtor to defer monthly loan payments, provided the debtor agrees in writing and the fee is no more than the lesser of \$50 or 10% of the loan payments deferred (Section 408.178). The charging of certain fees shall be considered permitted, even if the loans are exempt from other requirements under Missouri law (Sections 408.190 and 408.232). Changes made in this act to sections concerning allowable fees are remedial in nature and shall have no effect in any case filed prior to January 1, 2004 (Section 408.480).

The act creates definitions for the deceptive use of a financial institution's name in notification or solicitation and deceptive use of another's name in notification or solicitation. A financial institution whose name is deceptively used may bring a private civil action and may recover a minimum of \$10,000, plus court costs and attorneys fees, plus any damages such financial institution proves at trial (Section 427.225). Debtors are prohibited from maintaining an action or defense related to a commercial credit agreement, regardless of the legal theory advanced (Section 432.047). The act provides that secured parties receiving satisfaction for debt secured with regard to a mortgage who fail to submit a sufficient deed of release for recording with 45 days shall be liable to the mortgagor for the



lesser of an amount of \$300 a day or 10% of the amount of the security instrument. If a document is rejected for recording, the secured party shall 60 days to resubmit the document (Section 443.130).

The Board of Fund Commissioners of the state and the State Board of Public Buildings are authorized to execute or perform obligations under certain agreements or contracts necessary to incur obligations at a fixed or variable interest rate. Such entities may also obtain without bidding credit enhancement or other financing arrangements and perform any obligations to facilitate such enhancement or financing arrangements (Section 1).

The act repeals the truly agreed to HB 916 regarding identity theft and reenacts similar provisions. Venue in criminal prosecutions for the crime of identity theft shall be commenced in:

- (1) The county in which the offense is committed; or
- (2) The offense is committed partly in one county and partly in another, or if the elements of the offense occur in more than one county, then in any of the counties where any element of the offense occurred; or
- (3) The county in which the victim resides; or
- (4) The county in which the property obtained or attempted to be obtained was located (Section 541.033).

Venue in civil actions regarding identity theft shall be commenced in the same places as in a criminal prosecution as well as the county where the defendant resides (Section 506.290).

The act creates a list of various forms of identification such as social security numbers, drivers license numbers, and other information, which are to be considered the subject of identity theft.

Under this act, it is a Class A misdemeanor if a person commits identity theft involving no more than \$500. A subsequent offense involving no more than \$500 is a Class D felony. It is a Class C felony if the value of the identity theft exceeds \$500, but involves no more than \$10,000. It is a Class B felony if the value of the identity theft exceeds \$10,000, but involves no more than \$100,000. It is a Class A felony if the value of the identity theft exceeds \$100,000.

This act allows any person who commits identity theft to be liable to the victim for up to \$5,000, in addition to criminal penalties. The victim may also bring a civil action to enjoin future acts of identity theft by the individual.

This act allows a deceased person's estate to recover damages for identity theft to which the decedent was a victim.

This act is not applicable in certain situations when a person obtains the identity of another. Such situations include, obtaining an identity to buy alcoholic beverages, receiving credit information in a commercial transaction, lawfully exercising a security interest by a creditor, complying with a court order or other decree, and where the person is acting lawfully.

This act defines the offense of trafficking stolen identities as manufacturing, selling, transferring, purchasing, or possessing identification documents for the purposes of identity theft. Under this act, trafficking of stolen identification documents is a Class B felony. Possession of five or more identification documents of one person, or identification documents of five or more people, is evidence that the person intends to commit identity theft.

This act is similar to SCS/SB 1038 (2004).  
JIM ERTL

010704	Introduced and read first time (H)	H23
010804	Read second time (H)	H35
011504	Referred: Financial Services (H)	H83
012704	Public Hearing Held (H)	
020304	Executive Session Held (H)	
030404	HCS Reported Do Pass (H)	H505
031004	HCS adopted in House (H)	H590
031004	Perfected with amendments (H)	H588-590
031504	Third Read and Passed (H)	H638-639
031604	S First Read	S654
031804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S709-710
032904	Hearing Conducted S Financial & Governmental Org., Veterans Affairs & Elections Committee	
040604	SCS Voted Do Pass S Financial & Governmental Org., Veterans Affairs & Elections Committee (3502S.04C)	
042304	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS	
042604	004 S Calendar H Bills for Third Reading w/SCS	

EFFECTIVE : August 28, 2004

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\*\*HB 0960\*\*

SCS HB 960

SENATE HANDLER Champion

HOUSE SPONSOR Roark

3611S.03C

SCS/HB 960 - This act designates a portion of U. S. Highway 60 one mile east of U. S. Highway 65 to the U. S. Highway 60 and 65 intersection in Greene County as the "Trooper Russell Harper Memorial Highway" (HB 960)(Section

227.339).

This act designates a portion of U.S. Highway 54 in Cole County the "Trooper Dennis H. Marriott Memorial Highway" (SB 1393)(Section 227.351).

This act designates a bridge on state Route 7 crossing over state Route B in Cass County as the "Trooper Wayne W. Allman Memorial Bridge" (Section 227.357).

This act designates a bridge located on Missouri Route 30 within Franklin County the "Brown-Stinson Memorial Bridge" (Section 234.707).

STEPHEN WITTE

010704	Introduced and read first time (H)	H23
010804	Read second time (H)	H35
011504	Referred: Transportation and Motor Vehicles (H)	H83
012804	Public Hearing Held (H)	
021104	Executive Session Held (H)	
021904	Reported Do Pass by Consent (H)	H379
030804	Third Read and Passed - Consent (H)	H521-522
030804	S First Read	S558
031504	Second Read and Referred S Transportation Committee	S641
040604	Hearing Conducted S Transportation Committee	
040804	SCS Voted Do Pass S Transportation Committee-Consent (3611S.03C)	
041504	Reported From S Transportation Committee to Floor w/SCS - Consent	S957
042604	S Consent Calendar w/SCS (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 0969\*\*

HOUSE SPONSOR Cooper

3592L.01P

HB 969 - This act establishes a procedure for the determination of tax liability for purposes of corporate income tax of certain expenses and costs related to certain intangible property when the property is transferred to a related entity. The act provides specific criteria for determining if transactional expenses and costs related to the transfer and use of the rights to patents, trade names, trademarks, and other intangible property incurred by a taxpayer from a related entity are a legitimate business expense and are allowed to be deducted in the computation of Missouri taxable income.

The act establishes a test to determine that the transaction or transfer in question was not primarily intended to avoid tax. The test is a five part test, wherein satisfaction of two parts

of the test will lead to the conclusion that the transaction is not a tax avoidance scheme.

Any issue relevant to ascertaining the tax liability of a taxpayer related to the deductibility of these expenses and costs will be strictly construed against the taxing authority in favor of the taxpayer.

This act is similar to SB 1059 (2004).  
JEFF CRAVER

010804	Introduced and read first time (H)	H33
011204	Read second time (H)	H42
011204	Referred: Tax Policy (H)	H43
011304	Public Hearing Held (H)	
011304	Executive Session Held (H)	
011304	Reported Do Pass (H)	H51
012704	Taken up for perfection (H)	H147-149
012704	Laid Over (H)	H149
012804	Taken up for perfection (H)	H168-169
012804	Perfected with amendments (H)	H168-169
012904	H Third Read and Passed	H169-170
012904	S First Read	S197
020904	Second Read and Referred S Ways & Means Committee	S263
030204	Hearing Conducted S Ways & Means Committee	
030804	Voted Do Pass S Ways & Means Committee	
030904	Reported From S Ways & Means Committee to Floor	S579
031504	SA 1 S offered (Goode)	S638-641
031504	Bill Placed on Informal Calendar	S641
042604	S Inf Calendar H Bills for Third Reading	

EFFECTIVE : August 28, 2004

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\*\*HB 0970\*\*

SENATE HANDLER Shields

HOUSE SPONSOR Portwood

3406L.01P

HB 970 - This act modifies provisions relating to the licensing of dentists and dental hygienists. The Dental Board shall issue specialist licenses without examination to applicants who have been certified in any specialty by an examining board recognized by the American Dental Association or the Council on Dental Accreditation. The board is authorized to issue specialized licenses for dentists who hold specialty licenses in other states, provided they are licensed in this state and the educational requirements for their specialized licenses are the same or exceed those in this state. The board may create specialization committees for each specialty recognized by the American Dental Association. The committees will assist the board in establishing criteria and evaluating applicants for specialty licenses. All specialty licenses be subject to

disciplinary action by the board and required to pay fees as set by the board.

Dentists and dental hygienists are required to complete all continuing education requirements prior to license renewal. Failure to obtain required continuing education hours, submit the hours, or maintain documentation shall subject the licensee to disciplinary action by the board. All dentists and dental hygienists who have allowed their licenses to lapse for more than four years are required to make application and take all licensing examinations required by the board. The act establishes an expedited hearing process before the Administrative Hearing Commission for cases brought by the board concerning licensees who present a clear and present danger to the health and safety of the public.

The act authorizes the practice of dentistry across state lines, as long as the person practicing across state lines is licensed to practice dentistry in another state and the practice is limited to the rendering of documented opinions concerning diagnosis and treatment through electronic means. When receiving consultations across state lines, the ultimate authority and responsibility for the diagnosis and treatment of the patient remains with the primary care dentist licensed in this state.  
JIM ERTL

010804	Introduced and read first time (H)	H33
011204	Read second time (H)	H42
021904	Referred: Professional Registration & Licensing (H)	H368
030204	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H621
033004	Third Read and Passed (H)	H803
033004	S First Read	S775
033104	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S805
040704	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
040704	Voted Do Pass S Aging, Families, Mental & Public Health Committee	
040704	Reported From S Aging, Families, Mental & Public Health Committee to Floor - Consent	S878
042604	S Consent Calendar (4/7)	

EFFECTIVE : August 28, 2004

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\*\*HB 0975\*\*

SENATE HANDLER Wheeler

HOUSE SPONSOR Johnson

3645L.01P

HB 975 - This act makes changes to the laws regarding land

trusts in charter counties of the first classification. The act:

(1) Makes the taxing authority the sole beneficiary of the property sold by the land trust. Under current law, other tax bill owners and holders may receive a portion of the funds from the sale of the property;

(2) Removes the requirement that the land trust commissioners have the property appraised;

(3) Allows the commissioners to charge the actual cost of the list of property suitable for private use. Under current law, the commissioners may charge \$1;

(4) Removes the requirement that the land trust maintain accounts on the operation, management, or other expenses of each individual parcel of property; and

(5) Removes the requirement that proceeds from the sale of the land be applied to the judgment originally entered against the property and any cost of the operation and management of the property.

Under current law, excess funds in the land trust are used for the land trust operation and distributed to the taxing authority and any tax bill owners. The act directs all excess funds to the land trust budget and the taxing authorities.

JEFF CRAVER

010804	Introduced and read first time (H)	H33
011204	Read second time (H)	H42
020504	Referred: Local Government (H)	H242
021204	Hearing Scheduled, Bill Not Heard (H)	
021904	Public Hearing Held (H)	
022304	Executive Session Held (H)	
022504	Reported Do Pass by Consent (H)	H425
030804	Third Read and Passed (H)	H535-536
030904	S First Read	S571
031504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S642
033104	Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
040504	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
040504	Reported From S Economic Development, Tourism and Local Government Committee to Floor - Consent	S831
042304	Motion to Third Read Bill withdrawn (Wheeler)	
042604	S Consent Calendar (4/5)	

EFFECTIVE : August 28, 2004

\*\*HB 0978\*\*  
HS HCS HB 978

HOUSE SPONSOR Baker

3116L.04P

HS/HCS/HB 978 - This act requires state agencies which are proposing rules to consider alternative compliance methods for small businesses and to prepare a small business impact statement. The statement must determine the businesses affected by the rule, increased costs necessitated by the rule, how the agency sought to alleviate the impact on small business and how the agency involved small business in developing the rule. If the board disagrees with the agency's cost impact statement, the board may file its opinion of the cost with the agency. Prior to submitting any proposed change to an existing rule or submitting a proposed rule, the agency must determine if the rule affects small business and, if so, the availability and practicability of less restrictive alternatives to implement the rule. The provisions of this act shall not apply to rules that do not require an agency to interpret or describe the requirements of a statute. An agency, upon request by the Board, may conduct a hearing on a proposed rule. The agency shall respond to the board with the basis for its decision on whether or not to hold a hearing. Any proposed rule that is required to have a small business impact statement but fails to include the statement shall be invalid.

The final order of rulemaking shall be filed with the board at the same time it is filed with the Joint Committee on Administrative Rules. Within 30 after receipt of the order, the board may file comments or recommendations with the Secretary of State. The comments will be published with the final order of rulemaking.

The act creates the Small Business Regulatory Fairness Board. The joint committee on administrative rules will provide staff for the Board. The Board shall provide agencies with input regarding proposed rules, consider requests from small business owners for review of agency rules, review agency rules and make recommendations to the agency and general assembly regarding the need for a rule or legislation, conduct hearings and solicit input from regulated small businesses and prepare an annual evaluation report to the Governor. The Board shall not have the power to interfere with an agency or administrative action, intervene in legal actions between a small business and an agency, or subpoena witnesses or documents.

The Board shall consist of two members appointed by the Governor, one member appointed by the Lieutenant Governor, one member who is chair of the minority business advocacy commission, one member appointed by each chairperson of the House and Senate committees concerned with small business, one member appointed by the Speaker of the House, one member appointed by the President

Pro Tempore of the Senate, one member appointed by the minority leader of the house and one member appointed by the minority leader of the senate. Except for initial members, appointed members shall serve a term of three years.

The board may file a petition with the state agency objecting to a rule enacted before and after August 28, 2004. For rules adopted after August 28, 2004, the board must base its objections on the following grounds: the actual effect on small business wasn't reflected or exceeded the impact statement, new economic information has created an undue impact on small business, or the impact wasn't previously considered in the adoption of the rules. For rules adopted before August 28, 2004, the board must base its objections on similar grounds to the ones listed above, and additionally including whether the rule duplicates, overlaps or conflicts with rules adopted by a state agency, the undue barrier to small business significantly outweighs the rule's benefits to the public, or violates the substantive authority under which the rule was adopted. The agency receiving the petition must send a copy of the petition to JCAR, along with any action contemplated by the agency as a result of the petition. The agency must, within 60 days, determine whether the rule should be changed and submit a response to the board. Any affected small business is authorized to seek the filing of a petition by the board. The board may hold a hearing on such request.

The board shall provide to each state agency a list of rules adopted by the agency that affect small business and have generated complaints or concerns. Within 45 days, the state agency must submit a written report to the board in response to the complaints or concerns. The board can solicit testimony from the public on any report submitted by a state agency. The board shall submit an evaluation report to the Governor and general assembly regarding small business comments, state agency responses and public testimony on rules.

Any agency that can assess administrative penalties or fines shall consider waiving or reducing such fines upon a business if the business meets certain conditions relating to correction of the violation by the business or the unintentional nature of the violation. The act sets out conditions where the agency is not required to consider the waiver or reduction of the fine.

A small business may seek a declaratory judgment after the filing of final order of rulemaking if there is a claim of a material violation by the state agency regarding the small business impact statement for the proposed rule.

This act is similar to SS/SB 718 (2004).  
JIM ERTLE



010804	Introduced and read first time (H)	H33-34
011204	Read second time (H)	H42
011504	Referred: Small Business (H)	H83
020204	Public Hearing Held (H)	
020404	Executive Session Held (H)	
020504	HCS Reported Do Pass (H)	H245
031704	House Substitute offered (H)	H726
031704	HS adopted in House (H)	H726
031704	Perfected (H)	H726
031804	Referred: Budget (H)	H754
032904	Executive Session Held (H)	
033004	Reported Do Pass (H)	
033104	Third Read and Passed (H)	H854-855
033104	S First Read	S808
040504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S836
041304	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
041404	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
042304	Reported From S Financial & Governmental Org., Veterans' Affairs & Elections Committee to Floor	
042604	003 S Calendar H Bills for Third Reading	

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\*\*HB 0980\*\*

HCS HB 980

HOUSE SPONSOR Myers

2513L.02P

HCS/HB 980 - This act requires a regulatory impact report of the rules of the hazardous waste, soil and water, petroleum storage tank insurers, land reclamation, safe drinking water, air conservation, and clean water commissions and funds.

The regulatory impact report shall contain a qualitative and quantitative impact report regarding the rule. The impact report shall be published in at least one newspaper and be filed with the Joint Committee on Administrative Rules.

The act also provides that the burden of proof shall be on the boards or commissions promulgating rules to prove that the rule is necessary to prevent the specific circumstance or condition that would cause harm to human health, public welfare, or the environment.

The act requires that the Department of Natural Resources submit all permits to the applicants in ample time for their final review before public comment. If the Department denies the permit, they must state the reasons for the denial.

HENRY T. HERSCHEL

010804	Introduced and read first time (H)	H34
011204	Read second time (H)	H42
011404	Referred: Agriculture (H)	H71
012004	Public Hearing Held (H)	
012704	Executive Session Held (H)	
012904	HCS Reported Do Pass (H)	H184
020304	HCS adopted in House (H)	H204
020304	Perfected with amendments (H)	H203-204
020404	Referred: Budget (H)	H226
022404	Corrected Fiscal Note (H)	H404
022604	Third Read and Passed (H)	H437
022604	S First Read	S485
030104	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S499
030404	Hearing Conducted S Agriculture, Conservation, Parks and Natural Resources Committee	
040104	Voted Do Pass S Agriculture, Conservation, Parks and Natural Resources Committee	
042304	Reported From S Agriculture, Conservation, Parks & Natural Resources Committee to Floor	
042604	010 S Calendar H Bills for Third Reading	

EFFECTIVE : August 28, 2004

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\*\*HB 0985\*\*

HCS HB 985

SENATE HANDLER Childers HOUSE SPONSOR Wood

3563L.03P

HCS/HB 985 - This act changes the laws regarding the practice of real estate. The act:

- (1) Adds Internet web sites to the licensing exemption, when in the case of advertising real estate, the advertising is incidental to their normal business operations;
- (2) Removes the requirement of having on file with the Real Estate Commission a certified copy of a currently effective statement of record from the Office of Interstate Land Sales when land developers sell their own property;
- (3) Allows the commission to issue temporary work permits to individuals who have satisfied all licensing requirements prior to the final review and printing of their licenses;
- (4) Grants entities providing continuing education the authority to do so through the means of distance delivery;
- (5) Gives the commission the authority, when conducting investigations of complaints involving affiliated licensees, to forward copies of the information regarding the complaint to the affiliated licensee's broker;
- (6) Gives the commission authority, when a licensee fails to renew or surrender his or her license and the commission finds the licensee to be in violation of certain provisions, to cause complaints to be filed with the Administrative Hearing Commission;

(7) Increases the amount of compensation which each member of the commission receives from \$50 to \$75;

(8) Requires designated brokers who have affiliated licensees to adopt a written policy describing their relationships in regard to their real estate activities; and

(9) Repeals the provisions relating to escrow agents.

JIM ERTLE

010804	Introduced and read first time (H)	H34
011204	Read second time (H)	H42
020504	Referred: Professional Registration & Licensing (H)	H242
021704	Public Hearing Held (H)	
030204	Executive Session Held (H)	
030904	HCS Reported Do Pass by Consent (H)	H567
031804	HCS H adopted	H746
031804	Third Read and Passed (H)	H746-747
031804	S First Read	S708
033004	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S739
040504	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
040604	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee - Consent	
040704	Reported From S Financial & Governmental Org., Vet Affairs & Elections Committee to Floor - Consent	S878
042604	S Consent Calendar (4/7)	

EFFECTIVE : August 28, 2004

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\*\*HB 0988\*\*

HCS HB 988

HOUSE SPONSOR LeVota

2618L.02P

HCS/HB 988 - The act increases the number of county political party committee members to be elected from the second and third most populous townships outside Kansas City in Jackson County.

JIM ERTLE

010804	Introduced and read first time (H)	H34
011204	Read second time (H)	H42
020504	Referred: Elections (H)	H242
022404	Public Hearing Held (H)	
030204	Executive Session Held (H)	
031104	HCS Reported Do Pass (H)	H619
031604	HCS adopted in House (H)	H670
031604	Perfected (H)	H670
033104	Third Read and Passed (H)	H843-844
033104	S First Read	S806
040504	Second Read and Referred S Financial & Governmental	S836

Organization, Veterans' Affairs & Elections Com.  
 041304 Hearing Conducted S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee  
 041404 Voted Do Pass S Financial & Governmental Org.,  
 Veterans' Affairs & Elections Committee-Consent  
 041404 Reported From S Financial & Governmental Org., Vet. S935  
 Affairs & Elections Committee to Floor - Consent  
 042604 S Consent Calendar (4/14)

EFFECTIVE : August 28, 2004  
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\*\*HB 0989\*\*

HOUSE SPONSOR Barnitz

3603L.02I

HB 989 - This act conveys the National Guard Armory  
 Building in Salem to the City of Salem.

This act has an emergency clause.

This act is similar to SCS/SBs 942, 850 & 841.

SUSAN HENDERSON

010804	Introduced and read first time (H)	H34
011204	Read second time (H)	H42
011504	Referred: Local Government (H)	H83
012904	Public Hearing Held (H)	
020904	Executive Session Held (H)	
021904	Reported Do Pass by Consent (H)	H378-379
030804	Third Read and Passed - EC adopted - Consent (H)	H522-523
030804	S First Read (w/EC)	S559
031504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S641
033104	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
040504	Bill Combined w/SCS HBs 1071, 801, 1275 & 989	

EFFECTIVE : August 28, 2004  
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\*\*HB 0994\*\*

HOUSE SPONSOR Cunningham

3708L.01P

HB 994 - Currently, a surcharge of up to \$10 may be collected in all criminal proceedings filed in the 30th Judicial Circuit if the surcharge was authorized by a county or municipal order, ordinance, or resolution adopted prior to January 1, 1997. The act removes the restriction that the authorizing order, ordinance, or resolution must have been adopted before January 1, 1997. The sunset date for this section is extended from January

1, 2005, to January 1, 2010.

This act is similar to SB 1064 (2004).  
JIM ERTL

010804	Introduced and read first time (H)	H35
011204	Read second time (H)	H42
011504	Referred: Judiciary (H)	H83
012104	Public Hearing Held (H)	
012804	Executive Session Held (H)	
012904	Reported Do Pass by Consent (H)	H184
021904	H Third Read and Passed - Consent	H367-368
021904	S First Read	S348
030104	Second Read and Referred S Judiciary & Civil & Criminal Jurisprudence Committee	S499
031504	Hearing Conducted S Judiciary & Civil & Criminal Jurisprudence Committee	
040504	Hearing Cancelled S Judiciary & Civil & Criminal Jurisprudence Committee	
041404	Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence-Committee-Consent	
041504	Reported From S Judiciary & Civil and Criminal Jurisprudence Committee to Floor - Consent	S958
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 0996\*\*

SCS HB 996, HB 1142, HCS HB 1201 & HB 1489

HOUSE SPONSOR Dusenberg

3208S.04C

SCS/HB 996, HB 1142, HCS/HB 1201 & HB 1489 - This act amends various laws pertaining to motor vehicles.

SCHOOL BUS FRAMES - This act requires the State Highway Patrol to include the frames on school buses as part of the annual school bus inspection. This act is similar to HB 996 and SB 899 (2004).

LOW-SPEED VEHICLES - This act allows operators of low-speed vehicles to use public highways under certain conditions. According to federal regulations, a low-speed vehicle is a four-wheeled vehicle whose top speed is greater than 20 mph but less than 25 mph. All low-speed vehicles must be manufactured in compliance with the National Highway Traffic Safety Administration standards. A low-speed vehicle shall not be operated on a street or highway with a posted speed limit greater than 35 mph. A low-speed vehicle shall be exempt from inspection and emission testing, but must comply with the federal standards. Every operator of a low-speed vehicle shall maintain financial responsibility as required

under Chapter 303, RSMo. Every operator of a low-speed vehicle must have a driver's license. City and counties may promulgate ordinances which are more stringent than this act. These provisions were contained in HB 1142 and SB 771 (2004) and SB 594 and HB 327 (2003)(Section 304.029).

REMOVAL OF JUNK VEHICLES BY KANSAS CITY - This act allows Kansas City to adopt by ordinance regulations for the removal and sale of abandoned property by requiring:

- (1) That the Department of Revenue records must be searched to determine ownership of the abandoned property;
- (2) Notification to the owner by mail advising of the towing and impoundment;
- (3) That if vehicles are older than six years and more than 50% damaged by collision, fire, or decay that are valued at less than \$200, be held at least 10 days before being sold to a licensed salvage or scrap business (if title is required, then an affidavit from a certified appraiser stating that the vehicle's value is less than \$200); and
- (4) All other vehicles be held at least 30 days before being sold.

PASSENGERS ON ATVS - This act modifies the definition of ATVs and allows passengers to ride on ATVs if the seat of such vehicles are designed to carry more than one person. The ATV definition is modified by increasing the unladen dry weight of an ATV from 600 pounds to 1,000 pounds and by providing that an ATV may be a vehicle with a seat designed to carry more than one person. This provision is contained in HB 1489 and SB 1088 (2004) and was contained in the Truly Agreed To version of HB 327 and HB 598 (2003).

EXEMPTIONS FROM EMISSIONS PROCESS - This act also exempts certain vehicles which are manufactured 26 years or more to the current model from the emissions process. These provisions are identical to those contained in SB 900 (2004).

BUMPER HEIGHTS - This act amends the current Missouri bumper height law to include vehicles with a gross vehicle rating (GVWR) over 9001 pounds to a gross vehicle rating of 11,500 pounds. The maximum front bumper height would be 29 inches and the maximum of the rear bumper height would be 31 inches. This provision is contained in SB 894 (2004).

STEPHEN WITTE

010804	Introduced and read first time (H)	H35
011204	Read second time (H)	H42
012904	Referred: Transportation and Motor Vehicles (H)	H186
022504	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030904	Reported Do Pass by Consent (H)	H567
031804	Third Read and Passed (H)	H747-748

031804	S First Read	S708
033004	Second Read and Referred S Transportation Committee	S739
041304	Hearing Conducted S Transportation Committee-Consent	
041404	SCS Voted Do Pass w/SCS HB 996, 1142, HCS 1201 & 1489 S Transportation Committee-Consent (3208S.04C)	
041504	Reported From S Transportation Committee to Floor w/SCS	S957
042604	S Consent Calendar w/SCS (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 0998\*\*

SCS HCS HBs 998 & 905

HOUSE SPONSOR Sutherland

3798S.03C

HCS/HBs 998 & 905 - This act requires mobile home park landlords to provide notice to mobile homeowners 120 days before demanding that they vacate the property due to a change in the use of the property. The length of the required notice will be the remaining period on the lease when that remaining period is greater than 120 days. The act prohibits landlords from raising the rent within 60 days of providing the notice, or at any time after providing the notice, except for a rent increase based solely on an increase in property taxes.

STEPHEN WITTE

011204	Introduced and read first time (H)	H41
011304	Read second time (H)	H50
012904	Referred: Professional Registration & Licensing (H)	H186
021004	Public Hearing Held (H)	
021704	Executive Session Held (H)	
022504	HCS Reported Do Pass by Consent (H)	H425
030804	HCS adopted in House (H)	H536
030804	Third Read and Passed (H)	H536-537
030904	S First Read	S571
031504	Second Read and Referred S Pensions & General Laws Committee	S642
040604	Hearing Conducted S Pensions & General Laws Committee-Consent	
041304	Voted Do Pass S Pensions & General Laws Com.-Consent	
041404	Reported From S Pensions & General Laws Committee to Floor w/SCS - Consent	S935
042004	Removed from S Consent Calendar	
042304	Reported From S Pensions & General Laws Committee to Floor w/SCS	
042604	012 S Calendar H Bills for Third Reading w/HCS	

EFFECTIVE : August 28, 2004

\*\*HB 1001\*\*

HOUSE SPONSOR Bearden  
2401L.01T

HB 1001 - Public Debt

	Governor	House
GR	\$103,045,815	\$103,045,815
FEDERAL	0	0
OTHER	996,472	996,472
TOTAL	<u>\$104,042,287</u>	<u>\$104,042,287</u>

	Senate	Final
GR	\$103,045,815	\$103,045,815
FEDERAL	0	0
OTHER	996,472	996,472
TOTAL	<u>\$104,042,287</u>	<u>\$104,042,287</u>

MARTY DREWEL

- 012704 Introduced and read first time (H) H145
- 012804 Read second time (H) H168
- 021004 Referred: Budget (H) H281
- 031104 Public Hearing Held (H)
- 031604 Hearing continued
- 031704 Hearing continued
- 031804 Hearing continued
- 032904 Hearing continued
- 040504 Executive Session Held (H)
- 040504 Reported Do Pass (H) H928
- 040604 Perfected (H) H967
- 040704 Third Read and Passed (H) H1001-1002
- 040704 S First Read S898
- 040804 Second Read and Referred S Appropriations Committee S912
- 041204 Hearing Conducted S Appropriations Committee
- 041404 Voted Do Pass S Appropriations Committee
- 041904 Reported From S Appropriations Committee to Floor S971
- 042004 S Third Read and Passed S986
- 042004 Truly Agreed to and Finally Passed S986/H1153

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\*\*HB 1002\*\*

SCS HS HCS HB 1002

SENATE HANDLER Russell HOUSE SPONSOR Bearden

2402S.04C

SCS/HS/HCS/HB 1002 - Elementary and Secondary Education



	Governor	House
GR	\$2,450,108,372	\$2,566,970,921
FEDERAL	949,361,696	982,661,650
OTHER	1,312,412,137	1,202,485,279
TOTAL	<u>\$4,711,882,205</u>	<u>\$4,752,117,850</u>

	Senate	Final
GR	\$2,561,968,441	
FEDERAL	994,591,690	
OTHER	1,196,711,986	
TOTAL	<u>\$4,753,272,117</u>	

MARTY DREWEL

020504 Introduced and read first time (H)	H233-234
020904 Read second time (H)	H254
021004 Referred: Budget (H)	H281
031104 Public Hearing Held (H)	
031604 Hearing continued	
031704 Hearing continued	
031804 Hearing continued	
032904 Hearing continued	
040504 Executive Session Held (H)	
040504 HCS Reported Do Pass (H)	H928
040704 House Substitute offered (H)	H941
040704 HS adopted in House (H)	H968
040704 Perfected (H)	H968
040704 Third Read and Passed (H)	H1002-1003
040704 S First Read	S898
040804 Second Read and Referred S Appropriations Committee	S912
041204 Hearing Conducted S Appropriations Committee	
041404 SCS Voted Do Pass S Appropriations Comm. (2402S.04C)	
041904 Reported From S Appropriations Committee to Floor w/SCS	S972
042004 SA 1 to SCS S offered (Shields)	S987
042004 SSA 1 for SA 1 to SCS S offered & defeated (Jacob)	S987-988
042004 SSA 2 for SA 1 to SCS S offered & withdrawn (Goode)	S988
042004 SA 1 to SCS S withdrawn	S988
042004 SA 2 to SCS S offered (Steelman)	S988-989
042004 SSA 1 for SA 2 to SCS S offered & Ruled out of order (Jacob)	S989
042004 SSA 2 for SA 2 to SCS S offered (Jacob)	S989
042004 SA 1 to SSA 2 for SA 2 to SCS S offered & withdrawn (Jacob)	S989
042004 SA 2 to SSA 2 for SA 2 to SCS S offered & withdrawn (Steelman)	S989-990
042004 SSA 2 for SA 2 to SCS S defeated	S990

042004 SA 2 to SCS S adopted S990  
 042004 SA 3 to SCS S offered & withdrawn (Callahan) S990  
 042004 SA 4 to SCS S offered (Jacob) S990-991  
 042004 SSA 1 for SA 4 to SCS S offered (Russell) S991  
 042004 SA 1 to SSA 1 for SA 4 to SCS S offered & withdrawn (Jacob) S991  
 042004 SA 2 to SSA 1 for SA 4 to SCS S offered & defeated (Jacob) S991-992  
 042004 SSA 1 for SA 4 to SCS S withdrawn S992  
 042004 SA 4 to SCS S withdrawn S992  
 042004 SA 5 to SCS S offered & withdrawn (Jacob) S992  
 042004 SA 6 to SCS S offered (Callahan) S992  
 042004 SSA 1 for SA 6 to SCS S offered & defeated (Stoll) S992-993  
 042004 SA 6 to SCS S defeated S993  
 042004 SA 7 to SCS S offered & defeated (Kennedy) S993-994  
 042004 SCS, as amended, S adopted S994  
 042004 S Third Read and Passed S994  
 042104 H Calendar H Bills with S amendments (SCS)

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 \*\*HB 1003\*\*

SCS HS HCS HB 1003

SENATE HANDLER Russell HOUSE SPONSOR Bearden

2403S.04C

SCS/HS/HCS/HB 1003 - Higher Education

.	Governor	House
GR	\$ 880,617,399	\$ 840,141,331
FEDERAL	6,245,225	6,245,225
OTHER	180,148,253	180,148,253
.		
TOTAL	<u>\$1,067,010,877</u>	<u>\$1,026,534,809</u>

.	Senate	Final
GR	\$ 856,904,858	
FEDERAL	6,247,637	
OTHER	183,173,428	
.		
TOTAL	<u>\$1,046,325,923</u>	<u></u>

MARTY DREWEL

020504 Introduced and read first time (H) H234  
 020904 Read second time (H) H254  
 021004 Referred: Budget (H) H281  
 031104 Public Hearing Held (H)  
 031604 Hearing continued  
 031704 Hearing continued  
 031804 Hearing continued

032904 Hearing continued  
 040504 Executive Session Held (H)  
 040504 HCS Reported Do Pass (H) H928  
 040604 House Substitute offered (H) H942  
 040604 HS adopted in House (H) H968  
 040604 Perfected with amendments (H) H969  
 040704 Third Read and Passed (H) H1003-1004  
 040704 S First Read S898  
 040804 Second Read and Referred S Appropriations Committee S912  
 041204 Hearing Conducted S Appropriations Committee  
 041404 SCS Voted Do Pass S Appropriations Comm. (2403S.04C)  
 041904 Reported From S Appropriations Committee to S972  
         Floor w/SCS  
 042204 SCS S adopted S1015  
 042204 S Third Read and Passed S1015  
 042604 H Calendar H Bills with S amendments (SCS)

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 \*\*HB 1004\*\*

SCS HS HCS HB 1004  
 SENATE HANDLER Russell HOUSE SPONSOR Bearden  
 2404S.04C

SCS/HS/HCS/HB 1004 - Revenue & Transportation

REVENUE			
	Governor		House
GR	\$	86,233,266	\$ 86,327,135
FEDERAL		8,998,727	8,998,727
OTHER		362,167,762	358,702,820
TOTAL	\$	457,399,755	\$ 454,028,682

	Senate		Final
GR	\$	90,422,715	
FEDERAL		9,001,789	
OTHER		359,901,300	
TOTAL	\$	459,325,804	

TRANSPORTATION			
	Governor		House
GR	\$	11,871,012	\$ 10,968,807
FEDERAL		53,292,811	53,271,379
OTHER		1,575,037,969	1,575,280,842

TOTAL	\$1,640,201,792	\$1,639,521,028
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	Senate	Final
.		
GR	\$ 11,660,886	
FEDERAL	53,299,509	
OTHER	1,578,090,470	
.		
TOTAL	\$1,643,050,865	

MARTY DREWEL

020504	Introduced and read first time (H)	H234
020904	Read second time (H)	H254
021004	Referred: Budget (H)	H281
031104	Public Hearing Held (H)	
031604	Hearing continued	
031704	Hearing continued	
031804	Hearing continued	
032904	Hearing continued	
040504	Executive Session Held (H)	
040504	HCS Reported Do Pass (H)	H928
040604	House Substitute offered (H)	H942
040604	HS adopted in House (H)	H972
040604	Perfected with amendments (H)	H972-973
040704	Third Read and Passed (H)	H1004-1005
040704	S First Read	S899
040804	Second Read and Referred S Appropriations Committee	S912
041204	Hearing Conducted S Appropriations Committee	
041404	SCS Voted Do Pass S Appropriations Comm. (2404S.04C)	
041904	Reported From S Appropriations Committee to Floor w/SCS	S972
042204	SCS S adopted	S1017
042204	S Third Read and Passed	S1017
042604	H Calendar H Bills with S amendments (SCS)	

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\*\*HB 1005\*\*

SCS HS HCS HB 1005

SENATE HANDLER Russell

HOUSE SPONSOR Bearden

2405S.04C

SCS/HS/HCS/HB 1005 - Office of Administration

OFFICE OF ADMINISTRATION

	Governor	House
.		
GR	\$154,006,559	\$152,806,238
FEDERAL	9,567,057	9,567,057
OTHER	9,721,819	9,715,414
.		
TOTAL	\$173,295,435	\$172,088,709

.	Senate	Final
GR	\$153,102,916	
FEDERAL	9,568,718	
OTHER	9,734,796	
.		
TOTAL	<u>\$172,406,430</u>	

## EMPLOYEE BENEFITS

.	Governor	House
GR	\$453,008,926	\$440,336,324
FEDERAL	141,341,400	139,183,257
OTHER	137,754,154	136,467,710
.		
TOTAL	<u>\$732,104,480</u>	<u>\$715,987,291</u>

.	Senate	Final
GR	\$446,147,724	
FEDERAL	139,992,916	
OTHER	137,014,154	
.		
TOTAL	<u>\$723,154,794</u>	

MARTY DREWEL

020504	Introduced and read first time (H)	H234
020904	Read second time (H)	H254
021004	Referred: Budget (H)	H281
031104	Public Hearing Held (H)	
031604	Hearing continued	
031704	Hearing continued	
031804	Hearing continued	
032904	Hearing continued	
040504	Executive Session Held (H)	
040504	HCS Reported Do Pass (H)	H928
040604	House Substitute offered (H)	H942
040604	HS adopted in House (H)	H973
040604	Perfected with amendments (H)	H973-974
040704	Third Read and Passed (H)	H1005-1006
040704	S First Read	S899
040804	Second Read and Referred S Appropriations Committee	S912
041204	Hearing Conducted S Appropriations Committee	
041404	SCS Voted Do Pass S Appropriations Comm. (2405S.04C)	
041904	Reported From S Appropriations Committee to Floor w/SCS	S972
042204	SA 1 to SCS S offered & adopted (Jacob)	S1018

042204 SCS S adopted S1018  
 042204 S Third Read and Passed S1018  
 042604 H Calendar H Bills with S amendments (SCS)

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 \*\*HB 1006\*\*

SCS HS HCS HB 1006

SENATE HANDLER Russell HOUSE SPONSOR Bearden

2406S.04C

SCS/HS/HCS/HB 1006 - Agriculture, Natural Resources &  
 Conservation

. AGRICULTURE		
	Governor	House
GR	\$ 13,165,685	\$ 14,933,369
FEDERAL	5,476,652	5,476,652
OTHER	16,885,408	15,186,109
.		
TOTAL	<u>\$ 35,527,745</u>	<u>\$ 35,596,130</u>
. Senate Final		
GR	\$12,165,862	
FEDERAL	5,490,357	
OTHER	15,354,315	
.		
TOTAL	<u>\$33,010,534</u>	
. NATURAL RESOURCES		
	Governor	House
GR	\$ 8,645,754	\$ 8,396,174
FEDERAL	46,499,597	46,498,969
OTHER	277,900,735	274,705,698
.		
TOTAL	<u>\$333,046,086</u>	<u>\$329,600,841</u>
. Senate Final		
GR	\$ 8,404,252	
FEDERAL	45,109,108	
OTHER	245,303,919	
.		
TOTAL	<u>\$328,817,279</u>	

. CONSERVATION

	Governor	House
GR	\$ 0	\$ 0
FEDERAL	0	0
OTHER	133,000,439	133,000,439
TOTAL	<u>\$133,000,439</u>	<u>\$133,000,439</u>

	Senate	Final
GR	\$ 0	
FEDERAL	0	
OTHER	133,931,123	
TOTAL	<u>\$133,931,123</u>	

MARTY DREWEL

020504	Introduced and read first time (H)	H234
020904	Read second time (H)	H254
021004	Referred: Budget (H)	H281
031104	Public Hearing Held (H)	
031604	Hearing continued	
031704	Hearing continued	
031804	Hearing continued	
032904	Hearing continued	
040504	Executive Session Held (H)	
040504	HCS Reported Do Pass (H)	H929
040604	House Substitute offered (H)	H949
040604	HS adopted in House (H)	H974
040604	Perfected with amendments (H)	H974-975
040704	Third Read and Passed (H)	H1006-1007
040704	S First Read	S899
040804	Second Read and Referred S Appropriations Committee	S912
041204	Hearing Conducted S Appropriations Committee	
041404	SCS Voted Do Pass S Appropriations Comm. (2406S.04C)	
041904	Reported From S Appropriations Committee to Floor w/SCS	S972
042204	SCS S adopted	S1018-1019
042204	S Third Read and Passed	S1019
042604	H Calendar H Bills with S amendments (SCS)	

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\*\*HB 1007\*\*

SCS HS HCS HB 1007

SENATE HANDLER Russell

HOUSE SPONSOR Bearden

2407S.04C

SCS/HS/HCS/HB 1007 - Economic Development, Insurance & Labor  
and Industrial Relations

ECONOMIC DEVELOPMENT

.	Governor	House
GR	\$ 41,821,216	\$ 40,990,807
FEDERAL	163,006,453	163,004,135
OTHER	70,056,265	68,633,970
.		
TOTAL	<u>\$274,883,934</u>	<u>\$272,628,912</u>

.	Senate	Final
GR	\$ 43,881,388	
FEDERAL	163,399,259	
OTHER	69,227,235	
.		
TOTAL	<u>\$276,507,882</u>	<u></u>

## INSURANCE

.	Governor	House
GR	\$ 200,000	\$ 0
FEDERAL	450,000	450,000
OTHER	13,856,909	13,761,865
.		
TOTAL	<u>\$ 14,506,909</u>	<u>\$ 14,211,865</u>

.	Senate	Final
GR	\$ 0	
FEDERAL	450,000	
OTHER	14,026,192	
.		
TOTAL	<u>\$ 14,476,192</u>	<u></u>

## LABOR AND INDUSTRIAL RELATIONS

.	Governor	House
GR	\$ 2,831,376	\$ 2,638,646
FEDERAL	62,063,361	61,970,646
OTHER	93,377,542	93,491,918
.		
TOTAL	<u>\$158,272,279</u>	<u>\$158,101,210</u>

.	Senate	Final
GR	\$ 2,595,522	
FEDERAL	62,660,717	
OTHER	92,820,038	



.  
TOTAL \$158,076,038  
MARTY DREWEL

020504	Introduced and read first time (H)	H234
020904	Read second time (H)	H254
021004	Referred: Budget (H)	H281
031104	Public Hearing Held (H)	
031604	Hearing continued	
031704	Hearing continued	
031804	Hearing continued	
032904	Hearing continued	
040504	Executive Session Held (H)	
040504	HCS Reported Do Pass (H)	H929
040604	House Substitute offered (H)	H949
040604	HS adopted in House (H)	H975
040604	Perfected with amendments (H)	H975-976
040704	Third Read and Passed (H)	H1007-1008
040704	S First Read	S899
040804	Second Read and Referred S Appropriations Committee	S912
041204	Hearing Conducted S Appropriations Committee	
041404	SCS Voted Do Pass S Appropriations Comm. (2407S.04C)	
041904	Reported From S Appropriations Committee to Floor w/SCS	S972
042204	SA 1 to SCS S offered & adopted (Russell)	S1019
042204	SA 2 to SCS S offered & adopted (Russell)	S1019-1020
042204	SA 3 to SCS S offered & adopted (Caskey)	S1020
042204	SCS, as amended, S adopted	S1020
042204	S Third Read and Passed	S1020
042604	H Calendar H Bills with S amendments (SCS)	

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\*\*HB 1008\*\*

SCS HS HCS HB 1008

SENATE HANDLER Russell

HOUSE SPONSOR Bearden

2408S.04C

SCS/HS/HCS/HB 1008 -Public Safety

.	Governor	House
GR	\$ 45,608,397	\$ 45,672,001
FEDERAL	82,197,639	82,190,967
OTHER	238,389,114	246,322,361
.		
TOTAL	\$366,195,150	\$374,185,329

.	Senate	Final
GR	\$ 42,256,720	
FEDERAL	86,888,408	

OTHER	241,571,425
.	
TOTAL	<u>\$370,716,425</u>

MARTY DREWEL

020504	Introduced and read first time (H)	H234
020904	Read second time (H)	H254
021004	Referred: Budget (H)	H281
031104	Public Hearing Held (H)	
031604	Hearing continued	
031704	Hearing continued	
031804	Hearing continued	
032904	Hearing continued	
040504	Executive Session Held (H)	
040504	HCS Reported Do Pass (H)	H929
040604	House Substitute offered (H)	H951
040604	HS adopted in House (H)	H976
040604	Perfected with amendments (H)	H976-977
040704	Third Read and Passed (H)	H1008-1009
040704	S First Read	S899
040804	Second Read and Referred S Appropriations Committee	S912
041204	Hearing Conducted S Appropriations Committee	
041404	SCS Voted Do Pass S Appropriations Comm. (2408S.04C)	
041904	Reported From S Appropriations Committee to Floor w/SCS	S972
042204	SCS S adopted	S1020-1021
042204	S Third Read and Passed	S1021

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\*\*HB 1009\*\*

SCS HS HCS HB 1009  
SENATE HANDLER Russell HOUSE SPONSOR Bearden  
2409S.04C

SCS/HS/HCS/HB 1009 - Corrections

.	Governor	House
GR	\$535,180,307	\$517,621,884
FEDERAL	7,770,096	7,770,096
OTHER	42,574,180	42,571,697
.		
TOTAL	<u>\$585,524,583</u>	<u>\$567,963,677</u>

.	Senate	Final
GR	\$522,911,203	
FEDERAL	7,813,835	
OTHER	42,772,722	
.		
TOTAL	<u>\$573,497,760</u>	

MARTY DREWEL

020504	Introduced and read first time (H)	H235
020904	Read second time (H)	H254
021004	Referred: Budget (H)	H281
031104	Public Hearing Held (H)	
031604	Hearing continued	
031704	Hearing continued	
031804	Hearing continued	
032904	Hearing continued	
040504	Executive Session Held (H)	
040504	HCS Reported Do Pass (H)	H929
040604	House Substitute offered (H)	H951
040604	HS adopted in House (H)	H977
040604	Perfected with amendments (H)	H977-978
040704	Third Read and Passed (H)	H1009-1010
040704	S First Read	S900
040804	Second Read and Referred S Appropriations Committee	S912
041204	Hearing Conducted S Appropriations Committee	
041404	SCS Voted Do Pass S Appropriations Comm. (2409S.04C)	
041904	Reported From S Appropriations Committee to Floor w/SCS	S972
042204	SCS S adopted	S1021
042204	S Third Read and Passed	S1021
042604	H Calendar H Bills with S amendments (SCS)	

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\*\*HB 1010\*\*

SCS HS HCS HB 1010

SENATE HANDLER Russell

HOUSE SPONSOR

Bearden

2410S.04C

SCS/HS/HCS/HB 1010 - Mental Health & Health

.	MENTAL HEALTH	
.	Governor	House
GR	\$522,527,997	\$515,887,411
FEDERAL	397,516,700	400,316,702
OTHER	35,411,363	36,036,363
.		
TOTAL	<u>\$955,456,060</u>	<u>\$952,240,476</u>
.	Senate	Final
GR	\$520,728,472	
FEDERAL	414,249,105	
OTHER	36,038,216	
.		
TOTAL	<u>\$971,015,793</u>	

HEALTH		
	Governor	House
GR	\$ 92,634,628	\$ 80,436,227
FEDERAL	320,939,791	325,010,873
OTHER	41,780,551	35,380,141
TOTAL	<u>\$455,354,970</u>	<u>\$440,827,241</u>

	Senate	Final
GR	\$ 79,668,576	
FEDERAL	327,533,614	
OTHER	41,040,399	
TOTAL	<u>\$448,242,589</u>	

MARTY DREWEL

020504	Introduced and read first time (H)	H235
020904	Read second time (H)	H254
021004	Referred: Budget (H)	H281
031104	Public Hearing Held (H)	
031604	Hearing continued	
031704	Hearing continued	
031804	Hearing continued	
032904	Hearing continued	
040504	Executive Session Held (H)	
040504	HCS Reported Do Pass (H)	H929
040604	House Substitute offered (H)	H958
040604	HS adopted in House (H)	H978
040604	Perfected (H)	H978-979
040704	Third Read and Passed (H)	H1010
040704	S First Read	S900
040804	Second Read and Referred S Appropriations Committee	S912
041204	Hearing Conducted S Appropriations Committee	
041404	SCS Voted Do Pass S Appropriations Comm. (2410S.04C)	
041904	Reported From S Appropriations Committee to Floor w/SCS	S972
042204	SA 1 to SCS S offered (Shields)	S1022
042204	SSA 1 for SA 1 to SCS S offered & withdrawn (Dougherty)	S1022
042204	SSA 2 for SA 1 to SCS S offered & adopted (Dougherty)	S1022
042204	SA 2 to SCS S offered & adopted (Dougherty)	S1022-1023
042204	SA 3 to SCS S offered (Days)	S1023
042204	SSA 1 for SA 3 to SCS S offered & defeated (Dougherty)	S1023
042204	SA 3 to SCS S defeated	S1023-1024
042204	SA 4 to SCS S offered & adopted (Bray)	S1024

042204 SCS, as amended, S adopted S1024  
 042204 S Third Read and Passed S1024  
 042604 H Calendar H Bills with S amendments (SCS)

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 \*\*HB 1011\*\*

SCS HS HCS HB 1011

SENATE HANDLER Russell

HOUSE SPONSOR Bearden

2411S.04C

SCS/HS/HCS/HB 1011 - Social Services

.	Governor	House
GR	\$1,388,828,190	\$1,324,210,672
FEDERAL	4,365,071,979	4,287,774,342
OTHER	469,681,388	487,733,901
.		
TOTAL	<u>\$6,223,581,557</u>	<u>\$6,099,718,915</u>

.	Senate	Final
GR	\$1,378,910,656	
FEDERAL	\$4,355,012,373	
OTHER	480,162,092	
.		
TOTAL	<u>\$6,214,085,121</u>	

MARTY DREWEL

020904 Introduced and read first time (H) H253  
 021004 Read second time (H) H265  
 021004 Referred: Budget (H) H281  
 031104 Public Hearing Held (H)  
 031604 Hearing continued  
 031704 Hearing continued  
 031804 Hearing continued  
 032904 Hearing continued  
 040504 Executive Session Held (H)  
 040504 HCS Reported Do Pass (H) H929  
 040604 House Substitute offered (H) H959  
 040604 HS adopted in House (H) H979  
 040604 Perfected with amendments (H) H979-980  
 040704 Third Read and Passed (H) H1011  
 040704 S First Read S900  
 040804 Second Read and Referred S Appropriations Committee S912  
 041204 Hearing Conducted S Appropriations Committee  
 041404 SCS Voted Do Pass S Appropriations Comm. (2411S.04C)  
 041904 Reported From S Appropriations Committee to S972  
 Floor w/SCS  
 042204 SCS S adopted S1024  
 042204 Motion to reconsider SCS - adopted S1024-1025

042204 SA 1 to SCS S offered & adopted (Russell)	S1025
042204 SA 2 to SCS S offered & adopted (Russell)	S1025
042204 SCS, as amended, S adopted	S1025
042204 S Third Read and Passed	S1025
042604 H Calendar H Bills with S amendments (SCS)	

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\*\*HB 1012\*\*

SCS HS HCS HB 1012

SENATE HANDLER Russell

HOUSE SPONSOR Bearden

2412S.04C

SCS/HS/HCS/HB 1012 - Elected Officials, Judiciary, Public  
Defender & General Assembly

. ELECTED OFFICIALS		
	Governor	House
GR	\$ 43,618,200	\$ 42,352,432
FEDERAL	36,306,274	36,306,275
OTHER	42,091,947	41,327,752
.		
TOTAL	\$122,016,421	\$119,986,459
. Senate Final		
GR	\$ 43,040,626	
FEDERAL	36,306,937	
OTHER	42,796,452	
.		
TOTAL	\$122,144,015	
. JUDICIARY		
	Governor	House
GR	\$140,436,828	\$139,082,971
FEDERAL	17,036,261	17,036,261
OTHER	8,926,802	8,646,802
.		
TOTAL	\$166,399,891	\$164,766,034
. Senate Final		
GR	\$140,822,669	
FEDERAL	17,082,777	
OTHER	9,206,966	
.		
TOTAL	\$167,112,412	

PUBLIC DEFENDER		
	Governor	House
GR	\$28,558,170	\$ 28,239,822
FEDERAL	125,000	125,000
OTHER	1,216,901	1,216,901
TOTAL	<u>\$29,900,071</u>	<u>\$ 29,581,723</u>

	Senate	Final
GR	\$28,463,282	
FEDERAL	125,000	
OTHER	1,218,134	
TOTAL	<u>\$29,806,416</u>	

GENERAL ASSEMBLY		
	Governor	House
GR	\$31,945,253	\$ 31,618,353
FEDERAL	0	0
OTHER	191,905	191,905
TOTAL	<u>\$31,450,029</u>	<u>\$ 31,810,258</u>

	Senate	Final
GR	\$31,377,538	
FEDERAL	0	
OTHER	192,691	
TOTAL	<u>\$31,570,229</u>	

MARTY DREWEL

020504 Introduced and read first time (H)	H235
020904 Read second time (H)	H254
021004 Referred: Budget (H)	H281
031104 Public Hearing Held (H)	
031604 Hearing continued	
031804 Hearing continued	
032904 Hearing continued	
040504 Executive Session Held (H)	
040504 HCS Reported Do Pass (H)	H929
040603 House Substitute offered (H)	H963
040604 HS adopted in House (H)	H981
040604 Perfected with amendments (H)	H981-982

040704	Third Read and Passed (H)	H1012
040704	S First Read	S900
040804	Second Read and Referred S Appropriations Committee	S912
041204	Hearing Conducted S Appropriations Committee	
041404	SCS Voted Do Pass S Appropriations Comm. (2412S.04C)	
041904	Reported From S Appropriations Committee to Floor w/SCS	S972
042204	SA 1 to SCS S offered & defeated (Jacob)	S1026
042204	SA 2 to SCS S offered & adopted (Stoll)	S1026-1027
042204	SCS, as amended, S adopted	S1027
042204	S Third Read and Passed	S1027
042604	H Calendar S Bills with S amendments (SCS)	

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\*\*HB 1014\*\*

CCS SCS HCS HB 1014

SENATE HANDLER Russell

HOUSE SPONSOR Bearden

2414L.04T

CCS/SCS/HCS/HB 1014 - Supplemental Appropriations

.	Governor	House
GR	\$ 38,159,093	\$ 28,260,731
FEDERAL	108,838,164	108,087,364
OTHER	101,954,833	101,403,140
.		
TOTAL	<u>\$248,952,090</u>	<u>\$237,751,235</u>

.	Senate	Final
GR	\$ 37,254,110	\$ 29,702,479
FEDERAL	108,793,535	108,793,535
OTHER	101,631,947	101,631,947
.		
TOTAL	<u>\$247,679,592</u>	<u>\$240,127,961</u>

MARTY DREWEL

012704	Introduced and read first time (H)	H145
012804	Read second time (H)	H168
020204	Referred: Budget (H)	H196
020404	Public Hearing Held (H)	
021004	Hearing continued	
021204	Hearing continued	
021804	Executive Session Held (H)	
021804	Hearing continued	
030304	Executive Session Held (H)	
030804	HCS Reported Do Pass (H)	H541
031004	HCS adopted in House (H)	H584-585
031004	Perfected with amendments (H)	H585
031104	Third Read and Passed (H)	H614-615



031104 S First Read	S628
031504 Second Read and Referred S Appropriations Committee	S642
031504 SCS Voted Do Pass S Appropriations Comm. (2424S.03C)	
031604 Reported From S Appropriations Comm. to Floor w/SCS	S649
031704 SA 1 to SCS S offered & adopted (Cauthorn)	S668
031704 SCS, as amended, S adopted	S668
031704 S Third Read and Passed	S668
031704 H refuses to concur in SCS	H720
031704 H requests S recede or grant conference	H720/S707
031804 S refuses to recede & grants conference	S709/H756
031804 S conferees appointed	S709/H756
(Russell, Gross, Childers, Goode, Dougherty)	
032904 H conferees appointed	H771/S725
(Bearden, Lager, Purgason, Campbell, LeVota)	
040504 CCR/CCS H submitted (2414L.04C)	H929-930
040604 CCR/CCS H adopted	H938-939
040604 CCS H Third Read and Passed	H939-940
040604 CCR/CCS S offered & adopted	S868
040604 CCS S Third Read and Passed	S868
040604 Truly Agreed to and Finally Passed	H982
040804 Signed by House Speaker	H1028
040804 Signed by Senate President Pro Tem	S904
040804 Delivered to Governor	H1028
041604 Signed by Governor	H1133

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\*\*HB 1029\*\*

SCS HB 1029, HB 1438 & HB 1610

HOUSE SPONSOR Henke

3793S.02C

SCS/HB 1029, HB 1438 and HB 1610 - This act designates the portion of State Highway J in Lincoln County from the intersection of State Highway J and State Highway 47 to the intersection of State Highway J and State Highway U as the "Veterans Highway" (HB 1029).

This act designates a section of U. S. Highway 67 in St. Francois County between State Route 8 in Desloge and State Route 32 in Leadington as the "Deputy Steven R. Ziegler Memorial Highway" (HB 1438).

This act designates a portion of U. S. Highway 67 in St. Francois County between Desloge and Bonne Terre as the "Trooper Jesse R. Jenkins Memorial Highway"(HB 1610).

This act designates a portion of Interstate 70, between mile marker 69 and 123 in Saline, Cooper, and Boone counties, as the "U. S. Submarine Veterans' Memorial Highway". This 54-mile stretch will represent the 54 submarines lost during wartime and the Cold War (HB 883).

STEPHEN WITTE

011204	Introduced and read first time (H)	H41
011304	Read second time (H)	H50
012904	Referred: Transportation and Motor Vehicles (H)	H186
021104	Public Hearing Held (H)	
021804	Executive Session Held (H)	
030304	Reported Do Pass Consent with amendments (H)	H482
040704	HCA 1 H adopted	H997
040704	Third Read and Passed, as amended (H)	H997-998
040704	S First Read	S897
040804	Second Read and Referred S Transportation Committee	S911
041304	Hearing Conducted S Transportation Committee	
041404	SCS Voted Do Pass w/SCS HB 1029, HB 1438 & HB 1610 S Transportation Committee-Consent (3793S.02C)	
041504	Reported From S Transportation Committee to Floor w/SCS - Consent	S957
042604	S Consent Calendar w/SCS (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 1040\*\*

SCS HCS HB 1040 and HCS HB 1041

SENATE HANDLER Nodler

HOUSE SPONSOR Cunningham

3701S.08C

SCS/HCS/HB 1040 and HCS/HB 1041 - This act renders several alterations to the state's education policy.

SECTION 105.454 - Currently, school district officials are limited to \$1,500 annually in the amount they can accept for performing certain services for their district. This section raises the threshold to \$5,000 for school board members.

SECTION 160.254 - Current law establishes a Joint Committee on Education comprised of five members from each chamber that meets every four years. This section allows the committee to meet in any year that the president pro tem and the speaker appoint members to serve on the committee. The act alters the composition of the committee from five members per chamber to seven members per chamber. The act adds the study of education funding to the committee's charge.

This section is identical to the perfected SB 1323.

SECTION 162.032 - This section requires successor school districts to ensure access to continuation of health care for retired teachers and employees of a district that lapses, is merged or divided, or otherwise loses its corporate structure, provided that the original district provided such benefits at the time of its dissolution.

SECTION 162.700 - Current law expresses that school districts may coordinate with public, private, and private

not-for-profit agencies for the delivery of efficient early childhood special education. This section changes the aforementioned "may" to "shall".

This section requires school districts providing early childhood special education to give consideration to the value of continuing services with Part C providers for the remainder of a school year when developing an individualized education program for a student who has received services pursuant to Part C of the Individuals with Disabilities Education Act and reaches the age of three years during a regular school year. Further, the act removes language from the section which specifies that preference shall be given to the continuation of services with the student's private provider unless the cost exceeds the average per student cost of early childhood education in the district.

This section is identical to the perfected SB 1087.

SECTIONS 163.031 & 168.515 - The proration factor is removed from the career ladder entitlement in the school funding formula.

These sections possess an emergency clause and contain portions of the perfected SCS/SB 969.

SECTION 163.036 - For the 2004-2005 school year only, in order for a school district to utilize the summer school add-on for eligible pupils (i.e. double counting of summer school students) from the immediately preceding or second preceding school years, the district must provide a state-approved summer-school program in the current year with an average daily attendance that meets or exceeds 50% of that district's summer school average daily attendance from the immediately preceding summer. In all other cases, the summer school add-on for eligible pupils shall only include those eligible pupils that attended summer school in the current year.

The section allows a district to petition the commissioner of education for a one time waiver of the aforementioned provision if the district experiences a natural disaster, financial hardship, or other circumstances that may warrant such a waiver. In order to grant such a waiver, the commissioner must determine that a district has made a good-faith effort to operate a complete summer school program with open enrollment to all students.

Beginning with the 2005-2006 school year, the summer school add-on for eligible pupils shall only include those eligible pupils that attended summer school in the current year; attendance from previous years' summer school will not count. However, the department may allow a one-time waiver of

this provision in the case of natural disasters or other adverse events.

Further, the section specifies that, for the 2004-2005 school year and thereafter, in order for a school district to utilize an eligible pupil count for kindergarten from the immediately preceding or second preceding school years, the district must schedule the same number of hours on a daily basis in the current year for kindergarten instruction as that district scheduled in the immediately preceding or second preceding years for kindergarten instruction. In all other cases, the eligible pupils payment shall only include the current year kindergarten average daily attendance.

This section contains provisions similar to the SCS/SB 923.

This section contains an emergency clause.

SECTION 165.301 - Currently, the Board of Education of the St. Louis Public Schools must advertise for bids from banking institutions once a year, whereas every other school district in the state must bid for such services every three years. This section seeks to authorize a flexible one to five year bid-cycle for the St. Louis Public Schools.

This section is similar to the perfected SB 941.

SECTIONS 167.031, 167.051 & 167.052 - The City of St. Louis school district is permitted to raise its' compulsory school attendance age to 17 by action of the school board. This provision shall become effective for the 2007-2008 school year and shall terminate following the 2011-2012 school year.

SECTION 168.104 - This section adds certified teachers who teach at the pre-kindergarten level to the definition of the word "teacher" in the teacher tenure act.

This section is identical to a portion of the perfected SS/SCS/SB 968.

SECTION 168.124 - Districts meeting certain financial criteria that place contracted teachers on leave more than 40 days after the DESE appropriation bill is signed must pay the teachers the greater of the salary for days worked or \$3,000.

This section is identical to a portion of the perfected SS/SCS/SB 968.

SECTION 168.126 - Current law requires school districts to notify in writing a probationary teacher who will not be retained by the school district of the termination of their employment and requires school districts to provide the teacher, upon the teacher's request, a concise statement

concerning the reason for such termination. This section requires the district in all cases to issue notice to the teacher expressly declaring the reason for the termination if the reason for such is due to a decrease in pupil enrollment, school district reorganization, or the financial condition of the school district.

This section contains a portion of the perfected SS/SCS/SB 968.

SECTION 168.221 - Currently, both teachers and principals are included in the section of the Metropolitan school district's teacher tenure statute which outlines procedures regarding reductions in force. This act removes school principals from the section.

This section is identical to the perfected SB 1133.

SECTIONS 168.303 & 169.712 - Current law requires employment of at least seventeen hours per week in order to be considered eligible for the classroom teacher "job-sharing" program. This act seeks to alter the aforementioned requirement from a minimum of seventeen hours per week to a minimum of fifteen hours per week.

These sections are identical to portions of the perfected SCS/SB 1084.

SECTION 168.500 - Currently, a policy of the Department of Elementary and Secondary Education allows teachers who have at least five years of teaching experience and who possess national board certification to automatically become eligible for stage III of the career ladder program.

This section directs the Commissioner of Education to cause the department to regard a speech pathologist who holds both a valid certificate of license to teach and a Certificate of Clinical Competence to have fulfilled the standards required to be placed on Stage III of the career ladder program, provided that such speech pathologist has been employed by a public school in Missouri for at least five years and is approved for such placement by the local district.

This section is identical to a portion of the perfected SCS/SB 969.

Sections 169.270, 169.291, 169.295, & 169.332 - These sections render alterations to the Kansas City public school retirement system.

The alteration of Section 169.270, RSMo, would redefine the term "regular employee." Current law necessitates that a

regular employee work in a position for five hours a day, five days a week. This act seeks to alter this provision by requiring that an employee only work a total of twenty-five hours a week, regardless of how many days it takes to work the twenty-five hours.

The modification of Subsection 12 of Section 169.291, RSMo, allows the retirement system to appoint more than three physicians to its medical board. Current law allows for only three physicians on the board.

The revision of Subsection 3 of Section 169.295, RSMo, allows the board of trustees to use one or more banks for conducting business. Current law allows the board to utilize only one bank.

The alteration of Section 169.332, RSMo, allows the medical board to certify, for the purposes of approving a member's disability allowance, that a member is mentally or physically unable to perform their duties based on either a medical examination or other medical information. Current law allows for such a designation only after a medical examination.

These sections are identical to the perfected SB 1242.

SECTION 169.596 - Current law allows a person receiving a retirement benefit from the teacher public school retirement system to teach full time for up to two years without losing his or her retirement benefit. This section adds language stating that no such person shall be employed as a superintendent under this section.

Further, current law allows a person receiving a retirement benefit from the non-teacher public school retirement system to be employed full time for up to two years without losing his or her retirement benefit.

This section allows a person receiving a retirement benefit from either the public school teacher retirement system or the non-teacher public school retirement system to, without losing his or her retirement benefit, be employed full time as a non-certified employee for up to two years.

This section is identical to a portion of the perfected SCS/SB 1084.

SECTION 172.360 - This section eliminates the minimum age qualification (which presently is set at sixteen) for admission to the University of the State of Missouri.

This section is identical to SB 1052.

SECTION 174.453 - This section articulates new qualifications for the Board of Governors of Missouri Southern State University - Joplin.

Five voting members shall be selected from Missouri's Workforce Investment Area Southwest region, which includes the following counties: Barton, Jasper, Newton, McDonald, Dade, Lawrence, and Barry provided that no more than three of these five members shall be appointed from any one county. Two voting members shall be selected from any of the counties in the state which are outside of the aforementioned counties.

Further, the act grandfathers current board members in regard to the county residency requirement.

This section is identical to the perfected SB 768.

SECTION 209.321 - This section would exempt certain public school district interpreters from certain licensing requirements.

SECTION 302.272 - Current law requires an annual re-examination of school bus drivers over the age of 70. This section requires that the (currently) annual background check portion of the re-examination occur every three years.

SECTION 393.310 - Current law requires the Public Service Commission to treat a gas corporation's pipeline capacity costs for schools which aggregately purchase natural gas in the same manner as large industrial or commercial basic transportation customers.

This section extends the termination date for the aforementioned program to June 30, 2007, two years after its original termination date and extends the experimental tariffs already set in place by the Public Service Commission to coincide with the extended termination date.

This section is identical to the perfected SCS/SB 878.

SECTION 1 - This section limits the number of A+ program coordinators for which school districts may be reimbursed.

SECTION 2 - Professional development requirements for vocational-technical certification shall include contact hours relating to the specific vocational-technical subject area for which the educator seeks certification.

DONALD THALHUBER

011204 Introduced and read first time (H)	H42
011304 Read second time (H)	H50
011304 Referred: Education (H)	H50





SECTIONS 168.110 & 168.126 - These sections permit districts to offer hiring incentives and salary schedule modifications under certain circumstances to both tenured and probationary teachers.

SECTION 168.124 - Districts meeting certain financial criteria that place contracted teachers on leave more than 40 days after the DESE appropriation bill is signed must pay the teachers the greater of the salary for days worked or \$3,000.

SECTION 302.272 - Current law requires an annual re-examination of school bus drivers over the age of 70. This section requires that the (currently) annual background check portion of the re-examination occur every three years.

SECTION 1 - Districts will not be reimbursed by DESE for more than one A+ program coordinator.

DONALD THALHUBER

011204	Introduced and read first time (H)	H42
011304	Read second time (H)	H50
011304	Referred: Education (H)	H50
011404	Public Hearing Held (H)	
012104	Public Hearing Held (H)	
012804	Executive Session Held (H)	
012904	HCS Reported Do Pass (H)	H184
021104	Taken up for perfection (H)	H305-312
021104	Laid Over (H)	H312
022504	Taken up for perfection (H)	H420-424
022504	Laid Over (H)	H424
031004	Taken up for perfection (H)	H594
031004	HCS adopted in House (H)	H598
031004	Perfected with amendments (H)	H594-598
031104	Referred: Budget (H)	H617
031504	Public Hearing Held (H)	
031504	Executive Session Held (H)	
031604	Reported Do Pass (H)	H653
033104	Third Read and Passed - EC adopted (H)	H837-839
033104	S First Read (w/EC)	S806
040504	Second Read and Referred S Education Committee	S836
041304	Hearing Conducted S Education Committee	
042004	Bill Combined w/SCS HCS HB 1040 & HCS HB 1041	

EFFECTIVE : August 28, 2004

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\*\*HB 1047\*\*

SENATE HANDLER Klindt HOUSE SPONSOR Guest

2893L.01T

HB 1047 - This act allows the city councils of certain third class cities to set their salaries by ordinance.

Currently, council members receive \$100 per year.  
SUSAN HENDERSON

011304	Introduced and read first time (H)	H48
011404	Read second time (H)	H65
020504	Referred: Local Government (H)	H243
021904	Public Hearing Held (H)	
022304	Executive Session Held (H)	
022504	Reported Do Pass by Consent (H)	H425
030804	Third Read and Passed (H)	H537-538
030904	S First Read	S572
031504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S642
033104	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
040504	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
040504	Reported From S Economic Development, Tourism and Local Government Committee to Floor - Consent	S832
042304	S Third Read and Passed - Consent	
042304	Truly Agreed to and Finally Passed	

EFFECTIVE : August 28, 2004

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\*\*HB 1048\*\*

HOUSE SPONSOR Parker

3494L.01P

HB 1048 - This act clarifies that the annual appropriation for maintenance and repair of facilities for community colleges is exclusive of any capital appropriation, and the current cap on these appropriations of 10% is also exclusive of the capital appropriation.

DONALD THALHUBER

011304	Introduced and read first time (H)	H48
011404	Read second time (H)	H65
011504	Referred: Education (H)	H83
021104	Public Hearing Held (H)	
021804	Executive Session Held (H)	
022504	Executive Session Held (H)	
031504	Reported Do Pass by Consent (H)	H641
033104	Third Read and Passed (H)	H872-873
040104	S First Read	S815
040504	Second Read and Referred S Education Committee	S836
041304	Hearing Conducted S Education Committee	
041304	Voted Do Pass S Education Committee-Consent	
041504	Reported From S Education Committee to Floor-Consent	S958
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

\*\*HB 1055\*\*  
HCS HB 1055

HOUSE SPONSOR Bruns

3722L.02P

HCS/HB 1055 - This act changes the laws regarding sexual offenses. The act:

- (1) Makes possession of child pornography a class D felony for a first offense and a Class C felony for any subsequent offense. Under current law, it is a Class A misdemeanor for a first offense and a Class D felony for a second or subsequent offense;
- (2) Makes the crime of furnishing pornographic material to minors a Class D felony when the offender has a prior conviction for a violation of Chapters 566, 568, or 573, RSMo. Currently, it is only a Class D felony if the person has previously committed this specific offense;
- (3) Adds several pornography offenses to the list of crimes which require a person to register as a sexual offender;
- (4) Clarifies that a plea of nolo contendere is considered the same as a plea of guilty in terms of the sex offender registry;
- (5) Requires sex offenders to successfully complete a sex offender treatment program. Current law requires only that the offenders participate in the program;
- (6) Prohibits any person who has been convicted of certain sex-related crimes to live within 1,000 feet of a school or a child care facility. Violation of the provision is a Class D felony. A second or subsequent offense is a class B felony. If a school or child care facility is opened within 1,000 feet of where an offender already resides, the person must notify the sheriff of this fact within one week. Failure to do so is a Class A misdemeanor while a subsequent offense is a Class D felony;
- (7) Increases the penalty for failing to register as a sex offender to a Class D felony. A second or subsequent offense is a Class C felony. Under current law, the first offense is a Class A misdemeanor, and a second or subsequent offense is a Class D felony;
- (8) Allows sheriffs to collect a fee from sex offenders at the time of the offender's registration. At the offender's initial registration, the fee can be up to \$10. For every subsequent change in registration, the fee is \$5;

(9) Requires probation and parole officers who are assigned to a registered sex offender to notify the sheriff when learning of the sex offender's intent to change residency. The officer must also notify the offender of his or her duty to register upon changing residency. The act clarifies that the term "probation officer" includes any private entity providing probation supervision services;

(10) Provides that sexual misconduct involving a child is a class D felony unless the individual has been found guilty of other sexual offenses;

(11) Expands the crime of sexual misconduct in the second degree. The crime is committed when a person has sexual contact while in a public place in the presence of another person;

(12) Expands the crime of sexual misconduct in the third degree. The crime is committed when a person requests another person to engage in sexual conduct while in a public place in the presence of another person;

(13) Lengthens the criminal statute of limitation for most sexual offenses in which the victim is age 18 or younger. Under current law, the statute of limitation is 10 years after the victim reaches age 18. The act lengthens the limitation to 20 years after the victim reaches age 18. The limitation applies to all sexual offenses in which the victim is under the age of 18, except for the crimes of rape and sodomy for which there is no statute of limitation; and

(14) Requires the Highway Patrol, subject to appropriation, to maintain a web page that is open to the public and includes links to county sex offender registry web sites.

SUSAN HENDERSON

011304	Introduced and read first time (H)	H49
011404	Read second time (H)	H65
011504	Referred: Crime Prevention and Public Safety (H)	H83
012704	Public Hearing Held (H)	
021204	Executive Session Held (H)	
022504	HCS Reported Do Pass (H)	H424
030304	Taken up for perfection (H)	H478-479
030304	Laid Over (H)	H479
030404	Taken up for perfection (H)	H497-501
030404	Laid Over (H)	H501
031004	Taken up for perfection (H)	H594
031004	HCS adopted in House (H)	H594
031004	Perfected with amendments (H)	H594
031104	Referred: Budget (H)	H617
031504	Public Hearing Held (H)	

031504	Executive Session Held (H)	
031604	Reported Do Pass (H)	H653
033104	Third Read and Passed (H)	H836-837
033104	S First Read	S805
040504	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S836
041404	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
041404	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	
042304	Reported From S Judiciary & Civil and Criminal Jurisprudence Committee to Floor	
042604	017 S Calendar H Bills for Third Reading	

EFFECTIVE : August 28, 2004

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\*\*HB 1070\*\*

SENATE HANDLER Scott HOUSE SPONSOR Miller

3500L.01I

HB 1070 - This act provides authority to school districts to adopt emergency preparedness plans for the use of school resources during natural disasters or other community emergencies. Resources may include food assistance through the use of federal commodity foods and the use of school buildings and buses. The use of resources under an emergency plan is subject to review by the local board of education within 30 days of authorization or as soon as reasonably possible.

DONALD THALHUBER

011404	Introduced and read first time (H)	H63
011504	Read second time (H)	H80
012904	Referred: Local Government (H)	H187
020504	Public Hearing Held (H)	
020904	Executive Session Held (H)	
021904	Reported Do Pass by Consent (H)	H378-379
030804	Third Read and Passed - Consent	H524-525
030804	S First Read	S559
031504	Second Read and Referred S Education Committee	S641
033004	Hearing Conducted S Education Committee	
040604	Voted Do Pass S Education Committee-Consent	
040704	Reported From S Education Committee to Floor-Consent	S877
042604	S Consent Calendar (4/7)	

EFFECTIVE : August 28, 2004

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\*\*HB 1071\*\*

SCS HBs 1071, 801, 1275 & 989

SENATE HANDLER Childers HOUSE SPONSOR Goodman

3682S.03C

SCS/HBs 1071, 801, 1275 & 989 - This act authorizes the Governor to convey the National Guard Armory Building located in Lawrence County to the City of Pierce City. Upon conveyance, the building will be known as the Ray A. Carver Building (HB 1071).

This act authorizes the Governor to convey certain state property located in Pettis County. The terms and conditions of the sale will be set by the Department of Elementary and Secondary Education (HB 801).

This act authorizes the Governor to convey the National Guard Armory located in Newton County to the City of Neosho. The deed provides for a perpetual easement to the American Legion Post #163 located in Neosho for the use of the premises (HB 1275).

This act authorizes the Governor to convey the National Guard Armory Building and the adjoining parking lot located in Dent County to the City of Salem (HB 989).

This act authorizes the Governor to convey a piece of land near the National Guard Armory located in Newton County to the City of Joplin.

Sections 1, 4, and 5 of this act have emergency clauses.  
SUSAN HENDERSON

011404	Introduced and read first time (H)	H63
011504	Read second time (H)	H80
011504	Referred: Local Government (H)	H83
020504	Public Hearing Held (H)	
020904	Executive Session Held (H)	
021904	Reported Do Pass by Consent (H)	H378-379
030804	Third Read and Passed - EC adopted - Consent	H525-526
030804	S First Read (w/EC)	S559
031504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S641
033104	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
040504	SCS Voted Do Pass w/SCS HBs 1071, 801, 1275 & 989 S Eco. Dev, Tour. & Local Gov. Com.-Consent (3682S.03C)	
040504	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S831
042004	SA 1 to SCS S offered & adopted (Childers)	S985
042004	SCS, as amended, S adopted	S985
042004	Referred S Governmental Accountability & Fiscal Oversight Committee	S985
042204	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
042204	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	

042304 Reported From S Governmental Accountability & Fiscal  
Oversight Committee to Floor  
042604 S Consent Calendar (4/15)

EFFECTIVE : August 28, 2004  
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\*\*HB 1074\*\*

HCS HBS 1074 & 1129

HOUSE SPONSOR Byrd

3897L.02P

HCS/HBs 1074 & 1129 - This act makes it a crime to burn a cross with the intent to intimidate any person. The crime is a Class A misdemeanor, and a second or subsequent offense is a Class D felony.

SUSAN HENDERSON

011404	Introduced and read first time (H)	H63
011504	Read second time (H)	H80
012004	Referred: Special Committee on Urban Issues	H93
012704	Public Hearing Held (H)	
020304	Executive Session Held (H)	
031104	HCS Reported Do Pass (H)	H621
031604	HCS adopted in House (H)	H653
031604	Perfected (H)	H653
033104	Third Read and Passed (H)	H839-840
033104	S First Read	S806
040504	Second Read and Referred S Pensions & General Laws Committee	S836
042004	Hearing Conducted S Pensions & General Laws Committee	

EFFECTIVE : August 28, 2004  
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\*\*HB 1090\*\*

HCS HB 1090

HOUSE SPONSOR Bishop

3774L.02P

HCS/HB 1090 - Under current law, a person may receive real property via a transfer on death clause in the deed. This substitute makes the recipient automatically insured under the property insurance policy in effect at the time of the original owner's death. Coverage will last for 30 days or until the existing policy period ends, whichever occurs first.

STEPHEN WITTE

011404	Introduced and read first time (H)	H65
011504	Read second time (H)	H80
021204	Referred: Financial Services (H)	H319
030204	Public Hearing Held (H)	
030904	Executive Session Held (H)	

031504 HCS Reported Do Pass by Consent (H)	H641
033104 HCS adopted in House (H)	
033104 Third Read and Passed (H)	H873-874
040104 S First Read	S815
040504 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S836
041404 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee-Consent	
041404 Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent	
041404 Reported From S Small Business, Insurance & Relations Committee to Floor - Consent	S935
042604 S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1093\*\*  
HCS HB 1093

HOUSE SPONSOR Deeken

3268L.04C

HCS/HB 1093 - This act defines "service dog" as a dog specially trained to do work or perform tasks which benefit a person with a disability. Any person who causes the physical injury or death or fails to control their animal which causes the physical injury or the death of a service dog is guilty of a Class A misdemeanor.

Any person who harasses a service dog or fails to control their animal which harasses a service dog preventing the dog from performing its duties is guilty of a Class B misdemeanor. Civil damages may be recovered by the service dog owner or person with a disability who uses the service dog.

Anyone who impersonates a person with a disability by representing himself or herself as disabled or represents his or her dog as a service dog is guilty of a class B misdemeanor and liable for any actual damages resulting from the impersonation.

SUSAN HENDERSON

011404 Introduced and read first time (H)	H65
011504 Read second time (H)	H80
011504 Referred: Agriculture (H)	H84
020304 Public Hearing Held (H)	
033004 Executive Session Held (H)	
041404 HCS Reported Do Pass (H)	H1096
042104 Perfected with amendments (H)	H1167
042204 Third Read and Passed (H)	H1192-1193
042204 S First Read	S1028
042304 Second Read and Referred S Aging, Families, Mental & Public Health Committee	

EFFECTIVE : August 28, 2004



\*\*HB 1098\*\*

HCS HBs 1098 &amp; 949

HOUSE SPONSOR Goodman

3632L.03P

HCS/HBs 1098 & 949 - Every governor-elect shall form a gubernatorial inaugural committee to receive contributions to be used solely for inaugural activities. No public funds can be expended until the committee has been formed. The House of Representatives and the Senate shall also form a legislative inaugural committee to accept contributions to be used in support of legislative inaugural activities.

Any funds remaining in either committee's account after all expenses have been paid shall escheat to the state.

JIM ERTLE

011404	Introduced and read first time (H)	H65
011504	Read second time (H)	H80
011504	Referred: Elections (H)	H84
012704	Public Hearing Held (H)	
021704	Executive Session Held (H)	
031104	HCS Reported Do Pass (H)	H619
031604	HCS adopted in House (H)	H653
031604	Perfected (H)	H653
033104	Third Read and Passed (H)	H840-841
033104	S First Read	S806
040504	Second Read and Referred S Pensions & General Laws Committee	S836
041304	Hearing Conducted S Pensions & General Laws Committee	

EFFECTIVE : August 28, 2004

\*\*HB 1107\*\*

SENATE HANDLER Shields

HOUSE SPONSOR Crawford

3534L.01T

HB 1107 - This act permits owners of property adjacent to transportation districts to petition the court by unanimous petition to add their property to the district. Any property added to the district shall be subject to all projects, taxes and special assessments in effect as of the date of the addition of the property. The owners of the added property shall be allowed to vote at subsequent elections to fill vacancies on the board and other issues. The owners of the property added under this act, shall have one vote per acre.

STEPHEN WITTE

011504	Introduced and read first time (H)	H76
012004	Read second time (H)	H92

012004 Referred: Transportation and Motor Vehicles (H)	H93
012104 Public Hearing Held (H)	
012204 Executive Session Held (H)	
021904 Reported Do Pass Consent with amendments (H)	H379
030804 Third Read and Passed, as amended - Consent (H)	H527-528
030804 S First Read	S559
031504 Second Read and Referred S Economic Development, Tourism and Local Government Committee	S641
033104 Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
040504 Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
040504 Reported From S Economic Development, Tourism and Local Government Committee to Floor - Consent	S832
042304 S Third Read and Passed - Consent	
042304 Truly Agreed to and Finally Passed	

EFFECTIVE : August 28, 2004

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\*\*HB 1114\*\*

HOUSE SPONSOR Skaggs

3910L.01P

HB 1114 - This act allows peace officers wounded in the line of duty, or surviving spouses, parents, brothers, sisters or children of a peace officer killed in the line of duty, to receive special license plates. The applicant shall pay \$15 in addition to regular registration fees. The plate shall bear the insignia depicting a yellow rose superimposed over the outline of a badge and shall bear the words "TO PROTECT AND SERVE".

This act also allows firefighters wounded in the line of duty, or surviving spouses, parents, brothers, sisters or children of a firefighter killed in the line of duty, to receive special license plates. The applicant shall pay \$15 in addition to regular registration fees. The plate shall bear the words "FIREFIGHTERS MEMORIAL".

This act is similar to SB 928 (2004) and SB 134 (2003).  
STEPHEN WITTE

011504 Introduced and read first time (H)	H77
012004 Read second time (H)	H92
012904 Referred: Transportation and Motor Vehicles (H)	H187
021104 Public Hearing Held (H)	
022504 Executive Session Held (H)	
030304 Reported Do Pass by Consent (H)	H482
040704 Third Read and Passed (H)	H998-999
040704 S First Read	S897-898
040804 Second Read and Referred S Transportation Committee	S911

041304 Hearing Conducted S Transportation Committee-Consent  
 041404 Voted Do Pass S Transportation Committee-Consent  
 041504 Reported From S Transportation Committee to S956  
 Floor - Consent  
 042604 S Consent Calendar (4/15)

EFFECTIVE : August 28, 2004

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 \*\*HB 1115\*\*

HCS HB 1115

SENATE HANDLER Gross HOUSE SPONSOR Dempsey

3836L.03P

HCS/HB 1115 - This act creates the "Commonsense Food Consumption Act". Certain manufacturers, distributors, sellers and advertisers of food are immune from civil liability for claims arising out of weight gain or obesity, or health conditions associated with weight gain or obesity. The provisions of this act shall not apply where there is a violation of misbranding or adulteration requirements which causes the injury, or to knowing violations of laws relating to the making or selling of food which caused the injury. In such allowable actions, the act sets out pleading requirements regarding the alleged violation. The act also requires that discovery shall be stayed during a motion to dismiss, provided certain conditions are met.

The provisions of this act shall apply to all claims pending on the effective date of the act and all subsequent claims. The act will become effective on January 1, 2005.

This act is similar to SB 1185 (2004).

JIM ERTLE

011504 Introduced and read first time (H) H77  
 012004 Read second time (H) H92  
 012904 Referred: Judiciary (H) H187  
 021804 Public Hearing Held (H)  
 022504 Executive Session Held (H)  
 030404 HCS Reported Do Pass (H) H506  
 031004 HCS adopted in House (H) H590  
 031004 Perfected with amendments (H) H590-591  
 031504 Third Read and Passed (H) H639-640  
 031604 S First Read S654  
 031804 Second Read and Referred S Pensions & General Laws S710  
 Committee  
 033004 Hearing Conducted S Pensions & General Laws  
 Committee  
 041304 Voted Do Pass S Pensions & General Laws Committee  
 042304 Reported from S Pensions & General Laws Committee to  
 Floor  
 042604 011 S Calendar H Bills for Third Reading

EFFECTIVE : January 1, 2005

\*\*HB 1118\*\*  
HCS HB 1118

HOUSE SPONSOR Schlottach

3438L.07P

HCS/HB 1118 - SCHOOL BUS ENDORSEMENT - This act makes several changes with respect to commercial driver's licenses.

SCHOOL BUS ENDORSEMENT - Any individual who operates a school bus must have a school bus endorsement on their driver's license. In order to obtain a school bus endorsement, an applicant must submit two sets of fingerprints. One set of prints will be used by the State Highway Patrol to search the criminal history repository, and the second set will be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files. The applicant will pay the fee for the state criminal history information and the federal criminal history record. The act also allows applicants who have a school bus endorsement from another state to receive one in Missouri (Sections 302.177 and 302.272).

DRIVER IMPROVEMENT PROGRAM/LIMITED DRIVING PRIVILEGES - Under this act, holders of a commercial driver's license can avoid the assessment of points upon the completion of a driver-improvement program (Section 302.302.5). CDL holders will not be allowed limited driving privileges for a commercial vehicle if their driving privileges are suspended, revoked, canceled, denied, or disqualified. This limitation, however, shall not prevent the individual from obtaining a limited driving privilege for a noncommercial motor vehicle if otherwise qualified (Section 302.309).

DRIVING WHILE REVOKED - CDL - This act creates the crime of driving a commercial motor vehicle while revoked if a person operates a commercial motor vehicle with a revoked, suspended, canceled license or is otherwise disqualified from operating a commercial motor vehicle. This offense is a Class A misdemeanor. Driving a commercial motor vehicle on a fourth or subsequent offense with commercial driving privileges revoked or suspended, with no prior alcohol-related enforcement contacts, and the defendant waived the right to an attorney and the prior three offenses occurred within 10 years and the person served a 10-day sentence on the previous offenses is a Class D felony. Any person with a prior alcohol-related contact convicted of driving a commercial motor while revoked a third or subsequent time is guilty of a Class D felony. Driving a commercial motor vehicle while revoked is a Class D felony on the second or subsequent DWI conviction. Driving a commercial motor vehicle while revoked on a fourth or subsequent conviction for other offenses is a Class D felony (Section 302.727).

APPLICATION PROCEDURE -STATE RECORD CHECKS - This act requires applicants for a CDL to disclose the names of all states which have issued them a CDL during the previous 10-year period (Section 302.735). The Director of the Department of Revenue is required before the initial issuance of a CDL and for the first renewal to obtain driving record information from any state licensing system in which the person had been issued a license . A CDL driving record must contain a complete history of the driver, including information and convictions from previous states of licensure (Section 302.740).

DISQUALIFICATION AND OTHER OFFENSES - The act modifies the definition of "disqualification" to include suspension and revocation of commercial driver's licenses, withdrawal of driving privileges, or a determination by the Federal Motor Carrier Safety Administrator that the driver is not qualified to operate a commercial motor vehicle (Section 302.700). The act modifies the definition of commercial motor vehicle to include vehicles designed to transport 16 or more passengers instead of 15 as provided by the current law. The act modifies the definition of "driving under the influence of alcohol" to include offenses committed while driving a commercial or noncommercial motor vehicle. The act modifies the definition of "serious traffic violation" to include driving a commercial motor vehicle without a CDL license in the person's possession (may later submit proof to the court of proper licensure) or driving a commercial motor vehicle without the proper endorsement for the type of vehicle being driven or cargo being transported. The director is required to disqualify any driver the U. S. Secretary of Transportation has determined to constitute an imminent hazard. A person who drives a commercial motor vehicle without having his or her CDL license in his or her possession shall be guilty of a Class A misdemeanor. The person may submit proof to the court that he or she actually had a valid CDL at the time of the offense to avoid conviction (Section 302.725). Driving a commercial motor vehicle which causes a fatality due to negligent operation shall disqualify the driver (Section 302.755).

OUT-OF-SERVICE ORDERS - Any driver who violates an out-of-service order is subject to a civil penalty not to exceed an amount determined by the U. S. Secretary of Transportation in addition to the disqualification (Section 302.756).

EXPUNGEMENT OR MASKING OF CDL RECORDS - This act provides that individuals who have been issued CDL licenses shall not have the right to have an alcohol-related offense expunged from their records (Section 577.054). Under this act, no federal, state, county, municipal, or local court can defer imposition of judgment, suspend imposition of sentence, or allow an individual who possesses or is required to possess a CDL to enter into a diversion program that will prevent a conviction

for any violation of any traffic law from appearing on the driver's record maintained by the Department of Revenue (section 2 (Section 302.345 in SB 1233). Under federal law, a state must not mask, defer imposition of judgment, or allow an individual to enter into a diversion program that would prevent a CDL driver's conviction for any violation, in any type of motor vehicle, of a state or local traffic control law (except a parking violation) from appearing on the driver's record, whether the driver was convicted for an offense committed in the State where the driver is licensed or another state (49 CFR Section 384.226). Failure to comply with this federal directive could lead to the withholding of federal highway funds (Section 577.054).

The commercial driver license provisions of the act will become effective September 30, 2005.

Several of these provisions are contained in SS/SCS/SB 1233, 840 & 1043 (2004).

STEPHEN WITTE

011504	Introduced and read first time (H)	H77
012004	Read second time (H)	H92
021204	Referred: Transportation and Motor Vehicles (H)	H319
021804	Public Hearing Held (H)	
022504	Executive Session Held (H)	
031804	HCS Reported Do Pass (H)	H756
033104	HCS adopted in House (H)	H886
033104	Perfected (H)	H886
040104	Referred: Budget (H)	H905
041504	Public Hearing Held (H)	
041504	Executive Session Held (H)	
041504	Reported Do Pass (H)	H1115
042104	Third Read and Passed (H)	H1171-1171
042204	S First Read	S1012
042304	Second Read and Referred S Transportation Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1123\*\*

HCS HB 1123

HOUSE SPONSOR Smith (014)

3298L.02P

HCS/HB 1123 - This act prohibits, beginning January 1, 2005, the production of specialized license plates until at least 250 applications for a specific plate have been received by the Department of Revenue. Under current law, 100 applications must be received by the Department of Revenue. The act further eliminates the 100 application requirement exemption which currently allows an organization to forego the 100 application if the organization pays the actual cost of

producing the initial issuance of the plates and the Director receives at least 10 applications.

STEPHEN WITTE

011504	Introduced and read first time (H)	H78
012004	Read second time (H)	H92
022604	Referred: Transportation and Motor Vehicles (H)	H440
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	HCS Reported Do Pass by Consent (H)	H622
033004	HCS H adopted	H804
033004	Third Read and Passed (H)	H804
033004	S First Read	S775
033104	Second Read and Referred S Transportation Committee	S805
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Bill Combined w/SCS HBs 928, 1123 & 1280	

EFFECTIVE : August 28, 2004

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\*\*HB 1126\*\*

HOUSE SPONSOR Seigfreid

3251L.01I

HB 1126 - This act pertains to detachment from watershed districts.

This act changes the county detachment requirement from majority approval of the qualified voters residing within the subdistrict in the county to a majority approval of the voters voting on the detachment within the subdistrict in the county.  
MEGAN CRAIN

011504	Introduced and read first time (H)	H78
012004	Read second time (H)	H92
012904	Referred: Agriculture (H)	H187
021004	Public Hearing Held (H)	
021704	Executive Session Held (H)	
021904	Reported Do Pass by Consent (H)	H370
030804	Third Read and Passed - Consent (H)	H528-529
030804	S First Read	S559
031504	Second Read and Referred S Commerce & the Environment Committee	S641
040604	Hearing Conducted S Commerce & the Environment Committee	
041304	Voted Do Pass S Commerce & the Environment Committee-Consent	
041404	Reported From S Commerce & Environment Committee to Floor - Consent	S933
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

\*\*HB 1136\*\*  
SCS HCS HB 1136

HOUSE SPONSOR Rupp

4044S.07C

SCS/HB 1136 - This act establishes the "Disposition of Fetal Remains Act" and allows the state registrar to issue a "Certificate of Birth Resulting in Stillbirth".

In the event of a spontaneous fetal death, the parents or the sibling of the stillborn child can file an application with the State Registrar for a "Certificate of Birth Resulting in Stillbirth". The information shall be based on information available from the spontaneous fetal death report filed pursuant to Section 193.165, RSMo. The certificate shall include the statement "This is not proof of a live birth" in 12-point type. The State Registrar may charge a minimal fee for the costs of providing the certificate. Any parent, or if the parents are deceased, any sibling of the stillborn child may file an application for a certificate for any birth that resulted in stillbirth prior to August 28, 2004.

A new section 194.381 provides that a mother has a right to determine the final disposition of the fetal remains, regardless of the duration of a pregnancy. Final disposition of fetal remains may be by cremation, burial, incineration in an approved medical waste incinerator, or other means authorized by the Director of the Department of Health and Senior Services. The final disposition of fetal remains does not require a religious service or ceremony.

Within twenty-four hours of a miscarriage, hospitals, outpatient clinics, and other health care facilities must notify the mother in writing of her right to determine the final disposition of the remains of the fetus. Hospitals and other health care facilities must make counseling available to the mother concerning the death of the fetus.

The "Disposition of Fetal Remains Act" does not prohibit a woman's ability to obtain a legal abortion.

LORIE TOWE

011504	Introduced and read first time (H)	H79
012004	Read second time (H)	H92
012904	Referred: Health Care Policy (H)	H187
021804	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030904	HCS Reported Do Pass by Consent (H)	H566
031804	HCS H adopted	H748
031804	Third Read and Passed (H)	H748-749
031804	S First Read	S708-709
033004	Second Read and Referred S Aging, Families, Mental &	S739



Public Health Committee  
 040704 Hearing Conducted S Aging, Families, Mental & Public  
 Health Committee  
 041404 SCS Voted Do Pass S Aging, Families, Mental & Public  
 Health Committee-Consent (4044S.07C)  
 041404 Reported From S Aging, Families, Mental & Public S933  
 Health Committee to Floor w/SCS - Consent  
 042604 S Consent Calendar w/SCS (4/14)

EFFECTIVE : August 28, 2004

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 \*\*HB 1142\*\*

HOUSE SPONSOR Daus

3792L.01P

HB 1142 - This act allows operators of low-speed vehicles to use public highways under certain conditions. According to federal regulations, a low-speed vehicle is a four-wheeled vehicle whose top speed is greater than 20 mph but less than 25 mph. All low-speed vehicles must be manufactured in compliance with the National Highway Traffic Safety Administration standards. A low-speed vehicle shall not be operated on a street or highway with a posted speed limit greater than 35 mph. A low-speed vehicle shall be exempt from inspection and emission testing, but must comply with the federal standards. Every operator of a low-speed vehicle shall maintain financial responsibility as required under Chapter 303, RSMo. Every operator of a low-speed vehicle must have a driver's license. City and counties may promulgate ordinances which are more stringent than this act.

These provisions were contained in SCS/SB 771 (2004), SB 594 and HB 327 (2003)(Section 304.029).  
 STEPHEN WITTE

011504	Introduced and read first time (H)	H79
012004	Read second time (H)	H92
012904	Referred: Transportation and Motor Vehicles (H)	H187
021804	Public Hearing Held (H)	
022504	Executive Session Held (H)	
030304	Reported Do Pass Consent with amendments (H)	H482-483
033104	Third Read and Passed with amendments (H)	H858-859
040104	S First Read	S813
040504	Second Read and Referred S Transportation Committee	S836
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Bill Combined w/SCS HBs 996, et al	

EFFECTIVE : August 28, 2004

\*\*HB 1149\*\*

HOUSE SPONSOR May (149)

3506L.01P

HB 1149 - This act designates the bridge on Interstate 44 crossing the Little Piney Creek in Phelps County as the "Trooper Mike L. Newton Memorial Bridge".  
STEPHEN WITTE

011504	Introduced and read first time (H)	H79-80
012004	Read second time (H)	H92
012904	Referred: Transportation and Motor Vehicles (H)	H187
021104	Public Hearing Held (H)	
021104	Executive Session Held (H)	
021904	Reported Do Pass by Consent (H)	H379
030804	Third Read and Passed (H)	H529-530
030904	S First Read	S571
031504	Second Read and Referred S Transportation Committee	S641
040604	Hearing Conducted S Transportation Committee	
040804	Voted Do Pass S Transportation Committee-Consent	
041504	Reported From S Transportation Committee to Floor - Consent	S957
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

\*\*HB 1152\*\*

HCS HB 1152

SENATE HANDLER Nodler

HOUSE SPONSOR Wilson

2489L.04P

HCS/HB 1152 - This act creates the crimes of threatening the use of a weapon of mass destruction and computer dissemination of information to promote a terrorist act.

A person commits the crime of threatening the use of a weapon of mass destruction by knowingly making a threat to an identifiable group with a specific intent that the statement regarding the use will be taken as a threat.

This act defines the terms "threat", "weapon of mass destruction", and "terrorist act".

Under this act, threatening the use of a weapon of mass destruction is a class C felony for the first offense and a Class B felony for second and subsequent offenses.

A person commits the crime of computer dissemination of information to promote a terrorist act by knowingly furnishing or disseminating information through a computer with the intent to encourage, solicit, or promote a terrorist act.

Under this act, computer dissemination of information to promote a terrorist act is a Class B felony. The act also revises the crime of making a terrorist threat to include threatening conditions that cause serious public inconvenience or terror. The threat may be made by any means.

SUSAN HENDERSON

012004	Introduced and read first time (H)	H90
012104	Read second time (H)	H107
012904	Referred: Homeland Security and Veterans Affairs (H)	H187
021704	Public Hearing Held (H)	
030204	Executive Session Held (H)	
031104	HCS Reported Do Pass (H)	H619
031704	HCS adopted in House (H)	H718
031704	Perfected with amendments (H)	H717-718
033104	Third Read and Passed (H)	H848-849
033104	S First Read	S807
040504	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S836
041404	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
042004	Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1160\*\*

HOUSE SPONSOR Parker

4049L.01P

HB 1160 - This act modifies the law regarding health insurance coverage for phenylketonuria and any inherited disease of amino and organic acids. Currently, this type of health insurance coverage is mandated for covered patients who are less than six years of age. The act deletes this age restriction. In addition, the act repeals the current provision of law which requires the insured to be responsible for a reasonable co-insurance or copayment which would not exceed 50% of the cost of formula and food products used to treat the diseases. Finally, the act prohibits the insured from being subject to any greater deductible or copayment than other similar health care services provided by the policy, contract, or plan.

STEPHEN WITTE

012004	Introduced and read first time (H)	H91
012104	Read second time (H)	H107
020504	Referred: Financial Services (H)	H243
031604	Public Hearing Held (H)	

031604	Executive Session Held (H)	
040104	Reported Do Pass (H)	H908
042004	Perfected (H)	H1151
042104	Third Read and Passed (H)	H1170-1171
042204	S First Read	S1012
042304	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1167\*\*

HOUSE SPONSOR Kelly (144)

4011L.01P

HB 1167 - This act allows members of the Missouri  
Fox trotting Horse Breed Association to receive special license  
plates.

This provision is contained in SS/SCS/SBs 1233, 840 &  
1043 and SB 766 (2004).

STEPHEN WITTE

012004	Introduced and read first time (H)	H91
012104	Read second time (H)	H107
012904	Referred: Transportation and Motor Vehicles (H)	H188
021104	Public Hearing Held (H)	
030304	Executive Session Held (H)	
031604	Reported Do Pass (H)	H686
031704	Perfected (H)	H718
033104	Third Read and Passed (H)	H849-850
033104	S First Read	S807
040504	Second Read and Referred S Transportation Committee	S836
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Voted Do Pass S Transportation Committee-Consent	
041504	Reported From S Transportation Committee to Floor - Consent	S957
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 1171\*\*

HCS HB 1171

HOUSE SPONSOR Rector

3974L.02P

HCS/HB 1171 - This act pertains to joint municipal utility  
projects.

In 2002, voters approved a constitutional amendment allowing  
joint municipal utility commissions to develop utility projects  
with municipalities, electric cooperatives, or public utilities

without additional regulation by the Missouri Public Service Commission. This act updates the Missouri Revised Statutes to reflect these changes.

This act is similar to SB 1177.  
MEGAN CRAIN

012004	Introduced and read first time (H)	H92
012104	Read second time (H)	H107
020504	Referred: Communications, Energy and Technology (H)	H243
021704	Public Hearing Held (H)	
022404	Executive Session Held (H)	
030304	HCS Reported Do Pass by Consent (H)	H479
031604	HCS H adopted	H668
031604	Third Read and Passed (H)	H668-669
031604	S First Read	S661
031804	Second Read and Referred S Commerce & the Environment Committee	S710
040604	Hearing Conducted S Commerce & the Environment Committee	
041304	Voted Do Pass S Commerce & Environment Comm.-Consent	
041404	Reported From S Commerce & Environment Committee to Floor - Consent	S933
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1177\*\*  
SCS HCS HB 1177

HOUSE SPONSOR Guest

3783S.06C

SCS/HCS/HB 1177 - This act makes revisions to the law pertaining to concentrated animal feeding operations (CAFO's).

The change made to this substitute involved leaving in owners or operators of any class IB CAFO when it comes to neighbor notification prior to acquiring a construction permit - the same change was made to SCS/SB 1128.

SECTION 640.703 - This act modifies Chapters 640 and 644, RSMo, by providing new definitions and expanding existing ones dealing with confined animal feeding operations (CAFO).

SECTION 640.710 - This act authorizes the Clean Water Commission to regulate and promulgate rules for the establishment, permitting, design, construction, operation and management of any Class I CAFO. This act provides the Department of Natural Resources with the opportunity to designate an AFO as a CAFO upon determining that it is a significant contributor of water pollutants to waters of the state. This act lays out considerations that shall be noted by the Department when making

such a designation. No such designation shall be made without an on-site inspection of the operation by the Department. Regulatory or local controls concerning the establishment, permitting, design, construction, operation, and management of a CAFO shall be consistent with and no more restrictive than those provided in Sections 640.703 to 640.758 RSMo, unless such controls are recommended and approved by the board of the respective local soil and water conservation district and are based on empirical peer-reviewed scientific and economic data. Such recommendation must be received within one hundred eighty days.

SECTION 640.715 - This act modifies the application process required by the department for construction of new facilities, new lagoon, or for an increase of the capacity to house or grow animals at an existing facility. Changes have also been made to the "proof of notification" requirement with regards to public notice and comment.

SECTION 640.725 - This act directs any owner or operator of a class IA facility that utilizes a flush system to employ one or more persons who shall visually inspect gravity outfall lines, recycle pump stations, and recycle force mains appurtenant to its animal manure lagoons for discharges and the structural integrity of any lagoon whose water level is below the emergency spillway.

SECTION 640.730 - This act directs any class IA facility that has an unauthorized discharge to report within, twenty-four hours, to the department and all adjoining property owners of the facility onto whose property the unauthorized discharge flowed within one stream mile.

SECTION 640.745 - This act directs owners and operators of class IA CAFO's to pay a fee to the department, the calculation of such a fee is laid out in the act. The fees collected shall be deposited in the CAFO Indemnity Fund; monies utilized by the fund administrators for lagoon closure activities are also detailed in the act.

SECTION 640.750 - This act directs the department to conduct quarterly inspections of each class IA CAFO that utilizes a flush system.

SECTION 644.016 - This act expands definition of "discharge" in Section 644.016, RSMo, by excluding instances of accidental or unintentional release of water contaminants, those accidental or unintentional releases to waters of the state where the water contaminants are entirely confined upon lands controlled by a single person, or by two or more persons jointly, or remediated to the extent that does not exceed any of the standards, regulations, or limitations set forth. This act also expands the definitions of "point source" and "water contaminant source" by excluding agricultural storm water discharges and return flows

from irrigated agriculture.  
MEGAN CRAIN

012104	Introduced and read first time (H)	H107
012204	Read second time (H)	H123
012604	Referred: Agriculture (H)	H138
012804	Public Hearing Held (H)	
012804	Executive Session Held (H)	
012904	HCS Reported Do Pass (H)	H184
020304	Taken up for perfection (H)	H206
020304	Laid Over (H)	H206
020404	Taken up for perfection (H)	H213
020404	HCS adopted in House (H)	H218-219
020404	Perfected with amendments (H)	H219
020504	Third Read and Passed (H)	H240-241
020504	S First Read	S245
020904	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S263
021204	Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee	
022604	SCS Voted Do Pass S Agriculture, Conservation, Parks and Natural Resources Committee (3783S.06C)	
042304	Reported From S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS	
042604	009 S Calendar H Bills for Third Reading w/SCS	

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\*\*HB 1179\*\*  
HCS HB 1179

HOUSE SPONSOR Corcoran

3842L.02P

HCS/HB 1179 - This act authorizes moneys from a \$2 surcharge collected in certain criminal cases to be used for other expenses relating to housing of prisoners after the installation of a biometric verification system. Currently, the surcharge monies may be used to develop biometric verification systems for identifying and tracking inmates within local jail systems.

JIM ERTLE

012104	Introduced and read first time (H)	H107
012204	Read second time (H)	H123
012904	Referred: Judiciary (H)	H188
021104	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030904	HCS Reported Do Pass by Consent (H)	H567
033104	HCS adopted in House (H)	H861
033104	Third Read and Passed (H)	H862
040104	S First Read	S813-814
040504	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S836

041404 Hearing Conducted S Judiciary and Civil and Criminal  
and Jurisprudence Committee  
041404 Voted Do Pass S Judiciary and Civil and Criminal  
Jurisprudence Committee-Consent  
041504 Reported from S Judiciary & Civil & Criminal S957  
Jurisprudence Committee to Floor - Consent  
042604 S Consent Calendar (4/15)

EFFECTIVE : August 28, 2004

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\*\*HB 1182\*\*  
SCS HCS HB 1182

HOUSE SPONSOR Munzlinger

4015S.03C

SCS/HCS/HB 1182 - This act pertains to agriculture programs.

The change in this substitute incorporated an amendment adopted for SCS/SB's 740 et al; language clarifying for all fiscal year beginning on or after July 1, 2004, the county stock insurance fund shall be included in the calculation of total state revenue.

A breakdown of the act follows for your reference:

SECTION 148.330 - Pertaining to agricultural tax credits. This section makes changes to subsection 4 of Section 148.330, RSMo, with regard to holding both schools and counties harmless with the apportioned moneys from the county stock insurance fund. Language has been added that would put the county stock insurance fund back onto general revenue. This section is similar to SB 740 and SB 84 (2003).

SECTIONS 348.430 through 348.432 - Pertaining to agricultural tax credits. These sections allow contributors to take the tax credits for new generation cooperatives and new generation processing entities on a quarterly basis. An allowance is made for tax credits allowed under this section to be carried back to any of the contributor's three prior tax years and forward to any of the contributor's five subsequent taxable years and the new owner of the tax credits issued pursuant to Section 348.430 has the same rights in the credit as the contributor.

These sections deal with the new generation cooperative incentive tax credit and adds language that would enable those persons holding such credits to claim them on a quarterly basis. Language here that mirrors the "carry back three prior tax years and forward any five" is added to by new language that clarifies that option can be entertained regardless of the type of tax liability to which such credits are applied.

MEGAN CRAIN



012104	Introduced and read first time (H)	H108
012204	Read second time (H)	H123
012204	Referred: Agriculture (H)	H124
012704	Public Hearing Held (H)	
012804	Executive Session Held (H)	
012904	HCS Reported Do Pass (H)	H184
020304	HCS adopted in House (H)	H205
020304	Perfected (H)	H205
020504	Third Read and Passed (H)	H239-240
020504	S First Read	S245
020904	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S263
021904	Hearing Conducted S Agriculture, Conservation, Parks and Natural Resources Committee	
030404	SCS Voted Do Pass S Agriculture, Conservation, Parks and Natural Resources Committee (4015S.03C)	
030404	Reported From S Agriculture, Conservation, Parks & Tourism Committee to Floor w/SCS	S535
031504	Bill Placed on Informal Calendar	S638
042604	S Inf Calendar H Bills for Third Reading	

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\*\*HB 1183\*\*

HOUSE SPONSOR Mayer

4051L.01P

HB 1183 - This act allows counties to establish by ordinance a County Law Enforcement Restitution Fund. The fund will receive money from court-ordered restitution. The restitution may not exceed \$275 for any charged offense. If a defendant fails to make a payment to the fund, the individual's probation may be revoked. The fund may only be used for specified law enforcement expenditures and will be supervised by a board of five trustees appointed by certain county officials. The county is prohibited from reducing any law enforcement agency's budget as a result of establishing the fund. The fund is subject to an audit.

Courts are allowed to order a defendant to enter an offender treatment program, work release program, or a community-based residential or nonresidential program.

The act also prohibits, after September 1, 2004, the creation of any county fund designed to collect money for the payment of additional expenses incurred by the county. Any moneys received by any county fund created after September 1, 2004, must be deposited into the General Revenue Fund.

SUSAN HENDERSON

012104	Introduced and read first time (H)	H108
012204	Read second time (H)	H123

012904	Referred: Crime Prevention and Public Safety (H)	H188
020304	Public Hearing Held (H)	
020304	Executive Session Held (H)	
030404	Reported Do Pass (H)	H505
031004	Perfected with amendments (H)	H588
031504	Third Read and Passed (H)	H636-637
031504	S First Read	S643
031604	Second Read and Referred S Economic Development & Local Government Committee	S654
033104	Hearing Conducted S Economic Development, Tourism and Local Government Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1187\*\*

SENATE HANDLER Quick HOUSE SPONSOR Ervin

3941L.01P

HB 1187 - Under current law, Clay County is required to request bids for the private operation of one marina if the county owns or operates more than two marinas. This act removes that requirement.

MEGAN CRAIN

012104	Introduced and read first time (H)	H109
012204	Read second time (H)	H123
020504	Referred: Conservation and Natural Resources (H)	H243
022504	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030904	Reported Do Pass by Consent (H)	H566
031804	Third Read and Passed (H)	H749-750
031804	S First Read	S708
033004	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S739
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
041304	Reported From S Economic Development, Tourism & Local Government Committee to Floor - Consent	S917
042604	S Consent Calendar (4/13)	

EFFECTIVE : August 28, 2004

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\*\*HB 1188\*\*

SCS HB 1188

HOUSE SPONSOR Lipke

4094S.03C

SCS/HB 1188 - This act clarifies that various costs assessed in criminal cases must also be assessed in those cases in which a

defendant pleads guilty. Many of the existing statutes use the term "convicted," creating an ambiguity as to whether costs are to be assessed in cases where the court grants a suspended imposition of sentence and the defendant's record is expunged upon successful completion of a probationary period.

The act also amends the list of misdemeanor offenses for which a \$10 fee is assessed for the Crime Victims' Compensation Fund. Current law lists 14 chapters of law for which the fee is assessed. The act changes this to all misdemeanors, except for driving offenses, watercraft regulations, and fish and game offenses.

JIM ERTLE

012104	Introduced and read first time (H)	H109
012204	Read second time (H)	H123
012904	Referred: Judiciary (H)	H188
022504	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030904	Reported Do Pass by Consent (H)	H567
031804	Third Read and Passed (H)	H750-751
031804	S First Read	S708
033004	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S739
040504	Hearing Cancelled S Judiciary and Civil & Criminal Jurisprudence Committee	
041404	Hearing Cancelled S Judiciary and Civil & Criminal Jurisprudence Committee	
041404	SCS Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee-Consent (4094S.03C)	
041504	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent	S958
042204	Referred S Governmental Accountability & Fiscal Oversight Committee	S1032
042604	Hearing Scheduled S Governmental Accountability & Fiscal Oversight Committee	
042604	S Consent Calendar w/SCS (4/15_	

EFFECTIVE : August 28, 2004

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\*\*HB 1192\*\*  
SCS HCS HB 1192

HOUSE SPONSOR Schlottach

4098S.03C

SCS/HCS/HB 1192 - This act pertains to animal health and inspections.

The change made to this act involved incorporating language from HB 632 pertaining to meat inspection programs.

This act requires the Director of the Department of

Agriculture to promulgate rules consistent with the Federal Meat Inspection Act, the Federal Poultry Products Inspection Act, and all related federal regulations necessary to implement the meat inspection programs of the state.

This act also repeals obsolete provisions regarding animal health and inspections.

MEGAN CRAIN

012104	Introduced and read first time (H)	H109
012204	Read second time (H)	H123
021204	Referred: Agriculture (H)	H320
022404	Public Hearing Held (H)	
030204	Executive Session Held (H)	
030304	HCS Reported Do Pass by Consent (H)	H479
031604	HCS H adopted	H669
031604	Third Read and Passed (H)	H669-670
031604	S First Read	S661
033004	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S739
041504	Hearing Conducted S Agriculture, Conservation, Parks and Natural Resources Committee	
041504	SCS Voted Do Pass S Agriculture, Conservation, Parks, & Natural Resources Committee-Consent (4098S.03C)	
041504	Reported From S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS - Consent	S958
042604	S Consent Calendar w/SCS (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 1193\*\*  
SCS HS HB 1193

HOUSE SPONSOR Self

3253L.05P

SCS/HS/HB 1193 - This act changes the laws regarding notaries public. In its main provisions, the act:

- (1) Removes the requirement that applicants provide their Social Security number on the application;
- (2) Requires applicants to list misdemeanor violations on the application;
- (3) Requires applicants to complete computer-based or other notary training prior to submitting an application;
- (4) Details the information that notaries must record in their required journals;
- (5) Provides that effective August 28, 2004, the Secretary of State will issue a commission number for all new and renewal

notary appointments. The commission number must be included on every notary certificate;

(6) Requires that a request for an amended commission must be made within 30 days of the change necessitating the amendment;

(7) Allows notaries to charge a travel fee separate from the notarial fee and a fee of up to \$25 for expedited convenience service;

(8) Requires notaries to notify the Secretary of State immediately if their notary seal is stolen; and

(9) Clarifies the powers of the Secretary of State to administer the notary public laws.

JIM ERTLE

012104	Introduced and read first time (H)	H109
012204	Read second time (H)	H123
020504	Referred: Special Committee on General Laws	H243
021904	Public Hearing Held (H)	
022504	Executive Session Held (H)	
031104	Reported Do Pass (H)	H621
031704	House Substitute offered (H)	H717
031704	HS adopted in House (H)	H717
031704	Perfected with amendments (H)	H716-717
033104	Third Read and Passed (H)	H847-848
033104	S First Read	S807
040504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S836
041304	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
041404	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee (3253S.06C)	

EFFECTIVE : August 28, 2004

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\*\*HB 1195\*\*  
HS HCS HB 1195

HOUSE SPONSOR Behnen

3944L.06P

HS/HCS/HB 1195 - The act modifies numerous provisions regarding regulation of professions by the Division of Professional Registration.

DEAF INTERPRETERS - The act authorizes the Missouri Commission for the Deaf to issue provisional certification as an interpreter to a person nominated by a school district if the district certifies that it is unable to locate and employ a certified licensed deaf interpreter. Persons enrolled in accredited interpreter training programs will be exempt from licensure if

they are only engaged in activities which constitute part of their course of study. Certified deaf interpreters from other states will be allowed to practice without a license for the purpose of providing temporary services at special events. The division is given the authority to deny license renewal of deaf interpreters for failure to provide satisfactory evidence of current certification with the commission.

DIETITIANS - The act modifies provisions regarding the licensing of dietitians. The Commission on Accreditation for Dietetics Education of the American Dietetic Association is established as the accrediting body for persons wishing to become licensed dietitians in this state. The act creates definitions for "dietetic practice," "dietitian," "licensed dietitian," "medical nutrition therapy," and "registered dietitian". The State Committee of Dietitians is placed within the division. The committee is authorized to assist the division in carrying out the provisions of the Dietitians Practice Act. The Committee is required to approve the licensing examination. The act prohibits a person from using the title or saying they are licensed dietitians unless duly licensed by the committee. Certain persons are exempted from licensure, provided that they do not call themselves licensed dietitians. The act creates procedures for inactive and lapsed licenses.

INTERIOR DESIGNERS - This act removes the word "commercial" in describing registered interior designers. The act prohibits the state or any political subdivision from requiring the use of registered interior designer for any residential building or construction.

TATTOOISTS - The division is authorized to issue temporary licenses for persons entering the state for the sole purpose of participating in a state or national convention where the applicant will be practicing the profession of tattooing, body piercing, and branding. The temporary license will be valid for 14 days.

BARBER APPRENTICES - The act provides for the licensing of barber apprentices and the certification of barber apprentice supervisors. Prior to being eligible to apply for a barber's license, barber apprentices must work at least 2,000 hours under a licensed barber who is certified by the State Board of Barber Examiners as a barber apprentice supervisor. Applicants for a barber apprentice certificate must be at least 17 years old.

DENTAL HYGIENE ADVISORY COMMISSION - The Missouri Dental Board is required to pay a per diem not to exceed \$50 a day for actual and necessary expenses incurred by members of the Advisory Commission for Dental Hygienists.

PHYSICAL THERAPISTS - The act modifies provisions regarding licensure of physical therapists and physical therapy assistants.

The act removes the following: (1) the requirement that applicants for licensure must pass the licensing exam within three attempts; (2) the requirement that the exam must be the same for all applicants; and (3) the requirements regarding the preservation of grades and scores and making them available for public inspection. Temporary licenses are valid for 90 days or until the examination results are received and will not be renewed.

**NURSING** - The definition of "qualified employment" under the Nursing Student Loan Program is modified to include any licensed hospital as defined by the Hospital Licensing Law.

**SOCIAL WORKERS** - Residents of Missouri holding licenses to practice social work in other states will be granted licenses to practice social work if the other state's license requirements are substantially the same as Missouri's requirements.

**REAL ESTATE** - The act modifies provisions regarding the practice of real estate. Internet websites are added to the licensing exemption, when in the case of advertising real estate, the advertising is incidental to their normal business operations. The act removes the requirement of filing a certified copy of a currently effective statement of record from the Office of Interstate Land Sales with the Real Estate Commission when land developers sell their own property. The commission is authorized to issue temporary work permits to individuals who have satisfied all licensing requirements prior to the final review and printing of their licenses. Entities providing continuing education are granted the authority to do so through the means of distance delivery. The act gives the commission the authority, when conducting investigations of complaints involving affiliated licensees, to forward copies of the information regarding the complaint to the affiliated licensee's broker.

The commission is authorized, when a licensee fails to renew or surrender his or her license and the commission finds the licensee to be in violation of certain provisions, to cause complaints to be filed with the Administrative Hearing Commission. The act increases the amount of compensation which each member of the Real Estate Commission receives from \$50 to \$75. Designated brokers who have affiliated licensees are required to adopt a written policy describing their relationships in regard to their real estate activities. Finally, the act repeals the provisions relating to escrow agents.

**SPEECH PATHOLOGY ASSISTANTS** - The act repeals provisions regarding the licensing requirements of speech pathology assistants and requires them to have a bachelor's degree.

**ATHLETE AGENTS** - All athlete agents operating in this state will be required to be registered and certified by the division. Fees for registration and renewal will be set by the division and

deposited into the Athlete Agent Fund, which is created by the act. Registration and certification are valid for a two-year period and may be renewed indefinitely. The division director may refuse to issue a certificate or may suspend or revoke a certificate because of the following circumstances: (1) the applicant has been convicted of a crime of moral turpitude; (2) the applicant made false statements on the application; (3) the applicant has had a similar license suspended or revoked in another state; or (4) the applicant has caused a student-athlete to be suspended from or to be ineligible for any interscholastic or intercollegiate athletic event. The act requires all contracts between agents and athletes to be written and contain certain information, including the basis for the agent's fee and a notice warning the student-athlete about the possible loss of eligibility.

LICENSURE OF FOREIGN APPLICANTS - The act requires persons from foreign countries when making application for a license or temporary permit to practice within any of the professions regulated by the division to provide their visa and/or passport identification number in lieu of a social security number.

FUND ACCOUNTS - The act requires money in the Athletic Fund, the State Committee of Psychologists Fund, the Committee of Professional Counselors Fund, the Marital and Family Therapists Fund, and the Hearing Instrument Specialist Fund to be three times the preceding year's appropriation prior to being placed in the General Revenue Fund.

This act is similar to SB 1207 (2004), SB 1181 (2004) and SB 1074 (2004).

JIM ERTLE

012104	Introduced and read first time (H)	H109
012204	Read second time (H)	H123
012904	Referred: Professional Registration & Licensing (H)	H188
021004	Public Hearing Held (H)	
022404	Executive Session Held (H)	
031804	HCS Reported Do Pass (H)	H756
041404	House Substitute offered (H)	H1075
041404	Laid Over (H)	H1077
041404	Taken up for perfection (H)	H1079
041404	HS adopted in House (H)	H1079
041404	Perfected with amendments (H)	H1079
041504	Third Read and Passed (H)	H1112-1113
041504	S First Read	S964
041904	Second Read and Referred S Financial & Governmental Org., Veterans' Affairs & Elections Committee	S978
042704	Hearing Scheduled S Financial & Governmental Org., Veterans' Affairs & Elections Committee	

EFFECTIVE : August 28, 2004



\*\*HB 1198\*\*  
HCS HB 1198

HOUSE SPONSOR Richard

3971L.03P

HCS/HB 1198 - This act modifies the law so that the criteria used for issuing extraordinary dividends for life insurance companies is applied to property and casualty insurance companies. The act also defines net income as excluding net realized capital gains to the extent that realized capital gains exceed realized capital losses.

This act is similar to SCS/SB 1078 (2004).  
STEPHEN WITTE

012104	Introduced and read first time (H)	H109
012204	Read second time (H)	H123
012904	Referred: Financial Services (H)	H188
021004	Public Hearing Held (H)	
021704	Executive Session Held (H)	
021904	HCS Reported Do Pass by Consent (H)	H378
030804	HCS adopted in House (H)	H530
030804	Third Read and Passed (H)	H530-531
030904	S First Read	S571
031504	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S641
033104	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee-Consent	
040704	Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent	
041404	Reported From S Small Business, Insurance and Industrial Relations Committee to Floor - Consent	S933
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1201\*\*  
HCS HB 1201

HOUSE SPONSOR Dusenberg

3243L.02P

HCS/HB 1201 - This act allows Kansas City to adopt by ordinance regulations for the removal and sale of abandoned property by requiring:

- (1) That the Department of Revenue records must be searched to determine ownership of the abandoned property;
- (2) Notification to the owner by mail advising of the towing and impoundment;
- (3) That if vehicles are older than six years and more than 50% damaged by collision, fire, or decay that are valued at less than \$200, be held at least 10 days before being sold to a licensed salvage or scrap business; and

(4) All other vehicles be held at least 30 days before being sold.

STEPHEN WITTE

012104	Introduced and read first time (H)	H110
012204	Read second time (H)	H123
012904	Referred: Transportation and Motor Vehicles (H)	H188
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	HCS Reported Do Pass by Consent (H)	H623
033004	HCS H adopted	H805
033004	Third Read and Passed (H)	H806
033004	S First Read	S775
033104	Second Read and Referred S Transportation Committee	S805
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Bill Combined w/SCS HBs 996, et al	

EFFECTIVE : August 28, 2004

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\*\*HB 1207\*\*

HS HCS HB 1207

HOUSE SPONSOR Icet

3615L.04P

HS/HCS/HB 1207 - This act allows the formation of a levee district in any city, town, or village that is not located in St. Charles County. However, there is a provision which allows third and fourth class cities in St. Charles County to form levee districts. Under current law, levee districts can be formed in one or more counties, in a third or fourth class city, and in certain other cities.

The act allows certain levee districts in St. Louis County to construct and maintain waterlines, in addition to their current authority to construct and maintain sewers, levees, dikes, dams, and other similar projects.

The act modifies the procedure concerning apportionment of installment taxes for all levee districts.

SUSAN HENDERSON

012104	Introduced and read first time (H)	H110
012204	Read second time (H)	H123
012604	Referred: Job Creation and Economic Development (H)	H138
012804	Public Hearing Held (H)	
021104	Executive Session Held (H)	
030904	HCS Reported Do Pass (H)	H566
040604	House Substitute offered (H)	H937
040604	HS adopted in House (H)	H938
040604	Perfected with amendments (H)	H937-938
041304	Third Read and Passed (H)	H1055-1056

041304 S First Read S925  
 041904 Second Read and Referred S Economic Development, S978  
 Tourism & Local Government Committee  
 042104 Hearing Conducted S Economic Development, Tourism and  
 Local Government Committee  
 042104 Voted Do Pass S Economic Development, Tourism and  
 Local Government Committee

EFFECTIVE : August 28, 2004  
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\*\*HB 1209\*\*  
 HCS HB 1209

HOUSE SPONSOR Jetton

3759L.02P

HCS/HB 1209 - This act names the Hypsibema missouriensis as  
 the official dinosaur of the state of Missouri.

MEGAN CRAIN

012104 Introduced and read first time (H) H110  
 012204 Read second time (H) H123  
 012904 Referred: Conservation and Natural Resources (H) H188  
 021104 Hearing Scheduled, Bill Not Heard (H)  
 021804 Public Hearing Held (H)  
 021804 Executive Session Held (H)  
 022504 HCS Reported Do Pass by Consent (H) H424  
 030804 HCS adopted in House (H) H538  
 030804 Third Read and Passed (H) H538-539  
 030904 S First Read S572  
 031504 Second Read and Referred S Pensions & General Laws S642  
 Committee  
 040604 Hearing Conducted S Pensions & General Laws  
 Committee-Consent  
 041304 Voted Do Pass S Pensions & General Laws Com.-Consent

EFFECTIVE : August 28, 2004  
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\*\*HB 1215\*\*  
 HCS HB 1215

HOUSE SPONSOR Engler

4139L.02P

HCS/HB 1215 - This act makes it a Class D felony for an  
 individual who has been civilly committed as a sexual predator  
 to escape from commitment.

This act has an emergency clause.  
 SUSAN HENDERSON

012204 Introduced and read first time (H) H121  
 012604 Read second time (H) H138

012904 Referred: Crime Prevention and Public Safety (H)	H188
021104 Public Hearing Held (H)	
021204 Executive Session Held (H)	
030304 HCS Reported Do Pass (H)	H480
031004 HCS adopted in House (H)	H588
031004 Perfected (H)	H588
031504 Third Read and Passed - EC adopted (H)	H634-635
031504 S First Read (w/EC)	S643
031604 Second Read and Referred S Judiciary & Civil & Criminal Jurisprudence Committee	S654
040504 Hearing Cancelled S Judiciary & Civil & Criminal Jurisprudence Committee	
041404 Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee	
042004 Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee	

EFFECTIVE :           Emergency Clause

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\*\*HB 1217\*\*  
SCS HB 1217

HOUSE SPONSOR   Johnson

3988S.02C

SCS/HB 1217 - The act allows the Retirement Board of the Kansas City Police Civilian Employees' Retirement System to appoint any member who retired before August 28, 2003 as a special consultant if they meet specific criteria which include:

- (1) A retirement status effective on or before August 28, 2003;
- (2) Receiving retirement benefits; and
- (3) Having applied to the board.

The act requires a funeral benefit of \$1,000 to be paid in addition to all other benefits for any such member. Proper proof of death is required before the benefit is paid.

The act makes minor modifications to the quorum and voting procedures for the board.

This act is similar to SB 1055 (2004).  
RICHARD MOORE

012204 Introduced and read first time (H)	H121
012604 Read second time (H)	H138
022604 Referred: Retirement (H)	H440
030404 Public Hearing Held (H)	
031104 Executive Session Held (H)	
031504 Reported Do Pass by Consent (H)	H642
033104 Third Read and Passed (H)	H874-875
040104 S First Read	S815
040504 Second Read and Referred S Pensions & General Laws	S836

## Committee

041304 Hearing Conducted S Pensions & General Laws Committee  
 041304 SCS Voted Do Pass S Pensions & General Laws  
 Committee-Consent (3988S.02C)  
 041404 Reported From S Pensions & General Laws Committee to S933  
 Floor w/SCS - Consent  
 042604 S Consent Calendar w/SCS (4/14)

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 \*\*HB 1233\*\*  
 HCS HB 1233

HOUSE SPONSOR Dixon

3810L.02P

HCS/HB 1233 - This act provides that public entities which provide or pay for medical benefits for their employees and dependents under a plan of self-insurance shall have the same rights and obligations and be subject to the same remedies as the Department of Social Service and Medicaid, as provided in Section 208.215. That section allows the Department of Social Services to recover payments from third parties for the payment of medical bills. The act provides that the act shall not apply to limited benefit supplemental health insurance policies paid entirely by an employee of the public entity.

This act is similar to SCS/SB 1215 (2004).  
 STEPHEN WITTE

012204	Introduced and read first time (H)	H122
012604	Read second time (H)	H138
020504	Referred: Financial Services (H)	H243
030204	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031504	HCS Reported Do Pass by Consent (H)	H641
033104	HCS adopted in House (H)	
033104	Third Read and Passed (H)	H875-876
040104	S First Read	S815
040504	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S836
041404	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	S878
041404	Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent	
041404	Reported From S Small Business, Insurance & Relations Committee to Floor - Consent	S934
042204	Referred S Governmental Accountability & Fiscal Oversight Committee	S1032
042604	Hearing Scheduled S Governmental Accountability & Fiscal Oversight Committee	
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

\*\*HB 1246\*\*

HCS HB 1246

HOUSE SPONSOR Portwood

3909L.04P

HCS/HB 1246 - This act modifies provisions relating to the practice and licensure of chiropractors. The practice of chiropractic may include meridian therapy/acupressure/acupuncture with certification required by the board. The board is authorized to establish minimum requirements for the specialty certification.

The act removes the equivalent reciprocal licensing requirements which must be met prior to allowing licensees from other states to be eligible for licensure in Missouri without examination. The act increases from three to five years the length of time a licensee may let their license lapse before having to complete further training in order to have their license reinstated.

Licensed chiropractors may apply for an inactive license. The board may create requirements necessary to obtain an inactive license. Persons with inactive licenses or who have discontinued practicing may continue to practice on themselves or their immediate family. Inactive licensees do not need to comply with continuing education requirements.

The act creates record-keeping requirements. Licensees are required to maintain patient records for a minimum of seven years. All additions, corrections, and changes to any records must be made within 48 hours after the final entry made into the record and signed by the chiropractor. The board cannot initiate disciplinary action against a licensee solely on the basis of inadequate record keeping.

The set establishes parameters for the practice of chiropractic across state lines. Chiropractors licensed in other states are not required to obtain a Missouri license to practice chiropractic while in consultation with a chiropractor licensed to practice in this state as a result of the transmission of patient data through electronic or other means. The chiropractor licensed in this state retains ultimate authority and responsibility for the diagnosis and treatment of the patient.

JIM ERTLE

012604	Introduced and read first time (H)	H136
012704	Read second time (H)	H147
020504	Referred: Professional Registration & Licensing (H)	H243
021704	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031004	HCS Reported Do Pass by Consent (H)	H601
033004	HCS H adopted	H797

033004	Third Read and Passed (H)	H797-798
033004	S First Read	S774
033104	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S805
040704	Hearing Conducted S Aging, Families, Mental & Public Health Committee	
040704	Voted Do Pass S Aging, Families, Mental & Public Health Committee - Consent	
040704	Reported From S Aging, Families, Mental & Public Health Committee to Floor - Consent	S878
042604	S Consent Calendar (4/7)	

EFFECTIVE : August 28, 2004

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 \*\*HB 1253\*\*  
 SCS HCS HB 1253

HOUSE SPONSOR Luetkemeyer

4251S.03C

SCS/HCS/HB 1253 - Under the current law, the Director of the Department of Insurance must disallow as an asset or deduction from liability to any ceding insurer any credit for reinsurance unless the reinsurance is payable to the ceding company and to its receiver if the ceding company is impaired or insolvent. This act removes the requirement that the ceding company be impaired (Section 375.246). Under this act, no setoff shall be allowed where the obligations between the person and the insurer arise from reinsurance relationships resulting in business where either the person or insurer has assumed risks and obligations from the other party and then has ceded back to that party substantially the same risks and obligations (Section 375.1198). The act also removes the December 31, 2005, sunset clause on two provisions of Section 375.1220 which allow an estimation of contingent liabilities to be used to fix creditors' claims during the liquidation process. The act provides that expert testimony concerning estimates of incurred but not reported losses may be received into evidence in any tribunal proceeding by the receiver or by the reinsurer, provided that the testimony is otherwise admissible (section 375.1220). These provisions are also contained in SCS/SB 1235 (2004).

This act raises the liability limits on residential insurance policies issued under the FAIR plan from \$100,000 to \$200,000. This provision is identical to SB 1299 (2004).

STEPHEN WITTE

012604	Introduced and read first time (H)	H136
012704	Read second time (H)	H147
020504	Referred: Financial Services (H)	H244
030204	Public Hearing Held (H)	
030904	Executive Session Held (H)	

031504	HCS Reported Do Pass by Consent (H)	H641
033104	HCS adopted in House (H)	
033104	Third Read and Passed (H)	H876-877
040104	S First Read	S815-816
040504	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S836
041404	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
041404	SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Comm.-Consent (4251S.03C)	
041404	Reported From S Small Business, Insurance & Relations Committee to Floor w/SCS - Consent	S934
042604	S Consent Calendar w/SCS (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1259\*\*

HOUSE SPONSOR Threlkeld

3869L.01P

HB 1259 - This act applies the procedures of the Administrative Hearing Commission to Department of Revenue denials of motor vehicle dealer or manufacturer licenses. Under the current law, the Department of Revenue determines whether to deny the applicant or licensee a motor vehicle dealer license. Under this act, if the Department decides to deny a license, it shall file a complaint with the Administrative Hearing Commission. The complaint shall be filed within one year of the date in which the Department of Revenue receives notice of an alleged violation of a statute or regulation. The Administrative Hearing Commission will make the determination whether there are statutory ground for denying the license. If the Administrative Hearing Commission finds grounds for denial, then the Department of Revenue may refuse to issue the license. Decisions of the Administrative Hearing Commission and Department are appealable pursuant to the Administrative Procedure and Review Act (Chapter 536, RSMo).

This act is similar to SB 1042 (2004).  
STEPHEN WITTE

012604	Introduced and read first time (H)	H137
012704	Read second time (H)	H147
020504	Referred: Transportation and Motor Vehicles (H)	H244
021804	Public Hearing Held (H)	
022504	Executive Session Held (H)	
030304	Reported Do Pass by Consent (H)	H483
031604	Third Read and Passed (H)	H660-661
031604	S First Read	S660
031804	Second Read and Referred S Commerce & the Environment	S710



Committee  
040604 Hearing Conducted S Commerce & the Environment  
Committee  
041304 Voted Do Pass S Commerce & the Environment  
Committee-Consent  
041404 Reported From S Commerce & Environment Committee to S933  
Floor - Consent  
042604 S Consent Calendar (4/14)

EFFECTIVE : August 28, 2004

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\*\*HB 1268\*\*

SCS HS HCS HBs 1268 & 1211

HOUSE SPONSOR Smith (118)

4224S.08C

SCS/HS/HCS/HBs 1268 & 1211 - This act makes numerous modifications to the Missouri Employment Security Law.

The act requires that on a monthly basis the Division of Employment Security cross check Missouri unemployment compensation recipients against available federal and state databases containing new hire and wage information (Section 285.300).

The act defines "misconduct", "temporary help firm", and "temporary employee" within Chapter 288, RSMo (Section 288.030).

The act removes language which will make severance pay in all instances be considered wages. The act removes subdivision 1 of Section 288.036 which makes an exemption from the definition of "wages" for wages earned in excess of the state taxable wage base as calculated by subsection 2 of the section. The items addressed within the removed provision are addressed in subsection 2 of the section. The state taxable wage base in 2005 shall be \$8,000 and for the following years shall be set based on the preceding September 30 balance of the unemployment trust fund, less any outstanding federal advances or state bonds. Should the trust fund on September 30 be below 350 million, employers must pay an additional \$1,000. Should the trust fund on September 30 be in excess of 500 million, employers are credited an amount of \$500. The state taxable wage base may not be increased beyond \$11,000 (Section 288.036).

The act revises the maximum weekly benefit amount for claims filed after the effective date of this act (Section 288.038).

A claimant is not ineligible for unemployment benefits even though they are not actively and earnestly seeking work if such failure is because the individual is participating in a state approved drug or alcohol treatment program (Section 288.040.1).

Suspension for misconduct for a period of four or more weeks

shall be treated as a discharge (Section 288.040.2).

A temporary employee of a temporary help firm, who is aware of this law, shall be deemed to have voluntarily quit their employment if the employee does not contact the firm for reassignment prior to filing for benefits (Section 288.050.1(1)).

A person who quits work because of fear for his or her safety by reason of domestic violence qualifies for unemployment benefits. However, the claimant is subject to certain qualification requirements (Section 288.050.1(1)(e)).

An offer of suitable work shall be conclusively established if an employer notifies the claimant by any form of certified mail of such an offer (Section 288.050.1(3)).

If a claimant is discharged for misconduct, no benefits are to be paid or charged against the employer for any period of employment within the base period until the claimant has earned wages insured under the unemployment law. If a claimant is disqualified a second or subsequent time, the claimant is required to earn wages at least eight times the claimant's weekly benefit amount for each disqualification and the additionally required wages will run consecutively. Further, the act deems a positive test result for controlled substances or for blood alcohol content of eight-hundredths of one percent or more as misconduct connected with work (Section 288.050.2).

Absenteeism or tardiness may result in discharge and constitute misconduct (Section 288.050.3).

A worker's weekly wage in excess of \$40, increased from the current \$20, subtracted from the weekly benefit amount will determine the worker's partial weekly benefit amount. An individual shall be considered to be unemployed as to severance pay for any week the individual is registered at, as well as attending, any state institution of higher education or public secondary school or is registered at, as well as attending, a labor and industrial relations commission qualified vocational, educational, or training program that meets commission established minimum standards. The commission shall annually update and review the list of qualified programs (Section 288.060.3).

The recalculation procedure for the contribution rate for a successor employer based upon the combined experience of all predecessor and successor employers is specified (Section 288.110).

If the balance in the Unemployment Compensation Trust Fund for the four preceding quarters falls between \$450 million and \$400 million, the employer's contribution rate will be increased for the succeeding four quarters by 10%. If the balance falls

between \$400 million and \$350 million, the rate will be increased by 20%. If the balance falls below \$350 million, the rate will increase by 30%. Effective January 1, 2005, if the balance falls below \$350 million and the employer is paying the maximum contribution rate of 6%, the rate will increase by 40% (Section 288.121.1).

Effective January 1, 2005, an employer's total contribution rate will equal the employer's base rate plus a temporary solvency charge of .1% added to the percentage increases (Section 288.121.2).

The act adds a provision which states that in addition to the money from the federal government or any money from state bonds issued pursuant to Section 288.330, or from moneys advanced under financial agreements provided for in section 288.330, subsection 2, subdivision (17), a fee for the purpose of payment of the principal, interest, and administrative expenses shall be required by each employer. The act sets how the amount is to be determined (Section 288.128.1).

The act allows the state, to the extent allowed by law, to contract with private entities for the purpose of providing employment and reemployment services consistent with the Wagner-Peyser Act (Section 288.270).

To ensure that employment trust fund moneys are utilized only for the purpose authorized, no other fund shall be established with increased employer taxes that are offset by a reduction of unemployment contributions, except for the special employment security fund created in Section 288.310 (Section 288.290).

The act allows money from state bonds issued pursuant to Section 288.330 or from moneys advanced under financial agreements provided for in section 288.330, subsection 2, subdivision (17), to go into the state employment security fund (Section 288.310).

The act creates the Missouri Commission on Employment Security Financing. The commission shall be composed of seven members appointed by the Governor and confirmed by the Senate. The commission is authorized to sell bonds, with a maturity of no longer than ten years, and enter into financial agreements, provided that the total indebtedness does not exceed \$450 million and the agreement avoids borrowing under federal legislation or in an amount to refinance any previous state borrowing. Prior to any bond issuance and/or entering into financial agreements, the commission must make an affirmative finding that the issuance of bonds and/or the entering into financial agreements results in a savings to the state and to employers. Bonded indebtedness and financial agreement obligations are not to continue for more than five consecutive years. The bonded indebtedness and financial

agreement debt does not constitute a debt of the state. The powers, composition, additional responsibilities, and limitations of the commission and bonding provisions are specified (Section 288.330).

Except as otherwise provided by law, it shall be unlawful for any person in any way associated with the division of unemployment security to make known in any manner, permit the inspection or use of or divulge to anyone any information obtained by an investigation or received from any other governmental entity with respect to employment laws. However, this shall not apply to the disclosure of information by an individual charged with such information's custody or disclosure of such information in a judicial proceeding brought to enforce the employment laws of this state. Any person in violation of this section is guilty of a Class D felony (Section 288.385.1-3).

The act stipulates that the Department of Labor and Industrial Relations may project financial data for proposed legislation if the data is given to the sponsor of the legislation at least 48 hours prior to making the data public. Any employee in violation of this provision will be assessed a \$500 civil penalty (Section 288.385.4).

The act establishes a default penalty provision for chapter 288 when fraud or misrepresentation is involved (Section 288.395).

The act requires the Division of Employment Security to send to all employing units in the state by October 1, 2004, a summary of the changes enacted in the substitute. Additionally, the division is required to provide pertinent information to enable the employing unit to comply with the resulting employer requirements (Section 288.397).

The Missouri State Unemployment Council is created. Annually the council is to report to the Governor and the General Assembly its recommendations on pertinent legislation, status and projected maintenance requirements for solvency of unemployment insurance, and the adequacy of unemployment compensation. The Division of Employment Security will provide the commission with access to the division's records, services required, employee testimony, and give consideration to recommendations on relevant legislation and rules. The council may, except if prohibited by concurrent resolution by the General Assembly, commission an outside study of the solvency, adequacy, and staffing and operational efficiency of the Missouri unemployment system. The first study is authorized to begin in Fiscal Year 2005 and a successor study every five years thereafter. The commission's composition, terms, and certain member voting and nonvoting designations are specified (Section 1).

The act allows the Department of Labor and Industrial

Relations to contract with private entities for the purpose of identifying and recovering overpayments to employees and collection of delinquent employer contributions (Section 2).

This act contains an emergency clause.  
RICHARD MOORE

012604	Introduced and read first time (H)	H137
012704	Read second time (H)	H147
012704	Referred: Workforce Development and Workplace Safety	H149
012804	Public Hearing Held (H)	
012904	Executive Session Held (H)	
020504	HCS Reported Do Pass (H)	H246
021704	Taken up for perfection (H)	H339-340
021704	House Substitute offered (H)	H339
021704	Laid Over (H)	H340
021704	Taken up for perfection (H)	H341-351
021704	Laid Over (H)	H351
021804	Taken up for perfection (H)	H358-359
021804	Laid Over (H)	H359
021904	Taken up for perfection (H)	H366
021904	HS adopted in House (H)	H367
021904	Perfected with amendments (H)	H366-367
022604	Third Read and Passed (H)	H438
022604	S First Read	S485
030104	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S499
031004	Hearing Scheduled But Not Heard S Small Business, Insurance & Industrial Relations Committee	
031704	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
042104	SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Committee (4224S.08C)	
042304	Reported From S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS	
042604	008 S Calendar H Bills for Third Reading w/SCS	

EFFECTIVE :           Emergency Clause

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\*\*HB 1275\*\*

SENATE HANDLER   Nodler

HOUSE SPONSOR   Wilson

3922L.01P

HB 1275 - This act authorizes the state to convey the  
National Guard Armory in Neosho to the City of Neosho.

This act is similar to SB 942.

012704	Introduced and read first time (H)	H146
012804	Read second time (H)	H168

020504 Referred: Local Government (H)	H244
021904 Public Hearing Held (H)	
022304 Executive Session Held (H)	
022504 Reported Do Pass by Consent (H)	H425
030804 Third Read and Passed (H)	H539-540
030904 S First Read	S572
031504 Second Read and Referred S Economic Development, Tourism and Local Government Committee	S642
033104 Hearing Conducted S Economic Development, Tourism and Local Government Committee-Consent	
040504 Bill Combined w/SCS HBs 1071, 801, 1275 & 989	

EFFECTIVE : August 28, 2004

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\*\*HB 1277\*\*  
HCS HB 1277

HOUSE SPONSOR Townley

4213L.03P

HCS/HB 1277 - Beginning July 1, 2004, this act requires a joint committee appointed by the Speaker of the House of Representatives and the President Pro Tem of the Senate to consider proposals for restructuring the fees paid by hazardous waste generators and hazardous waste facilities. The committee will consider options for expanding the fee structure to more fairly apportion the cost of services provided among those that benefit from the services. The committee will submit a report with its recommendations to the Governor, the House of Representatives, and the Senate no later than December 31, 2004.

The act also allows Missouri treatment, storage, and disposal facilities that receive hazardous material from out-of-state generators to submit registration and reporting information in a format prescribed by the Department of Natural Resources describing the types and quantities of hazardous waste received from the out-of-state generator. As long as the facility submits this information to the department, the out-of-state generator will not be required to do so. The facility is also responsible for paying all fees and taxes on behalf of the out-of-state generator. The act revises the percent amounts on the two funds regarding moneys collected or received by the department. Forty percent will go to the Hazardous Waste Remedial Fund, and 60% will go to the Hazardous Waste Fund. This fee will expire June 30, 2006, except that the department will levy and collect this fee for any hazardous waste generated prior to the date and reported to the department.

The act contains an emergency clause.  
HENRY T. HERSHEL

012704 Introduced and read first time (H)	H146
012804 Read second time (H)	H168

012904 Referred: Conservation and Natural Resources (H)	H188
020504 Public Hearing Held (H)	
022504 Executive Session Held (H)	
031104 HCS Reported Do Pass (H)	H619
031604 HCS adopted in House (H)	H671
031604 Perfected (H)	H670-671
033104 Third Read and Passed - EC adopted (H)	H844-846
033104 S First Read (w/EC)	S806-807
040504 Second Read and Referred S Commerce & the Environment Committee	S836
042004 Hearing Conducted S Commerce & the Environment Committee	

EFFECTIVE :           Emergency Clause

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\*\*HB 1278\*\*  
HCS HB 1278

HOUSE SPONSOR   Luetkemeyer

3304L.03P

HCS/HB 1278 - This act makes changes to the laws regarding insurance.

DEPARTMENT OF INSURANCE FEES - This act modifies the way fees are assessed to pay for expenses incurred by the Department of Insurance. The act limits the expenses that insurance companies must pay for examinations by the department. Current law allows the director to assess fees on each insurer for the examination of that insurer. The act limits this assessment to the direct expenses incurred by the examiners. The department must provide an itemized report of expenses which includes the rate of pay for each examiner and the amount of time spent by each examiner. The itemized reports must be verified by the insurance company before the department can issue the assessment. For examinations conducted within the state of Missouri, the act limits the reimbursement of department employees to either 80% of the federal per diem rate or the actual travel expenses incurred in conducting the examinations, whichever is less (Section 374.160).

HOMEOWNER'S INSURANCE - This act prohibits property insurers from using weather-related claims, including any inquiry as to whether a particular loss is covered by the policy, as a basis for non-renewal of the policy. A "weather-related claim" is defined as any loss resulting from an act of God for which an insured is unable to reduce the risk. The act defines "claim," clarifying that an inquiry as to coverage does not constitute a claim (Section 375.001)(section 1). The act modifies the definition of the term "policy" to include property not used predominately for habitational purposes and mobile homes.

REINSURANCE/LIQUIDATION - Under the current law, the Director of the Department of Insurance must disallow as an asset or deduction from liability to any ceding insurer any credit for

reinsurance unless the reinsurance is payable to the ceding company and to its receiver if the ceding company is impaired or insolvent. This act removes the requirement that the ceding company be impaired (Section 375.246). The act also removes the December 31, 2005, sunset clause on two provisions of section 375.1220 which allow an estimation of contingent liabilities to be used to fix creditors' claims during the liquidation process.

"MISSOURI PROPERTY AND CASUALTY INSURANCE GUARANTY ASSOCIATION ACT" - This act modifies the "Missouri Property and Casualty Insurance Guaranty Association Act". The act adds additional categories in what is not considered a "covered claim". The act provides that the guaranty association assessments shall not apply to insurance of warranties or service contracts, the portion of any insurance provided or guaranteed by any government, or to associations which form to provide malpractice insurance to their members under Sections 383.010 to 383.040 (section 375.773). The act requires insureds who have claims against an insolvent insurer to exhaust their rights under forms of insurance policies first (section 375.778). The association's obligation shall be reduced by the amount recoverable under the other forms of insurance. The act provides that except in a claim for benefits under workers' compensation coverage, the obligation to the insured on covered claims shall cease when \$10 million has been paid in the aggregate by the association.

SUBROGATION RIGHTS OF PUBLIC ENTITIES - This act provides that public entities which provide or pay for medical benefits for their employees and dependents under a plan of self-insurance shall have the same rights and obligations and be subject to the same remedies as the Department of Social Service and Medicaid, as provided in Section 208.215. That section allows the Department of Social Services to recover payments from third parties for the payment of medical bills. The act provides that the act shall not apply to limited benefit supplemental health insurance policies paid entirely by an employee of the public entity (section 376.433). This provision is similar to one contained in SCS/SB 1215 (2004).

GROUP HEALTH INSURANCE - The act amends several provisions of law relating to group health insurance. Under the provisions of the act, an insurer may only exclude or limit coverage on persons if the insurer complies with Sections 376.450 to 376.452. These provisions attempt to make Missouri "HIPA" compliant for purposes of federal law. HIPA is the Health Insurance Portability Act which, amongst other things, relates to the crediting of prior health coverage for purposes of reducing preexisting condition exclusion periods. The new provisions define the terms "pre-existing condition exclusions" and "waiting period". The act prohibits group health insurance issuers from establishing enrollment eligibility requirements based on health status-related factors, which include medical history and genetic information (section 376.451). Health insurance issuers, that



offer group health insurance coverage, are prohibited from requiring any individual, as a condition of enrollment, to pay a premium or other contribution that is greater than that made by other similarly situated individuals enrolled in the plan on the basis of health status-related factors. The act requires health insurance issuers offering large group health plan coverage to renew or continue coverage in force at the option of the plan sponsor (section 376.452). The health insurance issuer may nonrenew or discontinue health insurance coverage in connection with a group health plan if the plan sponsor fails to pay premiums, the plan sponsor has committed fraud or misrepresented facts in connection to the coverage, fails to comply with employer contribution requirements, or in the case of network plan, no enrollees in the group live, work or reside in the service area of the health insurance issuer.

Under the act, a health insurance issuer may not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

- (1) The issuer provides notice to each plan sponsor and participant at least 90 days prior to the date of the discontinuation of coverage;
- (2) The issuer offers to each plan sponsor the option to purchase any other health insurance coverage currently being offered in the market; and
- (3) The issuer acts uniformly without regard to claims experience of the plan sponsors or health-status related factors of its participants.

The act also provides that a health insurance issuer may not discontinue in the large group market unless it provides 180 day notice and all health insurance issued in Missouri is discontinued. A health insurance issuer discontinuing coverage pursuant to this provision may not issue health insurance coverage in the large group market for 5 years.

The act provides similar guidelines regarding the nonrenewal and discontinuance of health insurance coverage to the individual market (section 376.771).

**HEALTH INSURANCE COVERAGE FOR ADOPTED CHILDREN** - This act changes the definition of the term "placement" as it pertains to coverage of adopted children. Under current law, health insurance coverage for adopted children is effective from the date of placement. Currently, placement means that the child is in the physical custody of the adoptive parent. The act changes the definition of "placement" to mean the assumption and retention by the insured of a legal obligation for total or partial support of a child in anticipation of adoption.

**MENTAL HEALTH AND CHEMICAL DEPENDENCY INSURANCE ACT** - This act places a sunset date upon the Mental Health and Chemical

Dependency Insurance Act (January 1, 2010)(section 376.841).

MISSOURI HEALTH INSURANCE POOL (HIGH-RISK POOL) - This act makes several changes to the laws regarding the Missouri Health Insurance Pool, known as the high-risk pool. The act adds the term "federal defined eligible individual" as it relates to the health insurance pool. The act adds two members (total of 9 members) to the board of directors and requires the board of directors to appoint one or more insurers or 3rd party administrators to serve as administrator (section 376.961).

The act expands pool coverage for individuals who are residents or legal domiciles of Missouri and have been certified as eligible for federal trade assistance or for pension benefit guarantee corporation assistance under the federal Trade Adjustment Assistance Reform Act of 2002. In addition, persons who have other insurance coverage but whose premiums have increased to 150% or more of the rates established by the board shall be eligible for pool coverage. The current law is 300%. The act makes eligible for pool coverage persons who terminated coverage in the pool less than 12 months prior, persons on whose behalf the pool has paid out \$1 million in benefits, and persons receiving treatment for drug or alcohol abuse. Under current law, these persons are ineligible for pool coverage. This act allows persons who do not maintain residency in Missouri to be terminated at the end of the policy period.

The act requires insurers to notify persons of the existence of the high-risk pool and eligibility requirements when the insurer:

- (1) Reject or cancels insurance coverage;
- (2) Reduces or limits coverage;
- (3) Imposes a restrictive rider; or
- (4) Increases the premium to an amount exceeding the amount then in effect for pool coverage (section 376.966).

This act defers for three years the deductions from premium taxes that may be taken for high-risk pool participation assessments, starting in the 2005 tax year (section 376.975 and section 376.980).

This act changes the percentage limit on pool rates from 200% to 150% of the rates applicable to individual standard risks (section 376.986).

The act modifies the law regarding waivers of preexisting conditions with respect to high-risk pool coverage. For example, the law changes the time within which a person has to apply for pool coverage from 6 days to 63 days in order to have a waiver of a pre-existing condition (section 376.986).

AUTOMOBILE INSURANCE - REFUSAL TO RENEW - This act modifies the definition of "renewal" as it applies to automobile insurance. Any automobile insurance policy with a term of less than six months or any period with no fixed expiration date will be considered as if written for successive policy periods or terms of six months. Under current law, the default term is 12 months (section 379.110).

FAIR PLAN -RESIDENTIAL INSURANCE - This act raises the liability limits on residential insurance policies issued under the FAIR plan from \$100,000 to \$200,000. This portion of the act is identical to SB 1299 (2004)(section 379.825).

SMALL EMPLOYER HEALTH INSURANCE - The act amends several provisions regarding the Small Employer Health Insurance Availability Act (sections 379.930 - 379.952). The act adds the terms "creditable coverage," "excepted benefits," "health status-related factor," and "medical care" as they relate to the Small Employer Health Insurance Availability Act. The act modifies the definition of "small employer" as it pertains to a group health plan to include political subdivisions. A small employer is one who employs 2 to 50 eligible employees. Under current law, a small employer has 3 to 25 employees (section 379.930).

The act modifies conditions under which small employer health benefit plans are not renewable (section 379.938). The act modifies the conditions (notice, offering of other coverage, acting uniformly without regard to claims experience, etc.) under which small employer carriers can discontinue a particular type of small group health benefit plan and discontinue all small employer health insurance coverage (section 379.938). The act allows small employer carriers offering coverage through a network plan not to offer coverage to an eligible person who no longer lives or works in the service area or to a small employer who no longer has an enrollee in the plan who lives or works in the service area. This act requires small employer carriers to offer all health benefit plans they actively market to small employers in the state. Current law requires small employer carriers to offer at least two health benefit plans: a basic and a standard health benefit plan (section 379.940).

The act prohibits small employer carriers from imposing preexisting condition exclusions in certain cases. For example, the act specifies that a pregnancy existing on the effective date of coverage is not considered a pre-existing condition. The act also prohibits imposing a preexisting condition exclusion on adopted children before attaining the age of 18 and who, as of the last day of the thirty-day period beginning on the date of adoption or placement for adoption, is covered under creditable coverage.

MISSOURI SMALL EMPLOYER HEALTH REINSURANCE PROGRAM - This act abolishes the Missouri Small Employer Reinsurance Program on

December 31, 2005 (section 379.942). The program will not take on any risk after October 1, 2004.

ACCESS TO CLAIMS EXPERIENCE - This act provides that health carriers, providing group health insurance to an employer having a group of twenty-five employees or more shall, upon request by the employer or the employer's agent of record, provide a statement of the annual claims history for each of the prior three years, or the total experience if the coverage has been in effect less than three years. The information shall be provided within thirty days of such request and shall include the total aggregate amount of claims paid and the total number of claims filed for each annual period. The information may be used by the employer or the employer's agent of record for the sole purpose of evaluating and marketing the group insurance program. The information provided to the employer or the employer's agent of record shall be furnished in a manner that does not individually identify an employee or an employee's family member and shall comply with all applicable federal and state privacy laws regarding the disclosure of health records (section 376.1600).

SURPLUS LINES INSURANCE BONDING REQUIREMENT - This act repeals the requirement that applicants for a surplus lines insurance license file a bond with the Director of the Department of Insurance (sections 384.043, 384.062, and 384.065).

EXTRAORDINARY DIVIDENDS - This act amends the formula used to determine extraordinary dividends for shareholders in insurance holding companies. The same criteria used for issuing extraordinary dividends for life insurance companies is applied to property and casualty insurance companies. This portion the act is similar to, but not identical to, SCS/SB 1078 and HCS/HB 1198 (2004) (Section 382.210).

CAR RENTAL INSURANCE AGREEMENTS - This act modifies various provisions relating to car rental insurance agreements. The act changes the definition of "authorized driver" in order to determine coverage under rental insurance agreements. The act prohibits car rental companies from requiring the purchase of collision damage waiver or car rental insurance. The act revises the written notice that must appear on every car rental contract regarding the purchase of optional insurance coverage. The notice shall state that the consumer may wish to determine whether if his or her personal insurance or credit card will provide coverage for the rental car. The act requires car rental companies to post a clear and conspicuous sign on the premises that informs the consumer about collision damage waiver, any other optional car rental insurance, and how the consumer's own auto insurance policy or credit card might already offer that protection. This act makes a car rental company subject to a \$50 fine for each violation, up to \$10,000 in any calendar year (sections 407.730 and 407.735). These provisions are similar to ones found in SB 1263 and HB 1285 (2004).

STEPHEN WITTE

012704	Introduced and read first time (H)	H146
012804	Read second time (H)	H168
012904	Referred: Financial Services (H)	H188
020304	Public Hearing Held (H)	
021004	Executive Session Held (H)	
030404	HCS Reported Do Pass (H)	H505
031004	Taken up for perfection (H)	H598-600
031004	Laid Over (H)	H600
032904	Taken up for perfection (H)	H771
032904	HCS adopted in House (H)	H778
032904	Perfected with amendments (H)	H771-778
033004	Referred: Budget (H)	H820
033104	Public Hearing Held (H)	
033104	Executive Session Held (H)	
033104	Reported Do Pass (H)	
033104	Third Read and Passed (H)	H856
040104	S First Read	S813
040504	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S836
042104	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	

EFFECTIVE :           Varies

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\*\*HB 1280\*\*  
HCS HB 1280

HOUSE SPONSOR   Kingery

3993L.02P

HCS/HB 1280 - Under current law, commercial motor vehicles are required to be registered on an annual basis. This act adds an option at the Missouri Highways and Transportation Commission's discretion to begin a one-year registration on the beginning date of a quarter. The act allows for registration periods greater than one year during the transition period. This act transfers the penalties that may be assessed to the applicable periods before each quarter so that there is no change in penalty enforcement. The act allows the issuance of a partial year registration for additions to a fleet as a convenience to the customer (so all registrations for one customer will expire at the same time). The act deletes a provision relating to prorated registration fees over the course of a year that will no longer be necessary since partial registrations will now be allowed for only such reasons as determined by the commission (subsection 5 of section 301.041).

This act updates the plate display provision to change it from December 31 to the day before each quarter begins, as applicable. The act removes references to the Highway Reciprocity Commission and the Division of Motor Carrier and Railroad Safety and replaces those references with the

commission (Sections 301.041, 390.136, 390.340, and 622.095).  
These provisions can also be found in SS/SCS/SB 1233 et al  
(2004).

STEPHEN WITTE

012704	Introduced and read first time (H)	H146
012804	Read second time (H)	H168
021904	Referred: Transportation and Motor Vehicles (H)	H369
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	HCS Reported Do Pass by Consent (H)	H623
033004	HCS H adopted	H807
033004	Third Read and Passed (H)	H807-808
033004	S First Read	S775
033104	Second Read and Referred S Transportation Committee	S805
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Bill Combined w/SCS HBs 928, 1123 & 1280	

EFFECTIVE : August 28, 2004

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\*\*HB 1284\*\*  
HCS HB 1284

HOUSE SPONSOR Engler

4228L.04P

HCS/HB 1284 - This act revises the definition of "salvage vehicle" to include any motor vehicle, semitrailer, or house trailer which has been damaged to the extent that the total cost of repairs to rebuild the vehicle to its condition immediately before it was damaged exceeds 75% of the fair market value of the vehicle prior to the damage. The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems or any sales tax for parts or materials to rebuild the vehicle (Section 301.010). The act defines "fair market value." Salvage titles may be negotiable with one reassignment on the back of the title by registered dealers or insurance companies (Section 301.217).

This act is similar to SB 1262 (2004).  
STEPHEN WITTE

012704	Introduced and read first time (H)	H146
012804	Read second time (H)	H168
021904	Referred: Transportation and Motor Vehicles (H)	H369
030304	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	HCS Reported Do Pass by Consent (H)	H623
033004	HCS H adopted	H808-809
033004	Third Read and Passed (H)	H809-810

033004 S First Read S775  
 033104 Second Read and Referred S Transportation Committee S805  
 040604 Hearing Conducted S Transportation Committee  
 040804 Voted Do Pass S Transportation Committee-Consent  
 041504 Reported From S Transportation Committee to S957  
 Floor - Consent  
 042604 S Consent Calendar (4/15)

EFFECTIVE : August 28, 2004

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 \*\*HB 1285\*\*  
 HS HCS HB 1285

HOUSE SPONSOR Engler

4221L.04P

HS/HCS/HB 1285 - This act modifies the law with respect to what constitutes deceptive and unfair trade practices with respect to car rental companies. The act modifies the definition of "authorized driver" as it applies to car rental contracts to exclude employers, parking valets, and family members other than a spouse. The act revises the written notice that must appear on every car rental contract regarding the purchase of optional insurance coverage and how the consumer's own auto insurance policy or credit card might already offer that protection. The act requires car rental companies to provide notice to the consumer in the form of a sign or brochure that informs the consumer about the availability of a collision damage waiver, any other optional car rental insurance, and a statement that the purchase of collision damage waiver is not required in order to rent a car.

The act clarifies that a violation for deceptive and unfair practice must be done knowingly and intentionally. The act provides that a violation by a car company of the act shall lead to a \$50 fine for each violation up to \$10,000 in any calendar year. The act provides that injunctive relief and the above aforementioned fines are the exclusive remedy for any violation of Sections 407.730 to 407.735.

The act also modifies the law with respect to how the state Highways and Transportation Commission may provide automobile liability insurance. The act provides that the commission may provide such insurance for airplanes and boats utilized by the commission in addition to motor vehicles. The commission may provide for such insurance by a plan of:

- (1) Self-insurance;
- (2) Partially self-insured and partially insured by a contract of insurance; or
- (3) Full insurance issued by an insurance company.

STEPHEN WITTE

012704	Introduced and read first time (H)	H146
012804	Read second time (H)	H168
020504	Referred: Financial Services (H)	H244
030904	Public Hearing Held (H)	
031604	Executive Session Held (H)	
041304	HCS Reported Do Pass (H)	H1060
042004	House Substitute offered (H)	H1150
042004	HS adopted in House (H)	H1151
042004	Perfected with amendments (H)	H1151
042104	Third Read and Passed (H)	H1168-1169
042204	S First Read	S1012
042304	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1286\*\*

HCS HBs 1286 & 1175

HOUSE SPONSOR Guest

3995L.03P

HCS/HBs 1286 & 1175 - This act prohibits marine manufacturers from terminating or renewing a dealership agreement or substantially changing the competitive circumstances of a dealership without good cause. The act specifies the circumstances that are considered good cause.

Manufacturers are required to provide notice at least 90 days prior to any termination, cancellation, or nonrenewal of a dealership agreement. A dealer shall have 90 days to cure any claimed deficiency. A dealer must provide notice of intent to cure deficiencies within the 90-day period. Termination will take effect 60 days after the dealer's receipt of the manufacturer's notice, unless the dealer has new inventory on hand if so, upon dealer request, it will take effect upon the sale of the remaining inventory but no later than 90 days from the manufacturer's notice of termination.

Dealers may terminate a dealer agreement at any time by giving written notice to the manufacturer at least 90 days prior to the effective date of the termination.

Upon change of ownership, dealers must give a 90-day written notice to the manufacturer. Manufacturers cannot refuse a proposed change or sale and may not disapprove or withhold approval unless the manufacturer can show its decision is based on a reasonable criterion such as business experience, moral character, financial qualifications, or criminal record. Manufacturers have 60 days to provide written notice of rejection of a proposed change or sale. The transfer provisions do not apply to the transfer to a successor in the event of a dealer's death.



The act provides for the repurchase of certain vessels when the dealer agreement is terminated by the manufacturer. The act also provides for legal action upon unlawful termination or failure of renewal of a dealership.

RICHARD MOORE

012804	Introduced and read first time (H)	H166
012904	Read second time (H)	H183
020504	Referred: Small Business (H)	H244
021804	Public Hearing Held (H)	
031004	Executive Session Held (H)	
040804	HCS Reported Do Pass (H)	H1030
042004	HCS adopted in House (H)	H1150
042004	Perfected (H)	H1150
042104	Third Read and Passed (H)	H1172-1173
042204	S First Read	S1012
042304	Second Read and Referred S Commerce & the Environment Committee	
042704	Hearing Scheduled S Commerce & the Environment Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1288\*\*  
SCS HCS HB 1288

HOUSE SPONSOR Threlkeld

4237S.06C

SCS/HCS/HB 1288 - This act pertains to contractual agreements between manufacturers and other merchants.

New language modifies Section 301.566 by requiring recreational vehicle dealers licensed in another state who wish to participate in a vehicle show or exhibition, to notify the Motor Vehicle Commission at least thirty days prior to the event. The commission must then make a determination regarding the dealer's compliance with Missouri's law, if such dealer does not comply, the commission must notify the dealer at least fifteen days prior to the event of the inability to participate. A violation of this section will result in a \$1,000 fine to be assessed by the commission.

This act modifies language in the original bill, first, by changing the time frame that claims made by a franchisee for promoting events or activities from ten days to twenty-five days, or program close, whichever is later. New language exempts certain claims from the provisions in the act, those being claims related to holdbacks and those related to a franchisor's use of a "balance forward account".

The act incorporates provisions originally set forth in HCS/HB 1286 & 1175; contractual agreements for marine dealers.

The act prohibits a marine manufacturer from canceling a dealership agreement or substantially changing the competitive circumstances of a marine dealership without good cause; the circumstances where good cause shall exist are laid out in this act.

This act directs a marine manufacturer to notify the marine dealership at least ninety days via written notice of termination of any cancellation or nonrenewal of the dealership agreement. The notice shall provide the reasons for such a change and provide the dealer with ninety days to rectify the problems that led to such a decision. If the issues are dealt with, such notice shall be void, however if the problems are not dealt with, the change shall take effect sixty days after the receipt of the manufacturer's notice. A dealer can terminate the dealership agreement at any time provided they give written notice to the manufacturer at least ninety days prior to the change. The burden of proof lies with the manufacturer, and the ninety day requirement can be reduced to sixty days for a myriad of reasons; those reasons are laid out in this act.

A change in ownership must also follow the notification requirements; a dealer shall provide ninety days, written notice prior to the closing. Manufacturers cannot refuse this change unless it can show that the decision to do so is based on the reasonable criteria. This provision shall not apply in the case of a transfer to a designated family member made on behalf of a deceased dealer; once again, the manufacturer cannot refuse such a change unless it can show the decision to do so was based on the business experience, moral character, financial qualification, or criminal record of the designated family member. If the manufacturer refuses any change in ownership, they shall provide written notification of its reasons to the dealer within sixty days after receipt of the dealer notification and final determination. If no such notice is provided, the change shall be deemed approved.

This act provides for the repurchase of certain marine vessels when the dealer agreement is terminated by the manufacturer. The option for dealers who have had a dealer agreement unlawfully terminated to bring legal action against the responsible manufacturer is also laid out in this act.

MEGAN CRAIN

012804	Introduced and read first time (H)	H166
012904	Read second time (H)	H183
020504	Referred: Transportation and Motor Vehicles (H)	H244
021804	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030904	HCS Reported Do Pass by Consent (H)	H567
031804	HCS H adopted	H751
031804	Third Read and Passed (H)	H751-752

031804 S First Read S709  
 033004 Second Read and Referred S Commerce & the Environment S739  
 Committee  
 040604 Hearing Conducted S Commerce & the Environment  
 Committee  
 041504 SCS Voted Do Pass S Commerce & the Environment  
 Committee (4237S.06C)  
 042304 Reported From S Commerce & the Environment  
 Committee to Floor w/SCS  
 042604 006 S Calendar H Bills for Third Reading w/SCS

EFFECTIVE : August 28, 2004

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 \*\*HB 1290\*\*

SCS HS HCS HB 1290

SENATE HANDLER Steelman

HOUSE SPONSOR Portwood

3857S.11C

SCS/HS/HCS/HB 1290 - This act authorizes an income tax designation to be printed on the Missouri income tax form for the purpose of donating a portion of a taxpayer's or corporation's refund to certain charities with a health-related mission. Donations can be made to the American Cancer Society Heartland Division, Inc. Fund, the ALS Lou Gehrig's Disease Fund, the American Lung Association of Missouri Fund, the Arthritis Foundation Fund, the Muscular Dystrophy Association Fund, the American Heart Association Fund, the March of Dimes Fund, the Gateway Area Diabetes Association Fund, or the National Multiple Sclerosis Society Fund. The act also permits if an organization that has the cure of sickle cell anemia as its primary purpose is formed in this state that meets the requirements of this act, such organization shall be included in the provisions of this act.

The act requires organizations to be statewide and have the cure of a chronic illness as its primary purpose and authorizes the Director of Revenue to combine this contribution designation and the designation for general revenue into two, rather than one, contribution designations boxes. This will allow a person to make two designations. The minimum contribution for each tax return is \$1, and the maximum is \$200 per return.

JEFF CRAVER

012804 Introduced and read first time (H) H166  
 012904 Read second time (H) H183  
 012904 Referred: Tax Policy (H) H188  
 020304 Public Hearing Held (H)  
 021704 Executive Session Held (H)  
 030404 HCS Reported Do Pass (H) H506  
 031004 House Substitute offered (H) H588  
 031004 HS adopted in House (H) H588  
 031004 Perfected (H) H588

031504	Third Read and Passed (H)	H637-638
031504	S First Read	S643
031604	Second Read and Referred S Ways & Means Committee	S654
033004	Hearing Scheduled, Not Heard S Ways & Means Committee	
040604	Hearing Conducted S Ways & Means Committee	
040604	SCS Voted Do Pass S Ways & Means Committee-Consent (3857S.11C)	
040704	Reported From S Ways & Means Committee to Floor w/SCS - Consent	S878
041504	Referred S Governmental Accountability & Fiscal Oversight Committee	S959
041904	Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee	
041904	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S971
042604	S Consent Calendar w/SCS (4/7)	

EFFECTIVE : August 28, 2004

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\*\*HB 1291\*\*

SENATE HANDLER Cauthorn HOUSE SPONSOR Pearce

4123L.01P

HB 1291 - This act restricts lenders from requiring borrowers to obtain homeowners insurance in an amount exceeding the replacement value of the improvements and contents of the real property as a condition of financing a residential mortgage. A violation of this provision shall not affect the validity of the loan, note secured by a deed of trust, mortgage, or deed of trust.

This act is similar to SB 1086 (2004).  
STEPHEN WITTE

012804	Introduced and read first time (H)	H166
012904	Read second time (H)	H183
021204	Referred: Financial Services (H)	H320
022404	Public Hearing Held (H)	
030204	Executive Session Held (H)	
030304	Reported Do Pass by Consent (H)	H480
031604	Third Read and Passed (H)	H657
031604	S First Read	S659-660
031804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S710
040504	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
040604	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee - Consent	
040704	Reported From S Financial & Governmental Org., Vet Affairs & Elections Committee to Floor - Consent	S878
042604	S Consent Calendar (4/7)	

EFFECTIVE : August 28, 2004

**\*\*HB 1304\*\***

CCS SS#2 SS SCS HS HCS HB 1304

SENATE HANDLER Scott

HOUSE SPONSOR Byrd

3380S.15T

CCS/SS#2/SS/SCS/HS/HCS/HB 1304 - This act modifies provisions relating to claims for damages.

SUITS AGAINST NONPROFIT CORPORATIONS - 355.176 - The act repeals and reenacts section 355.176 regarding services of process in suits against nonprofit corporations.

INTEREST ON JUDGEMENTS - Section 408.040 - Prejudgement interest is calculated 90 days after the demand or offer is received by certified mail return receipt. Currently, it is calculated 60 days after the demand or offer is made. Such demands and offers must be in writing; accompanied by an affidavit from the claimant covering the legal theory and damages claimed; list the medical providers of the claimant, include other medical information and contain authorization to allow the other party to obtain employment and medical records; and be left open for 90 days. The trial court shall award prejudgement interest if the conditions of this section are met. Claims for prejudgement interest in tort actions shall be calculated at an interest rate tied to the Federal Funds Rate, as established by the Federal Reserve Board, plus three percent. Claims for post-judgement interest in tort actions shall be calculated at an interest rate tied to the Federal Funds Rate plus five percent. If a claimant fails to file suit in circuit court within 30 days after the expiration of 90 days of the demand being open, then the court shall not award prejudgement interest to the claimant.

VENUE - Section 508.010 - Where the cause of action accrues in Missouri, venue in all tort actions, including torts for improper healthcare, shall only be in any county within the judicial circuit where cause of action accrued. The judicial circuit where the cause of action accrued is defined to be the judicial circuit where the plaintiff was first injured by the wrongful acts of the defendant. If the cause did not accrue in Missouri, then venue depends on whether there is an individual or corporate defendant. For an individual defendant, venue shall be in any county within the judicial circuit where an individual defendant resides or if there are one or two plaintiffs and either resided in Missouri on the date the cause of action accrued, any county within the judicial circuit where one of the plaintiffs resided on the date the cause of action accrued. For a corporate defendant, venue shall be in either any county within the judicial circuit where the registered agent is located or, if there are one or two plaintiffs and either resided in Missouri on the date the cause of action accrued, any county within the judicial circuit where one of the plaintiffs resided on the date the cause of action accrued. Motions to dismiss or to transfer based on a claim of improper venue shall be granted if not denied

within 90 days of filing, unless the time period is waived by all parties. The act also repeals sections 508.040 (venue for corporations), 508.070 (venue for motor carriers) and 508.120 (disqualification of judge and change of venue).

**PUNITIVE DAMAGES - Section 510.263 -** The section is made applicable to tort actions for improper health care. "Punitive damage award" is defined to include an award for punitive or exemplary damages as well as an award for aggravating circumstances. Discovery of a defendant's assets only can occur after the trial court finds the plaintiff will have a submissible case for punitive damages.

**STATUTE OF LIMITATIONS IN ACTIONS AGAINST HEALTH CARE PROVIDERS - Section 516.105 -** Currently, in no event may a suit be commenced after ten years from a minor's 20th birthday. The act changes it to the minor's 18th birthday.

**PEER REVIEW COMMITTEES (Section 537.035) -** Authorizes the appointment of a peer review committee by the board of trustees or chief executive officer of a long-term care facility licensed under chapter 198, RSMo. This addition has the effect of making records of nursing home quality assessment and assurance committees privileged and inadmissible in court.

**JOINT AND SEVERAL LIABILITY - Section 537.067 -** In all tort actions, a defendant shall be jointly and severally liable for compensatory and noneconomic damages only with those defendants whose apportioned percentage of fault is less than the defendant. A defendant is only liable for their percentage of fault for punitive damages. A party whose uncollectible amount is reallocated shall be subject to contribution.

**DEFINITION OF "HEALTH CARE PROVIDER" - Section 538.205 -** Includes long term care facilities licensed under chapter 198, RSMo. The definition of "punitive damages" shall include exemplary damages and damages for aggravating circumstances.

**MEDICAL MALPRACTICE NONECONOMIC DAMAGES CAP - Section 538.210 -** Cap on noneconomic damages for all plaintiffs is lowered from its current inflation-adjusted cap of \$565,000 (adjusted from its base amount of \$350,000 in 1986) to \$400,000. There shall be no inflation adjustment. No plaintiff shall recover more than \$400,000 regardless of the number of defendants. This section also removes the words "per occurrence" to ensure a single cap and not multiple caps per incidents of medical malpractice as held by the court in Scott v. SSM Healthcare. The cap applies to any person or entity that is a defendant in a lawsuit brought against a health care provider or that arises out of the rendering of health care services. No hospital or health care provider shall be liable for actions of entity or person who is not an employee of such hospital or health care provider. Any spouse claiming loss of consortium shall be considered the same

plaintiff as their spouse. All persons and entities asserting a wrongful death claim are considered one plaintiff.

DAMAGE CAPS FOR TRAUMA CARE - Section 538.213 - Limits civil damages against certain physicians, dentists, hospitals and hospital employees to \$200,000 for noneconomic damages in claims arising out of emergency room care. The limit does not apply to reckless, willful or wanton conduct.

PERIODIC PAYMENTS - Section 538.220 - Requires future medical payments to be made in an amount according to a schedule determined by the payee's life expectancy. The court shall apply interest on future payments at an interest rate tied to the average auction price of a 52-week United States Treasury bill.

AFFIDAVIT OF MERIT - Section 538.225 - Requires a court to dismiss any medical malpractice claim where the plaintiff fails to file an affidavit stating that he or she has obtained the written opinion of a legally qualified health care provider which states that the defendant failed to use reasonable care and such care caused plaintiff's damages. Currently, it is within the court's discretion to dismiss the case. The opinion of the health care provider is subject to review by the court upon request of a defendant in order to ensure that the health care provider meets the qualifications to offer such opinion. The health care provider offering the opinion must be licensed in substantially the same profession and authorized to practice in substantially the same specialty as the defendant. The time for filing the affidavit can be extended for up to 90 days.

BENEVOLENT GESTURES - Section 538.227 - Prohibits statements, writings or benevolent gestures expressing sympathy made to the person or to the family of the person from being admitted into evidence.

SEVERABILITY - Section 1 - Adds severability clause.

EFFECTIVE DATE OF ACT - Section 2 - Provides that the act shall apply to all cases filed after August 28, 2004.

CHANGE OF VENUE - Section 3 - If a plaintiff or defendant is added or removed prior to trial which would, if originally added or removed to the initial petition, alter the determination of venue, then the judge shall transfer the case to a proper forum.

This act is similar to SB 1094 (2004) and SB 280 (2003).  
JIM ERTLE

012804 Introduced and read first time (H)	H167
012904 Read second time (H)	H183
012904 Referred: Judiciary (H)	H188
020404 Public Hearing Held (H)	

020904	Hearing continued	
020904	Hearing continued	
021104	Executive Session Held (H)	
021904	HCS Reported Do Pass (H)	H378
030204	Taken up for perfection (H)	H463-464
030204	House Substitute offered (H)	H463
030204	Laid Over (H)	H464
030204	Taken up for perfection (H)	H465-467
030204	Laid Over (H)	H467
030904	Taken up for perfection (H)	H551-553
030904	Point of Order (H)	
030904	Laid Over (H)	H553
030904	Taken up for perfection (H)	H555
030904	HS adopted in House (H)	H565
030904	Perfected with amendments (H)	H555-566
031104	Third Read and Passed (H)	H616-617
031504	S First Read	S643
031604	Second Read and Referred S Judiciary & Civil & Criminal Jurisprudence Committee	S654
032904	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
040104	SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (3380S.09C)	
040104	Reported From S Judiciary & Civil & Criminal Jurisprudence Committee to Floor w/SCS	S818
040504	SS for SCS S offered (Bartle) (3380S.12F)	S835
040504	SS for SS for SCS S offered (Scott) (3380S.11F)	S835
040504	Bill Placed on Informal Calendar	S835
040604	SA 1 to SS for SS for SCS S offered (Jacob)	S841-856
040604	SSA 1 for SA 1 to SS for SS for SCS S offered & withdrawn (Bartle)	S856-866
040604	SA 1 to SS for SS for SCS S withdrawn	S866-867
040604	SA 2 to SS for SS for SCS S offered (Jacob)	S867
040604	Bill Placed on Informal Calendar	S867
040604	SA 2 to SS for SS for SCS S withdrawn	S870
040604	SA 3 to SS for SS for SCS S offered (Steelman)	S870-871
040604	SSA 1 for SA 3 to SS for SS for SCS S offered & withdrawn (Jacob)	S871
040604	SSA 2 for SA 3 to SS for SS for SCS S offered & defeated (Jacob)	S871-872
040604	SSA 3 for SA 3 to SS for SS for SCS S offered & withdrawn (Bartle)	S872
040604	SSA 4 for SA 3 to SS for SS for SCS S offered (Jacob)	S872-873
040604	Bill Placed on Informal Calendar	S873
040704	SSA 4 FOR SA 3 to SS for SS for SCS S defeated	S877
040704	Bill Placed on Informal Calendar	S877
040704	SA 3 to SS for SS for SCS S withdrawn	S878-879
040704	SS for SS for SCS S withdrawn	S879
040704	SS#2 for SS for SCS S offered (Scott) (3380S.15F)	S879
040704	SA 1 to SS#2 for SS for SCS S offered (Steelman)	S879
040704	SSA 1 for SA 1 to SS#2 for SS for SCS S offered & adopted (Jacob)	S879
040704	SA 2 to SS#2 for SS for SCS S offered &	S879-889



adopted (Jacob)	
040704 SA 3 to SS#2 for SS for SCS S offered & adopted (Caskey)	S899-892
040704 SA 4 to SS#2 for SS for SCS S offered & adopted (Steelman)	S892
040704 SA 5 to SS#2 for SS for SCS S offered & adopted (Steelman)	S892
040704 SA 6 to SS#2 for SS for SCS S offered & defeated (Bray)	S892-893
040704 SA 7 to SS#2 for SS for SCS S offered & adopted (Gibbons)	S893-897
040704 SS#2 for SS for SCS, as amended, S adopted	S897
040704 Referred S Governmental Accountability & Fiscal Oversight Committee	S897
040804 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee	
040804 Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	S905
040804 S Third Read and Passed	S907
041404 H refuses to concur in SS#2 SS SCS, as amended	
041404 H requests S recede or grant conference	
041404 S refused to recede & grants conference	S933
041404 H conferees appointed (Byrd, Crowell, Jetton, Harris-23, Johnson-90)	H1079/S950
041404 S conferees appointed (Scott, Gibbons, Bartle, Jacob, Caskey)	S950/H1119
041504 CCR/CCS H submitted (3380S.19S)	H1119-1120
041904 CCR/CCS H adopted	H1129-1131
041904 H Third Read and Passed	H1131-1132
042104 CCR/CCS S offered	S1008-1010
042204 CCR/CCS S adopted	S1010
042204 S Third Read and Passed	S1010-1011
042204 Truly Agreed to and Finally Passed	S1016
042204 Signed by House Speaker	H1187
042204 Signed by Senate President Pro Tem	S1016
042204 Delivered to Governor	H1187

EFFECTIVE : August 28, 2004

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\*\*HB 1305\*\*

SCS HCS HB 1305

SENATE HANDLER Scott

HOUSE SPONSOR Byrd

4174S.05C

SCS/HCS/HB 1305 - This act makes several changes to the laws regarding medical malpractice insurance. The act includes medical malpractice insurance policies issued by insurance companies or professional malpractice associations (bedpan mutuals or 383s) within the definition of "commercial casualty insurance" for the purposes of providing notice when canceling or renewing such policies (Sections 379.882 - 379.888, RSMo). Under current law, medical malpractice insurance is not included (section 383.010). By including

medical malpractice insurance in the definition of "commercial casualty insurance" in those sections, medical malpractice insurance policies will be subject to certain cancellation and nonrenewal requirements and the rate filing requirements that apply to other forms of commercial casualty insurance.

CONVERTING BEDPAN MUTUALS - Under this act, no physician mutual insurance companies (383s or bedpan mutuals) formed under Chapter 383, RSMo, may be converted into an insurance company licensed under Chapter 375, 377, or 379, RSMo, or other business entity. If the member of such an association desire to change the structure of the association and organize under such laws, the physician mutual insurance company must pay all outstanding claims, indemnities and other liabilities. Thereafter, a final dissolution of the association may be performed, and any remaining surplus shall be distributed to the members subject to the approval of the director (Section 383.010.4).

WAIVER OF LAWSUITS PROHIBITED - No physician mutual insurance company shall require, as a condition in any insurance policy, that the insured health care provider waive any right to pursue a cause of action against the managers or directors of the company for mismanagement or other breach of fiduciary duties (Section 383.010.5).

ARTICLES OF ASSOCIATION - The articles of incorporation filed by any association formed under Sections 383.010 to 383.040 shall specify the types of assessments that will be applied to its members. With respect to any assessment to cover losses and expenses of the association, the articles shall specify the exact method and criteria by which the amounts of each type of assessment are to be determined, the time in which such assessments may be made without limitation as to frequency, and the maximum amount of any one such assessment (Section 383.015).

FINANCIAL AND MARKET CONDUCT EXAMINATIONS - This act modifies the section which subjects mutual insurance companies formed under Sections 383.010 to 383.040 to market conduct and financial examinations by the Department of Insurance (Section 383.030).

PROFESSIONAL MALPRACTICE ASSOCIATIONS TO BE SUBJECT TO CERTAIN INSURANCE LAWS - This act subjects certain professional malpractice associations (383s) to Sections 379.882 - 379.893 regarding commercial casualty insurance, Section 379.321.6 dealing with rate filing and notice requirements of commercial casualty insurance, and Sections 375.930 - 375.948 dealing with unfair trade practices. The act also modifies the law of how Section 379.080 (relating to permissible investments) and Section 379.102 (relating to maintenance of unearned premium and loss reserves as liabilities) apply to professional

malpractice associations (Section 383.035).

SOLVENCY OF PROFESSIONAL MALPRACTICE ASSOCIATIONS - This act requires the Director of the Department of Insurance to order associations formed under Sections 383.010 to 383.040 to submit a voluntary plan under which the association will restore its surplus to at least zero dollars. The Director of the Department of Insurance shall monitor the performance of the association's plan and order assessments upon its members if these surplus requirements are not met. Under the current law, this function is discretionary. The act provides that it is an unfair trade practice for an association to assert, contrary to its articles and bylaws, to its members that assessments shall not be made.

STOCK INSURANCE COMPANIES - This act allows medical malpractice insurance stock insurance companies to form under certain conditions. The general incorporation provisions of Chapter 379, RSMo, and insurance laws of this state shall be applicable unless the provisions of the act provide otherwise. No company authorized to issue medical malpractice insurance prior to August 28, 2004, shall incorporate under the provisions of this act. Under this act, the director of the Department of Insurance may waive the capital and surplus requirements solely for medical malpractice for any company formed under the provisions of this act. The act also provides that any company formed under this act shall not be a member of the Missouri Property and Casualty Insurance Guarantee Association, unless the company meets the applicable capital and surplus requirements and maintains such capital and surplus requirements for a period of not less than three consecutive years. Physician mutual insurance companies formed under Chapter 383, RSMo, may be merged into any company formed under this act.

PENALTY FOR FAILING TO FILE TIMELY CLAIMS INFORMATION - This act assesses a fine against medical malpractice insurers and self-insured health care providers that fail to file timely report claims information (Section 383.112).

COMPETITIVE BIDDING PROCESS - This act allows the Director of the Department of Insurance to establish a competitive bidding process after the director determines that medical malpractice insurance is not reasonably available in the voluntary market (Sections 383.150 and 383.151).

TAX CREDIT FOR MEDICAL MALPRACTICE PREMIUMS FOR HEALTH CARE PROVIDERS - This act creates a tax credit for health care providers to offset medical malpractice insurance premiums. The tax credit is in an amount of up to 15% of an annual increase in the provider's medical malpractice insurance premium. The tax credit is capped at \$15 million (Section 135.163).

INSURANCE OVERSIGHT AND RATE REDUCTION PROGRAM - This act establishes new standards and procedures for making and using rates for medical malpractice insurance. First, the act exempts medical malpractice insurance from the rate regulations that apply to other forms of property and casualty insurance (Section 379.316). The act provides that such rates shall not be excessive, inadequate or unfairly discriminatory. Any insurer that desires to increase a rate by less than 15% shall file the rate, along with supporting data, no later than 30 days after such rate becomes effective. These filings shall not be subject to approval or disapproval by the director.

Any insurer desiring to increase a rate 15% or higher shall submit a complete rate application to the director. The applicant has the burden of proving that the requested rate increase is justified.

The act provides that every insurer that has filed a rate increase not requiring approval by the director for 2 consecutive years and in the 3rd desires a rate increase in which the aggregate over the three-year period will exceed a total 40% rate increase will have to prove that the rate is justified.

The director has authority to promulgate rules which will set forth standards that insurers will use to calculate their rates. The rules shall establish a range within which an expected rate or return shall be presumed reasonable, establish categories of expenses that shall be presumed reasonable, establish proper weights to be given to different years of experience and any other standard deemed reasonable and appropriate by the director.

The director shall require insurers to submit in their application for a rate change the following:

(1) A comparison between the insurer's projected incurred losses and its ultimate incurred losses for the eight most recent policy years for which data is available and

(2) A memorandum explaining its methodology the insurer used to reflect the total investment income it reasonably expects to earn on all its assets during the period the proposed rate is to be in effect.

The director shall notify the public of any application for a rate increase of 15% or more, and shall hold a hearing on the application within 45 days. The application shall be deemed approved 90 days after such hearing unless disapproved by the director after the hearing.

This act gives the director the authority to order an insurer to discontinue using an excessive rate and that the insurer refund the excessive portion of the rate to any policyholder who has paid such rate. The director shall not be required to find that a reasonable degree of competition does not exist to find a rate excessive.

The director may consider out-of-state experiences if their insufficient experience in this state. In some circumstances, the director may consider nationwide experience (Section 383.200).

COMPRESSION OF RATES - This act provides that the ratio between the base rate of the highest-rated specialty and the base rate of the lowest-rated specialty shall be no more than a ratio of six-to-one (Section 383.205).

EXPERIENCE RATING - This act requires medical malpractice insurers to apply a credit or debit on the provider's loss experience. The insurer shall include a schedule of all such credits and debits, or a description of such alternative method in all filings it makes with the director of insurance (Section 383.210).

DATA DISCLOSURE - This act requires each malpractice insurer, on or before March 1st of every year to file certain information with the department of insurance. The information shall consist of or relate to, but not be limited to: closed claims; judgments, payment, and severity of injury in connection with judgments; rate changes during the previous five-year period; premiums and losses by medical specialty; premiums and losses by experience of insured; and investment performance of the insurer (Section 383.215).

MEDICAL MALPRACTICE INSURANCE QUOTATION SERVICE - This act requires the department by July 1, 2005, to develop and establish an interactive Internet web site enabling health care providers to obtain medical malpractice insurance quotes. Insurers' rate changes must be integrated into the website within 10 days. The site must provide contact information for each of the insurers participating. By December 1, 2005, the director of the department must submit a report to the General Assembly on the development, implementation, and effectiveness of the website (Section 383.220).

FILING OF MANUALS AND CLASSIFICATIONS - This act requires insurers to file new manuals of classifications, rules, underwriting rules, rates, rate plans and modifications, policy forms and other forms to which such rates are applied, that reflect the savings, if any, attributable to each provision in the act (Section 383.225).

NOTICE OF RENEWAL PREMIUM RATE INCREASE - This act requires

insurers to provide at least 90 days written notice to insureds of renewal premium rate increases (Section 383.230).

MISSOURI PHYSICIANS MUTUAL INSURANCE COMPANY - This act establishes the Missouri Physicians Mutual Insurance Company, a public corporation which will provide medical malpractice insurance for its members. A nine-member board of directors, appointed by the Governor, will oversee the company; and an administrator, hired by the board, will manage the company. Employees of the company will be immune from personal liability for acts performed, or obligations entered into, when done in good faith. The board will have control over the company's premium rates. Any insurance producer licensed to sell professional negligence insurance in the state may sell policies for the company. The administrator will formulate and implement a program to reduce the amount of medical malpractice by providing training seminars to physicians and their staffs. The board may deny insurance to physicians who refuse to attend the training seminars. The company will bear the cost of the training. The company may be capitalized by a loan of up to \$10 million from the state's Physicians Mutual Insurance Company Loan Fund, which is created in the bill. Revenue bonds may also be issued in an amount not to exceed a principal amount of \$50 million (Sections 383.605 - 383.655).

INSURANCE REQUIREMENTS FOR HMO'S - The act provides that health services corporations, HMO's and health benefit plan entities cannot require, as a condition of participation in the network, that a physician maintain a medical malpractice insurance policy that is deemed excessive by the director of the Department of Insurance (Section 354.001).

STEPHEN WITTE

012804 Introduced and read first time (H)	H167-168
012904 Read second time (H)	H183
020504 Referred: Judiciary (H)	H244
021104 Public Hearing Held (H)	
021804 Executive Session Held (H)	
022604 HCS Reported Do Pass (H)	H443
031004 HCS adopted in House (H)	H583
031004 Perfected (H)	H579-584
031004 Referred: Budget (H)	H600
031604 Corrected Fiscal Note - Did not require Fiscal Review	H653
031604 HCS H adopted	H662
031604 H Third Read and Passed (H)	H662-663
031604 S First Read	S661
031804 Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S710
040704 Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
040804 SCS Voted Do Pass S Small Business, Insurance and Industrial Relations Committee (4174S.05C)	

040804	Reported From S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS	S905
041404	SA 1 to SCS S offered (Jacob)	S939-950
041404	Bill Placed on Informal Calendar	S950
041504	SA 1 to SA 1 to SCS S offered & adopted (Scott)	S959-960
041504	SA 2 to SA 1 to SCS S offered & adopted (Steelman)	S960
041504	SA 1 to SCS, as amended, S adopted	S960
041504	SCS, as amended, S adopted	S960
041504	Referred S Governmental Accountability & Fiscal Oversight Committee	S960
042604	Hearing Scheduled S Governmental Accountability & Fiscal Oversight Committee	
042604	S Inf Calendar H Bills for Third Reading (Fiscal)	

EFFECTIVE : August 28, 2004

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\*\*HB 1317\*\*

HOUSE SPONSOR Kingery

3714L.02P

HB 1317 - This act allows Boy Scout members or parents of Boy Scouts to obtain specialized license plates after paying the following fees:

- (1) A \$25 annual emblem-use contribution to Boy Scouts of America;
- (2) A \$15 specialized license plate fee to the Department of Revenue; and
- (3) Regular registration fees.

A similar provision is contained in SCS/SB 1233 et al (2004).

STEPHEN WITTE

012904	Introduced and read first time (H)	H180
020204	Read second time (H)	H195
020504	Referred: Transportation and Motor Vehicles (H)	H244
021804	Public Hearing Held (H)	
022504	Executive Session Held (H)	
030304	Reported Do Pass by Consent (H)	H483
031704	Third Read and Passed (H)	H725-726
031804	S First Read	S707
033004	Second Read and Referred S Transportation Committee	S739
041304	Hearing Conducted S Transportation Committee	
041404	Voted Do Pass S Transportation Committee-Consent	
041504	Reported From S Transportation Committee to Floor - Consent	S956
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

\*\*HB 1321\*\*

SCS HCS HB 1321

SENATE HANDLER Klindt

HOUSE SPONSOR Schaaf

2790L.04C

SCS/HCS/HB 1321 - This act establishes that the average maturity of bonds or notes issued under the Neighborhood Improvement Act after the effective date cannot exceed 120% of the average economic life of the improvements.

Any improvement for which a petition is filed or an election is held must include provisions for maintenance of the project during the term of the bond or note.

In the event that any parcel of property within the district is divided into more than one parcel after the final costs of the improvement are apportioned, all unpaid final costs assessed to the original parcel will be recalculated and divided proportionally to each of the parcels that result from the division. No parcel of property which has had its assessment paid in full can be reassessed or have its initial assessment changed.

The governing body, when creating a resolution to submit the question of creating a district to the voters or a petition to be signed by property owners, must provide notice that the annual assessment for maintenance costs of the improvements must not exceed the estimated annual maintenance costs by more than 25%.

The resolution or petition must provide the proposed method of assessment of property, which includes an annual assessment of maintenance costs in each year during the term of the bonds issued and after the bonds are paid in full. Current law refers only to an assessment in each year after the bonds are paid in full.

SUSAN HENDERSON

012904	Introduced and read first time (H)	H181
020204	Read second time (H)	H195
020504	Referred: Local Government (H)	H244
031104	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031104	HCS Reported Do Pass by Consent (H)	H620
033004	HCS adopted in House (H)	H819
033004	Third Read and Passed (H)	H819-820
033104	S First Read	S793
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S835
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	SCS Voted Do Pass S Economic Development, Tourism and	



Local Government Committee-Consent (2790L.04C)  
 041304 Reported From S Economic Development, Tourism & S917  
 Local Government Committee to Floor w/SCS - Consent  
 042604 S Consent Calendar w/SCS (4/13)

EFFECTIVE : August 28, 2004

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 \*\*HB 1338\*\*  
 SCS HCS HB 1338

HOUSE SPONSOR Wood

3949L.02P

SCS/HCS/HB 1338 - This act regulates the business practice of travel clubs and vacation clubs (herein after "club"). The club must register to do business or possess a fictitious name in accordance with existing state law.

Before contracting with citizens of this state, the club shall file and maintain a bond with the Attorney General's office. The Attorney General shall set the bond amount by rule. The bond or letter of credit shall be in favor of any private client injured by a violation of the terms of this act. In lieu of a bond or letter of credit, a club must annually provide proof to the Attorney General that the company has insurance against nonperformance in an amount equal to what bonds have been issued. The act also permits a purchaser to rescind the contract with the travel club within seven days.

The act also requires that a seller provide a confirmation number to a buyer within five days.

HENRY T. HERSCHEL

012904	Introduced and read first time (H)	H182
020204	Read second time (H)	H195
020504	Referred: Tourism and Cultural Affairs (H)	H245
021004	Public Hearing Held (H)	
021704	Executive Session Held (H)	
022504	HCS Reported Do Pass (H)	H425
030104	HCS adopted in House (H)	H454
030104	Perfected with amendments (H)	H454
030404	Third Read and Passed (H)	H492/S546
030404	S First Read	S546
030804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S558
031704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
031704	SCS Voted Do Pass S Local Government and Economic Development Committee (3949S.04C)	

EFFECTIVE : August 28, 2004

\*\*HB 1347\*\*

HCS HB 1347

SENATE HANDLER Shields

HOUSE SPONSOR Jetton

4334L.02P

HCS/HB 1347 - This act establishes a Council on Library Development to advise the Secretary of State and the Missouri State Library on matters relating to library service, recommend library policies and programs, and communicate the value of libraries.

The Secretary of State will appoint council members to three-year terms and include representatives from both houses of the General Assembly, the public, libraries, and trustees and users of state libraries. The act changes the current requirement for state agencies to supply 45 copies of any report to the Missouri State Library to paper copies in the numbers specified by the Missouri State Library. Each state agency is given responsibility to submit publications electronically consistent with the state's enterprise architecture and to determine the format of the publication. The Secretary of State must provide a secure electronic repository of state publications with multiple access methods and establish rules for the selection of participating libraries and the electronic formats acceptable for publications in the repository. The Missouri State Library will administer the electronic repository and continue to publish a list of state publications, regardless of format. Participating libraries, formerly referred to as depository libraries, will ensure that citizens have access to electronic publications and maintain paper copies of designated publications; assist agencies in the distribution of paper copies; and provide training for staff in the use of state publications. Any actions taken must comply with the federal law on the accessibility of information technology for people with disabilities.

This act is similar to SB 1044.

RICHARD MOORE

012904	Introduced and read first time (H)	H183
020204	Read second time (H)	H195
021204	Referred: Special Committee on General Laws	H320
022504	Public Hearing Held (H)	
030404	Executive Session Held (H)	
030904	HCS Reported Do Pass by Consent (H)	H567
031804	HCS H adopted	H752
031804	Third Read and Passed (H)	H752-753
031804	S First Read	S709
033004	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S739
040504	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	

040604 Voted Do Pass S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee - Consent  
040704 Reported From S Financial & Governmental Org., Vet S878  
Affairs & Elections Committee to Floor - Consent  
042604 S Consent Calendar (4/7)

EFFECTIVE : August 28, 2004  
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\*\*HB 1362\*\*

SENATE HANDLER Cauthorn HOUSE SPONSOR Hobbs

3808L.01P

HB 1362 - This act allows county planning commissions to accept other forms of security besides surety bonds to ensure the actual construction of improvements and utilities in subdivisions in unincorporated areas.

SUSAN HENDERSON

020304 Introduced and read first time (H) H203  
020404 Read second time (H) H212  
022604 Referred: Local Government (H) H441  
030404 Public Hearing Held (H)  
031104 Executive Session Held (H)  
031104 Reported Do Pass Consent with amendments (H) H620  
033004 Third Read and Passed (H) H816-817  
033004 S First Read S776  
033104 Second Read and Referred S Economic Development,  
Tourism and Local Government Committee S805  
040704 Hearing Conducted S Economic Development, Tourism and  
Local Government Committee  
041304 Voted Do Pass S Economic Development, Tourism and  
Local Government Committee-Consent  
041304 Reported From S Economic Development, Tourism & S917  
Local Government Committee to Floor - Consent  
042604 S Consent Calendar (4/13)

EFFECTIVE : August 28, 2004  
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\*\*HB 1363\*\*

HCS HB 1363

SENATE HANDLER Gibbons HOUSE SPONSOR Fares

4022L.03P

HCS/HB 1363 - This act authorizes the Secretary of State to open and maintain an archival facility in St. Louis. The act also provides the opportunity for the Secretary of State to receive any monies or properties for the development or maintenance of such a facility. Nothing in this act however, shall require any local agency, entity, or subdivision to transfer any records to the state archives.

This act establishes the Missouri State Archives - St. Louis Trust Fund, a revolving fund which shall consist of all monies received from federal, private or other sources for the development or maintenance of the archival facility as well as fees generated from the facility. Monies from the fund are to be used exclusively for the development or maintenance of the facility and the state treasurer shall be the custodian of the fund. This act prohibits funds obtained through the provisions of the act to be made a part of the general operating budget for the state, or to be transferred into the general revenue fund. No moneys from the state general revenue fund can be appropriated for the funding an archival facility in St. Louis.

This act is identical to SCS/SB 1172 (2004).  
JIM ERTL

020304	Introduced and read first time (H)	H203
020404	Read second time (H)	H212
020504	Referred: Special Committee on General Laws	H245
021904	Public Hearing Held (H)	
022504	Executive Session Held (H)	
030304	HCS Reported Do Pass by Consent (H)	H481-482
031604	HCS H adopted	H654
031604	Third Read and Passed (H)	H654-655
031604	S First Read	S659
031804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S710
040504	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
040604	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Electoins Committee - Consent	
040704	Reported From S Financial & Governmental Org., Vet Affairs & Elections Committee to Floor - Consent	S878
042604	S Consent Calendar (4/7)	

EFFECTIVE : August 28, 2004

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\*\*HB 1364\*\*

SCS HB 1364

HOUSE SPONSOR Bishop

4057S.04C

SCS/HB 1364 - This act modifies provisions of the law relating to parenting plans and child support. Currently, a parenting plan must be filed in all cases where custody, visitation or support is being established. The act makes the filing of a parenting plan for any child over the age of 18 optional.

If a person files a petition for modification of child custody and owes past due child support, then he or she must post a bond in the amount of the past due child support owed or the

reasonable legal fees of the custodial parent, whichever is greater, prior to filing the petition. The bond shall be held in escrow by the court until the modification proceedings have been concluded. Then, the bond shall be transmitted to the Division of Child Support Enforcement for disbursement to the custodial parent.

The act contains an emergency clause.

LORIE TOWE

020304	Introduced and read first time (H)	H203
020404	Read second time (H)	H212
021204	Referred: Judiciary (H)	H320
021804	Public Hearing Held (H)	
030304	Executive Session Held (H)	
031004	Reported Do Pass by Consent (H)	H601
033104	Third Read and Passed (H)	H862-863
040104	S First Read	S814
040504	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S836
041404	Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee	
041404	SCS Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee-Consent (4057S.04C)	
041504	Reported From S Judiciary & Civil and Criminal Jurisprudence Committee to Floor w/SCS - Consent	S958
042604	S Consent Calendar w/SCS (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 1377\*\*

SENATE HANDLER Griesheimer HOUSE SPONSOR Sutherland

4350L.01P

HB 1377 - This act increases the maximum reimbursement rate for members of county planning commissions. In second and third classification counties, the rate of reimbursement for expenses will increase from \$15 to \$25 per meeting. In counties with alternative county planning and zoning, the rate will increase from \$10 to \$25. The act also deletes the maximum number of meetings for which the members may be reimbursed.

SUSAN HENDERSON

020404	Introduced and read first time (H)	H212
020504	Read second time (H)	H237
021204	Referred: Local Government (H)	H320
030104	Public Hearing Held (H)	
030804	Executive Session Held (H)	
031104	Executive Session Held (H)	

031104	Reported Do Pass by Consent (H)	H620
033004	Third Read and Passed (H)	H817-819
033104	S First Read	S792
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S835
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041314	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
041304	Reported From S Economic Development, Tourism & Local Government Committee to Floor - Consent	S917
042604	S Consent Calendar (4/13)	

EFFECTIVE : August 28, 2004

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\*\*HB 1398\*\*

SENATE HANDLER Klindt HOUSE SPONSOR Lager

4363L.01P

HB 1398 - The act allows the City of Maryville to accept bids for acting as city depository at any regular city meeting. Current law requires the bids to be received in July. The act also provides that the contract term for the city depository begin on August 1.

SUSAN HENDERSON

020504	Introduced and read first time (H)	H235
020904	Read second time (H)	H254
021204	Referred: Local Government (H)	H320
022604	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030304	Reported Do Pass by Consent (H)	H480
031604	Third Read and Passed (H)	H658-659
031604	S First Read	S660
031804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S710
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
041304	Reported From S Economic Development, Tourism & Local Government Committee to Floor - Consent	S917
042604	S Consent Calendar (4/13)	

EFFECTIVE : August 28, 2004

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\*\*HB 1399\*\*

HCS HB 1399

SENATE HANDLER Clemens HOUSE SPONSOR Lager

4364L.02P

HCS/HB 1399 - This act changes athletic trainers from being registered to being licensed.

This act is identical to SCS/SB 962 (2004).  
JIM ERTL

020504	Introduced and read first time (H)	H235
020904	Read second time (H)	H254
021904	Referred: Professional Registration & Licensing (H)	H369
022404	Public Hearing Held (H)	
030204	Executive Session Held (H)	
030304	HCS Reported Do Pass by Consent (H)	H480
031604	HCS H adopted	H659
031604	Third Read and Passed (H)	H659-660
031604	S First Read	S660
031804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S710
040504	Hearing Conducted S Financial & Governmental Org. Veterans' Affairs & Elections Committee	
040604	Voted Do Pass S Financial & Governmental Org. Veterans' Affairs & Elections Committee - Consent	
040704	Reported From S Financial & Governmental Org., Vet Affairs & Elections Committee to Floor - Consent	S878
042604	S Consent Calendar (4/7)	

EFFECTIVE : August 28, 2004

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\*\*HB 1403\*\*  
HCS HB 1403

HOUSE SPONSOR Moore

3907L.04P

HCS/HB 1403 - This act makes changes to the laws regarding amusement rides and amusement parks.

The act:

(1) Expands the definition of "amusement ride" to include dry slides, bungee cord attractions, and climbing walls over ten feet tall;

(2) Authorizes the Department of Public Safety to conduct spot inspections of amusement rides without notice whenever the ride is operating and provides for suspension when unsafe conditions are disclosed and reinstatement upon correction and reinspection;

(3) Changes the allocation of collected inspection fees from the General Revenue Fund to the Elevator Safety Fund;

(4) Makes it a class B misdemeanor to knowingly make false statements or representations in documents required in

the laws governing amusement rides; and

(5) Requires amusement parks with annual gross sales in excess of \$3 million to develop an emergency management plan for responding to a disaster. The plan must be submitted to the State Fire Marshal within six months of the effective date of the act and be posted in a conspicuous location at the amusement park.

The act becomes effective on January 1, 2005.  
SUSAN HENDERSON

020504	Introduced and read first time (H)	H235-236
020904	Read second time (H)	H254
021204	Referred: Crime Prevention and Public Safety (H)	H320
030904	Public Hearing Held (H)	
031604	Executive Session Held (H)	
040704	HCS Reported Do Pass (H)	H1014
041404	HCS adopted in House (H)	H1095
041404	Perfected with amendments (H)	H1095
041504	Third Read and Passed (H)	H1113-1114
041504	S First Read	S964
041904	Second Read and Referred S Commerce & the Environment Committee	S978
042704	Hearing Scheduled S Commerce & the Environment Committee	

EFFECTIVE : January 1, 2005

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\*\*HB 1405\*\*  
HCS HB 1405

HOUSE SPONSOR Dougherty

4466L.02P

HCS/HB 1405 - This act allows members of the Missouri Association of State Troopers Emergency Relief Society to receive special license plates.  
STEPHEN WITTE

020504	Introduced and read first time (H)	H236
020904	Read second time (H)	H254
021204	Referred: Transportation and Motor Vehicles (H)	H320
022504	Public Hearing Held (H)	
030304	Executive Session Held (H)	
031504	Public Hearing Held (H)	
031504	Executive Session Held (H)	
031504	HCS Reported Do Pass by Consent (H)	H642
033104	HCS adopted in House (H)	H877
033104	Third Read and Passed (H)	H878
040104	S First Read	S816
040504	Second Read and Referred S Transportation Committee	S836



041304 Hearing Conducted S Transportation Committee-Consent  
 041404 Voted Do Pass S Transportation Committee-Consent  
 041504 Reported From S Transportation Committee to S956  
 Floor - Consent  
 042604 S Consent Calendar (4/15)

EFFECTIVE : August 28, 2004  
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\*\*HB 1407\*\*

SENATE HANDLER Dolan HOUSE SPONSOR Mayer

3867L.01P

HB 1407 - This act authorizes the City of St. Louis to create an administrative system for adjudicating parking and other nonmoving municipal code violations. The creating order or ordinance must designate the administrative tribunal, its jurisdiction, and the code violations to be reviewed. The administrative adjudication process authorized shall ensure a fair and impartial review of the violations. The administrative tribunal will not be able to impose terms of incarceration or fines in excess of those allowed by law. Final determinations of the administrative tribunal will be subject to review pursuant to Chapter 536, RSMo. Unpaid sanctions, fines, or costs will be a debt owed to the city, may be collected in accordance with applicable law, and may be enforced in the same manner as a judgment lien.

SUSAN HENDERSON

020504 Introduced and read first time (H) H236  
 020904 Read second time (H) H254  
 021204 Referred: Local Government (H) H320  
 030804 Public Hearing Held (H)  
 031104 Executive Session Held (H)  
 031104 Reported Do Pass by Consent (H) H620  
 033004 Third Read and Passed (H) H815-816  
 033004 S First Read S777  
 033104 Second Read and Referred S Economic Development,  
 Tourism and Local Government Committee S805  
 040704 Hearing Conducted S Economic Development, Tourism and  
 Local Government Committee  
 041304 Voted Do Pass S Economic Development, Tourism and  
 Local Government Committee-Consent  
 041304 Reported From S Economic Development, Tourism & S918  
 Local Government Committee to Floor - Consent  
 042604 S Consent Calendar (4/13)

EFFECTIVE : August 28, 2004  
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\*\*HB 1409\*\*  
HS HB 1409

HOUSE SPONSOR Richard

4335L.07P

HS/HB 1409 - This act makes changes to the laws regarding economic development.

ENHANCED ENTERPRISE ZONES - The act establishes the following criteria to qualify as an enhanced enterprise zone:

- (1) The area must be blighted and have pervasive poverty, unemployment, and general distress;
- (2) At least 60% of the residents living in the area have incomes below 90% of the median income of all residents within the state or within the county in which the area is located;
- (3) In metropolitan statistical areas, the population of the area must be between 500 and 100,000 at the time of designation. If the area is not within a metropolitan statistical area, the population must be between 500 and 40,000. If the population of the jurisdiction of the governing authority does not meet the minimum population requirements, it must be at least 50% of the population of the jurisdiction. However, an entire county cannot be designated as an enhanced enterprise zone; and
- (4) The level of unemployment within the area meets or exceeds the average rate of unemployment for either the state or the county in which the area is located over the previous 12 months. An enhanced enterprise zone may also be established in an area for which public and individual assistance has been requested by the Governor for an emergency due to a natural disaster. An enhanced enterprise zone may be designated in a county of declining population, which is a county that has lost 1% or more of its population during the 10-year period between the United States census. The area must also prove that it has the potential to create sustainable jobs in a targeted industry or a demonstrated impact on industry cluster development.

The act requires each enhanced enterprise zone to have a seven-member board. The act specifies the membership of the board. The board is required to submit an annual report on the status of the zone to the Director of the Department of Economic Development. Any governing authority that wants to have an enhanced enterprise zone within its jurisdiction must hold public hearings. The act specifies the requirements of the hearing and notification process. The governing body must submit a petition to the department for the designation of the enhanced enterprise zone. The life of an enhanced enterprise zone is 25 years. Improvements made to real property located within an enhanced enterprise zone are to be exempt from ad valorem taxes for up to 25 years from the date on which improvements are first assessed.

At least 50% of the ad valorem taxes which are imposed on subsequent improvements will be exempt for at least 10 years. The owner of a new business in an enhanced enterprise zone can

receive a tax credit which can be claimed for up to 10 years. Tax credits may not be carried forward but can be sold or transferred. In order to receive a credit, the owner must employ at least two people and invest at least \$100,000 in the new business facility. The credit will be equal to the lesser of:

- (1) The projected economic benefit the state will receive from the project as determined by the department; or
- (2) A credit equal to \$400 for each employee working at the facility located within the zone; plus \$400 for each employee who lives in the zone; plus \$400 for each employee who is paid a wage that exceeds the average wage paid within the county in which the business is located; plus a credit equal to 2% of the business facility's investment within the zone. Regardless, the department cannot authorize more than \$7 million annually for all enhanced business enterprises.

If a facility which is not a new business is expanded, it will be eligible for the tax credits as long as the same criteria for a new business are met. The department may adopt rules, policies, and procedures that are necessary to carry out the enhanced enterprise zone provisions.

The enhanced enterprise zone provisions will sunset six years after the effective date.

**JOB TRAINING FOR RETAINED JOBS** - The act allows community college districts to enter into project agreements, with the approval of the department after consultation with the Office of Administration, with employers who have retained jobs in a stable industry. The requirements for qualifying employers are specified.

The term "stable industry" is defined as one which has maintained at least 100 employees per year, has agreed to make a \$1 million capital investment, and is at risk of leaving the state. Community colleges will provide job training, skills assessments, and training facilities among other services and may subcontract with other public or private colleges and governmental agencies. The agreements may provide that program costs be met by receipt of retained jobs credits from withholding, based on 2.5% of the gross wages paid to employees in the first 100 retained jobs and 1.5% for any additional retained jobs. The employer is responsible for meeting any shortfall in withholdings.

Community college districts may issue industrial retained job training certificates to provide funds for the payment of costs of the programs, with a statewide cap of \$15 million. The act specifies timetables for the approval of projects; establishes special funds; and regulates the disbursement of moneys, certification of withholdings, and borrowing for and issuance of certificates by community college districts. The department can collect 2% of the total training costs for administrative

expenses associated with this program. A project is prohibited from participating in this program if it is using the New Jobs Training Program.

These provisions will expire six years from the effective date and no certificates can be sold after July 1, 2014.

ENDOWED LIFE SCIENCES RESEARCH CHAIRS - Beginning in Fiscal Year 2007, the act authorizes the president of any public university in Missouri to present to the Life Sciences Research Board on behalf of any campus within its system:

(1) A commitment from any budgetary source other than the state to pay to the university a minimum of \$2 million as an endowment or \$100,000 a year for a minimum of 20 years toward the funding of an academic position within the health and life sciences fields to be designated as an Endowed Life Sciences Research Chair; and

(2) A commitment from the university, including any of its separate campuses, to pay a minimum of \$100,000 a year for the endowed chair position for a minimum of 20 years.

After the funding commitments for the endowed chair position have been made, the Life Science Research Board is required to review the commitments and upon approval pay the university from the Life Sciences Research Trust Fund \$100,000 a year for 20 years. The board is also required to commit from the fund a one-time disbursement of research and programmatic start-up moneys of \$500,000 over a two-year period, beginning with the hiring for the endowed chair position. The one-time disbursement is required to include a \$100,000 payment from the fund. Funding commitments for the endowed chair position must be confirmed by a notarized letter of intent and the establishment of an escrow account containing at least 10% of the total commitment of moneys by the non-state entity or the university.

The board is not required to provide more than \$10 million in matching funds in any single fiscal year. If at any time the commitment of moneys is not fulfilled by either the non-state entity or the university, the commitment of moneys by the board will terminate. When a Missouri public university receives the funding commitments from budgetary sources other than the state or if the funding commitments are made prior to the appointment of any member to the board, the president of the university is required to document the date and time of the receipt of the funding commitments.

The board is also required to provide its matching moneys for the endowed chair position in the order in which funding commitments are received. Any Missouri public university or other qualified entity that has a formal contract with a public university must hold the matching moneys provided by the board for the funding of an endowed chair position and any life sciences research conducted.

A university or entity is prohibited from spending, loaning, or encumbering the matching moneys for any other purpose. Within 90 days of receipt of the funding commitments for the endowed chair and annually thereafter, any public or private entity may submit a proposal for life sciences research to be conducted. The funding commitments may be made in conjunction with the entities desiring to submit proposals. The board is required to establish criteria for selecting proposals competitively.

Any money withdrawn from the fund but not expended in compliance with this section must be used for life sciences research. All money committed, contributed, or paid for the endowed chairs will be subject to the provisions of Subsections 2 to 5 of Section 196.1127, RSMo, which state, in part, that public funds cannot be expended on behalf of an existing or proposed research project that involves abortion services, human cloning, or prohibited human research.

RURAL EMPOWERMENT ZONES - The act allows the governing body of any county to submit an application to the department to designate areas within the county as rural empowerment zones. The department will review the application to ensure that the area meets all of the following criteria:

- (1) The area is one of pervasive poverty, unemployment, and general distress;
- (2) At least 65% of the population has earned income below 80% of the median income of all residents within the state;
- (3) The population of the area is between 400 and 3,500 at the time of the designation;
- (4) The level of unemployment within the area exceeds 150% of the average rate of unemployment for the state over the previous 12 months or the percentage of area residents employed on a full-time basis is less than 50% of the statewide percentage;
- (5) The area is more than 10 miles from any existing rural empowerment zone; and
- (6) The area is in a third or fourth classification county and not in an existing enterprise zone. New businesses and revenue-producing enterprises located in the zone will be exempt from paying all Missouri income taxes attributable to the business until August 28, 2014, provided the business creates a certain number of new full-time jobs within one year from the date on which the tax exemption begins. New businesses must create at least 10 new jobs; revenue-producing enterprises that employ fewer than 20 people must create at least five new jobs; and revenue-producing enterprises that employ 20 or more people must create a number of new jobs equal to 25% of the number of full-time employees.

ENTERPRISE ZONES - The act:

- (1) Allows property within an enterprise zone to be exempt from taxation for up to 25 years from the date on which the

exemption is granted, not the date on which the zone is designated as current law requires;

(2) Allows all enterprise zones designated before January 1, 2006, to be eligible for the enhanced enterprise zone tax benefits;

(3) Requires any area of the state that qualifies to be an enterprise zone to be designated as one;

(4) Requires the department to designate enterprise zones in the cities of Sugar Creek, St. Ann, Pacific, and St. Clair; an enterprise zone that is partially located in the City of Nixa and partially in the City of Ozark; and an enterprise zone that is partially located in the cities of Sugar Creek, Independence, and Kansas City;

(5) Requires the department to designate enterprise zones in Shelby, Webster, Douglas, and Laclede counties; and authorizes through 2015 the enterprise zones that exist in Linn and Macon counties; and

(6) Requires any business in an existing enterprise zone to re-certify for the tax abatement or tax exemption.

Any abatement or exemption will stop 30 days after the business closes or there is a significant change in the type of business conducted. A new owner can reapply to receive the abatement or exemption, but cannot receive the benefit for any period of time beyond the life of the zone.

TAX CREDITS - The act:

(1) Increases the cap on Neighborhood Assistance Program tax credits that are approved in 2005, 2006, and 2007 from \$4 million to \$6 million. In 2008 and beyond, this cap will revert to \$4 million;

(2) Expands the definition of "eligible industry," as it relates to the Business Use Incentives for Large-Scale Development (BUILD) Program, to include H&R Block's headquarters in Kansas City as long as H&R Block creates 100 new jobs for eligible employees and invests at least \$15 million in an economic development project;

(3) Increases the aggregate amount of BUILD tax credits that can be authorized annually from \$11 million to \$15 million;

(4) Prohibits tax credits for new or expanded business facilities that begin operating after January 1, 2005, from being approved, awarded, or issued;

(5) Prohibits revenue-producing enterprises that begin operations after January 1, 2005, from receiving state enterprise zone tax exemptions, state tax credits, or state refunds;

(6) Prohibits tax credits for investment in, or relocating a business to, a distressed community from being approved, awarded, or issued after January 1, 2005;

(7) Prohibits tax credits for transportation development in distressed communities from being approved, awarded, or issued after January 1, 2005; and

(8) Repeals the Missouri Individual Training Account Tax Credit Program.

DISTRESSED COMMUNITIES - For a United States census block group, or a contiguous group of block groups, within a metropolitan statistical area to be considered a "distressed community," current law states that the population must be 2,500 and the median household income must be below 70% of the median household income for the metropolitan area. The act decreases the population requirement to 500.

The act also expands the definition of a "distressed community" to include areas within metropolitan statistical areas that are designated as either a federal empowerment zone, a federal enhanced enterprise community, or a state enterprise zone designated prior to January 1, 1986, but will not include the expansion of those zones done after March 16, 1988.

ECONOMIC DEVELOPMENT SALES TAX - The act allows, upon voter approval, the City of Joplin, any city within Jasper County, and Butler County to impose a sales tax for economic development. The tax cannot be more than 0.5%. No revenue from the tax can be used for any retail development project. No more than 25% of the revenue generated can be used for administrative purposes and at least 20% of the revenue generated must be used for long-term economic development preparation. If this tax is imposed, the governing body must establish an economic development tax board which must develop economic development plans, economic development projects, or designations of development areas.

The board must report annually to the appropriate governing body on the status of any plan, project, or designation. At any election, the appropriate governing body can repeal the tax. If a petition calling for the repeal is signed by 10% of the registered voters, the governing body must hold an election regarding the repeal of the tax.

LOCAL SALES TAX EXEMPTION - Current law exempts a variety of equipment and supplies that are related to newspaper production from local sales taxes. The act denies this exemption to a publicly traded company if it, or its parent company, has annual operating revenues of more than \$250 million and an average circulation in Missouri of more than 200,000 papers per day.

BUSINESS LICENSE TAX - Under current law, a business license tax up to \$10,000 may be imposed by villages with less than 1,300 inhabitants. The act increases that limit to \$15,000. The act also repeals the Mature Worker Child Care Program.

JEFF CRAVER

020504	Introduced and read first time (H)	H236
020904	Read second time (H)	H254
021204	Referred: Job Creation and Economic Development (H)	H320
021804	Public Hearing Held (H)	

022504	Executive Session Held (H)	
040104	Reported Do Pass (H)	H908
041404	House Substitute offered (H)	H1079
041404	HS adopted in House (H)	H1093
041404	Perfected with amendments (H)	H1079-1093
041504	Referred: Budget (H)	H1115
041504	Executive Session Held (H)	H1115
041904	Reported Do Pass (H)	H1132
042204	Third Read and Passed (H)	H1188-1189
042204	S First Read	S1027
042304	Second Read and Referred S Economic Development, Tourism and Local Government Committee	
042804	Hearing Scheduled S Economic Development, Tourism and Local Government Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1422\*\*

HCS HB 1422

SENATE HANDLER Cauthorn

HOUSE SPONSOR Stefanick

4242L.02P

HCS/HB 1422 - This act requires dentists that prescribe and administer deep sedation or general anesthesia in the course of dental services to obtain a permit from the dental board. Dentists that prescribe and administer conscious sedation must obtain a conscious sedation permit from the board. Any site where deep sedation or general anesthesia or conscious sedation is administered must have a site certificate issued by the board. Dentists prescribing and administering such agents must do so in accordance with rules established by the board. The board may promulgate rules specifying the criteria for obtaining, renewing and discipline of such permits and certificates.

JIM ERTLE

020504	Introduced and read first time (H)	H237
020904	Read second time (H)	H254
021904	Referred: Professional Registration & Licensing (H)	H369
030204	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031004	HCS Reported Do Pass by Consent (H)	H601
033004	HCS H adopted	H798
033004	Third Read and Passed (H)	H798-799
033004	S First Read	S774
033104	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S805
040704	Hearing Conducted S Aging, Families, Mental and Public Health Committee	
041404	Voted Do Pass S Aging, Families, Mental and Public Health Committee-Consent	
041404	Reported From S Aging, Families, Mental & Public Health Committee to Floor - Consent	S933



042604 S Consent Calendar (4/14)

EFFECTIVE : August 28, 2004

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\*\*HB 1427\*\*

HOUSE SPONSOR Portwood

4065L.01P

HB 1427 - This act repeals obsolete provisions regarding the seizure of controlled substances.

The act repeals provisions which:

(1) Require law enforcement agencies to notify the United States Commissioner of Narcotics when seized drugs have been destroyed;

(2) Allow law enforcement to deliver seized drugs to public hospitals that apply for them; and

(3) Allow the Department of Health and Senior Services, when revoking the registration of a drug manufacturer or distributor, to place the controlled substances under seal and eventually sell them.

SUSAN HENDERSON

020904	Introduced and read first time (H)	H253
021004	Read second time (H)	H266
021904	Referred: Crime Prevention and Public Safety (H)	H369
030904	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031004	Reported Do Pass by Consent (H)	H601
033004	Third Read and Passed (H)	H799-800
033004	S First Read	S774
033104	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S805
041404	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
041404	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee	
041504	Reported From S Judiciary & Civil and Criminal Jurisprudence Committee to Floor - Consent	S958
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

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\*\*HB 1433\*\*

HS HCS HB 1433

HOUSE SPONSOR Wood

3112L.03P

HS/HCS/HB 1433 - This act creates the Upper White River Basin Watershed Improvement District, an area that includes Greene, Stone, Christian, Taney, Barry, Douglas, Webster, Wright, and Ozark counties. Table Rock Lake, the James River, the White River, Lake Taneycomo, and Bull Shoals Lake are located in the proposed district. Upon resolution by the governing body of any county or by the filing of a petition signed by at least 35% of the property owners in any county located within any other watershed in the state, a watershed improvement district may be authorized. A district is authorized to own, install, operate, and maintain decentralized or individual on-site wastewater treatment plants.

A watershed improvement district will have the power to borrow money, incur indebtedness, and submit to the qualified voters within the district a request to collect real property taxes to help fund the operation of the district. The county commission of any county located within the Upper White River Basin Watershed Improvement District can authorize individual properties to be served by the district by adopting a resolution or upon the filing of a petition signed by at least 20% of the property owners of the proposed area.

Property that is currently served by a sewer district cannot be a part of the watershed improvement district unless the existing sewer district agrees to stop providing service to the property. The watershed improvement district will not provide service unless the property owner wants the service.

On-site wastewater treatment systems installed on property that participates in the district must meet the standards set by the district board and the appropriate state agencies.

Participating property owners must have a maintenance plan approved by the district for the on-site wastewater treatment system on their property, and they must execute a utilities easement to allow the district access to the system for maintenance and inspection.

Under this act, a district may submit to the voters a property tax that cannot exceed 5 cents per \$100 assessed valuation to fund the operation of the district.

Upon the adoption of a resolution by the county located within the watershed in the state, or upon the filing of a petition by the property owners residing within the watershed, a watershed improvement district may be proposed. The county, by order or ordinance or upon the filing of a petition signed by 20% of the property owners in the proposed area, may designate groundwater depletion areas and may require well volume monitoring.

After a watershed subdistrict has been organized and the organization tax has been levied, any county in the subdistrict not adopting the annual tax may detach from the subdistrict upon approval of a majority of the qualified voters voting on the proposed detachment.

A watershed improvement district will have a board of trustees. The act specifies the number of trustees, the length of term each trustee will serve, and the manner in which successive trustees will be chosen. Any person or laboratory performing wastewater analysis will be licensed by the Department of Natural Resources, and any person installing on-site sewage disposal systems will be licensed by the Department of Health and Senior Services. The commission; a member of a watershed district's board of trustees created under Section 249.1150 or 249.1152, RSMo; or the Director of the Department of Natural Resources can request action be taken against anyone for unlawful discharge of water contaminants.

SUSAN HENDERSON

020904	Introduced and read first time (H)	H254
021004	Read second time (H)	H266
021204	Referred: Conservation and Natural Resources (H)	H321
031004	Public Hearing Held (H)	
031804	Executive Session Held (H)	
041304	HCS Reported Do Pass (H)	H1060
042004	House Substitute offered (H)	H1151
042004	HS adopted in House (H)	H1151-1152
042004	Perfected with amendments (H)	H1152
042204	Third Read and Passed (H)	H1191-1192
042204	S First Read	S1028
042304	Second Read and Referred S Economic Development, Tourism and Local Government Committee	
042804	Hearing Conducted S Economic Development, Tourism and Local Government Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1438\*\*

HOUSE SPONSOR Ward

4359L.02P

HB 1438 - This act designates a section of U. S. Highway 67 in St. Francois County between State Route 8 in Desloge and State Route 32 in Leadington as the "Deputy Steven R. Ziegler Memorial Highway". Costs associated with the designation will be paid by private donations.

STEPHEN WITTE

021004	Introduced and read first time (H)	H265
021104	Read second time (H)	H291
021904	Referred: Transportation and Motor Vehicles (H)	H370
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H623
033104	Third Read and Passed (H)	H863-864
040104	S First Read	S814
040504	Second Read and Referred S Transportation Committee	S836
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Bill Combined w/SCS HB 1029, HB 1483 & HB 1610	

EFFECTIVE : August 28, 2004

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\*\*HB 1439\*\*  
HCS HB 1439

HOUSE SPONSOR Crawford

4522L.03P

HCS/HB 1439 - This act clarifies that members of the Missouri Highways and Transportation Commission will elect from among their members two person who shall serve as chair and vice chair of the Commission. This act clarifies that only the two most senior members of the commission are eligible for leadership positions.

Effective March 1, 2005, the Commission shall select the two most senior members of the Commission to serve as chair and vice-chair of the Commission. At the end of a one-year period, the two members shall switch leadership positions and serve in the new positions for one year. Thereafter, the commission shall continue to use this rotating system for selecting its leadership.

The act also clarifies that if a leadership position becomes vacant due to death, resignation, removal or refusal of service before the one-year leadership term expires, the Commission shall elect one of its members to serve the remainder of the vacating member's term. Such an election shall not prohibit the member from later serving in a leadership position when such member's seniority qualifies that member for a leadership position. The act provides that any commission member reappointed shall only be eligible to serve as chair or vice chair during the final two years of the member's reappointment.

This act is similar to SB 955 (2004).  
STEPHEN WITTE

021004	Introduced and read first time (H)	H268
021104	Read second time (H)	H291
021204	Referred: Transportation and Motor Vehicles (H)	H321

021804	Public Hearing Held (H)	
022504	Executive Session Held (H)	
030304	HCS Reported Do Pass by Consent (H)	H483
031604	HCS H adopted	H655
031604	Third Read and Passed (H)	H655-656
031604	S First Read	S659
031804	Second Read and Referred S Transportation Committee	S710
033004	Hearing Conducted S Transportation Committee	
042004	Voted Do Pass S Transportation Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1440\*\*

SCS HB 1440

HOUSE SPONSOR Deeken

4526S.04C

SCS/HB 1440 - This act renames the Transportation Department and Highway Patrol Retirement System as the Missouri Department of Transportation and Highway Patrol Employees' Retirement System (Section 104.020).

The act allows time taken without compensation, in accordance with the Family and Medical Leave act of 1993, shall be counted as contentious membership (Section 104.050).

The act revises when a member of the retirement system may retire once normal retirement age has been reached (Section 104.080).

The act adds a provision that allows a uniformed member of the Highway Patrol to retire at age 55 once such individual has accrued four years of creditable service. Current law allows all general employees to retire at age 65 once such individual has accrued four years of creditable service (Section 104.081).

The act revises the age where an individual may elect to receive other forms of benefits rather than annuity from fifty to forty-eight years of age. After August 28, 2004 the beneficiaries of the benefit established by subsection three of 104.090 shall be the members spouse at the time of retirement regardless of any subsequent divorce of the parties. Applications for retirement shall only become effective on the first day of the month (Section 104.090)

The act adds former spouses to the actual spouse as an individual to whom the members benefits may revert following death. The act removes the prohibition of retroactive benefits. Member who receive disability benefits pursuant to subsection 1 and 2 of Section 104.110 shall be eligible for a death benefit of \$5,000 (Section 104.110).

The act modifies the time of selection of chairperson and

vice-chairperson of the board. The executive director may execute all documents to carry out all actions of the board (Section 104.170).

The act modifies the notice requirements for meetings of the board and provides for compensation in other forms than salary for the executive director or employees of the system. The act adds board members and elected employees of the state highways and transportation commission, and elected employees of highway patrol as those individuals whose actions shall be considered duties of employment (Section 104.180).

The act limits those surviving spouses who are eligible to receive benefits, pursuant to subsection 3 of Section 104.255, to those whose spouse filed their retirement application prior to August 28, 2004 (Section 104.255).

This act provides that regional planning commissions shall be considered a political subdivision for the purposes of Sections 70.600 to 70.755, RSMo. Employees of regional planning commissions are eligible for membership in the Missouri Local Government Employees' Retirement System once the commission is considered an "employer" pursuant to Section 70.600, RSMo. The act also provides that all monies owed to any retirement system be paid prior to dissolution of the commission (Section 251.440).  
RICHARD MOORE

021004	Introduced and read first time (H)	H268
021104	Read second time (H)	H291
022604	Referred: Retirement (H)	H441
030404	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031504	Reported Do Pass by Consent (H)	H642
033104	Third Read and Passed (H)	H878-879
040104	S First Read	S816
040504	Second Read and Referred S Pensions & General Laws Committee	S836
041304	Hearing Conducted S Pensions & General Laws Committee	
041304	SCS Voted Do Pass S Pensions and General Laws Committee-Consent (4526S.05C)	
041404	Committee Vote Reconsidered S Pensions & General Laws	
041404	SCS Voted Do Pass S Pensions & General Laws Committee (4526S.04C)	
041404	Reported From S Pensions & General Laws Committee to Floor w/SCS - Consent	S935
042604	S Consent Calendar w/SCS (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1442\*\*

HOUSE SPONSOR Lipke

4418L.01P

HB 1442 - This act designates a section of State Route 51 in Perry County from Interstate 55 to U. S. Highway 61 as the "Thomas G. Tucker, Jr. Memorial Highway".

STEPHEN WITTE

021004	Introduced and read first time (H)	H268
021104	Read second time (H)	H291
021204	Referred: Transportation and Motor Vehicles (H)	H321
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H623
033004	Third Read and Passed (H)	H810
033004	S First Read	S775-776
033104	Second Read and Referred S Transportation Committee	S805
040604	Hearing Conducted S Transportation Committee	
040804	Voted Do Pass S Transportation Committee-Consent	
041504	Reported From S Transportation Committee to Floor - Consent	S957
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004

\*\*HB 1444\*\*

HOUSE SPONSOR Moore

4504L.01P

HB 1444 - This act removes the requirement that a resolution be adopted before a legislative committee may visit any state institution as a committee.

RICHARD MOORE

021004	Introduced and read first time (H)	H268
021104	Read second time (H)	H291
021204	Referred: Corrections & State Institutions	H321
031004	Public Hearing Held (H)	
031504	Executive Session Held (H)	
031504	Reported Do Pass by Consent (H)	H641
033104	Third Read and Passed (H)	H879-880
040104	S First Read	S816
040804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S911
040304	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee - Consent	
041404	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	

041404 Reported From S Financial & Governmental Org., Vet. S935  
Affairs & Elections Committee to Floor - Consent  
042604 S Consent Calendar (4/14)

EFFECTIVE : August 28, 2004  
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\*\*HB 1445\*\*

HOUSE SPONSOR Mayer

4515L.01P

HB 1445 - This act authorizes the Governor to convey the  
National Guard Armory to the city of Dexter.

SUSAN HENDERSON

021004	Introduced and read first time (H)	H268
021104	Read second time (H)	H291
022604	Referred: Local Government (H)	H441
030404	Public Hearing Held (H)	
030804	Executive Session Held (H)	
031504	Reported Do Pass by Consent (H)	H642
033104	Third Read and Passed (H)	H880-881
040104	S First Read	S816
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S836
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
040704	Bill Combined w/SCS HBs 1613, et al	

EFFECTIVE : August 28, 2004  
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\*\*HB 1449\*\*

HCS HB 1449

HOUSE SPONSOR Bruns

3926L.02P

HCS/HB 1449 - This act allows for special license plates  
for members of the Missouri Society of Professional Engineers  
and for any person who served in the military operation known  
as Operation Iraqi Freedom.

STEPHEN WITTE

021004	Introduced and read first time (H)	H268
021104	Read second time (H)	H291
021904	Referred: Transportation and Motor Vehicles (H)	H369
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	HCS Reported Do Pass by Consent (H)	H623
033004	HCS H adopted	H811
033004	Third Read and Passed (H)	H811
033004	S First Read	S776



033104 Second Read and Referred S Transportation Committee S805  
 041304 Hearing Conducted S Transportation Committee-Consent  
 041404 Voted Do Pass S Transportation Committee-Consent  
 041504 Reported From S Transportation Committee to S957  
 Floor - Consent  
 042604 S Consent Calendar (4/15)

EFFECTIVE : August 28, 2004

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 \*\*HB 1453\*\*  
 HS HCS HB 1453

HOUSE SPONSOR Hanaway

2427L.03P

HS/HCS/HB 1453 - This act modifies various provisions regarding foster care and protective services for children and shall be known as the "Dominic James Memorial Foster Care Act of 2004".

ADOPTION TAX CREDIT - For individuals, the amount of the credit that is in excess of the individual's tax liability is refundable for the year in which the credit is claimed. There is a two million dollar annual cumulative cap on credits claimed on behalf of employees of a businesses (Sections 135.327 and 135.333).

BACKGROUND CHECKS AND FINGERPRINTING - If the court certifies a juvenile offender as an adult, then the court must order law enforcement to immediately fingerprint the individual (Section 43.503).

The act increases the fees the State Highway Patrol can charge for name-based criminal history background checks from five dollars to ten dollars. For checks based on fingerprints, the fees are increased from fourteen dollars to twenty dollars (Section 43.530).

If a national criminal record review is requested, then qualified entities must obtain two sets of fingerprints from the individual (Section 43.540).

CHILD ABUSE AND NEGLECT - Mandated reporters, including Division employees, juvenile officers, and school personnel, shall not be permitted to make anonymous reports of child abuse and neglect (Section 210.109).

All persons placed on the central registry prior to August 28, 2004 shall remain on the registry for the duration of time required by section 210.152, RSMo (Section 210.110).

The Children's Division is required to establish protocols for ensuring the safety of children; promoting the preservation and reunification of families; providing due process for those accused of child abuse and neglect; and hotline calls. The

Division must use a structured decision-making model to classify all reports, which must be initiated within twenty-four hours and classified based on the level of risk and injury to the child (Section 210.145).

The Children's Division cannot meet with a child in a school building or child-care facility if that is where the abuse is alleged to have occurred (Section 210.145).

The amount of time the Division must keep an unsubstantiated report of child abuse by a mandated reporter has been reduced from ten years to five years (Section 210.152).

An officer must cease questioning if the child wishes to have his or her parent, legal guardian, or attorney present (Section 211.059).

The age limitation for statements by children to be admissible is changed from twelve to fourteen (Sections 491.075 and 492.304).

CHILDREN'S DIVISION - By January 1, 2005, the Division must identify all children in its custody and report to the General Assembly on the type of foster care being provided (Section 210.111).

The Division must conduct a diligent search for the natural parents of a child in its custody if their location is unknown (Section 210.127).

Section 207.060 requires the Children's Division and the Family Support Division to jointly operate and maintain a county office in every county.

CHILDREN'S HEALTH INSURANCE PROGRAM - Any child with special health care needs who does not have access to employer-subsidized health insurance is not required to be without health care coverage for six months prior to eligibility for services and is not subject to the thirty day waiting period following enrollment (Section 208.647).

COMPULSORY SCHOOL ATTENDANCE - Juvenile officers must notify and report to the school district any violations of compulsory school attendance when the only basis for action involves an alleged violation of compulsory school attendance. The school district must immediately refer all private, parochial, or home school matters to the prosecuting attorney of the county where the child legally resides. Public school violations of compulsory school attendance may be referred by the school district to the prosecuting attorney (Section 211.031).

COUNTY FAMILY SERVICES COMMISSION - New language provides that a County Family Services Commission may be established in every

county. Language requiring the Department of Social Services to make appointments if the Commission fails to submit a list is deleted (Section 207.050).

COURT PROCEEDINGS - The court shall make reasonable efforts to inform parties of a status conference to be held within three days of child being taken into custody. Certain issues must be addressed at the status conference, including whether the child can be immediately returned to his or her home. A protective custody hearing may be requested at the status hearing and must be held within fourteen days of the request. Continuances will not be granted except upon a written motion. An adjudication must be held no later than sixty days after the child has been taken into custody. If the court determines there is sufficient cause for the child to remain in custody, then a dispositional review must be conducted within ninety days. During the first year the child is in custody, review hearings must be conducted every 90 to 120 days and at least every six months thereafter (Section 211.032).

Upon the motion of any parent or their child, the court shall grant a change of judge (Section 211.031).

DEPARTMENT OF SOCIAL SERVICES - It is the goal of the General Assembly for the Department to attain accreditation by the Council for Accreditation for Families and Children's Services within five years (Section 210.113).

Beginning February 1, 2005, the Department is required to submit an annual statistical report to the Governor and the General Assembly regarding the number of children receiving protective services from the state and private service providers (Section 210.188).

The Department of Social Services shall submit amendments to state plans and seek waivers from the U.S. Department of Health and Human Services for reimbursements under Title IV-E and Title XIX. The Department must also take the necessary steps for federal block grant money for foster care and adoption assistance (Section 210.535).

The Department of Social Services, in conjunction with the Department of Mental Health, must apply for federal waivers from the U.S. Department of Health and Human Services in order to provide services to children (Section 211.181).

EMPLOYEES OF THE CHILDREN'S DIVISION - Any employee of the Division, including supervisors, private contractors, and merit employees, that purposefully, knowingly, and willfully violates the Division's policies, rules, or state laws relating to abuse and neglect shall be dismissed if the violation directly results in serious physical injury or death (Section 207.085).

If an employee has a caseload in excess of the amounts specified in Section 660.020 and he or she purposefully, knowingly, and willfully violates the Division's policies, rules, or state laws relating to abuse and neglect and the violation directly results in serious physical injury or death, then his or her good faith efforts to follow policy, rules and laws shall be a mitigating factor in determining dismissal (Section 207.085).

**FAMILY SUPPORT TEAM MEETINGS** - For all family support team meetings, the parent or legal guardian, foster parents, guardian ad litem, the court-appointed-special advocate, and any designee of the family shall be notified and invited to attend all team meetings (Section 210.145).

**FOSTER CARE** - For the emergency placement of a child, the juvenile court or the Children's Division may request that a name-based criminal history record check must include full orders of protection and outstanding warrants of each person over the age of 18 who reside in the home. Within five days of the emergency placement, all persons 18 and over in the home must submit two sets of fingerprints for a more extensive criminal background check. A child shall immediately be removed from the home if any person residing in the home fails to provide the requested fingerprints. If the placement of a child is denied due to the results of a name-based search and the denial is subsequently contested, all persons 18 and over in the home will be required to submit two sets of fingerprints for the criminal background checks (Section 210.482).

For the licensing of foster parents, the Division must conduct a search for ex parte or full orders of protection on any adult in the applicant's household through the Office of State Courts Administrator. A response shall be provided to the Division within 10 days of a request. The Division must also conduct a criminal background fingerprint check of state and federal criminal database information (Section 210.487).

The Division shall provide standards and training for the licensing of prospective foster parents and performance-based criteria for the evaluation of licensed foster parents (Section 210.542).

The Division must notify the child's parent or legal guardian that the child has been placed in foster care, except in instances of imminent harm. A child shall not be removed from school for placement in foster care without a court order specifying that the child shall be removed from school (Section 210.760).

If placement results in the child attending a new school, records shall be automatically transferred to the new school. Upon request of the foster family and whenever possible, the child will continue attending at the same school (Section

211.032).

GUARDIAN AD LITEMS AND VOLUNTEER ADVOCATES - Guardian ad litem and volunteer advocates shall be informed of meetings and have the right to attend any meetings involving the child. Guardian ad litem must advocate for timely hearings. The court shall have the authority to conduct general and criminal background checks, including a check of the Family Care Safety Registry (Section 210.160).

HOMELESS YOUTH AND QUALIFIED MINORS - The term "homeless child or youth" is modified in section 167.020, RSMo, to include those children and youth who are sharing housing with other persons, living in motels, hotels, or emergency shelters, or are awaiting foster care placement; have a primary nighttime residence that is not designed for regular sleeping accommodations; are living in cars, public spaces, abandoned buildings, or similar settings; and are migratory.

Currently, a minor is deemed qualified and competent if they are at least sixteen, homeless, self-supporting, and have the parent's consent. New language in section 431.056, RSMo, clarifies that a self-supporting minor is "without the physical or financial support of a parent". In addition, the parental consent requirement is clarified to include both express and implied consent.

LICENSE-EXEMPT CHILD CARE FACILITIES - If a license-exempt facility or program receives a school exception, they must annually submit documentation to the Department verifying the license-exempt status (Section 210.201).

MISSOURI FAMILY TRUST - New language allows the Missouri Family Trust to be used by residents of adjacent states. Upon the death of a life beneficiary, the state of Missouri will receive from the beneficiary's account the amount of total medical assistance paid on behalf of the life beneficiary. If there is any amount remaining in the account, then an amount equal to 75% of the principal balance will be distributed to the life beneficiary's heirs. If there are no heirs, the remaining balance will be distributed to the charitable trust (Sections 402.199 - 402.217).

OFFICE OF CHILD ADVOCATE - The "Office of the Child Advocate for Children's Protection and Services" is created within the Office of Administration to assure that children receive adequate protection and care from services and programs offered by the Departments of Mental Health and Social Services and the juvenile court (Sections 37.700 - 37.730).

PRIVATIZATION OF SERVICES - Whenever available and appropriate, the Children's Division is required to contract for children's services through private children's services providers and

community agencies. The state will continue to be the sole provider of child abuse and neglect hotline services, the initial child abuse and neglect investigation, and the initial family assessment. These children's services providers and agencies must undergo background checks pursuant to Chapter 43, RSMo and submit the names of all employees to the Family Care Safety Registry (Section 210.109).

RELATIVE PLACEMENT - The Division must place children in their custody with relatives, unless it is contrary to the best interests of the child. If it is not in the best interests of the child, the court shall make a specific finding on the record detailing why the child is not to be placed with relatives. The age of the child's relative shall not be the only factor that the Division takes into consideration when making placement decisions and recommendations to the court. The Division must adhere to the Indian Child Welfare Act when placing a Native American child in protective custody (Section 210.565).

SCHOOL AND SCHOOL EMPLOYEES - The school district shall ensure that a criminal background check is conducted on any person employed after January 1, 2005, before they have contact with a child. Individuals must submit two sets of fingerprints, which shall be used by the Highway Patrol, the Family Care Safety Registry, and the FBI. Fees for the federal and state background checks shall be paid by the employee. School district policies may provide that the applicant be reimbursed for these costs. Information shall be reported to the Department of Elementary and Secondary Education by school officials, who will be immune from civil liability. Section 168.283 will be effective January 1, 2005.

Individuals that are obtaining a school bus driver permit are required to submit two sets of fingerprints to the highway patrol. The first is used to search the criminal history repository and the other is forwarded to the FBI. The applicant shall pay the fee (Section 302.272).

SCREENING FOR LEAD POISONING - The Departments of Health and Senior Services and Social Services, in collaboration with related not-for-profit organizations, HMOs, and the Missouri Consolidated Health Care Plan, shall devise a three-year educational strategy to increase the number of children on Medicaid who are tested for lead poisoning. The goal of the educational strategy is to have seventy-five percent of the children on Medicaid tested for lead poisoning (Section 701.336).

SHAKEN BABY SYNDROME - All licensed hospitals and health care facilities which provide obstetrical services must require all new mothers to watch a video on Shaken Baby Syndrome before being discharged (Section 191.748).

STANDARD OF EVIDENCE - The standard of evidence is raised from

"probable cause" to "by a preponderance of the evidence".

TASK FORCE ON CHILDREN'S JUVENILE JUSTICE - The Task Force on Children's Juvenile Justice established by the Children's Division shall conduct an independent review of the policies, procedures, and cases of state and local agencies and their effectiveness. The Task Force may have access to information on cases it has been asked to review and may receive assistance from the Department of Social Services, but is prohibited from disclosing information about specific cases (Section 210.187).

The act repeals Section 26.740, RSMo, relating to the Child Abuse, Custody and Neglect Commission.

The act contains an emergency clause.

LORIE TOWE

021004	Introduced and read first time (H)	H269
021104	Read second time (H)	H291
021204	Referred: Children and Families (H)	H321
021704	Public Hearing Held (H)	
022404	Executive Session Held (H)	
031604	HCS Reported Do Pass (H)	H685
031704	Taken up for perfection (H)	H721
031704	Laid Over (H)	H721
040704	Taken up for perfection (H)	H990-995
040704	House Substitute offered (H)	H990
040704	Laid Over (H)	H995
040704	Taken up for perfection (H)	H1013
040704	HS adopted in House (H)	H1014
040704	Perfected with amendments (H)	H1013-1014
040804	Referred: Budget (H)	H1028
041304	Public Hearing Held (H)	
041304	Executive Session Held (H)	
041304	Reported Do Pass (H)	H1055
041304	Third Read and Passed (H)	H1057-1058
041304	Emergency Clause adopted (H)	H1058-1059
041304	S First Read (w/EC)	S925
041904	Second Read and Referred S Aging, Families, Mental & Public Health Committee	S978
042904	Hearing Scheduled S Aging, Families, Mental and Public Health Committee	

EFFECTIVE :           Emergency Clause

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\*\*HB 1454\*\*

HOUSE SPONSOR   Swinger

4514L.01P

HB 1454 - This act authorizes the Governor to convey the National Guard Armory located in Pemiscot County to the City

of Caruthersville.  
SUSAN HENDERSON

021004	Introduced and read first time (H)	H269
021104	Read second time (H)	H291
021204	Referred: Local Government (H)	H321
022304	Public Hearing Held (H)	
022604	Executive Session Held (H)	
031604	Reported Do Pass by Consent (H)	H686
040704	Third Read and Passed (H)	H999-1000
040704	S First Read	S898
040804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S912
041304	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	Bill Combined w/SCS HBs 1613, et al	

EFFECTIVE : August 28, 2004

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\*\*HB 1456\*\*

SCS HCS HB 1456 & HB 824

SENATE HANDLER Foster

HOUSE SPONSOR Black

4192S.03C

SCS/HCS/HB 1456 and HB 824 - This act allows the cities of Concordia, Marston, Matthews, and Steele to impose, upon voter approval, a room tax of not more than 5% per night. This tax will be in addition to any other tax authorized by law and will be used for tourism purposes and infrastructure improvements.  
JEFF CRAVER

021004	Introduced and read first time (H)	H269
021104	Read second time (H)	H291
022604	Referred: Local Government (H)	H441
030404	Public Hearing Held (H)	
030804	Executive Session Held (H)	
030904	HCS Reported Do Pass by Consent (H)	H567
031804	HCS H adopted	H753
031804	Third Read and Passed (H)	H753-754
031804	S First Read	S709
033004	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S739
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	SCS Voted Do Pass w/SCS HCS HBs 1456 & 824 S Economic Develop, Tourism & Local Gov. Com-Consent (4192S.03C)	
041304	Reported From S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent	S918
042604	S Consent Calendar w/SCS (4/13)	

EFFECTIVE : August 28, 2004



\*\*HB 1462\*\*

HOUSE SPONSOR Bean, Jr.

4393L.01P

HB 1462 - This act authorizes the Governor to convey the National Guard Armory located in Stoddard County to the City of Bernie.

SUSAN HENDERSON

021104	Introduced and read first time (H)	H291
021204	Read second time (H)	H319
021204	Referred: Local Government (H)	H321
022304	Public Hearing Held (H)	
022604	Executive Session Held (H)	
031604	Reported Do Pass by Consent (H)	H686
040704	Third Read and Passed (H)	S1000-1001
040704	S First Read	S898
040804	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S912
041304	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	Bill Combined w/SCS HBs 1613	

EFFECTIVE : August 28, 2004

\*\*HB 1471\*\*

HCS HB 1471

HOUSE SPONSOR Brooks

4498L.02P

HCS/HB 1471 - This act authorizes the Governor to convey the Felix Building located in Jackson County to the Truman Medical Center.

SUSAN HENDERSON

021104	Introduced and read first time (H)	H294
021204	Read second time (H)	H319
021904	Referred: Local Government (H)	H370
022604	Public Hearing Held (H)	
030304	Executive Session Held (H)	
030304	HCS Reported Do Pass by Consent (H)	H480
033104	HCS adopted in House (H)	H861
033104	Third Read and Passed (H)	H861
040104	S First Read	S813
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S836
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	Bill Combined w/SCS HBs 1613, et al	

EFFECTIVE : August 28, 2004

\*\*HB 1477\*\*

HS HCS HBs 1477 & 1563

HOUSE SPONSOR Schaaf

3864L.07P

HS/HCS/HBs 1477 & 1563 - This act creates the "Missouri Nosocomial Infection Control Act of 2004" to encourage health care facilities to take appropriate actions to decrease the risk of infection.

SECTION 192.020 - The Department shall include MRSA and VRE in its list of communicable diseases.

SECTION 192.067 - The Department shall have the authority to collect, analyze, and disclose nosocomial infection data from patient records.

SECTION 192.131(1)-(2) - This section provides definitions for "advisory panel", "antibiogram", and "antimicrobial". Every laboratory performing culture and sensitivity testing on humans in Missouri shall submit data on health care associated infections to the Department. The data to be reported shall be defined by the Department. By July 1, 2005, the data must include the number of patients or isolates by hospital, ambulatory surgical center, and other facility who are infected with MRSA and VRE.

SECTION 192.131(3)-(5) - All information collected pursuant to this section shall be confidential. However, this information shall be available to the appropriate facility or professional licensing authorities. The Advisory Panel shall develop a plan, using the collected data, to create a system that enhances the ability of health care providers to track preventable infections and that monitors trends relating to antibiotic-resistant microbes. The Advisory Panel and the Department must conform to standards adopted by the Centers for Disease Control and Prevention.

SECTION 192.665 - This section adds new definitions for "nosocomial infection", "nosocomial infection incidence rate", and "other facility".

SECTION 192.667(1)-(11) - The Department must collect data on nosocomial infection incidence rates from hospitals, ambulatory surgical centers, and other appropriate facilities. By July 1, 2005, the Department must promulgate rules regarding the standards and procedures for the collection and reporting of nosocomial infection incidence rates and these rules shall be based upon the methodologies established by the Centers for Disease Control and Prevention National Nosocomial Infection Surveillance System and the recommendations of the Infection Control Advisory Panel.

The Infection Control Advisory Panel shall make a recommendation, based on certain factors, to the Department regarding the implementation of nosocomial infection data collection, analysis, and reporting. If the Department chooses the requirements of the Centers for Disease Control Prevention's National Nosocomial Infection Surveillance System instead of the requirements listed in this section, then hospitals and ambulatory surgical centers that opt to participate in the federal program must provide the necessary data as a condition for licensure. Any hospital or ambulatory surgical center which does not voluntarily participate in the federal program shall be required to abide by the requirements enumerated in subsections 2,3, and 6 through 12 of this section.

SECTION 192.667(11)-(14) - Physician's offices shall be exempt from the reporting and disclosure of infection incidence rates. In consultation with the Advisory Panel, the Department must disseminate reports to the public, based on data compiled over a twelve-month period and updated quarterly thereafter, that show for each hospital, ambulatory surgical center, and other facility a risk-adjusted nosocomial infection incidence rate for class I surgical site infections, ventilator-associated pneumonia, central line-related bloodstream infections, and other infections defined by rule by the Department. By December 31, 2006, these reports shall also be published on the Department's website and shall be annually distributed to the Governor and the General Assembly.

SECTION 192.667(15)-(17) - If the Hospital Industry Data Institute fails by July 31, 2008 and annually thereafter to publish a report of Missouri's compliance with the quality of care measures established by the Centers for Medicare and Medicaid Services, the Department shall have the authority to collect and publish this information. This information shall also be available to the Department for the licensing of hospitals and ambulatory surgical centers pursuant to Chapter 197, RSMo.

SECTION 197.150 - Hospitals, ambulatory surgical centers, and other facilities must have procedures for monitoring compliance with infection control regulations and standards. These procedures must be coordinated with administrative and personnel staff. The infection control program shall include the surveillance of personnel, with a portion of the surveillance done without the staff's knowledge. However, this unobserved surveillance requirement cannot be considered grounds for licensure enforcement actions until the Department establishes criteria for determining compliance.

SECTION 197.152 - Infection control officers and other employees shall be protected from retaliation from any hospitals, ambulatory surgical centers, or other facilities. Any interference in the duties of an infection control officer shall

be reported to the hospital and ambulatory surgical center supervisors. Infection control officers have the authority to order the termination of any practice that falls outside the standard of care in infection control. The hospital or ambulatory surgical center infection control committee must convene as soon as possible to review any termination action. Employees who report infection control concerns in good faith shall not be subject to retaliation or discrimination.

SECTION 197.154 - By July 1, 2005, the Department must promulgate rules establishing certain standards for the infection control programs, which shall be based upon nationally recognized standards.

SECTION 197.156 - "Nosocomial infection outbreaks" are defined by the Centers for Disease Control and Prevention within a defined time period. The Department shall define the time period based upon the number of infected patients in a facility.

SECTION 197.158 - Beginning June 1, 2006, all hospitals and ambulatory surgical centers shall provide each patient an opportunity to submit complaints, comments, or suggestions.

SECTION 197.160 - The Department shall have access to all information compiled by hospitals, ambulatory surgical centers, and other facilities related to infection control practices, rates, and treatments. The failure to provide access to this information shall be grounds for a full or partial licensure suspension or revocation. If a hospital, ambulatory surgical center, or other facility willfully impedes access to this information, then the Department has the authority to direct any state agency to suspend all or a portion of state payments until the Department receives the information.

SECTION 197.162 - For the licensing of hospitals and ambulatory surgical centers, the Department shall give special attention to infection control practices and shall direct these facilities to set quantifiable measures of performance for reducing nosocomial infections. The Department must annually prepare a report on infection control standards and compliance. The report shall be distributed to the General Assembly and the Governor.

SECTION 197.165 - The Department must appoint an "Infection Control Advisory Panel", which shall consist of thirteen members. Any reasonable expenses of the Panel shall be paid from private donations made specifically to the "Infection Control Advisory Panel Fund", which is created in the State Treasury.

SECTION 197.294 - No information disclosed by the Department to the public pursuant to this act shall be used to establish a standard of care in a civil action.

LORIE TOWE

021204	Introduced and read first time (H)	H318
021604	Read second time (H)	H330
021904	Referred: Health Care Policy (H)	H370
030304	Public Hearing Held (H)	
031104	Executive Session Held (H)	
040504	HCS Reported Do Pass (H)	H929
041404	House Substitute offered (H)	H1094
041404	HS adopted in House (H)	H1094
041404	Perfected with amendments (H)	H1094
041504	Referred: Budget (H)	H1115
041904	Executive Session Held (H)	
042004	Reported Do Pass (H)	
042204	Third Read and Passed (H)	S1189-1190
042204	S First Read	S1027
042304	Second Read and Referred S Aging, Families, Mental & Public Health Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1487\*\*

HS HB 1487

HOUSE SPONSOR Self

4646L.04P

HB 1487 - This act makes the crime of kidnapping a child a Class A felony. A person, who is not a relative within the third degree, commits the crime by unlawfully removing or confining a child age 13 or younger without the consent of the child's parents or guardians.

The act contains an emergency clause.

SUSAN HENDERSON

021604	Introduced and read first time (H)	H330
021704	Read second time (H)	H339
021804	Referred: Crime Prevention and Public Safety (H)	H360
022404	Public Hearing Held (H)	
030204	Executive Session Held (H)	
031504	Reported Do Pass (H)	H641
031704	House Substitute offered (H)	H718
031704	HS adopted in House (H)	H719
031704	Perfected with amendments (H)	H718-719
033104	Third Read and Passed - EC adopted (H)	H850-852
033104	S First Read (w/EC)	S807
040504	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S836
041404	Hearing Conducted S Judiciary and Civil and Criminal Jurisprudence Committee	
042004	Voted Do Pass S Judiciary and Civil and Criminal Jurisprudence Committee	
042304	Reported From S Judiciary & Civil and Criminal Jurisprudence Committee to Floor	

042604 016 S Calendar H Bills for Third Reading

EFFECTIVE : Emergency Clause

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\*\*HB 1489\*\*

HOUSE SPONSOR Barnitz

3976L.03P

HB 1489 - This act modifies the definition of ATVs and allows passengers to ride on ATVs if the seat of such vehicles are designed to carry more than one person. The ATV definition is modified by increasing the unladen dry weight of an ATV from 600 pounds to 1,000 pounds and by providing that an ATV may be a vehicle with a seat designed to carry more than one person. This provision is contained in SB 1088 (2004) and was contained in the Truly Agreed To version of HB 327 and HB 598 (2003).

STEPHEN WITTE

021604	Introduced and read first time (H)	H330
021704	Read second time (H)	H339
022604	Referred: Transportation and Motor Vehicles (H)	H441
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H623
033004	Third Read and Passed (H)	H812
033004	S First Read	S776
033104	Second Read and Referred S Transportation Committee	S805
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Bill Combined w/SCS HBs 996, et al	

EFFECTIVE : August 28, 2004

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\*\*HB 1493\*\*

SCS HB 1493

HOUSE SPONSOR Emery

4021S.05C

SCS/HB 1493 - This act pertains to water and electric utilities.

A change made to this act involved incorporating language providing the board of directors of any water district the power to sell part or all of the district to any city owning and operating a water system.

Other changes to this act include changing the title of the act and incorporating language from the latest predetermination draft; language detailing a pilot project for electric utilities that are looking to invest in the construction of a new generation power plant or contract for the purchase of power

associated with such a plant.

Current law requires that territorial agreements specify the boundaries of the water service area of each water supplier and the electric service area of each electric service supplier. In cases where the parties cannot agree, they may petition the Missouri Public Service Commission to designate the boundaries of the service areas to be served by each party. This act clarifies that the commission can only be petitioned when the parties cannot agree upon the boundaries of the service areas that are not specified in the agreement.

Current law states that the commission must hold an evidentiary hearing when receiving any petition, when determining whether or not a territorial agreement should become effective, and when complaints involving any commission-approved territorial agreement are presented. The act states that these hearings can be waived if the matter is resolved by a stipulation and an agreement that is submitted to the commission. All parties must agree to waive the hearing.

MEGAN CRAIN

021604	Introduced and read first time (H)	H330
021704	Read second time (H)	H339
022604	Referred: Communications, Energy and Technology (H)	H442
030904	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H619
033004	Third Read and Passed (H)	H814-815
033004	S First Read	S776
033104	Second Read and Referred S Commerce & the Environment Committee	S805
041304	Hearing Conducted S Commerce & the Environment Committee	
041504	SCS Voted Do Pass S Commerce & the Environment Committee (4021S.05C)	
042304	Reported From S Commerce & the Environment Committee to Floor w/SCS	
042604	005 S Calendar H Bills for Third Reading w/SCS	

EFFECTIVE : August 28, 2004

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\*\*HB 1494\*\*

SENATE HANDLER Quick

HOUSE SPONSOR Ervin

4214L.01P

HB 1494 - This act provides that after the initial appointment of directors, that in any regional recreational district located in whole or in part in Clay County, such directors shall be elected for a term of three years. If no one files as a candidate for election, the county commission shall

appoint a person to serve the three year term.  
JIM ERTLE

021704	Introduced and read first time (H)	H339
021804	Read second time (H)	H358
021904	Referred: Elections (H)	H370
030204	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031604	Reported Do Pass (H)	H685
031704	Perfected (H)	H721
033104	Third Read and Passed (H)	H853-854
033104	S First Read	S808
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S836
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	Voted Do Pass S Economic Development, Tourism and Local Government Committee-Consent	
041304	Reported From S Economic Development, Tourism & Local Government Committee to Floor - Consent	S918
042604	S Consent Calendar (4/13)	

EFFECTIVE : August 28, 2004

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\*\*HB 1502\*\*

HOUSE SPONSOR Wilson

4604L.01IP

HB 1502 - This act revises the laws regarding the Kansas City Public School Retirement System:

(1) Revises the definition of "break in service" to include the instance when a regular employee ceases to be employed and then becomes re-employed after 60 consecutive calendar days have elapsed or after 15 consecutive school or work days have elapsed, whichever later occurs. This definition also applies when a regular employee retires pursuant to Section 169.280, RSMo, pertaining to the Kansas City Public School Retirement System, who later becomes re-employed after 15 consecutive school days or work days have elapsed;

(2) Revises the definition of "minimum normal retirement age" to the earlier of the date a member reaches 60 years of age or the date a member has a total of at least 75 credits, with each year of creditable service and each year of age equaling one credit. Both years of creditable service and age will be prorated for fractional years;

(3) Increases the number of members on the Medical Board of the retirement system to three or more physicians;

(4) Allows the Board of Trustees of the retirement system to employ one or more banks having fiduciary powers to assist the treasurer of the system in administering retirement funds;



(5) Revises a provision concerning the development of rules and regulations used to determine claims of creditable service by eligible members;

(6) Revises a provision concerning the certification of a disability for eligible members;

(7) Revises a provision concerning the suspension and computation of a retirement allowance received by a member who earns additional income by becoming re-employed in the retirement system;

(8) Prohibits accumulated contributions from being paid to a member before incurring a break in service; and

(9) Deletes a section concerning the granting of prior service credit for a member who is employed by the Kansas City Public School District before January 1, 1944, and who becomes re-employed after January 1, 1944.

RICHARD MOORE

021704	Introduced and read first time (H)	H341
021804	Read second time (H)	H358
022604	Referred: Retirement (H)	H442
031104	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031504	Reported Do Pass by Consent (H)	H642
033104	Third Read and Passed (H)	H881-882
040104	S First Read	S816
040504	Second Read and Referred S Pensions & General Laws Committee	S836
041304	Hearing Conducted S Pensions & General Laws Committee-Consent	
041304	Voted Do Pass S Pensions & General Laws Com.-Consent	
041404	Reported From S Pensions & General Laws Committee to Floor - Consent	S933
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1504\*\*

HOUSE SPONSOR Lipke

4591L.01P

HB 1504 - This act modifies the method property values are determined in cases where the Highways and Transportation Commission takes property through the power of eminent domain. The court, commissioners, and jury hearing a condemnation proceeding must consider any loss of highway access suffered by the landowner when determining damages. Restriction or loss of access includes the prohibition of making right or left turns into or out of the real estate involved, if access was present before the proposed improvement was built.

The act contains an emergency clause.

This provision is also contained in HCS/HB 946 et al  
(2004).

STEPHEN WITTE

021704	Introduced and read first time (H)	H341
021804	Read second time (H)	H358
022604	Referred: Transportation and Motor Vehicles (H)	H442
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	Reported Do Pass (H)	H623
031604	Perfected (H)	H653-654
033104	Third Read and Passed - EC adopted (H)	H841-842
033104	S First Read (w/EC)	S806
040504	Second Read and Referred S Transportation Committee	S836
042004	Hearing Conducted S Transportation Committee	
042004	Voted Do Pass S Transportation Committee	

EFFECTIVE :           Emergency Clause

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\*\*HB 1508\*\*

HOUSE SPONSOR   Baker

4516L.01P

HB 1508 - This act provides that the emblem-use fees received for the Kansas City Chiefs' license plate, less an amount not in excess of 5% of the cost of administration, shall be deposited into the Chiefs' Children's Fund.

STEPHEN WITTE

021804	Introduced and read first time (H)	H358
021904	Read second time (H)	H365
030404	Referred: Children and Families (H)	H503
030904	Re-referred to committee (H)	H566
030904	Referred: Transportation and Motor Vehicles (H)	H566
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H623
033004	Third Read and Passed (H)	H812-813
033004	S First Read	S776
033104	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S805
040604	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Com.	
041404	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
041404	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor - Consent	S935
042604	S Consent Calendar (4/14)	

EFFECTIVE :           August 28, 2004

\*\*HB 1509\*\*  
HCS HB 1509

HOUSE SPONSOR Portwood

4686L.04P

HCS/HB 1509 - This act modifies the law regarding health insurance coverage for chiropractic care. The act mandates that health benefit plans to allow an enrollee direct access to a participating chiropractor of the enrollee's choice within the plan's network for at least 26 visits per policy period. Under current law, enrollees may have access to chiropractic care for a total of 26 visits. The act prohibits a health care plan from denying medically necessary and clinically appropriate chiropractic care for additional diagnostic tests or treatment, provided the attending chiropractic physician submits documentation supporting the necessity for additional tests or continued treatment. The act provides that the chiropractic care mandate shall not apply to health benefit plans that are individually underwritten unless the individually written coverage is issued by a HMO.

STEPHEN WITTE

021804	Introduced and read first time (H)	H358
021904	Read second time (H)	H366
022604	Referred: Financial Services (H)	H442
030904	Hearing Scheduled, Bill Not Heard (H)	
031604	Public Hearing Held (H)	
040104	Executive Session Held (H)	
041504	HCS Reported Do Pass (H)	H1117
042004	HCS adopted in House (H)	H1151
042004	Perfected (H)	H1151
042104	Third Read and Passed (H)	H1169-1170
042204	S First Read	S1012
042304	Second Read and Referred S Aging, Families, Mental & Public Health Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1511\*\*  
HS HCS HB 1511

HOUSE SPONSOR Byrd

3540L.05P

HS/HCS/HB 1511 - The act enacts the Missouri Uniform Trust Code. The act creates general provisions and definitions regarding trust administration. Rules regarding court jurisdiction and venue for actions concerning trusts are established. The Code provides rules for the representation of minor, unborn, and unascertained beneficiaries and other interested persons by fiduciaries in judicial and non-judicial contexts.

The act specifies the requirements for creating, modifying, and terminating trusts. Provisions regarding the ability of creditors of trust settlors or beneficiaries to reach trust assets, including the effect of spendthrift clauses are created. The act modifies existing and creates new provisions relating to revocable trusts, including a settlor's necessary legal capacity to create a valid revocable trust, a presumption that trusts are revocable unless otherwise specified, and requirements for trust amendments and revocations. Default rules for dealing with the office of trustee are established. Such default rules may be modified by the terms of the trust. The act sets out the fiduciary duties of trustees and enumerates trustees' powers. The act further specifies the liability of trustees and the rights of persons dealing with trustees.

The act moves the Missouri Prudent Investor Act and the Missouri Principal and Income Act from Chapter 456, RSMo, to Chapter 469, RSMo.

Finally, the act creates a rebuttable presumption of undue influence for certain asset transfers to in-home health care providers who are not closely related to the grantor.

JIM ERTL

021804	Introduced and read first time (H)	H358
021904	Read second time (H)	H366
022604	Referred: Judiciary (H)	H442
030304	Public Hearing Held (H)	
031704	Executive Session Held (H)	
032904	HCS Reported Do Pass (H)	H778
040104	House Substitute offered (H)	H904
040104	HS adopted in House (H)	H905
040104	Perfected with amendments (H)	H904-905
041304	Third Read and Passed (H)	H1056-1057
041304	S First Read	S925
041904	Second Read and Referred S Judiciary & Civil & Criminal Jurisprudence Committee	S978
042604	Hearing Scheduled S Judiciary & Civil & Criminal Jurisprudence Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1529\*\*

HCS HBs 1529 & 1655

HOUSE SPONSOR Lembke

4666L.03P

HCS/HBs 1529 & 1655 - With regard to tax increment financing, this act allows fire departments and emergency medical services providers to collect 50% to 100% of their lost tax revenue from the special allocation fund, instead of 25% to 100%

that is currently allowed. The provisions of the act will only apply to tax increment financing projects approved after August 28, 2004.

JEFF CRAVER

021904	Introduced and read first time (H)	H365
022304	Read second time (H)	H388
022604	Referred: Job Creation and Economic Development (H)	H442
031004	Public Hearing Held (H)	
031504	Executive Session Held (H)	
031504	HCS Reported Do Pass by Consent (H)	H641
033104	HCS adopted in House (H)	H882
033104	Third Read and Passed (H)	H882-883
040104	S First Read	S816
040504	Second Read and Referred S Ways & Means Committee	S836
041304	Hearing Conducted S Ways & Means Committee	
041304	Voted Do Pass S Ways & Means Committee - Consent	
041404	Reported From S Ways & Means Comm. to Floor - Consent	S933
042604	S Consend Calendar (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1566\*\*

SCS HS HCS HB 1566

HOUSE SPONSOR Stefanick

4719S.08C

SCS/HS/HCS/HB 1566 - This act requires certain cost-containment measures within the Medicaid program.

The Department of Social Services shall conduct an annual income and eligibility verification review for each recipient of medical assistance. The review shall be completed no later than twelve months after the recipient's last eligibility review determination. New language specifies how the verification review may be completed and also requires participants to provide documentation for income verification. The Department must establish by rule the procedures for requiring recipients or applicants to disclose certain information about the availability of employer-sponsored health care and their employment status at the time of application or eligibility verification review.

Subject to federal law, the Department must promulgate rules that require recipients of medical assistance to participate in cost-sharing activities. The cost-sharing activities shall not apply to pharmaceuticals, the health care for uninsured children program, in-home care services, or home-health care services. Providers must make reasonable efforts to collect co-payments from recipients. Providers may make a claim to the Division of Medical Services for any co-payment that is not made by a recipient.

For Medicaid eligibility, investments in annuities shall be limited to annuities which:

- are actuarially sound as measured against the Social Security Administration Life Expectancy Tables;
- provide equal payments for its' duration; and
- provide Missouri with secondary or contingent beneficiary status in an amount equal to the Medicaid expenditure made on the individual's behalf.

The Department must establish a thirty-six month look-back period to review investments in annuities made by applicants for Medicaid benefits. The Department shall also have rule-making authority to implement the provisions of Section 208.212.

LORIE TOWE

022504	Introduced and read first time (H)	H419
022604	Read second time (H)	H434
030404	Referred: Special Committee on General Laws	H504
030904	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031004	HCS Reported Do Pass (H)	H579
031704	Taken up for perfection (H)	H697
031704	House Substitute offered (H)	H697
031704	Laid Over (H)	H699
031704	Taken up for perfection (H)	H707
031704	HS adopted in House (H)	H715
031704	Perfected with amendments (H)	H716
031704	Third Read and Passed (H)	H721-723
031804	S First Read	S707
033004	Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee	S739
040104	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
040104	SCS Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee (4719S.08C)	
040804	Reported From S Governmental Accountabiioity & Fiscal Oversight Committee to Floor w/SCS	S905
041304	Referred S Governmental Accountability & Fiscal Oversight Committee	S918
042204	Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee	
042204	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
042304	Reported From S Governmental Accountability & Fiscal Oversight Committee to Floor	
042604	001 S Calendar H Bills for Third Reading	

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\*\*HB 1572\*\*

HOUSE SPONSOR St. Onge

4573L.02P

HB 1572 - This act requires the Office of Administration to apply certification procedures for minority business enterprises and women's business enterprises from other states that are as restrictive as the procedures used in the enterprise's home state. If the other state's procedures include restrictive requirements such as residency, Missouri's certification procedures must be reciprocal with the requirements of the other state.

RICHARD MOORE

022504	Introduced and read first time (H)	H419
022604	Read second time (H)	H434
030404	Referred: Small Business (H)	H504
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031004	Reported Do Pass by Consent (H)	H602
033004	Third Read and Passed (H)	H800-801
033004	S First Read	S774
033104	Second Read and Referred S Small Business, Insurance and Industrial Relations Committee	S805
040704	Hearing Conducted S Small Business, Insurance and Industrial Relations Committee	
041404	Voted Do Pass S Small Business, Insurance and Industrial Relations Committee-Consent	
041404	Reported From S Small Business, Insurance & Relations Committee to Floor - Consent	S934
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1575\*\*

HOUSE SPONSOR Mayer

4677L.01P

HB 1575 - This act reenacts two sections of law regarding the sale of motor fuel below cost. In 1995, House Bill 414 amended these sections; however, the act was found to be in violation of the single subject requirement of Article III, Section 23, of the Missouri Constitution. Since that time, the sections have appeared in statute but have not been enforceable. This act will republish these sections allowing them to be enforced.

RICHARD MOORE

022604	Introduced and read first time (H)	H433
030104	Read second time (H)	H453
030904	Referred: Communications, Energy and Technology (H)	H566
031104	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H619

033004	Third Read and Passed (H)	H813-814
033004	S First Read	S776
033104	Second Read and Referred S Commerce & the Environment Committee	S805
041304	Hearing Conducted S Commerce & the Environment Committee	

EFFECTIVE : August 28, 2004  
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\*\*HB 1603\*\*

HOUSE SPONSOR Lager

4674L.01P

HB 1603 - This act reenacts the section of law regarding a tax credit received by eligible small businesses. The tax credit is equal to the guaranty fee required by the United States Small Business Administration to obtain guaranteed financing and to programs administered by the United States Department of Agriculture or the Farm Service Agency.

Senate Bill 894 of 2002 repealed this section but that bill was found to violate the single subject requirement of Article III, Section 23, of the Missouri Constitution. Therefore, the section is currently still law, but the revisor is not permitted to republish the text of the section. This act will republish the section.

JEFF CRAVER

030204	Introduced and read first time (H)	H463
030304	Read second time (H)	H476
031104	Referred: Job Creation and Economic Development (H)	H617
031504	Public Hearing Held (H)	
031504	Executive Session Held (H)	
031504	Reported Do Pass by Consent (H)	H642
033104	Third Read and Passed (H)	H883-884
040104	S First Read	S816-817
040504	Second Read and Referred S Ways & Means Committee	S837
041304	Hearing Conducted S Ways & Means Committee	
041304	Voted Do Pass S Ways & Means Committee	
041404	Reported From S Ways & Means Comm. to Floor - Consent	S932
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004  
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\*\*HB 1604\*\*

HOUSE SPONSOR Bean, Jr.

4815L.01P

HB 1604 - This act pertains to cotton liens.



This act adds to the list of other remedies for the collection of assessments, including penalties and interest. Under this act, the Department of Agriculture shall have an assessment lien that attaches and is perfected after 60 days, a change that removes from the department the current responsibility of filing all liens with the Secretary of State.

Other changes include a notification requirement for the department regarding liens attached after the date of perfection. This assessment lien is not subject to the provisions of Article 9 of the UCC (Secured Transactions) or the provisions of the food security act.

This act is similar to SB 1390.  
MEGAN CRAIN

030204	Introduced and read first time (H)	H463
030304	Read second time (H)	H476
030904	Referred: Agriculture (H)	H566
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H619
033104	Third Read and Passed (H)	H869-870
040104	S First Read	S815
040504	Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee	S836
042204	Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1608\*\*

HOUSE SPONSOR Dougherty

4796L.01P

HB 1608 - This act authorizes the Governor to convey Highlands II located in Jackson County by public sale.

SUSAN HENDERSON

030204	Introduced and read first time (H)	H463
030304	Read second time (H)	H476
030404	Referred: Local Government (H)	H504
031104	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H621
033104	Third Read and Passed (H)	H864-865
040104	S First Read	S814
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S836
040704	Hearing Conducted S Economic Development, Tourism and	

## Local Government Committee

041304 Bill Combined w/SCS HBs 1613, et al

EFFECTIVE : August 28, 2004

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\*\*HB 1610\*\*

HOUSE SPONSOR Ward

4794L.01P

HB 1610 - This act designates a portion of U. S. Highway  
67 in St. Francois County between Desloge and Bonne Terre as  
the "Trooper Jesse R. Jenkins Memorial Highway".

STEPHEN WITTE

030204	Introduced and read first time (H)	H465
030304	Read second time (H)	H476
030904	Referred: Transportation and Motor Vehicles (H)	H566
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H623
033104	Third Read and Passed (H)	H870-871
040104	S First Read	S815
040504	Second Read and Referred S Transportation Committee	S836
041304	Hearing Conducted S Transportation Committee-Consent	
041404	Bill Combined w/SCS HB 1029, HB 1438 & HB 1610	

EFFECTIVE : August 28, 2004

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\*\*HB 1612\*\*

HOUSE SPONSOR Bringer

4801L.01P

HB 1612 - This act authorizes the Governor to convey  
property in Marion County to the city of Hannibal.

SUSAN HENDERSON

030204	Introduced and read first time (H)	H465
030304	Read second time (H)	H476
030804	Referred: Local Government (H)	H541
031104	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H621
033104	Third Read and Passed (H)	H866-867
040104	S First Read	S814
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S836
040704	Hearing Conducted S Economic Development Tourism and Local Government Committee	
041304	Bill Combined w/SCS HBs 1613, et al	

EFFECTIVE : August 28, 2004

\*\*HB 1613\*\*

SCS HBs 1613, et al

SENATE HANDLER Champion

HOUSE SPONSOR Morris

4726S.02C

SCS/HB 1613, HB 1445, HB 1454, HB 1462, HCS/HB 1471, HB 1608, HB 1612, and HB 1635 - This act authorizes the Board of Governors of Southwest Missouri State University to convey property along South Scenic Avenue in the City of Springfield.

This provision contains an emergency clause. (HB 1613)

This act authorizes the Governor to convey the National Guard Armory located in Stoddard County to the City of Dexter. (HB 1445)

This act authorizes the Governor to convey the National Guard Armory located in Pemiscot County to the City of Caruthersville. (HB 1454)

This act authorizes the Governor to convey the National Guard Armory located in Stoddard County to the City of Bernie. (HB 1462)

This act authorizes the Governor to convey the Felix Building located in Jackson County to the Truman Medical Center. (HCS/HB 1471)

This act authorizes the Governor to convey Highlands II located in Jackson County by public sale. (HB 1608)

This act authorizes the Governor to convey certain state property located in Marion County to the City of Hannibal. (HB 1612)

This act authorizes the Governor to convey Highlands I located in Jackson County by public sale. (HB 1635)

SUSAN HENDERSON

030204	Introduced and read first time (H)	H465
030304	Read second time (H)	H476
031004	Referred: Special Committee on General Laws (H)	H600
031104	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H621
033104	Third Read and Passed - EC adopted (H)	H871-872
040104	S First Read	S815
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S836
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	SCS Voted Do Pass S Economic Development, Tourism and	

Local Government Committee-Consent (4726S.02C)  
 041304 SCS/HBs 1613, 1445, 1454, 1462, HCS HB 1471, 1608,  
 1612 and 1635  
 041304 Reported From S Economic Development, Tourism & S918  
 Local Government Committee to Floor w/SCS - Consent  
 042004 Referred S Governmental Accountability & Fiscal S985  
 Oversight Committee  
 042204 Hearing Conducted S Governmental Accountability and  
 Fiscal Oversight Committee  
 042204 Voted Do Pass S Governmental Accountability and  
 Fiscal Oversight Committee  
 042304 Reported From S Governmental Accountability & Fiscal  
 Oversight Committee to Floor  
 042604 S Consent Calendar w/SCS (4/13)

EFFECTIVE : Emergency Clause  
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\*\*HB 1614\*\*  
 HCS HB 1614

HOUSE SPONSOR Holand

4873L.02P

HCS/HB 1614 - This act creates a sunset date of January  
 1, 2011, for the Mental Health and Chemical Dependency  
 Insurance Act.

STEPHEN WITTE

030204 Introduced and read first time (H) H465  
 030304 Read second time (H) H476  
 030904 Referred: Health Care Policy (H) H566  
 031104 Public Hearing Held (H)  
 031104 Executive Session Held (H)  
 031104 HCS Reported Do Pass by Consent (H) H619  
 033104 HCS adopted in House (H) H868  
 033104 Third Read and Passed (H) H868-869  
 040104 S First Read S814  
 040804 Second Read and Referred S Small Business, Insurance S911  
 and Industrial Relations Committee  
 041404 Hearing Conducted S Small Business, Insurance and  
 Industrial Relations Committee  
 041404 Voted Do Pass S Small Business, Insurance and  
 Industrial Relations Committee-Consent  
 041404 Reported From S Small Business, Insurance & S934  
 Relations Committee to Floor - Consent  
 042604 S Consent Calendar (4/14)

EFFECTIVE : August 28, 2004  
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\*\*HB 1616\*\*

HOUSE SPONSOR Hanaway

4447L.01P

HB 1616 - This act allows the Secretary of State to prescribe the format and medium for publication of the Missouri Register; the Code of State Regulations; and all rules, notices of proposed rulemaking, and orders of rulemaking. Publication in writing will be available upon request.

Under current law, new language in notices of proposed rulemaking may either be underlined or printed in boldface type. The act eliminates that option and requires the bolding of new language. Rules, regulations, standards, and guidelines of any agency of the United States or a nationally or state-recognized organization or association may be incorporated by reference in agency rules by state agencies without publishing the information in full. The reference must be sufficient to determine where to obtain copies of the referenced material. A full copy of the rule, regulation, standard, or guideline must be maintained by the agency referencing it and must be available for public inspection and copying at no more than the actual cost of reproduction.

HENRY T. HERSCHEL

030304	Introduced and read first time (H)	H476
030404	Read second time (H)	H492
030404	Referred: Judiciary (H)	H504
031004	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031104	Reported Do Pass (H)	H620
031704	Perfected (H)	H726
033104	Third Read and Passed (H)	H855
033104	S First Read	S808
040504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S836
041304	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
041404	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Electons Committee-Consent	
041404	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor - Consent	S935
042604	S Consent Calendar (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1617\*\*  
HCS HB 1617

HOUSE SPONSOR Hanaway

4518L.02P

HCS/HB 1617 - This act makes it unlawful for a person to interfere or obstruct a securities investigation. A person who willfully obstructs such an investigation shall be fined not more than \$500,000 or imprisoned for not more than 10 years, or both. The Commissioner of Securities is given authority to investigate

allegations of obstruction, to seek civil enforcement of any violation, to seek administrative enforcement of any violation and to promulgate rules to carry out the provisions of this act.

This act is similar to SB 1237 (2004).

JIM ERTLE

030304	Introduced and read first time (H)	H476
030404	Read second time (H)	H492
030404	Referred: Judiciary (H)	H504
031704	Public Hearing Held (H)	
031704	Executive Session Held (H)	
031804	HCS Reported Do Pass (H)	H756
041304	HCS adopted in House (H)	H1059
041304	Perfected (H)	H1059
041504	Third Read and Passed (H)	H1109-1110
041504	S First Read	S963
041904	Second Read and Referred S Judiciary & Civil & Criminal Jurisprudence Committee	S978
042604	Hearing Scheduled S Judiciary & Civil & Criminal Jurisprudence Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1622\*\*

SENATE HANDLER Clemens HOUSE SPONSOR Wasson

4769L.01P

HB 1622 - The definition of "cosmetology establishment" is modified to include any space rent within a licensed establishment by a cosmetologist for the purpose of rendering cosmetology services.

JIM ERTLE

030404	Introduced and read first time (H)	H491
030804	Read second time (H)	H516
030804	Referred: Professional Registration & Licensing (H)	H541
030904	Public Hearing Held (H)	
031004	Executive Session Held (H)	
031004	Reported Do Pass by Consent (H)	H601
033004	Third Read and Passed (H)	H801
033004	S First Read	S774-775
033104	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S805
040504	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee	
040604	Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Committee - Consent	
040704	Reported From S Financial & Governmental Org., Vet Affairs & Elections Committee to Floor - Consent	S878

042604 S Consent Calendar (4/7)

EFFECTIVE : August 28, 2004  
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\*\*HB 1631\*\*

HCS HBs 1631 &amp; 1623

SENATE HANDLER Champion

HOUSE SPONSOR Dixon

4877L.03P

HCS/HBs 1631 & 1623 - This act repeals the provision of the law which requires county superintendents of public welfare in third and fourth classification counties to provide supervision for persons who are on parole from the state penitentiary, the Missouri Reformatory, and certain training schools.

SUSAN HENDERSON

030404	Introduced and read first time (H)	H492
030804	Read second time (H)	H516
030804	Referred: Special Committee on General Laws	H541
030904	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031504	HCS Reported Do Pass by Consent (H)	H642
033104	HCS adopted in House (H)	
033104	Third Read and Passed (H)	H884-885
040104	S First Read	S817
040504	Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee	S837
041404	Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee	
041404	Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent	
041504	Reported From S Judiciary & Civil and Criminal Jurisprudence Committee to Floor - Consent	S958
042604	S Consent Calendar (4/15)	

EFFECTIVE : August 28, 2004  
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\*\*HB 1634\*\*

SCS HB 1634

HOUSE SPONSOR Behnen

4899S.03C

SCS/HB 1634 - This act states that all images of military discharge records that are older than 75 years are deemed principally of historical or genealogical interest and shall be open records.

The act requires the State Registrar of the Department of Health to accurately reproduce vital records with durable materials. The device used to produce a record must accurately reproduce and perpetuate the original record in all details.

Under current law, documents from which permanent reproductions have been made may be disposed of. The act requires that death records over 50 years old be transferred to the Missouri State Archives. Death records over 50 years old may be disclosed to the public upon request.

This act is similar to HB 382 (2003).  
JIM ERTLE

030404	Introduced and read first time (H)	H492
030804	Read second time (H)	H516
030804	Referred: Local Government (H)	H541
031104	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H621
033104	Third Read and Passed (H)	H867-868
040104	S First Read	S814
040504	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S836
041304	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee - Consent	
041404	SCS Voted Do Pass S Financial & Governmental Org., Veterans' Affairs & Elections Com.-Consent(4899S.03C)	
041404	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS-Consent	S935
042604	S Consent Calendar w/SCS (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1635\*\*

HOUSE SPONSOR Salva

4797L.01P

HB 1635 - This act authorizes the Governor to convey Highlands I located in Jackson County by public sale.  
SUSAN HENDERSON

030804	Introduced and read first time (H)	H516
030904	Read second time (H)	H551
031004	Referred: Local Government (H)	H600
031104	Public Hearing Held (H)	
031104	Executive Session Held (H)	
031104	Reported Do Pass by Consent (H)	H621
033104	Third Read and Passed (H)	H865-866
040104	S First Read	S814
040504	Second Read and Referred S Economic Development, Tourism and Local Government Committee	S836
040704	Hearing Conducted S Economic Development, Tourism and Local Government Committee	
041304	Bill Combined w/SCS HBs 1613, et al	

EFFECTIVE : August 28, 2004



\*\*HB 1660\*\*  
SCS HCS HB 1660

HOUSE SPONSOR Lager

4924S.03C

SCS/HCS/HB 1660 - This act repeals the provision that prohibits law enforcement officers from releasing accident reports to anyone who is not an interested party until 60 days after the accident. The act clarifies that the required procedure for the processing of accident reports by law enforcement officers includes computer-generated reports, in addition to written reports.

JIM ERTLE

031004	Introduced and read first time (H)	H586
031104	Read second time (H)	H612
031104	Referred: Transportation and Motor Vehicles (H)	H617
031504	Public Hearing Held (H)	
031504	Executive Session Held (H)	
031504	HCS Reported Do Pass by Consent (H)	H642
033104	HCS adopted in House (H)	H885
033104	Third Read and Passed (H)	H885-886
040104	S First Read	S817
040804	Second Read and Referred S Financial & Governmental Organization, Veterans' Affairs & Elections Com.	S911
041304	Hearing Conducted S Financial & Governmental Org., Veterans' Affairs & Elections Committee-Consent	
041404	SCS Voted Do Pass S Financial & Governmental Org., Vet. Affairs & Elections Comm.-Consent (4924.03C)	
041404	Reported From S Financial & Governmental Org., Vet. Affairs & Elections Committee to Floor w/SCS-Consent	S935
042604	S Consent Calendar w/SCS (4/14)	

EFFECTIVE : August 28, 2004

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\*\*HB 1664\*\*

HOUSE SPONSOR Hanaway

4519L.02P

HB 1664 - This act makes changes to the registration process for business entities that must register with the Secretary of State. Regarding all business entities, the bill:

Allows entities to file documents electronically and reduces filing fees for annual reports if filed in an electronic format;

(2) Repeals the requirement that filings be notarized;

(3) Clarifies that all statements made in the filings are subject to the penalties for perjury;

(4) Repeals the requirement that filings be made in duplicate;

(5) Waives the 50-cent per page fee for certified copies of corporate records when requested electronically; and

(6) Limits the reservation of a name for a business entity to 180 days.

Regarding limited liability companies (LLC), the act:

(1) Requires any foreign LLC to provide a certificate of good standing or certificate of existence from the state in which it is domiciled;

(2) Establishes procedures for amendments of a foreign LLC's certificate of registration and sets the filing fee at \$20; and

(3) Establishes a fee of \$5 for filing a statement of correction.

Regarding general corporations, the act:

(1) Clarifies what information is required in the articles of incorporation, articles of amendment, and summary articles of merger;

(2) Lowers the fee for annual registrations from \$40 to \$15 when submitted electronically;

(3) Repeals provisions requiring corporations to notify the Secretary of State when they reduce stated capital;

(4) Allows a board of directors to consist of one person; and

(5) Allows a corporation to create a trust fund, purchase an insurance policy, or create any other kind of surety arrangement on behalf of its officers, directors, or agents for any potential liability, whether or not the corporation owns any stock of the insurer or surety entity. In the absence of fraud, the judgment of the board of directors is conclusive and the policy or surety is not voidable, regardless of whether the board members are beneficiaries of the insurance arrangement.

Regarding limited liability partnerships (LLP), the act:

(1) Reduces the fee for a certified copy of good standing from \$20 to \$5 when submitted electronically and reduces the fee for an abstract of all LLPs registered with the Secretary of State from \$100 to \$5.

(2) Revises the required information for an amended certificate of registration and establishes a fee of \$20; and

(3) Reduces the late fee for failure to file an amendment to its certificate of limited partnership from \$10 per day to \$10 per month.

Finally, the act requires fictitious name registrations to be renewed every five years and prohibits any entity from registering under a fictitious name which contains any words implying it is a governmental agency.

RICHARD MOORE

031004	Introduced and read first time (H)	H587
031104	Read second time (H)	H612
031504	Referred: Judiciary (H)	H640
033104	Public Hearing Held (H)	
033104	Executive Session Held (H)	
040104	Reported Do Pass (H)	H908
041304	Perfected (H)	H1059
041504	Third Read and Passed (H)	H1110-1111
041504	S First Read	S963
041904	Second Read and Referred S Judiciary & Civil & Criminal Jurisprudence Committee	S978
042604	Hearing Scheduled S Judiciary & Civil & Criminal Jurisprudence Committee	

EFFECTIVE : August 28, 2004

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\*\*HB 1665\*\*

HOUSE SPONSOR Hanaway

4517L.02P

HB 1665 - The act changes the definition of "security" as used in the laws regulating securities so that the sale of variable annuities will be regulated by the Secretary of State. Under current law, the sale is regulated by the Department of Insurance.

JIM ERTLE

031004	Introduced and read first time (H)	H587
031104	Read second time (H)	H612
031504	Referred: Financial Services (H)	H640
033004	Public Hearing Held (H)	
040104	Executive Session Held (H)	
040104	Reported Do Pass (H)	H908
041304	Perfected (H)	H1059-1060
041504	Third Read and Passed (H)	H1111-1112
041504	S First Read	S963
041904	Second Read and Referred S Financial & Governmental	S978

Org., Veterans' Affairs & Elections Committee  
042704 Hearing Scheduled S Financial & Governmental Org.,  
Veterans' Affairs & Elections Committee

EFFECTIVE : August 28, 2004

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\*\*HCR 001\*\*

SENATE HANDLER	Gibbons	HOUSE SPONSOR	Crowell
			3659L.02I
010704	Introduced (H)		H25-26
010704	Adopted (H)		H26
010704	S First Read		S26-27
011204	S adopted		S87
011304	S escort committee appointed		
011304	Senators: Bartle, Bland, Gibbons, Goode, Jacob, Kennedy, Kinder, Loudon, Wheeler, Yeckel		S96
011404	S escort committee replaced Kinder with Gross		S101
011404	H escort committee appointed		
011404	Representatives: Townley, Miller, Reinhart, Crawford, Holand, Purgason, Witte, Bland, Jolly, Bringer		S101

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\*\*HCR 002\*\*

SENATE HANDLER	Gibbons	HOUSE SPONSOR	Crowell
			3658L.03I
010704	Introduced (H)		H26
010704	Adopted (H)		H26
010704	S First Read		S27
011204	S adopted		S87
012104	S escort committee appointed (Governor)		
012104	(Kinder, Gibbons, Russell, Yeckel, Klindt, Mathewson, Bland, Dougherty, Jacob, Coleman)		S134
012104	H escort committee appointed (Governor)		
012104	(Cooper-120, Cunningham-86, Portwood, Bearden, Fares, St. Onge, Johnson-90, Ransdall, Harris-23, Jones)		H100
012104	H escort committee appointed (Lt. Governor & Senate)		
012104	(May, Moore, Mayer, Hunter, Roark, Behnen, Zweifel, Harris-110, Boykins, El-Amin)		H98

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\*\*HCR 003\*\*

SENATE HANDLER	Gibbons	HOUSE SPONSOR	Crowell
			3660L.02I
010704	Introduced (H)		H26

010704	Adopted (H)	H26
010704	S First Read	S27
011204	S adopted	S87
012604	S escort committee appointed	S157
012604	Senators: Bray, Callahan, Cauthorn, Days, Dolan, Griesheimer, Kennedy, Russell, Scott, Stoll	
012804	H escort committee appointed (Lt. Governor & Senate)	H155
012804	Byrd, Dempsey, Quinn, Shoemaker, Smith-118, Self, Darrough, Thompson, Sager, Swinger	
012804	H escort committee appointed (Dir. of Transportation)	H157
012804	Pearce, Smith-14, Munzlinger, Dethrow, Angst, Ruestman, Kuessner, Henke, Hubbard, Levota	

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\*\*HCR 005\*\*

SENATE HANDLER	Russell	HOUSE SPONSOR	Byrd
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3806L.01P

HCR 5 - This resolution disapproves the proposed rule change to 1 CSR 10-4.010. This rule change would have allowed payroll deductions from certain state employee paychecks for the purpose of paying union dues.

RICHARD MOORE

010704	Introduced and read first time (H)	H10
010804	Read second time (H)	H35
010804	Referred: Rules (H)	H35
011304	Public Hearing Held (H)	
011304	Executive Session Held (H)	
011304	Reported Do Pass (H)	H50-51
012004	Taken up for Third Reading (H)	H92
012004	Laid over-Third Reading (H)	H92
012104	Taken up for Third Reading (H)	H107
012104	Third Read and Passed (H)	H111-112
012104	Emergency clause defeated (H)	H112-113
012204	S First Read	S148-149
012604	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S157
012904	Hearing Conducted S Rules, Joint Rules, Resolutions and Ethics Committee	
020304	Voted Do Pass S Rules, Joint Rules, Resolutions and Ethics Committee	
020304	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S224
020504	S Third Read and Passed	S243
020504	Truly Agreed to and Finally Passed	S243
021004	Signed by House Speaker	H281
021104	Signed by Senate President	S281
021104	Delivered to Governor	H292
022504	Vetoed by Governor	H426-427

\*\*HCR 010\*\*

HOUSE SPONSOR Myers

3953L.01I

HCR 10 - This resolution recognizes the value of "Menfro" soil to our state's economy and environment and encourages educators and other science professionals to teach about soil as a natural resource.

MEGAN CRAIN

011404	Offered (H)	H63
021804	Referred: Agriculture (H)	H359
030204	Public Hearing Held (H)	
030204	Executive Session Held (H)	
031104	Reported Do Pass (H)	H618
031604	H adopted	H663
031604	S First Read	S660-661
031704	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S675
040804	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
041504	Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee	
041504	Reported From S Rules, Joint Rules, Resolutions & Ethics Committee to Floor	S959
042604	S Resolutions Calendar	

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\*\*HCR 012\*\*

HOUSE SPONSOR Kelly (036)

3450L.01I

HCR 12 - This resolution designates Miss Missouri as an official hostess of the State of Missouri.

HENRY T. HERSCHEL

012004	Introduced and read first time (H)	H90
012104	Read second time (H)	H107
020504	Referred: Tourism and Cultural Affairs (H)	H241
021004	Public Hearing Held (H)	
030904	Executive Session Held (H)	
031104	Reported Do Pass (H)	H622
031704	Third Read and Passed (H)	H719-720
031804	S First Read	S707-708
033004	Referred S Rules, Joint Rules, Resolutions & Ethics Committee	S738
040804	Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee	
041504	Voted Do Pass S Rules, Joint Rules, Resolutions &	

Ethics Committee  
 041504 Reported From S Rules, Joint Rules, Resolutions & S959  
 Ethics Committee to Floor  
 042604 S Resolutions Calendar

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 \*\*HJR 035\*\*

HCS HJR 35

SENATE HANDLER Cauthorn HOUSE SPONSOR Dethrow

3252L.04P

HS/HCS/HJR 35 - This act pertains to bird, fish, game,  
 wildlife, or forestry resources.

This proposed constitutional amendment requires a two-thirds majority vote before any initiative proposal relating to the opportunity to harvest bird, fish, game, wildlife, or forestry resources take effect. This resolution shall not apply to the amendment or repeal of sales taxes for conservation purposes pursuant to Section 43(a) of Article IV of the Missouri Constitution.

MEGAN CRAIN

121503 Prefiled (H)  
 010704 Read first time (H) H10  
 010804 Read second time (H) H35  
 012904 Referred: Conservation and Natural Resources (H) H185  
 021104 Hearing Scheduled, Bill Not Heard (H)  
 021804 Public Hearing Held (H)  
 021804 Executive Session Held (H)  
 030404 HCS Reported Do Pass (H) H505  
 033004 House Substitute offered (H) H792  
 033004 HS adopted in House (H) H794  
 033004 Perfected (H) H792-794  
 033104 Third Read and Passed (H) H856-857  
 040104 S First Read S813  
 040504 Second Read and Referred S Agriculture, Conservation,  
 Parks & Natural Resources Committee S836

EFFECTIVE : Contingent

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 \*\*HJR 039\*\*

HS HCS HJR 39

HOUSE SPONSOR Crowell

2555L.04P

HCS/HJR 39, 38, 42 & 47 - This proposed Constitutional Amendment provides that civil marriages in Missouri shall only consist of one man and one woman. The state of Missouri shall give no effect to any union, which arises from a public act, record, or judicial proceeding of any state, territory, Indian tribe or foreign nation, that is not a union between one man and

one woman. Any rights or claims arising from those claims will not be recognized.

LORIE TOWE

010604	Prefiled (H)	
010704	Read first time (H)	H11
010804	Read second time (H)	H35
011504	Referred: Children and Families (H)	H81
012704	Public Hearing Held (H)	
012704	Executive Session Held (H)	
021904	HCS Reported Do Pass (H)	H371
033104	Taken up for perfection (H)	H831
033104	House Substitute offered (H)	H831
033104	Laid Over (H)	H831
033104	Taken up for perfection (H)	H832
033104	HS adopted in House (H)	H834-835
033104	Perfected with amendments (H)	H832-835
042204	H Third Read and Passed (H)	H1186-1187
042204	S First Read	S1015
042304	Second Read and Referred S Aging, Families, Mental & Public Health Committee	

EFFECTIVE :           Referendum

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