93rd General Assembly

First Regular Session

MISSOURI SENATE

WEEKLY BILL STATUS REPORT

MAY 2 - 6, 2005

Prepared by
Divisions of Research and Computer Information Systems

*** SB 1 *** CCS HCS SS SCS SBs 1 & 130 0220S.19T

SENATE SPONSOR: Loudon HOUSE HANDLER: Hunter

CCS/HCS/SS/SCS/SBs 1 & 130 - This act revises the workers' compensation law.

ACCIDENT AND INJURY - 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 systems 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 prevailing 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 injuries from unknown causes and personal health conditions that manifest themselves at work, when an accident is not the prevailing factor in the need for medical treatment. The act prohibits accidents which are sustained while traveling to the employer's principal place of business from the employee's home or to the employee's home from the employer's principal place of business from being compensable.

ABROGATION OF CASE LAW - It is the intent of the Legislature to reject and abrogate earlier case law interpretations on the meaning of or definition of "accident", "occupational disease", "arising out of", and "in the course of the employment". It is also the intent of the legislature to reject and abrogate earlier case law interpretations on the meaning of or definition of "owner".

EMPLOYER LIABILITY - Any person who contracts to have work done as part of the usual course of business on their premises shall be liable to the contractor, it's subcontractors and employees for death or injury which occurs on the premises. If the erection of improvements, demolition, alteration or repair of the premises is being provided by an independent contractor, the independent contractor shall be deemed the employer of the subcontractors and employees where the principle contractor is on the premises and doing work. The immediate contractor or subcontractor shall have primary liability as an employer of the employees of his subcontractor. A right to contribution is available for any secondarily liable parties.

COMPENSABILITY - Occupational disease is only compensable if the occupational exposure was the prevailing factor in causing the condition. Injury due to repetitive motion is recognized as an occupational disease and is only compensable if the occupational exposure is a prevailing factor in causing the medical condition or disability. Disease of the lungs or respiratory tract, hypotension, hypertension, or disease of the heart or cardiovascular system, including carcinoma, may be recognized as occupational diseases for the purposes of workers' compensation law and are defined to be disability due to exposure to smoke, gases, carcinogens, inadequate oxygen of paid firefighters of a paid fire department or paid police officers of a paid police department certified under Chapter 590, RSMo, if a direct causal relationship is established.

REDUCTION OF BENEFITS FOR CERTAIN ACTS - The act eliminates the posting requirements for reduction of compensation and death benefits where an injury is caused by the failure the employee to use employer provided safety devises. An employee who suffers an injury as a result of the failure to obey employer safety rules will have benefits reduced by 25 to 50 percent. The act increases the penalty when violation of a drug or alcohol rule is involved, by mandating that workers' compensation and death benefits reduced by fifty percent. Intoxication at or above the legal blood level shall give rise to a rebuttable presumption that the voluntary use of alcohol was the proximate cause of injury. A preponderance of the evidence standard will apply to rebut such presumption.

NOTICE POSTING BY EMPLOYERS - Every employer must post notice in a prominent and conspicuous place, which notifies employees of the requirement that such employees must inform their employers of an accident within thirty days from such accident and that failure to do so may jeopardize their ability to receive medical coverage, compensation or any other benefit for the injury under workers' compensation law.

CRIMINAL PENALTIES FOR VIOLATIONS OF WORKERS' COMPENSATION LAW - Any insurance company or self-insurer who intentionally refuses to comply with known and legally indisputable compensation obligations with an intent to defraud will be guilty of a Class D felony, and receive the greater of a fine up to ten thousand dollars or double the value of the fraud. The punishment for a subsequent offense is a Class C felony.

Any person who knowingly makes a false or fraudulent statement to an investigator of the division of workers' compensation in the course of investigating fraud or noncompliance will be guilty of a class a misdemeanor and receive a fine of up to ten thousand dollars. The punishment for a subsequent offense is

increased to a Class C felony.

Any person, company, or other entity that prepares or provides an invalid certificate of insurance as proof of workers' compensation insurance will be guilty of a Class D felony and receive a fine of the greater of a fine up to ten thousand dollars or double the value of the fraud.

Any employer who knowingly fails to insure his liability under workers' compensation law will be guilty of a Class A misdemeanor and will receive the greater of a fine in an amount up to three times the amount of annual premiums the employer would have paid or fifty thousand dollars.

Any health care provided who commits fraudulent billing practices will be guilty of a Class A misdemeanor and receive a fine of up to twenty thousand dollars. The punishment for a subsequent offense is increased to a Class D felony.

ANNUAL REPORT FROM THE ATTORNEY GENERAL - By January 1 of each year, the Attorney General shall forward to the Division of Workers' Compensation, an annual report of the costs of prosecuting fraud and noncompliance under workers' compensation law. The report will include the number of cases filed with the Attorney General by county, by the fraud and noncompliance unit, the number of cases prosecuted by county by the Attorney General and county prosecutor, fines and penalties levied and received, and all incidental costs.

VOCATIONAL TESTING AND ASSESSMENT - The act provides that an employee must submit to appropriate vocational testing and a vocational rehabilitation assessment required by an employer or insurer.

SUBROGATION LIENS - The act grants an employer a subrogation lien when a third person is liable for the death of an employee.

DISQUALIFICATION FOR RECEIPT OF UNEMPLOYMENT COMPENSATION OR POST INJURY MISCONDUCT - The act disqualifies an employee from receiving temporary total disability during any period of time in which the claimant applies and receives unemployment compensation. Any employee who is terminated from post injury employment based upon post injury misconduct shall be ineligible to receive either temporary total disability or temporary partial disability benefits.

PROOF OF PERMANENT DISABILITY - Permanent partial or total disability shall be demonstrated and certified by a physician. In determining compensability and disability, where inconsistent or conflicting medical opinions exist, objective medical findings shall prevail over subjective medical findings. Objective medical findings are those findings demonstrable on physical examination or by appropriate tests or diagnostic procedures.

COMPENSATION FOR HEARING LOSS - Loss of hearing of twenty-six decibels or less shall not constitute any compensable hearing disability and loss of hearing average ninety-two decibels shall constitute total or one hundred percent compensable hearing loss.

COSTS - If the division or the commission determines that any proceedings have been brought, prosecuted, or defended without reasonable grounds, the division may assess the whole cost of the proceedings upon the party who brought, prosecuted, or defended them.

WAGES AND BONUSES - A monetary bonus, paid by an employer to an employee, of up to three percent of the employee's yearly compensation from such employer shall not have the effect of increasing the compensation amount used in calculating the employee's compensation or wages for purposes of any workers' compensation claim governed under workers' compensation law.

ACCIDENT REPORTING - The act requires every employer or his insurer in this state to file with the division a full and complete report of every injury or death to any employee within thirty days after knowledge of the injury or death.

VOLUNTARY SETTLEMENT AGREEMENTS - The act allows parties to enter into voluntary agreements to settle claims and states that approval shall be granted as long as the settlement is not the result of undue influence or fraud, and the employee fully understands his or her rights and benefits and voluntarily agrees to accept the terms of the agreement. In any claim where an offer of settlement is made in writing, and the employee is not represented by counsel, the employee is entitled to one hundred percent of the amount

offered. Legal counsel representing the employee will receive reasonable fees for services rendered.

NOTICE OF REPETITIVE TRAUMA CASE - The act requires written notice to an employer be made no later than thirty days after diagnosis of the condition before proceedings are maintained for a repetitive trauma or occupational disease case.

ADMINISTRATIVE LAW JUDGES - After August 28, 2005, the Governor may appoint additional administrative law judges for a maximum of forty authorized administrative law judges. Performance audits shall be conducted every two years by the six member administrative law judge review committee with a recommendation of confidence or no confidence for each administrative law judge. Administrative law judges will stand for retention votes by the committee every twelve years. An administrative law judge will not receive a retention vote if the administrative law judge has received two or more votes of no confidence for performance audits and may be removed from the appointment immediately.

COMPENSATION FOR CHIEF COUNSEL - Each chief legal counsel located at the division office in Jefferson City shall be compensated at two thousand dollars above eighty percent of the rate at which an associate circuit judge is compensated.

SECOND INJURY FUND - Beginning October 31, 2005, the Director of the Division of Workers' Compensation is required to estimate the amount of benefits payable for each year and calculate the total amount of annual surcharge to be imposed upon all workers' compensation policyholders and self-insured for the following calendar year. The amount of the annual surcharge shall be set at a percentage not to exceed three percent.

STANDARD OF REVIEW - The act imposes a strict construction review with regard to the provisions of the workers compensation chapter and an impartial standard of review for the facts and evidence of a case. Beginning January 1, 2006, only administrative law judges, the commission, and the appellate courts of this state shall have the power to review claims filed under workers' compensation law.

OPT-OUT PROVISION - Allows an employee to opt out of the provisions of workers' compensation law for religious reasons.

BURDEN OF PROOF - The burden of proof for establishing an affirmative defense is on the employer. The burden of proving an entitlement to compensation under workers' compensation law is on the employee or dependent.

CLAIMS AGAINST INSOLVENT SELF-INSURED PARTIES - The act requires the Division of Workers' Compensation to notify each employee of a self-insured member filing bankruptcy, liquidation, or dissolution of his or her obligation to file a notice of claim with the court of jurisdiction and of the need of the employee to provide the guarantee fund and the division with the records set out in this section. The act then requires the claimant to file a claim with the appropriate bankruptcy court prior to the time the division attaches jurisdiction.

TREND FACTORS - The Director of Insurance will allow pure premium rate data to be distributed, upon filing with the director with a final distribution, in a format which allows for comparison of such data with trend factors developed by the advisory organization for each of the job classifications.
JASON ZAMKUS

12/01/2004 Prefiled
01/05/2005 S First Read (S26)
01/12/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S75)
01/12/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
01/20/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
01/26/2005 SCS SBs 1 & 130-Voted Do Pass S Small Business, Insurance & Industrial Relations Committee (0220S.08C)
02/03/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS (S168)
02/08/2005 Placed on Informal Calendar (S184)
02/09/2005 SS for SCS S offered (Loudon) (0220S.11F) (S192)
02/09/2005 SA 1 to SS for SCS S offered & adopted (Crowell)--0220S11.09S (S192)
02/09/2005 SA 2 to SS for SCS S offered & adopted (Cauthorn)--0220S11.05S (S192-193)
02/09/2005 SA 3 to SS for SCS S offered (Graham)--0220S11.01F (S193)
02/09/2005 SSA 1 for SA 3 to SS for SCS S offered & adopted (Loudon)--(0220S11.03S) (S193)

02/09/2005 SA 4 to SS for SCS S offered (Loudon)--0220S11.01S (S193)
02/09/2005 SA 1 to SA 4 to SS for SCS S offered & adopted (Gibbons) (S193-194)
02/09/2005 SA 4 to SS for SS, as amended, S adopted (S194)
02/09/2005 SA 5 to SS for SCS S offered & withdrawn(Callahan)--0220S.11.03F (S194)
02/09/2005 SA 6 to SS for SCS S offered & withdrawn (Bray)--0220S11.04F (S194)
02/09/2005 SA 7 to SS for SCS S offered & adopted (Callahan)--0220S11.22S (S194)
02/09/2005 SA 8 to SS for SCS S offered & defeated (Green)--0220S11.22S (S194)
02/09/2005 SA 9 to SS for SCS S offered (Callahan)--0220S11.06F (S194-195)
02/09/2005 Bill Placed on Informal Calendar (S195)
02/09/2005 SA 9 to SS for SCS S withdrawn (S195)
02/09/2005 SA 10 to SS for SCS S offered & adopted(Coleman)--0220S11.07F (S195)
02/09/2005 SA 11 to SS for SCS S offered & adopted (Green)--0220S11.31S (S195-196)
02/09/2005 SA 12 to SS for SCS S offered & adopted (Koster)--0220S11S.08F (S196)
02/09/2005 SA 13 to SS for SCS S offered & adopted (Stouffer)--0220S11.21F (S196)
02/09/2005 SA 14 to SS for SCS S offered & adopted (Kennedy)--SGA05.01S (S196)
02/09/2005 SA 15 to SS for SCS S offered & defeated (Bray)--0220S11.09F (S197)
02/09/2005 SA 16 to SS for SCS S offered & defeated (Callahan)--0220S11.10F (S197)
02/09/2005 SA 17 to SS for SCS S offered & defeated (Green)--0220S11.10S (S197)
02/09/2005 SA 18 to SS for SCS S offered & adopted (Crowell)--0220S11.11F (S197-198)
02/09/2005 SA 19 to SS for SCS S offered & adopted (Loudon)--0220S11.12F (S198)
02/09/2005 SA 20 to SS for SCS S offered & defeated(Green)--0220S11.13F (S198)
02/09/2005 SA 21 to SS for SCS S offered & defeated (Days)--0220S11.14F (S198)
02/09/2005 SA 22 to SS for SCS S offered & adopted (Gibbons)--0220S11.15F (S198)
02/09/2005 SA 23 to SS for SCS S offered & adopted (Gibbons)--0220S11.16F (S198-199)
02/09/2005 SA 24 to SS for SCS S offered & adopted (Loudon)--0220S11.50S (S199-202)
02/09/2005 SA 25 to SS for SCS S offered & adopted (Callahan)--0220S11.17F (S202)
02/09/2005 SS for SCS, as amended, S adopted (S202)
02/09/2005 Perfected (S202)
02/09/2005 Reported Truly Perfected S Rules Committee (S202)
02/09/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S202)
02/10/2005 Hearing Conducted Governmental Accountability & Fiscal Oversight Committee
02/10/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
02/10/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S207)
02/10/2005 S Third Read and Passed (S207-208)
02/10/2005 H First Read (H287)
02/14/2005 H Second Read (H294)
02/14/2005 Referred H Workforce Development & Workplace Safety Committee (H295)
02/23/2005 Hearing Conducted H Workforce Development & Workplace Safety Committee
02/24/2005 HCS Voted Do Pass H Workforce Development & Workplace Safety Committee
02/24/2005 HCS Reported Do Pass H Workforce Development & Workplace Safety Committee (H405)
02/24/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H405)
02/28/2005 Hearing Conducted H Rules Committee
02/28/2005 Voted Do Pass H Rules Committee w/time limit of 5 hours for debate on third reading
03/01/2005 Reported Do Pass H Rules Committee w/time limit of 5 hours for debate on third reading
03/02/2005 HA 1 to HCS H offered & adopted (Pratt) (H448-451)
03/02/2005 HA 2 to HCS H offered & adopted (Smith 118) (H451-452)
03/02/2005 HA 3 to HCS H offered & adopted (Pratt) (H453)
03/02/2005 HA 4 to HCS H offered (Cooper 155) (H453)
03/02/2005 HA 1 to HA 4 to HCS H offered & adopted (Page) (H453-454)
03/02/2005 HA 4 to HCS, as amended, H adopted (H454)
03/02/2005 HA 5 to HCS H offered & adopted (Hunter) (H454)
03/02/2005 HA 6 to HCS H offered & Ruled out of order (Burnett) (H454-455)
03/02/2005 HA 7 to HCS H offered & defeated (Meadows) (H455-456)
03/02/2005 HA 8 to HCS H offered & adopted (Jolly) (H458-459)
03/02/2005 Laid Over (H456)
03/02/2005 HA 9 to HCS H offered & adopted (Stevenson) (H459-460)
03/02/2005 HA 10 to HCS H offered & adopted (Parson) (H460)
03/02/2005 HA 11 to HCS H offered & adopted (Flook) (H460-461)
03/02/2005 HA 12 to HCS H offered & adopted (Cooper 120) (H461)
03/02/2005 HA 13 to HCS H offered (Portwood) (H461)
03/02/2005 HA 1 to HA 13 to HCS H offered & adopted (Wright 137) (H461)
03/02/2005 HA 13 to HCS, as amended, H defeated (H461-462)

03/02/2005 HA 14 to HCS H offered & Ruled out of order (Darrough) (H462)
03/02/2005 HA 15 to HCS H offered & defeated (Harris 23) (H462)
03/02/2005 HA 16 to HCS H offered & defeated (Bowman) (H462-463)
03/02/2005 HA 17 to HCS H offered & defeated (Walsh) (H463-464)
03/02/2005 HCS, as amended, H adopted (H464)
03/02/2005 H Third Read and Passed (H464-465 / S351)
03/03/2005 S refused to concur in HCS, as amended (S360 / H494)
03/03/2005 S requests H recede or grant conference (S360 / H494)
03/07/2005 H refused to recede and granted conference (H494 / S371)
03/07/2005 H conferees appointed: Cooper (120), Bearden, Hunter, Vogt, Lowe (44) (H494 / S371)
03/08/2005 S conferees appointed: Loudon, Gibbons, Crowell, Callahan, Green (S379 / H523)
03/09/2005 Change in Conferees: Clemens replaces Crowell (S424 / H582)
03/15/2005 CCR/CCS distributed in the House (H651-652)
03/15/2005 CCR/CCS S offered (0020S.19S)--Motion to adopt CCR (S463-464)
03/15/2005 Motion to adopt CCR withdrawn (S464)
03/15/2005 CCR/CCS S adopted (S464 / H663)
03/15/2005 CCS S Third Read and Passed (S464-465 / H663)
03/16/2005 CCR/CCS H adopted (H667-668 / S486)
03/16/2005 CCS H Third Read and Passed (H668-669 / S486)
03/16/2005 Truly Agreed To and Finally Passed (S486 / H668-669)
03/17/2005 Reported Duly Enrolled S Rules Committee (S492)
03/17/2005 Signed by Senate President (S492)
03/17/2005 Signed by House Speaker (H690 / S492)
03/17/2005 Delivered to Governor (S492)
03/30/2005 Signed by Governor (S538-539)

EFFECTIVE: Varied

*** SB 2 *** SS SCS SB 2 0424S.09P

SENATE SPONSOR: Loudon

SS/SCS/SB 2 -This act changes various provisions regarding abortion and alternatives to abortion services.

SECTION 33.900 - This act prohibits the expenditure of public funds to existing or proposed health and social services programs that directly or indirectly subsidize abortion services. An entity that is affiliated with another entity that provides abortion services may only receive public funds if the affiliated entity is an independent affiliate. Entities that provide counseling to pregnant women and receive public funds may only provide non-directive pregnancy counseling and may not display or distribute material promoting abortion services.

This act also requires entities that receive public funds to maintain records that demonstrate strict compliance. An independent audit of these entities must be conducted at least once every three years. If the recipient of public funds is affiliated with an entity that provides abortion services, an audit must be conducted each year to ensure compliance. The act includes exceptions for reimbursement to entities that provide services that are required under federal Medicaid regulations and certain services required under the federal family planning program.

SECTIONS 135.630 AND 135.631 - This act allows a tax credit for contributions to support pregnancy resource centers. The credit is for 50% of the contribution, cannot exceed $50,000 per year, and is not refundable, but can be carried forward. No more than a total of $2 million may be claimed in credits in any one year. A taxpayer may only be permitted to redeem the tax credit provided in this act if the director of revenue has reallocated other state tax credits to the tax credit created in this act. A pregnancy resource center is a non-residential facility that provides assistance designed to support women and encourage birth over abortion. The center must be tax exempt, must provide direct person-to-person counseling at no cost, and cannot provide abortion referrals. This section shall apply to all tax years ending on or after December 31, 2008.

SECTION 160.068 - This act disallows any provider of abortion services from providing sex education or sex education materials to students in any public elementary or secondary education institution in this state.
SECTION 188.010 - Under this act, it is noted that the intention of the general assembly of the state of Missouri is to recognize and affirm the right to life of all humans whether in utero or not, to protect maternal

health, to encourage childbirth over abortion, and to support alternatives to abortion.

SECTION 188.015 - Also, the definitions for "alternatives to abortion agency", "alternatives to abortion services", "commission," "department" and "medical emergency" were added in the chapter regulating abortions.

SECTION 188.025 - Current law provides that every abortion performed at sixteen weeks gestational age or later shall be performed in a hospital. This act provides that no abortion shall be performed or induced except in a physician's office, outpatient clinic, ambulatory surgical center or hospital.

SECTION 188.031 - This act also provides, as to a minor's consent for an abortion, that the term "next friend" shall not include any persons or entities who have a financial interest or potential gain from the proposed abortion, or any employee of or volunteer for such entity or person.

SECTIONS 188.052 AND 188.055 - This act details information to be included in physician abortion reports.

Currently, Section 188.052, RSMo, requires a physician to submit an abortion report for each abortion performed. New language specifies that the report shall include, but not be limited to, the following:

-Information required by federal reports and organizations, such as the Centers for Disease Control and Prevention;

-Information regarding the type of procedure used to perform the abortion; and

-Specific reasons the woman sought the abortion.

-Information on whether the woman used any method of family planning during the time she became pregnant, and if so, the specific method employed.

Physicians must currently submit an individual complication report for post-abortion care. In addition, the Department is responsible for annually publishing a statistical report. New language requires the report to include data on abortions or induced and post-abortion care. The report must contain the gestational age by weekly increments at which the abortions were performed. The report must not include any information that would allow the identification of a patient, physician, or hospital or abortion facility.

SECTION 188.070 - Currently, Section 188.070, RSMo, provides for a misdemeanor for violation of confidentiality. New language increases the penalty to a Class D felony for any person who knowingly violates the confidentiality of records, reports, or documents maintained by the abortion facility or hospital or received by the Department.

SECTION 188.075 - A new defense of medical emergency was added for a person performing an action or not performing an action according to current law.

SECTION 188.080 - 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 A misdemeanor.

SECTION 188.250 - This act also provides that no person shall intentionally cause, aid or assist a minor to obtain an abortion without the required informed consent or judicial decree. 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 give 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. However, any adult who has engaged in or consents to another person committing rape or incest against a minor which results in the minor obtaining an abortion shall not be awarded 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.

SECTION 188.300 - This act establishes the "Alternatives to Abortion Support Fund". The fund shall be used only to encourage childbirth over abortion and to support alternatives to abortion.

SECTION 188.305 - This act establishes the Respect Life Commission within the Office of Administration. To be eligible for appointment to the commission, a person shall demonstrate agreement with the principles and goals set forth regarding respect for human life from the beginning of life until death.

SECTION 197.200 - 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."

SECTION 301.3030 - This act allows for a special license plate bearing the words "RESPECT LIFE" and bearing an image of a single red rose. To obtain this plate, a person must get an emblem-use authorization statement from the Alternatives to Abortion Support Fund, which is created, upon the payment of fifteen dollar fee in addition to the regular $25 fee per set of plates if annually registered or $50 if biennially registered. The General Assembly may appropriate moneys annually from the fund to the Department of Revenue to offset costs reasonably incurred by the director of the department. This act delineates how the fund will be used.
ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S26)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S83)
02/21/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/07/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0424S.04C)
03/08/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S397)
03/14/2005 Bill Placed on Informal Calendar (S441)
04/19/2005 SS for SCS S offered (Loudon) (0424S.09F) (S717)
04/19/2005 SA 1 to SS for SCS S offered & adopted (Loudon)--(0424S09.01S) (S717)
04/19/2005 SA 2 to SS for SCS S offered & defeated (Days)--(0424S09.11S) (S717)
04/19/2005 SA 3 to SS for SCS S offered & defeated Wheeler)--(0424S09.01F) (S717)
04/19/2005 SA 4 to SS for SCS S offered (Bray)--(0424S09.12S) (S717-718)
04/19/2005 Taken up for Perfection (S718)
04/19/2005 Bill Placed on Informal Calendar (S718)
04/19/2005 SA 4 to SS for SCS S defeated (S718)
04/19/2005 SA 5 to SS for SCS S offered & adopted (Cauthorn)--(0424S09.26S) (S718-719)
04/19/2005 SA 6 to SS for SCS S offered & defeated (Dougherty)--(0424S09.18S) (S719)
04/19/2005 SA 7 to SS for SCS S offered & defeated (Bray)--(0424S09.02S) (S719-721)
04/19/2005 SA 8 to SS for SCS S offtered & defeated (Days)--(0424S09.13S) (S721)
04/19/2005 SA 9 to SS for SCS S offered & Ruled out of order (Bray)--(0424S09.02F) (S721-722)
04/19/2005 SA 10 to SS for SCS S offered (Coleman)--(0424S09.03S) (S722-723)
04/19/2005 SSA 1 for SA 10 to SS for SCS S offered & withdrawn (Loudon)--(0242S09.03F) (S723)
04/19/2005 SSA 2 for SA 10 to SS for SCS S offered & withdrawn (Loudon)--(0424S09.04F) (S723)
04/19/2005 SA 10 to SS for SCS S defeated (S723-724)
04/19/2005 SA 11 to SS for SCS S offered & Ruled out of order (Bray)--(0424S09.05F) (S724)
04/19/2005 SS for SCS, as amended, S adopted (S724)
04/19/2005 Perfected (S724)
04/20/2005 Reported Truly Perfected S Rules Committee (S739)
04/20/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S740)
04/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/21/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/21/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S749)
04/21/2005 S Third Read and Passed (S754)
04/21/2005 H First Read (H1199)
04/22/2005 H Second Read (H1207)
05/04/2005 Referred H Children and Families Committee (H1489)
05/09/2005 Hearing Scheduled H Children and Families Committee--(12:00 pm - HR 1)

EFFECTIVE: August 28, 2005

SENATE SPONSOR: Loudon

SCS/SB 3 - This act places a cap on the cumulative amount of tax credits claimed in any one fiscal of four million dollars. The credit allowable for nonrecurring adoption expenses will be reduced to the same degree the federal adoption tax credit is reduced by the income limit set forth in federal adoption tax credit law.

This act contains an emergency clause and is similar to SB 500 (2003) and SB 806 (2004).
JASON ZAMKUS

12/01/2004 Prefiled
01/05/2005 S First Read (S26)
01/13/2005 Second Read and Referred S Ways & Means Committee (S83)
02/24/2005 Hearing Conducted S Ways & Means Committee
04/07/2005 SCS Voted Do Pass S Ways & Means Committee (0413S.04C)
04/14/2005 Reported from S Ways & Means Committee to Floor w/SCS (S682)
04/19/2005 Bill Placed on Informal Calendar (S716)
04/28/2005 SCS S adopted (S834)
04/28/2005 Perfected (S834)
05/02/2005 Reported Truly Perfected S Rules Committee (S849)
05/03/2005 Taken up for Third Reading (S920)
05/03/2005 Bill Placed on Informal Calendar (S920)
05/09/2005 S Informal Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 4 *** 0403S.01I

SENATE SPONSOR: Klindt

Repeals voting a straight party ticket

01/12/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S75)

*** SB 5 *** SS SCS SB 5 0469S.06F

SENATE SPONSOR: Klindt

SCS/SB 5 - This act pertains to electric service to annexed areas. The act provides a mechanism for these companies to petition the Public Service Commission (PSC) for an exclusive service area; allowing the rural cooperatives to service annexed areas.

Currently, the law allows the PSC to decide on territorial agreements, voluntary agreements reached by all parties; agreements related to electrical service and the areas to which such service may be provided. This act keeps that option in place but provides the opportunity for rural cooperatives to, if such an agreement cannot be resolved, petition the PSC and request an exclusive service area. This option would prohibit other utilities from serving new structures accounted for in the exclusive service area, and allow the rural cooperatives to serve annexed areas regardless of the population of such area. The procedural mechanism by which utilities can do this is detailed in the act, as well as laying out the critical dates which are to be followed. These dates provide a phase in for the exclusive service areas to be brought before the PSC and the counties are given dates based on need. The act grandfathers any area which has been decided upon via a territorial agreement.

The act adds rural cooperatives to the range of levyable items available to city councils. The act also streamlines the process of PSC approval for customer exchanges for electrical providers in territorial agreements or exclusive service areas - the act makes these changes for both investor owned utilities and rural cooperatives.

Currently, the law provides that the PSC shall hold evidentiary hearings to determine whether territorial agreements should be approved. This act would allow such hearings to be waived if the matter is resolved by stipulation and agreement by all the parties. Also, the law currently provides that the PSC shall hold hearings regarding complaints about the territorial agreements. This act would also allow these hearings to be waived in the same manner.
MEGAN WORD

12/01/2004 Prefiled
01/05/2005 S First Read (S26)
01/13/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S83)
02/01/2005 Hearing Conducted S Commerce, Energy and the Environment Committee
03/08/2005 SCS Voted Do Pass S Commerce, Energy and the Environment Committee (0469S.03C)
03/08/2005 Reported from S Commerce, Energy and the Environment Committee to Floor w/SCS (S397)
03/14/2005 Bill Placed on Informal Calendar (S441)
04/11/2005 SS for SCS S offered (Klindt) (0469S.06F) (S623-624)
04/11/2005 Bill Placed on Informal Calendar (S624)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 6 *** SCS SB 6 0286S.04C

SENATE SPONSOR: Klindt HOUSE HANDLER: Lager

SCS/SB 6 - This act pertains to the Missouri Alternative and Renewable Energy 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 a mixture of backgrounds in alternative and renewable energy research, business, and environmental stewardship; the individuals shall be 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 and renewable energy as a source of power;
(2) Evaluating existing incentive programs that promote the development and use of alternative and renewable energy;
(3) Creating new incentives and programs to promote alternative and renewable energy use; and
(4) Making recommendations to the Legislature on program developments and uses for alterative and renewable energy.

The commission will develop a comprehensive guide to alternative and renewable energy development, production and use. This guide will be submitted to the Legislature by December 31, 2007.

This act expires on June 30, 2008.
MEGAN WORD

12/01/2004 Prefiled
01/05/2005 S First Read (S26-27)
01/12/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S75)
01/25/2005 Hearing Conducted S Commerce, Energy and the Environment Committee
02/16/2005 SCS Voted Do Pass S Commerce, Energy and the Environment Committee-Consent (0286S.04C)
02/21/2005 Reported from S Commerce, Energy and the Environment Committee to Floor w/SCS - Consent (S255)
02/28/2005 SCS S adopted (S303)
02/28/2005 S Third Read and Passed w/SCS - Consent (S303)
03/01/2005 H First Read (H440)
03/02/2005 H Second Read (H448)
03/31/2005 Referred H Utilities Committee (H818)
04/13/2005 Hearing Conducted H Utilities Committee
04/13/2005 Voted Do Pass H Utilities Committee - Consent
04/13/2005 Reported Do Pass H Utilities Committee - Consent (H1037)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1037)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1076)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 7 *** 0333S.01I

SENATE SPONSOR: Dougherty

Modifies various provisions relating to lead poisoning

01/26/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

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*** SB 8 *** 0326S.01I

SENATE SPONSOR: Dougherty

Creates the "Children's Environmental Health and Protection Advisory Council"

01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S83)

*** SB 9 *** 0251L.01I

SENATE SPONSOR: Dougherty

Amends the offense of distributing a controlled substance near schools to include long-term and child care facilities

01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S83)

*** SB 10 *** HCS SCS SBs 10 & 27 0228L.09T

SENATE SPONSOR: Cauthorn HOUSE HANDLER: Lipke

HCS/SCS/SBs 10 & 27 - This act creates restrictions regarding the sale of products containing ephedrine and pseudoephedrine.

This act places ephedrine, its salts, optical isomers and salts of optical isomers, when it is the only active medicinal ingredient, on Schedule IV for controlled substances. This act also places any compound, mixture, or preparation containing any detectable quantity of pseudoephedrine or ephedrine on Schedule V for controlled substances. However, products in a liquid or liquid-filled gel capsule form are excluded.

If any of the compounds, mixtures, or preparations containing ephedrine or pseudoephedrine on Schedule V are dispensed, sold, or distributed in a pharmacy without a prescription, they must be sold from behind a pharmacy counter where the public is not permitted and by a pharmacist or registered technician. Within 30 days of this act becoming effective, it must be ensured that the products are for sale behind the counter. Anyone buying these products must be at least 18 years old. The pharmacist must have a person buying these products furnish a photo ID showing his or her birth date if the pharmacist does not know the person.

Within 90 days of this act becoming effective, pharmacists and technicians must maintain a written or electronic log of each transaction. The log must include information, such as the name and address of the purchaser, the amount of the product purchased, the date of the purchase, and the name of the pharmacist or technician who dispensed the product. People selling liquid and gel capsules are exempt from this requirement. All the logs, records and documents maintained about these products shall be open for inspection and copying by law enforcement officers.

Within 30 days of this act becoming effective, any business selling these products that does not have a state and federal controlled substances registration must return them to a manufacturer or distributor or transfer them to a registrant.

Any person who violates these provisions is guilty of a Class A misdemeanor.

Manufacturers may apply with the Department of Health and Senior Services for exemption from the Schedule and the Department may grant such an exemption is the product is not used to illegally manufacture methamphetamine or other drugs. The Department will also create rules on how the pseudoephedrine and ephedrine products on Schedule V will be stored.

Currently, only the amount of ephedrine or pseudoephedrine that can be purchased at one time is limited. This act provides that no person can sell or dispense, and no one can purchase or receive products containing more than nine grams of ephedrine or pseudoephedrine within a 30 day period.

This act is similar to SCS/HCS/HB 441.

This act has an emergency clause.

SUSAN HENDERSON

12/01/2004 Prefiled
01/05/2005 S First Read (S27)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S83)
01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/03/2005 SCS SBs 10 & 27 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0228S.06C)
02/07/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S181)
02/08/2005 SA 1 to SCS S offered & adopted (Cauthorn) (S184)
02/08/2005 SA 2 to SCS S offered (Graham) (S185)
02/08/2005 SSA 1 for SA 2 to SCS S offered & adopted (Cauthorn) (S185)
02/08/2005 SCS, as amended, S adopted (S185)
02/08/2005 Perfected (S185)
02/09/2005 Reported Truly Perfected S Rules Committee (S192)
02/10/2005 S Third Read and Passed (w/EC) (S207)
02/10/2005 H First Read (w/EC) (H288)
02/14/2005 H Second Read (H294)
03/30/2005 Referred H Crime Prevention & Public Safety Committee (H777)
04/05/2005 Hearing Conducted H Crime Prevention & Public Safety Committee
04/12/2005 HCS Voted Do Pass H Crime Prevention & Public Safety Committee
04/13/2005 HCS Reported Do Pass H Crime Prevention & Public Safety Committee (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/20/2005 Hearing Conducted H Rules Committee
04/20/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/20/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1172)
04/26/2005 HCS H adopted (H1261)
04/26/2005 H Third Read and Passed - EC adopted (H1262-1263 / S796)
04/27/2005 S concurs in HCS (S815)
04/27/2005 S Third Read and Passed - EC adopted (S815)
04/27/2005 Truly Agreed To and Finally Passed (w/EC) (S815 / H1303)

EFFECTIVE: Emergency Clause

*** SB 11 *** 0303S.01I

SENATE SPONSOR: Cauthorn

Certain state employees' compensation would automatically adjust according to the consumer price index level

01/24/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee

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*** SB 12 *** 0301S.01I

SENATE SPONSOR: Cauthorn

SB 12 - This act exempts motorcyclists age 21 and older from wearing a helmet when operating a motorcycle or motortricycle. Under current law, everyone operating a motorcycle or motortricycle must wear a helmet.

This act is substantially similar to SB 744 (2004), SB 226 (2003), SB 646 (2002), SB 18 (2001), SB 610 (2000) and SB 294 (1999).

STEPHEN WITTE

12/01/2004 Prefiled
01/05/2005 S First Read (S27)
01/12/2005 Second Read and Referred S Transportation Committee (S75)
01/18/2005 Hearing Conducted S Transportation Committee
02/08/2005 Voted Do Pass S Transportation Committee
03/15/2005 Reported from S Transportation Committee to Floor (S453)
03/30/2005 Bill Placed on Informal Calendar (S525)
04/14/2005 Taken up for Perfection (S683)

04/14/2005 Bill Placed on Informal Calendar (S683)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 13 *** SCS SB 13 0468S.01I

SENATE SPONSOR: Kennedy

SCS/SB 13 - 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 a member of the National Guard, a member of the reserves and a representative of the Missouri Veteran's Commission. The money shall be distributed to the families of Missouri residents who are members of the National Guard or the reserves and have been called to duty between September 11, 2001 and December 31, 2010. 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.

The act shall sunset in six years. This act is similar to HCS/SCS/SB 1336 (2004).
JIM ERTLE

12/01/2004 Prefiled
01/05/2005 S First Read (S27)
01/13/2005 Second Read and Referred S Ways & Means Committee (S83)
01/27/2005 Hearing Conducted S Ways & Means Committee
02/03/2005 SCS Voted Do Pass S Ways & Means Committee-Consent (0468S.03C)
02/14/2005 Reported from S Ways & Means Committee to Floor - Consent (S219)
02/16/2005 Reported from S Ways & Means Committee to Floor w/SCS (Corrected Committee Report) - Consent (S239)
02/17/2005 Removed S Consent Calendar (S247)

EFFECTIVE: August 28, 2005

*** SB 14 *** 0408S.01I

SENATE SPONSOR: Kennedy

Recognizes "registered nurse first assistants" and authorizes the Board of Nursing to certify such practitioners

02/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

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*** SB 15 *** 0410S.01I

SENATE SPONSOR: Kennedy

SB 15 - This act enables a taxpayer making less than $30,000 per year who modifies their home to be accessible to a disabled person who resides with the taxpayer to claim a credit against their income tax for one hundred percent of the costs of modification, up to $2,500. For taxpayers making between $30,000 and $60,000, a credit will be allowed in the amount equal to fifty percent of the costs of modification, up to $2,500. All tax credits will be refundable, up to $2,500 per year. The credits are not transferrable. The credit has a statewide maximum of $100,000 per year, subject to appropriation.

If any portion of the modification was claimed as a deduction on the taxpayer's federal income tax, then the amount of the tax credit shall be reduced by 1/3.

The credit applies to tax years beginning January 1, 2006, and expires December 31, 2011.

This act is similar to SB 982 (2002), SB 46 (2003) and SCS/SB 1282 (2004).
JASON ZAMKUS

12/01/2004 Prefiled
01/05/2005 S First Read (S27)
01/13/2005 Second Read and Referred S Ways & Means Committee (S83)
01/27/2005 Hearing Conducted S Ways & Means Committee
02/03/2005 Voted Do Pass S Ways & Means Committee

EFFECTIVE: August 28, 2005

*** SB 16 *** 0126S.01I

SENATE SPONSOR: Coleman

Eliminates mandatory minimum sentencing for certain felons

03/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SB 17 *** 0131S.01I

SENATE SPONSOR: Coleman

Allows defendants to assert legal or equitable defenses, setoffs, or counterclaims in unlawful detainer actions

04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SB 18 *** 0124S.01I

SENATE SPONSOR: Coleman

Exempts military pensions from state income tax

02/01/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee

*** SB 19 *** 0221S.03I

SENATE SPONSOR: Shields

SCS/SB 19 - This act renames both Missouri Western State College and Missouri Southern State University-Joplin.

SECTION 174.020 - This section renames Missouri Western State College as Missouri Western State University and Missouri Southern State University - Joplin as Missouri Southern 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, 2010, any and all associate degree programs unless the continuation of such associate degree programs is approved by the coordinating board.

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

SECTION 174.453 - This section defines new qualifications for the Board of Governors of Missouri Western State University.

Five voting members shall be selected from the following counties: Buchanan, Platte, Clinton, Andrew, and DeKalb 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 section grandfathers current board members in regard to the county residency requirement.
DONALD THALHUBER

12/01/2004 Prefiled
01/05/2005 S First Read (S27)
01/12/2005 Second Read and Referred S Education Committee (S75)
01/18/2005 Hearing Conducted S Education Committee
01/25/2005 SCS Voted Do Pass S Education Committee- Consent (0221S.05C)

EFFECTIVE: August 28, 2005

*** SB 20 *** 0432S.01I

SENATE SPONSOR: Shields

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

02/01/2005 Hearing Conducted S Education Committee

*** SB 21 *** HCS SB 21 0411L.03T

SENATE SPONSOR: Shields HOUSE HANDLER: Stevenson

HCS/SCS/SB 21 - This act creates the Putative Father Registry Fund and provides that the fifty dollar filing fee for an adoption petition shall be deposited in the fund.
ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S27)
01/12/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S75)
01/19/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
01/26/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee - Consent
02/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor - Consent (S218)
02/24/2005 S Third Read and Passed - Consent (S284)
02/28/2005 H First Read (H421)
03/01/2005 H Second Read (H429)
03/31/2005 Referred H Children and Families Committee (H818)
04/06/2005 Hearing Conducted H Children and Families Committee
04/06/2005 HCS Voted Do Pass H Children and Families Committee - Consent
04/06/2005 HCS Reported Do Pass H Children and Families Committee - Consent (H912)
04/06/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H912)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 HCS Voted Do Pass NOT CONSENT H Rules Committee (w/no time limit for debate on Third Reading)
04/12/2005 HCS Reported Do Pass H Rules Committee (NOT CONSENT) (H998)
04/26/2005 HA 1 to HCS H offered & adopted (Fraser) (H1232-1235)
04/26/2005 HA 2 to HCS H offered & adopted (Jolly) (H1235-1237)
04/26/2005 HCS, as amended, H adopted (H1237)
04/26/2005 H Third Read and Passed (H1237-1238 / S785-788)
04/27/2005 S concurs in HCS, as amended (S815-816)
04/27/2005 S Third Read and Passed (S816)
04/27/2005 Truly Agreed To and Finally Passed (S816 / H1303)

EFFECTIVE: August 28, 2005

*** SB 22 *** 0412S.03I

SENATE SPONSOR: Griesheimer

Changes motor vehicle emission requirements

02/08/2005 Hearing Conducted S Transportation Committee

*** SB 23 *** SCS SBs 23 & 51 0053S.03P

SENATE SPONSOR: Griesheimer

SCS/SBs 23 & 51 - This act concerns entertainment-related criminal offenses.

SECTION 570.225 - This section provides that for certain offenses involving unauthorized recordings the penalty is a fine of not more than $50,000 or a prison sentence of not more than five years if the offense involves 100 or more articles. Currently, this section says that such a penalty is applicable to offenses involving 1,000 or more articles.

SECTION 570.300 - This section includes knowingly attempting to connect to, tamper with, or interfere with

cable television signals, cables, wires, devices, or equipment, is used for the distribution of cable television and which results in the unauthorized use of a cable television system or the disruption of the delivery of the cable television service.

The section does not prohibit, restrict, or limit the purchase, sale, or use of products intended to provide services and features to a customer who has lawfully obtained a connection from a cable company.

Theft of cable television committed in this manner is a Class C felony.

SECTION 570.500 - This section 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.

This section defines a motion picture theater as a movie theater, screening room, or other venue being used primarily for the exhibition of a motion picture, but excluding the lobby, entrance, or any other area where a motion picture cannot be viewed.

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 section does not prohibit law enforcement from operating audiovisual recording devices during the course of their authorized activities.

This section 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

12/01/2004 Prefiled
01/05/2005 S First Read (S27)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S83)
01/18/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/21/2005 SCS SBs 23 & 51 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0053S.03C)
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S453)
03/30/2005 Bill Placed on Informal Calendar (S525)
04/04/2005 SCS S adopted (S572)
04/04/2005 Perfected (S572)
04/05/2005 Reported Truly Perfected S Rules Committee (S580)
04/07/2005 S Third Read and Passed (S609)
04/07/2005 H First Read (H938)
04/08/2005 H Second Read (H944)
04/11/2005 Referred H Crime Prevention & Public Safety Committee (H963)
04/19/2005 Hearing Conducted H Crime Prevention & Public Safety Committee
04/19/2005 Voted Do Pass H Crime Prevention & Public Safety Committee
04/20/2005 Reported Do Pass H Crime Prevention & Public Safety Committee (H1170)
04/20/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1170)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
05/03/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1441)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 24 *** HCS SCS SB 24 0055L.03T

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Schlottach

HCS/SCS/SB 24 - This act places an expiration date of December 31, 2014 on the additional $10 fee currently imposed on most court cases in Franklin County.
SUSAN HENDERSON

12/01/2004 Prefiled
01/05/2005 S First Read (S27-28)

01/12/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S75)
01/26/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/02/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent (0055S.02C)
02/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor to Floor w/SCS - Consent (S217)
02/22/2005 SCS S adopted (S263)
02/22/2005 S Third Read and Passed - Consent (S264)
02/23/2005 H First Read (H393)
02/24/2005 H Second Read (H400)
03/31/2005 Referred H Judiciary Committee (H818)
04/05/2005 Hearing Conducted H Judiciary Committee
04/07/2005 HCS Voted Do Pass H Judiciary Committee - Consent
04/07/2005 HCS Reported Do Pass H Judiciary Committee - Consent (H937)
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H998)
04/25/2005 HCS H adopted (H1218-1219)
04/25/2005 H Third Read and Passed - Consent (H1218-1219 / S784)
04/27/2005 S concurs in HCS (S816-817)
04/27/2005 S Third Read and Passed (S817)
04/27/2005 Truly Agreed To and Finally Passed (S817 / H1303)

EFFECTIVE: August 28, 2005

*** SB 25 *** 0048S.01I

SENATE SPONSOR: Champion

SB 25 - This act renames "Southwest Missouri State University" as "Missouri State University."

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.
DONALD THALHUBER

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/12/2005 Second Read and Referred S Education Committee (S75)
01/18/2005 Hearing Conducted S Education Committee
01/25/2005 Voted Do Pass S Education Committee

EFFECTIVE: August 28, 2005

*** SB 26 *** 0222S.01I

SENATE SPONSOR: Champion

Increases the resource limits for public assistance eligibility for single and married persons

01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S84)

*** SB 27 *** SCS SBs 10 & 27 0322S.02I

SENATE SPONSOR: Champion

This bill has been combined with SB 10

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S84)
01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/03/2005 Bill Combined SCS SBs 10 & 27

EFFECTIVE: August 28, 2005

*** SB 28 *** HCS SCS SB 28 0046L.07C

SENATE SPONSOR: Dolan HOUSE HANDLER: Threlkeld

HCS/SCS/SB 28 - This act provides that the anti-kickback penalties specified in Section 191.905 will not apply to certain programs established by pharmaceutical companies. These programs provide partial rebates of private health insurance copayments and coinsurance to patients with multiple sclerosis or other chronic, potentially disabling or life-threatening conditions who have been prescribed disease-managing medicines for which there are no generic equivalents.

This act allows the Missouri State Board for Pharmacy to establish the Well-being Committee to assist pharmacists who suffer from illness, substance abuse, mental illness, or physical impairments. The board will enter into contractual agreements with nonprofit corporations in order to create, support, and maintain the committee. All communications involving the licensee and the committee are confidential and not considered public records. The committee may disclose information about an impaired licensee under the following circumstances: when it is necessary to further the intervention, treatment, or rehabilitation of the licensee; the release is authorized by the licensee; the committee must make a report to the board; or the information is subject to a court order.
ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S84)
02/09/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
02/23/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (0046.04C)
03/02/2005 Committee Vote Reconsidered
03/02/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent (0046S.05C)
03/07/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS - Consent (S374-375)
03/16/2005 SCS S adopted (S479)
03/16/2005 S Third Read and Passed - Consent (S479-480)
03/17/2005 H First Read (H699)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Health Care Policy Committee (H818)
04/04/2005 Re-referred H Professional Registration & Licensing Committee (H859)
04/06/2005 Hearing Conducted H Professional Registration & Licensing Committee
04/21/2005 HCS Voted Do Pass H Professional Registration & Licensing Committee
04/27/2005 HCS Reported Do Pass H Professional Registration & Licensing Committee (H1307)
04/27/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1307)

EFFECTIVE: August 28, 2005

*** SB 29 *** SCS SB 29 0230S.02C

SENATE SPONSOR: Dolan

SCS/SB 29 - This act provides that if a local zoning authority requires a legally erected billboard to be removed or altered a condition or prerequisite for obtaining a permit or license unrelated to billboards, then such requirement shall constitute a compelled removal. The act also clears the local zoning authority of responsibility for paying compensation after a compelled removal or alteration of an outdoor advertising structure unless the local zoning authority requires the removal of the outdoor advertising.
ANDY LYSKOWSKI

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S84)
01/26/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/02/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee(0230S.02C)
02/17/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS (S249)
02/23/2005 SA 1 to SCS S offered (Dougherty)--0230S02.01F (S276)

02/23/2005 Bill Placed on Informal Calendar (S276)
05/09/2005 S Informal Calendar S Bills for Perfection w/SCS & SA 1 (pending)

EFFECTIVE: August 28, 2005

*** SB 30 *** 0229S.01I

SENATE SPONSOR: Dolan

Makes the installation of airbags that do not meet federal safety standards a Class D felony

02/01/2005 Hearing Conducted S Transportation Committee

*** SB 31 *** 0050S.03I

SENATE SPONSOR: Bartle

Allows the Department of Transportation to construct toll roads under certain conditions

02/08/2005 Hearing Conducted S Transportation Committee

*** SB 32 *** SS SCS SB 32 0099S.08P

SENATE SPONSOR: Bartle

SS/SCS/SB 32 - This act regulates sexually oriented businesses.

SECTION 64.2540 - This section defines numerous terms associated with sexually oriented businesses. The term "sexually oriented business" includes any business which offers its patrons goods of which a substantial portion are sexually-oriented material. Any business where more than ten percent of display space is used for sexually-oriented materials shall be presumed to be a sexually oriented business.

SECTION 67.2542 - This section requires sexually oriented businesses to pay a $5 admission tax for each person entering a sexually oriented business. The businesses shall pay the tax to the Department of Revenue and the money will be deposited into the "State Schools Money Fund".

This section also creates an adjusted gross receipts tax at a rate of twenty percent for all sexually oriented businesses. The taxes will be returned to the Department of Revenue and deposited into the state treasury to the credit of the state schools moneys fund.

SECTION 67.2546 - This section prohibits the exhibition of films, videos, DVDs, or other video reproductions depicting specified sexual activities in viewing rooms at sexually oriented businesses. A person who violates this provision is guilty of a Class A misdemeanor.

If a sexually oriented business allows specified criminal activity or specified sexual activity on the premises or otherwise fails to comply with these requirements, it shall be considered a nuisance and closed pursuant to Section 567.080, RSMo.

SECTION 67.2548 - This section prohibits anyone under the age of 21 from being employed by a sexually-oriented business. Violation of this section is a Class A misdemeanor.

SECTION 67.2552 - It is a Class A misdemeanor for a person to knowingly and intentionally appear nude or depict, perform, or simulate specified sexual activities in a sexually oriented business. This section also makes it a Class A misdemeanor for a person to knowingly or intentionally appear semi-nude unless the person is an employee who remains a specified distance away from the patrons and behind a railing.

It is a Class A misdemeanor for an employee, while semi-nude in a business, to solicit any pay or gratuity from a customer or for a customer to pay an employee while he or she is in a semi-nude state.

It is a Class A misdemeanor for an employee, while in a semi-nude state, to touch a customer or for a person to knowingly allow a person under 21 on the premises except for those on the premises for maintenance, repair work, or delivery of items.

This section prohibits a sexually oriented business from being open between the hours of 10 p.m. and 10 a.m. on weekdays and Saturdays. These businesses will be closed on state holidays and Sundays.

SECTION 67.2554 - This section allows any county, city, town or village to create an ordinance requiring sexually oriented businesses to be licensed. Any applicant for such a license must provide certain information on the application including personal description information, present contact information, and proof of age. A license shall not be issued to any person who has had a sexual offense or obscenity offense conviction during the past 10 years.

SECTION 67.2556 - This section allows any county, city, town or village to have zoning power to regulate the location of sexually oriented businesses.

This section also explains that the purpose of this legislation is to protect public policy interests such as mitigating the adverse secondary effects of sexually oriented businesses, limiting harm to minors, and reduction of crime.

SECTION 311.488 - This section prohibits the Supervisor of the Division of Alcohol and Tobacco Control from issuing a liquor license to a sexually oriented business.

SECTION 567.080 - This section states that any room, building or other structure regularly used for lewdness and assignation purposes is a public nuisance. Currently, only those places where prostitution is conducted are considered public nuisances.

Under this section, any person who establishes, maintains, uses, owns, or leases a place for lewdness, assignation, or prostitution is guilty of maintaining a nuisance. If convicted, a person will be by a fine of not more than $1,000 and/or a short jail sentence.

An action to enjoin such a nuisance may be brought if a lessee, sublessee employee or agent of the owner, assignee, or partner of the owner, knew the nuisance was being maintained. Currently, the law provides for such an injunction only if the owner knows of such activity.

SECTION 573.503 - This section makes it a Class B misdemeanor for an adult cabaret employee to not complete a background check if required to do so by an order or ordinance. Currently, this section allows counties and St. Louis City to create an order or ordinance requiring employees of adult cabarets to complete background checks but there is no penalty for failing to do so.
SUSAN HENDERSON

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S84)
01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/02/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0099S.06C)
02/17/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S249)
02/23/2005 SS for SCS S offered (Bartle) (0099S.08F) (S276)
02/23/2005 Bill Placed on Informal Calendar (S276)
03/07/2005 SS for SCS S adopted (S369)
03/07/2005 Perfected (S369)
03/08/2005 Reported Truly Perfected S Rules Committee (S379)
03/08/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S380)
03/15/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
03/15/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/17/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S492)
03/17/2005 Bill Placed on Informal Calendar (S492)
03/29/2005 S Third Read and Passed (S511 / H736)
03/29/2005 H First Read (H736)
03/30/2005 H Second Read (H745)
04/04/2005 Referred H Local Government Committee (H859)
04/21/2005 Hearing Conducted H Local Government Committee
05/04/2005 HCS Voted Do Pass H Local Government Committee

EFFECTIVE: August 28, 2005

SENATE SPONSOR: Bartle

This bill has been combined with SB 202

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/12/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S75)
01/25/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
02/01/2005 Bill Combined w/SCS SBs 202, 33, 45, 183 & 217

EFFECTIVE: August 28, 2005

*** SB 34 *** 0438S.01I

SENATE SPONSOR: Clemens

This bill has been combined with SB 163

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S84)
02/09/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
02/16/2005 Bill Combined w/SCS SBs 163 & 34

EFFECTIVE: August 28, 2005

*** SB 35 *** 0429S.01I

SENATE SPONSOR: Clemens

WITHDRAWN

12/17/2004 Bill Withdrawn (S28)

*** SB 36 *** 0188S.02I

SENATE SPONSOR: Nodler

SB 36 - This act increases the number of voting members on the governing board of Missouri Southern State University-Joplin from seven to eight.
DONALD THALHUBER

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/12/2005 Second Read and Referred S Education Committee (S75)
01/18/2005 Hearing Conducted S Education Committee
01/25/2005 Voted Do Pass S Education Committee-Consent
02/14/2005 Reported from S Education Committee to Floor - Consent (S219)
02/16/2005 Removed S Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 37 *** SS SCS SBs 37, 322, 78, 351 & 424 0041S.09P

SENATE SPONSOR: Nodler

SS/SCS/SBs 37, 322, 78, 351, & 424 - This act relates to alcohol-related offenses.

SECTION 302.309

Under the current law, a person applying for a limited driving privilege is barred from receiving a limited driving privilege if he or she has previously been granted the privilege within the immediate preceding five years. Under this act, this restriction is removed.

SECTION 311.310

Currently, this section states that any person, except a parent or guardian, who procures for, sells, or gives away, or otherwise supplies alcohol to minor is guilty of a misdemeanor.

In addition to the current provisions, this act prohibits any owner, occupant, or other person or legal entity with a lawful right to the use and enjoyment of any property from knowingly or recklessly allowing a minor to

drink or knowingly or recklessly failing to stop a minor from drinking on such property, unless the person is the minor's parent or guardian.

A person who knowingly violates these new provisions is guilty of a Class A misdemeanor while a person who recklessly violations these new provisions is guilty of a Class B misdemeanor.

SECTION 311.325

Currently, Section 311.325, RSMo, provides that any person under the age of 21, who purchases or attempts to purchase, or has in his or her possession, any intoxicating liquor is guilty of a misdemeanor. This act provides that a minor is also guilty of a misdemeanor for a “minor in possession” if he or she, upon a specific finding of probable cause that such person has consumed intoxicating liquor, has a blood alcohol content of .02.

SECTION 565.024

This act restructures the statute regarding involuntary manslaughter in the first degree and changes the penalty for the crime depending on aggravating circumstances.

Currently, involuntary manslaughter in the first degree is a Class C felony if: (1) A person recklessly causes the death of another, or (2) While in an intoxicated condition operates a vehicle, and when doing so, acts with criminal negligence to cause the death or another. Under this act, the penalty for recklessly causing a death remains a Class C felony, but the penalty for causing a death while operating a vehicle when intoxicated is increased to a Class B felony.

Additionally, a person is guilty of a Class B felony and must serve 85% of his or her sentence, if, in an intoxicated condition operates a vehicle, and when doing so, acts with criminal negligence to:

- Cause the death of a person not a passenger; or
- Cause the death of two or more persons; or
- Cause the death of any person while he or she has a blood alcohol content of at least .18 but less than .24

If, under the same standards, a person causes the death of another while he or she has a blood alcohol content of at least .24, he or she is guilty of a Class A felony and must serve 85% of his or her sentence.

SECTION 568.050

Under this act, a person who operates a vehicle in violation of the statutes concerning involuntary manslaughter, assault in the second degree, diving while intoxicated, and driving with excessive blood alcohol content, while a child who is less than 17 years old is present shall be guilty of endangering the welfare of a child in the second degree.

Such offense is a Class A misdemeanor unless committed as part of a ritual or ceremony, in which case, it is a Class D felony.

SECTION 577.023

This act clarifies that the penalty enhancement provisions in Section 577.023 relating to prior, persistent, aggravated, and chronic offenders should be applied consistently whether in municipal, county, and state courts. Specifically, this act specifies that when an individual is charged under a municipal ordinance the individual is not entitled to suspended imposition of sentence if he/she meets the definition and classification as a prior, persistent, aggravated, or chronic offender under Section 577.023.1.

This act creates two new types of offenders ("aggravated offenders" and "chronic offenders") for the purposes of applying the enhanced penalties and prison requirements of Section 577.023.

The act modifies the definition of a "persistent offender." Under the provisions of the act, a "persistent offender" is a person convicted of two or more intoxication-related traffic offenses. Under the current law, the prior offenses must have occurred within 10 years of the offense for which the person is being charged.

The act defines an "aggravated offender" as a person who has pleaded to or been found guilty of:

(1) Three or more intoxication-related traffic offenses or

(2) One intoxicated-related traffic offense and certain enumerated crimes (involuntary manslaughter, assault in the second degree, or assault of a law enforcement officer).

This act defines a "chronic offender" as a person who has pleaded guilty to or has been found guilty of:

(1) Four or more intoxication-related traffic offenses;

(2) On two or more of separate occasions certain enumerated crimes (e.g. involuntary manslaughter or assault in the second degree); or

(3) Two or intoxicated-related traffic offenses plus has been found guilty of certain enumerated crimes (e.g. involuntary manslaughter or assault in the second degree).

Any person who is found guilty of a DWI or driving with an excessive blood alcohol content (BAC) and is proved to be an aggravated offender shall be guilty of a class C felony. Aggravated offenders shall not be eligible for parole or probation until they serve a minimum of 60 days imprisonment.

Any person who is found guilty of a DWI or driving with an excessive blood alcohol content (BAC) and is proved to be a chronic offender shall be guilty of a Class B felony. Chronic offenders shall not be eligible for parole or probation until they serve a minimum of two years imprisonment.
SUSAN HENDERSON

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/12/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S75)
01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/21/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0041S.04C)
03/29/2005 Committee Vote Reconsidered
03/29/2005 SCS Voted Do Pass w/ SBs 37, 322, 78, 351 & 424 S Judiciary and Civil & Criminal Jurisprudence Committee (0041S.08C)
04/07/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
04/21/2005 SS for SCS S offered (Nodler) (0041S.09F) (S750)
04/21/2005 SA 1 to SS for SCS S offered & adopted (Shields)--(0041S09.01S) (S750)
04/21/2005 Bill Placed on Informal Calendar (S750)
04/21/2005 SA 2 to SS for SCS S offered & adopted (Koster)--(0041S09.03S) (S752-753)
04/21/2005 SS for SCS, as amended, S adopted (S753)
04/21/2005 Perfected (S753)
04/25/2005 Reported Truly Perfected S Rules Committee (S764)
04/25/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S775)
04/28/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/28/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S836)
04/28/2005 S Third Read and Passed (S840 / H1342)
04/28/2005 H First Read (H1342)
05/02/2005 H Second Read (H1352)
05/02/2005 Referred H Crime Prevention & Public Safety Committee (H1391)
05/04/2005 Hearing Conducted H Crime Prevention & Public Safety Committee

EFFECTIVE: August 28, 2005

*** SB 38 *** HCS SB 38 0439L.02C

SENATE SPONSOR: Nodler HOUSE HANDLER: St. Onge

HCS/SB 38 - This act removes the portion of I-44 in Jasper County from the designation of George Washington Carver Memorial Highway. This portion was already designated as the "Congressman Gene Taylor Highway" prior to the creation of the George Washington Carver Memorial Highway. The act, however, includes within the George Washington Carver Memorial designation a portion of U.S. Highway 71 contained in Jasper County. The act also designates a portion of State Route V in Newton County as the "Carver Prairie Drive".

This act is similar to SB 770 (2004).

STEPHEN WITTE

12/01/2004 Prefiled
01/05/2005 S First Read (S28)
01/13/2005 Second Read and Referred S Transportation Committee (S84)
01/25/2005 Hearing Conducted S Transportation Committee
02/24/2005 Voted Do Pass S Transportation Committee-Consent
03/01/2005 Reported from S Transportation Committee to Floor - Consent (S327)
03/08/2005 S Third Read and Passed - Consent (S393)
03/09/2005 H First Read (H561)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Transportation Committee (H818)
04/06/2005 Hearing Conducted H Transportation Committee
04/06/2005 HCS Voted Do Pass H Transportation Committee - Consent
04/13/2005 HCS Reported Do Pass H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1076)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 39 *** 0227S.01I

SENATE SPONSOR: Bray

Closes the drug benefit coverage gap that was created due to the enactment of the Medicare Act of 2003

01/26/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

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*** SB 40 *** 0440S.01I

SENATE SPONSOR: Bray

Prohibits any governmental entity from interfering with the right to obtain or use contraceptives

01/13/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S84)

*** SB 41 *** 0434S.01I

SENATE SPONSOR: Bray

Creates the crime of negligent storage of a firearm

01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S84)

*** SB 42 *** HCS SB 42 00400L.02C

SENATE SPONSOR: Days HOUSE HANDLER: Lampe

HCS/SB 42 - This act alters laws regarding special education services.

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".

The act specifies that school districts providing early childhood special education shall continue services, at the parent's request, with Part C providers under the federal Individuals with Disabilities Act (IDEA) for the remainder of the school year when developing an individualized educational program (IEP) for a student, unless this would result in a cost which exceeds the district's costs of providing that same service. The act removes the current law provision which specifies that preference be given to the continuation of services with the student's provider unless the average per-student cost of the early childhood education in the district is exceeded.

Further, the act requires parents to notify a district six months prior to their child's third birthday in order to

allow the district to plan for appropriate staffing needs, and the act requires school districts to give Part C providers an opportunity to adjust its charges so that they are less than the district's cost of providing that same service. The act requires that IEP teams consider an outside evaluation (if such is furnished by the parents) when determining initial eligibility for a child who is transitioning into Part B of IDEA.
DONALD THALHUBER

12/01/2004 Prefiled
01/05/2005 S First Read (S28-29)
01/13/2005 Second Read and Referred S Education Committee (S84)
01/25/2005 Hearing Conducted S Education Committee
02/22/2005 Voted Do Pass S Education Committee-Consent
02/28/2005 Reported from S Education Committee to Floor - Consent (S300)
03/08/2005 S Third Read and Passed - Consent (S386)
03/09/2005 H First Read (H561)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Elementary and Secondary Education Committee (H818)
04/04/2005 Re-referred H Children and Families Committee (H859)
04/12/2005 Hearing Conducted H Children and Families Committee
04/12/2005 HCS Voted Do Pass H Children and Families Committee
04/12/2005 HCS Reported Do Pass H Children and Families Committee (H993)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)
04/20/2005 Hearing Conducted H Rules Committee
04/20/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/20/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1172)

EFFECTIVE: August 28, 2005

*** SB 43 *** 0463S.01I

SENATE SPONSOR: Days

Modifies laws regarding the use of credit scores by insurance companies

02/02/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee

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*** SB 44 *** 0265S.02C

SENATE SPONSOR: Wheeler

SCS/SB 44 - The act allows for a ten thousand dollar state income tax deduction to be taken in the year in which a organ donation is made. Missouri drivers licenses will have a notice on the back of each license providing notice that Missouri allows a one-time ten thousand dollar state income tax deduction for organ donations.

The act defines which organs qualify for the deduction, as well as what expenses will be deductible. The deduction is not available for a part-year resident or a nonresident.

The act has an effective date of 1/1/06.
JASON ZAMKUS

12/01/2004 Prefiled
01/05/2005 S First Read (S29)
01/13/2005 Second Read and Referred S Ways & Means Committee (S84)
02/10/2005 Hearing Conducted S Ways & Means Committee
02/24/2005 SCS Voted Do Pass S Ways & Means Committee (0265S.02C)
04/14/2005 Reported from S Ways & Means Committee to Floor w/SCS (S682)
04/19/2005 Bill Placed on Informal Calendar (S716)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: January 1, 2006

*** SB 45 *** SCS SBs 202, 33, 45, 183 & 217 0193L.01I

SENATE SPONSOR: Purgason

This bill has been combined with SB 202

12/01/2004 Prefiled
01/05/2005 S First Read (S29)
01/12/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S75)
01/25/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
02/01/2005 Bill Combined w/SCS SBs 202, 33, 45, 183 & 217

EFFECTIVE: August 28, 2005

*** SB 46 *** 0066L.01I

SENATE SPONSOR: Purgason

Prohibits the Department of Natural Resources from requiring that public water system reports be mailed to customers

01/26/2005 Hearing Cancelled Agriculture, Conservation, Parks & Natural Resources Committee

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*** SB 47 *** 0291S.01I

SENATE SPONSOR: Crowell

Modifies the state sales tax holiday law

01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S84)

*** SB 48 *** 0266S.01I

SENATE SPONSOR: Crowell

Freezes tuition rates from the time Missouri undergraduates enter college until they graduate

01/13/2005 Second Read and Referred S Education Committee (S84)

*** SB 49 *** 0296S.01I

SENATE SPONSOR: Crowell

This bill has been combined with SB 74

12/01/2004 Prefiled
01/05/2005 S First Read (S29)
01/12/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S75)
02/16/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/02/2005 Bill Combined w/SCS SBs 74 and 49

EFFECTIVE: August 28, 2005

*** SB 50 *** SS SCS SB 50 0252S.03F

SENATE SPONSOR: Taylor

SCS/SB 50 - This act requires persons registering to vote to provide a copy of their birth certificate, a Social Security card or other proof of U.S. citizenship.

This act is similar to HCS/HB 900 (2004).
JIM ERTLE

12/01/2004 Prefiled
01/05/2005 S First Read (S29)
01/12/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S75)
01/31/2005 Hearing Cancelled Financial & Governmental Organizations and Elections Committee
02/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/07/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee (0252S.02C)
03/08/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS (S397)
03/14/2005 Bill Placed on Informal Calendar (S441)

04/07/2005 SS for SCS S offered (Taylor)--(0252S.03F) (S602)
04/07/2005 Bill Placed on Informal Calendar (S602)
05/09/2005 S Informal Calendar S Bills for Perfection w/SCS & SS for SCS (pending)

EFFECTIVE: August 28, 2005

*** SB 51 *** 0206L.01I

SENATE SPONSOR: Taylor

This bill has been combined with SB 23

12/01/2004 Prefiled
01/05/2005 S First Read (S29)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S84)
01/18/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/21/2005 Bill Combined w/SCS SB 23 & 51

EFFECTIVE: August 28, 2005

*** SB 52 *** 0417S.01I

SENATE SPONSOR: Loudon

Prohibits recovery of noneconomic damages for injuries incurred during certain motor vehicle violations

02/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SB 53 *** 0416S.01I

SENATE SPONSOR: Loudon

Requires appointment of St. Louis City circuit clerk

01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SB 54 *** 0402S.01I

SENATE SPONSOR: Loudon

Repeals the option of voting a straight party ticket

01/31/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

*** SB 55 *** SS SCS SB 55 0287S.05F

SENATE SPONSOR: Klindt

SB 55 - 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. The court can also require the disclosure of materials if the court finds that the material contains evidence relevant to the breach of a civil duty owed by the insurer to others and the following factors are present:

(1) The person requesting the information has a compelling need for it;
(2) The information is not otherwise available; and
(3) The person requesting the information is unable to obtain the substantial equivalent of the information by any means without incurring unreasonable cost and delay.

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 initiated after the effective date of this act (Section 375.1069).

This act is similar to SB 908 (2004), SB 406 (2003), SB 1157 (2002) and HB 927 (2001).
STEPHEN WITTE

12/01/2004 Prefiled
01/05/2005 S First Read (S29)
01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S84)
01/24/2005 Hearing Cancelled
02/16/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
02/23/2005 SCS Voted Do Pass S Small Business, Insurance & Industrial Relations Committee (0287S.02C)
04/07/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
04/21/2005 SS for SCS S offered (Klindt) (0287S.05F) (S749)
04/21/2005 Bill Placed on Informal Calendar (S749)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 56 *** 0459S.01I

SENATE SPONSOR: Klindt

Amends and reinstates the waste tire fee

01/12/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S75)

*** SB 57 *** HCS SCS SB 57 0258L.06C

SENATE SPONSOR: Klindt HOUSE HANDLER: Wilson

HCS/SCS/SB 57 - This act exempts certain employees of a title agency or title insurer from possessing a license. An employee will not be required to hold a license if:

(1) He or she is an escrow processor whose primary responsibility is to obtain and prepare figures for closing real estate transactions.

(2) The employee's primary duties are limited to clerical functions.

(3) The employee's primary duties are limited to providing technical support or advice regarding business systems, software or other business equipment.

In order to qualify for the above exemptions, the employee cannot quote or negotiate title insurance rates or

determine title insurance policy coverages.
STEPHEN WITTE

12/01/2004 Prefiled
01/05/2005 S First Read (S29)
01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S84)
01/26/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
02/23/2005 SCS Voted Do Pass S Small Business, Insurance & Industrial Relations Committee-Consent (0258S.04C)
02/28/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS - Consent (S300)
03/08/2005 SCS S adopted (S386-387)
03/08/2005 S Third Read and Passed - Consent (S387)
03/09/2005 H First Read (H561)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Local Government Committee (H818)
04/07/2005 Hearing Conducted H Local Government Committee
05/02/2005 HCS Voted Do Pass H Local Government Committee
05/03/2005 HCS Reported Do Pass H Local Government Committee (H1441)
05/03/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1441)
05/04/2005 Hearing Conducted H Rules Committee
05/04/2005 HCS Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/04/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1490)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 58 *** 0328S.01I

SENATE SPONSOR: Dougherty

Modifies recording fees and their use

01/13/2005 Second Read and Referred S Ways & Means Committee (S84)

*** SB 59 *** 0435S.01I

SENATE SPONSOR: Dougherty

Prohibits use of genetic information and testing for insurance purposes

03/02/2005 Hearing Cancelled S Small Business, Insurance & Industrial Relations Committee

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*** SB 60 *** 0247L.01I

SENATE SPONSOR: Dougherty

SB 60 - This act requires the incremental increase of the foster care reimbursement rate and the adoption subsidy rate over four years beginning in the 2006 fiscal year. Both rates shall be increased until they meet or exceed rates established by the United States Department of Agriculture.

This act is similar to SB 914 (2004).
ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S29)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S84)
02/02/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/02/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee

EFFECTIVE: August 28, 2005

*** SB 61 *** 0297S.01I

SENATE SPONSOR: Cauthorn

Specifies that sales at prison stores are subject to tax

01/24/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

*** SB 62 *** 0310S.01I

SENATE SPONSOR: Cauthorn

SB 62 - This act allows hand fishing for catfish or carp in the months of June and July in the state under the regulation of the Department of Conservation.

This act is similar to SB 1153 (2004).
MEGAN WORD

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/12/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S75)
03/02/2005 Hearing Recessed S Agriculture, Conservation, Parks & Natural Resources Committee
04/06/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee

EFFECTIVE: August 28, 2005

*** SB 63 *** 0302S.01I

SENATE SPONSOR: Cauthorn

Exempts pension and retirement income of seniors from state income tax

01/25/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee

*** SB 64 *** SCS SB 64 0409S.04C

SENATE SPONSOR: Kennedy

SCS/SB 64 - This act creates the Medical Imaging and Radiation Therapy Quality Assurance Act. Any person administering medical imaging and radiation therapy procedures is required to be licensed by the newly created Medical Imaging and Radiation Therapy Board of Examiners. Such Board shall be located with the division of professional registration. The act exempts certain health care professionals, such as physicians, dentists, chiropractors, podiatrists, registered nurses and certain qualified persons currently practicing medical imaging and radiation therapy from the licensure requirements.

Certain education and experience requirements are enacted for applicants to be licensed as radiographers, radiation therapists, nuclear medicine technologists and dental radiographers. The act contains a grandfather provision that authorizes persons who have been practicing in three of the past five years to waive the required examination if such person demonstrates competency to the board and either passes a board-approved examination covering fundamental principles of radiographic imaging and safety or undergoes a review of medical facility training. If such persons cannot pass the board-approved examination within three attempts, then the person must submit to an on-site competency evaluation conducted by the board.

Medical facilities, dental facilities, educational institutions and other public and private institutions wishing to offer programs in medical imaging and radiation therapy must meet certain requirements of the Board. The Board is granted additional powers to adopt rules, give examinations, issue temporary licenses, require continuing education as part of the renewal of a license renewal, and to discipline licensees. The act both requires the board in some instances and gives the board discretion in other instances to waive the examination, depending on the certification an applicant may possess.

The Board shall investigate complaints, file charges, hold hearings, render judgements and hear appeals when warranted to seek discipline of a licensee. Further, the Board is granted subpoena power for the appearance of witnesses.

The act creates the "Medical Imaging and Radiation Therapy Board of Examiners Fund" which shall receive all fees collected by the board. The act provides that none of the licensing requirements will take effect until such time as the board receives a specific appropriation and initial rules have been promulgated.

Any violation of this act shall be a Class A misdemeanor.

This act is similar to SB 1236 (2004).
JIM ERTLE

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S84)
02/02/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/09/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (0409S.04C)
04/07/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 65 *** 0125S.01I

SENATE SPONSOR: Coleman

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

01/18/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee (S84)

*** SB 66 *** 0052S.01I

SENATE SPONSOR: Coleman

SCS/SBs 66 & 175 - This act creates a scholarship program for the children and spouses of deceased veterans.

Under the provisions of this act, the Coordinating Board for Higher Education will provide up to 25 tuition grants to the surviving spouses and children of any member of the military who was killed in the line of duty and who was, at the time of enlistment and death, a citizen of Missouri. The tuition grants are also available to the surviving children of Missouri veterans who are disabled due to combat service.

The grants will pay fifty percent of the survivors' tuition costs, the actual cost of books, and up to two thousand dollars per semester for room and board.

The act delineates specific eligibility criteria for both the recipients and the higher education institutions.

The Coordinating Board will administer the program.
DONALD THALHUBER

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/13/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S84)
02/01/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/01/2005 SCS SBs 66 and 175 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee(0052S.03C)

EFFECTIVE: August 28, 2005

*** SB 67 *** 0127S.01I

SENATE SPONSOR: Coleman

Changes the definition of "prostitution-related offense"

01/18/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 68 *** SCS SB 68 0418S.02T

SENATE SPONSOR: Shields HOUSE HANDLER: Yates

SCS/SB 68-This act creates a sales and use tax exemption for college championship athletic events. The events must be played at a public facility, which facility must be a neutral site for the competing teams.
JASON ZAMKUS

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/13/2005 Second Read and Referred S Ways & Means Committee (S84)
01/27/2005 Hearing Conducted S Ways & Means Committee
02/03/2005 SCS Voted Do Pass S Ways & Means Committee-Consent (0418S.02C)
03/08/2005 Reported from S Ways & Means Committee to Floor w/SCS - Consent (S379)
03/31/2005 SCS S adopted (S545)
03/31/2005 S Third Read and Passed - Consent (S545-546)
04/01/2005 H First Read (H839)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Ways & Means Committee (H880)
04/06/2005 Hearing Conducted H Ways & Means Committee
04/11/2005 Voted Do Pass H Ways & Means Committee - Consent
04/12/2005 Reported Do Pass H Ways & Means Committee - Consent (H996)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H996)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1039)
04/25/2005 H Third Read and Passed - Consent (H1217-1218)
04/25/2005 Truly Agreed To and Finally Passed (H1218 / S784)

EFFECTIVE: August 28, 2005

*** SB 69 *** SCS SB 69 0428S.02T

SENATE SPONSOR: Shields HOUSE HANDLER: Pratt

SCS/SB 69 - This act authorizes the Governor to convey land in Jackson County to the City of Kansas City. This is the current location of the Division of Probation and Parole and the Division of Employment Security.

This act has an emergency clause.
SUSAN HENDERSON

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/12/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S75)
01/26/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/02/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent (0428S.02C)
02/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor to Floor w/SCS - Consent (S217)
02/22/2005 SCS S adopted (S264)
02/22/2005 S Third Read and Passed - Consent (EC adopted) (S264-265)
02/23/2005 H First Read (w/EC) (H393-394)
02/24/2005 H Second Read (H400)
03/17/2005 Referred H Corrections and Public Institutions Committee (H694)
03/31/2005 Hearing Conducted H Corrections & Public Institutions Committee
04/04/2005 Voted Do Pass H Corrections & Public Institutions Committee-Consent
04/05/2005 Reported Do Pass H Corrections & Public Institutions Committee-Consent (H881)
04/05/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H881)
04/06/2005 Voted Do Pass H Rules Committee (w/no time limit for debate)
04/06/2005 Reported Do Pass H Rules Committee - Consent (H914)
04/18/2005 H Third Read and Passed - EC adopted - Consent (H1092-1094 / S700)
04/18/2005 Truly Agreed To and Finally Passed (w/EC) (S700)
04/19/2005 Reported Duly Enrolled S Rules Committee (S712)
04/19/2005 Signed by Senate President (S712)
04/19/2005 Signed by House Speaker (H1118 / S718)
04/19/2005 Delivered to Governor (w/EC) (S718)
05/03/2005 Signed by Governor

EFFECTIVE: Emergency Clause

*** SB 70 *** HCS SCS SB 70 0405L.05C

SENATE SPONSOR: Shields HOUSE HANDLER: Richard

HCS/SCS/SB 70 - The act authorizes any city or county to levy a 0.5% sales tax upon voter approval. This tax must be in lieu of the economic development sales tax allowed by sections 67.1300 and 67.1303. Revenue from this tax is deposited by the director of the Department of Revenue in the city or county's local option economic development sales tax trust fund. The funds are not considered state money. The city or county must establish an economic development tax board. Each year, The Department of Economic Development must submit to the Joint Committee on Economic Development by March 1 of each year a one-page report summarizing the status of each project using this sales tax.

The act puts a cap on disbursements from the Missouri Supplemental Tax Increment Financing (TIF) fund combined with the annual amount approved for disbursement from the State Supplemental Downtown Development Fund not to exceed $140 million.

The act allows the state to ask that the reasonably incurred expenses of the departments of Economic Development and Revenue for the administration of the TIF projects be reimbursed from the revenues deposited into the Missouri Supplemental TIF Fund.

The act authorizes certain development agencies or a corporation, a limited liability company, or partnership that is formed on behalf of the development agency to act as an eligible industry for the purposes of the Business Use Incentives for Large-Scale Development (BUILD) Program.

The act reserves $950,000 of the $15 million in tax credits authorized annually for the BUILD for an approved project in the City of Kansas City.

The act expands the definition "computer programming" corporation to include Internet, web hosting, and other information technology for the purposes of disbursement of tax credits for industry in a distressed community.

The act requires any health carrier that provides group health insurance plans or health benefits to an employer to provide a statement of the annual claims history for the last three years to the employer upon request of that employer. There are various rules relating to the nature and content of the information.

The act establishes the Missouri Quality Jobs Program to provide incentives to businesses in return for the new tax revenues and other economic stimulus that will be produced by the new jobs created as a result of the program (Section 620.1875);

The act prohibits any qualified company that receives benefits through the program from receiving the following tax credits or exemptions for the same new jobs at the project facility: New or Expanded Business Facilities, Enterprise Zones, Relocating a Business to a Distressed Community, and Rural Empowerment Zones (Section 620.1881);

The act defines four different project types:

(1) Small and expanding business projects are those which create at least 20 new jobs in two years if the project is located in a rural area or 40 new jobs in two years if the project is located elsewhere. In either case, the business cannot have more than 100 total employees. Qualified companies of this type may retain for three years an amount equal to the withholding taxes from the new jobs if the average wage of the new payroll equals or exceeds the county's average wage. If the average wage of the new payroll is at least 120% of the county's average wage, the qualified company may retain the amount for five years.

(2) Technology business projects are those which create a least 10 new jobs within two years. Seventy-five percent of the jobs must be directly involved with the operations of the technology company, as determined by the Department of Economic Development. Qualified companies of this type may retain for five years an amount equal to a maximum of 5% of the new payroll from the withholding tax of the new jobs if the average wage of the new payroll equals or exceeds the county's average wage. An additional 0.5% of new payroll may be retained if the average wage of the new payroll exceeds 120% of the county's average wage in any year. If the average wage of the new payroll exceeds 140% of the county's average wage in any year, an additional 0.5% may be retained.

The department will issue a refundable tax credit for any difference between the amount of benefit allowed and the amount of withholding tax retained by the company, in the event the withholding tax is not sufficient to provide the entire benefit due to the qualified company. The maximum amount of tax credits that can be issued to this type of qualifying company in a calendar year is $500,000. This tax credit cannot be

carried forward but can be sold. A refund will be issued to the qualified company if the credits exceed the company's tax liability.

(3) High-impact projects are those which create at least 100 new jobs within two years. Qualified companies of this type may retain an amount from the withholding tax of the new jobs equal to 3% of new payroll for a period of five years if the average wage of the new payroll equals or exceeds the county's average wage. A qualified company may retain 3.5% of new payroll if the average wage of the new payroll in any year exceeds 120% of the county's average wage or 4% of the new payroll if the average wage in any year exceeds 140% of the county's average wage. An additional 1% of new payroll may be added to these percentages if local incentives are between 10% and 24% of the new direct local revenues. An additional 2% of new payroll may be added to these percentages if the local incentives equal 50% or more of the new direct local revenue. An additional 3% of payroll is added to these percentages if the local incentives are 50% or more of the new direct revenue.

The department will issue a refundable tax credit for any difference between the benefit allowed and the withholding tax retained by the company in the event the withholding tax is not sufficient to provide the entire benefit due to the qualified company. The maximum amount of tax credits that can be issued to this type of qualifying company in a calendar year is $750,000. This amount can be increased to $1 million if the action is proposed by the department and approved by the Quality Jobs Advisory Task Force. This tax credit cannot be carried forward but can be sold. A refund will be issued to the qualified company if the credits exceed the company's tax liability.

(4) Job retention projects are those in which the qualified company has employed at least 1,000 full-time, year-round employees during the two years prior to the year in which the application for the program is made. The average wage for these employees must be greater than the county's average wage and the same level of full-time, year-round employees must be retained after the application is made. The qualified company will make a $70 million investment within two years of making an application for the program. Local taxing entities must provide local incentives of at least 100% of the new local revenues created by the project for 10 years.

The job retention tax credit will be up to 50% of the withholding tax generated by the full-time, year-round employees at the project facility for five years. The maximum amount of tax credits that can be issued to this type of qualifying company in a calendar year is $750,000. This amount can be increased to $1 million if the action is proposed by the department and approved by the Quality Jobs Advisory Task Force. The total amount of tax credits issued for all job retention projects cannot exceed $3 million annually and no tax credits will be issued to these projects after August 30, 2007. This tax credit cannot be carried forward but can be sold. A refund will be issued to the qualified company if the credits exceed the company's tax liability.

The act requires qualified companies to provide an annual report to the department documenting the basis for the benefits of this program.

The act stipulates that the maximum amount of tax credits that can be issued in a calendar year for the entire program is $12 million. The bill reduces the annual amount of tax credits that can be authorized for relocating a business to a distressed community from $10 million to $8 million and specifies that the remaining $2 million must be transferred to the program. There is no limit on the amount of withholding taxes that may be retained by approved companies under the program.

The act establishes the Quality Jobs Advisory Task Force consisting of the chairperson of the Senate's Economic Development Committee, the chairperson of the House of Representative's Economic Development Committee, the minority floor leader of the Senate, the minority floor leader of the House of Representatives, the Director of the Department of Economic Development, and two members to be appointed by the Governor.

The act requires the department to submit an annual report to the General Assembly by March 1 of each year. The substitute specifies the requirements of the report (Section 620.1890);

The act authorizes the department to charge the recipient of any tax credit a fee in an amount of up to 2.5% of the amount of the tax credits issued. The fee must be paid when the tax credits are issued, however, no fee will be charged for Youth Opportunities and Violence Prevention, Family Development Account, or Neighborhood Assistance tax credits.

The act establishes the Economic Development Advancement Fund, into which all fees for tax credits will be deposited. At least 50% of the money in the fund will be appropriated for marketing, technical assistance, training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remaining money may be appropriated to pay for staffing, operating expenses, and accountability functions of the department.

ANDY LYSKOWSKI

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S84)
01/26/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/09/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee (0405S.02C) - Consent
02/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor to Floor w/SCS - Consent (S217)
02/22/2005 SCS S adopted (S265)
02/22/2005 S Third Read and Passed - Consent (S265)
02/23/2005 H First Read (H394)
02/24/2005 H Second Read (H400)
03/31/2005 Referred H Job Creation & Economic Development Committee (H818)
04/06/2005 Hearing Conducted H Job Creation & Economic Development Committee
04/07/2005 HCS Voted Do Pass H Job Creation & Economic Development Committee
04/12/2005 HCS Reported Do Pass H Job Creation & Economic Development Committee (H998)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H998)
04/12/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/13/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 71 *** 0306S.01T

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Nieves

SB 71 - 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.

This act is identical to SB 1287 (2004).

JASON ZAMKUS

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/12/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S75)
01/24/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
02/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S218)
02/24/2005 S Third Read and Passed - Consent (S284)
02/28/2005 H First Read (H421)
03/01/2005 H Second Read (H429)
03/31/2005 Referred H Special Committee on General Laws Committee (H818)
04/12/2005 Hearing Conducted H Special Committee on General Laws Committee
04/12/2005 Voted Do Pass H Special Committee on General Laws Committee - Consent
04/12/2005 Reported Do Pass H Special Committee on General Laws Committee - Consent (H996)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
04/25/2005 H Third Read and Passed - Consent (H1219-1220)
04/25/2005 Truly Agreed To and Finally Passed (H1220 / S784)

EFFECTIVE: August 28, 2005

*** SB 72 *** 0309S.01I

SENATE SPONSOR: Griesheimer

Requires insurance companies to provide coverage for computerized prosthetic devices

01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S84)

*** SB 73 *** SCS SB 73 0225S.02T

SENATE SPONSOR: Champion HOUSE HANDLER: Weter

SCS/SB 73 - This act allows the chief law enforcement officer of the county to maintain a web page on the Internet which shall be open to the public and shall include a registered sexual offender search capability.

Only the name of the offender, the last known address of the offender, a photograph of the offender, and the crime or crimes for which the offender was convicted that caused him or her to have to register shall be available to the public.

SUSAN HENDERSON

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S84)
01/18/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/21/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent (0225S.02C)
02/28/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent (S301)
03/08/2005 SCS S adopted (S388)
03/08/2005 S Third Read and Passed - Consent (S388)
03/09/2005 H First Read (H562)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Crime Prevention & Public Safety Committee (H818)
04/05/2005 Hearing Conducted H Crime Prevention & Public Safety Committee
04/12/2005 Voted Do Pass H Crime Prevention & Public Safety Committee - Consent
04/13/2005 Reported Do Pass H Crime Prevention & Public Safety Committee - Consent (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate)
04/15/2005 Reported Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate) (H1076)
04/27/2005 H Third Read and Passed (S813)
04/27/2005 Truly Agreed To and Finally Passed (S813)

EFFECTIVE: August 28, 2005

*** SB 74 *** HCS SS SCS SBs 74 & 49 0224L.08C

SENATE SPONSOR: Champion HOUSE HANDLER: Cooper

HCS/SS/SCS/SBs 74 & 49 - This act modifies and creates new provisions with respect to the Department of Health and Senior Services.

NEWBORN SCREENING - This act provides that newborn screening requirements are not limited to disorders and conditions specified in current law.

HEPATITIS C INFORMATION - This act requires healthcare employers to make certain information available to their employees on the risk of exposure to hepatitis C, including availability of testing, cost, and protocol for accidental exposure.

The department shall maintain a "Missouri Hepatitis C" Internet website and provide information on the disease and on support groups in Missouri. The website must also contain links providing information on the disease.

DEPARTMENT OF HEALTH AND SENIOR SERVICES FUNDS - This also act creates the Department of Health and Senior Services Administrative and Cost Allocation Fund and the Department of Health and

Senior Services Disaster Fund.

The act specifies that the administrative and cost allocation fund will receive funding by appropriations, deposits, and moneys transferred or paid to the department in return for goods and services provided.

The disaster fund will be used during a state of emergency at the direction of the Governor to furnish immediate aid and relief.

As to both funds, the State Treasurer will serve as custodian and the department director will serve as administrator. Also, moneys in these funds will not lapse to general revenue at the end of the biennium, and all interest earned will be deposited into the funds.

This act also provides that any interest earned on the Missouri Public Health Services Fund shall accrue to the fund.

BIRTH AND DEATH CERTIFICATES - This act also modifies the birth and death certificate provisions. This act provides that a birth certificate shall be filed within five days of birth and certify the place, time, and date of the live birth by a signature or an electronic process approved by the Department of Health and Senior Services. Current law provides that the certificate be filed within seven days of birth. Also, when a medical certification is filed in order to obtain a death certificate, it must be attested to by either a signature or an electronic process approved by the department.
ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S84)
02/16/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/02/2005 SCS SBs 74 and 49 Voted Do Pass S Aging, Families, Mental & Public Health Committee (0224S.04C)
03/15/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S453)
03/30/2005 Bill Placed on Informal Calendar (S525)
04/11/2005 SS for SCS S offered (Champion) (0224S.06F) (S623)
04/11/2005 SA 1 to SS for SCS S offered & adopted (Loudon)--(0224S06.01F) (S623)
04/11/2005 SS for SCS, as amended, S adopted (S623)
04/11/2005 Perfected (S623)
04/12/2005 Reported Truly Perfected S Rules Committee (S631-632)
04/13/2005 S Third Read and Passed (S669)
04/13/2005 H First Read (H1040)
04/14/2005 H Second Read (H1048)
04/14/2005 Referred H Health Care Policy Committee (H1067)
04/27/2005 Hearing Conducted H Health Care Policy Committee
04/27/2005 HCS Voted Do Pass H Health Care Policy Committee
04/27/2005 HCS Reported Do Pass H Health Care Policy Committee (H1306)
04/27/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1306)
05/03/2005 Hearing Conducted H Rules Committee
05/03/2005 HCS Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/03/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 75 *** SCS SBs 75 & 353 0445S.05P

SENATE SPONSOR: Champion

SCS/SBs 75 & 353 - Under this act, the provisions of the Missouri Senior Rx Program shall terminate after notice is provided to the Revisor that the Medicare Act of 2003 has been fully implemented.
ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S84)
01/26/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

03/09/2005 SCS Voted Do Pass (w/SCS SBs 75 & 353) S Aging, Families, Mental & Public Health Committee-Consent
03/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS - Consent (0445S.05C) (S440)
03/17/2005 Removed S Consent Calendar (S492)
03/17/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S495)
04/05/2005 SCS S adopted (S579)
04/05/2005 Perfected (S579)
04/05/2005 Reported Truly Perfected S Rules Committee (S583)
04/06/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S586)
04/11/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/11/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/11/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S624)
04/13/2005 S Third Read and Passed (S666)
04/13/2005 H First Read (H1040)
04/14/2005 H Second Read (H1048)
04/14/2005 Referred H Senior Citizen Advocacy Committee (H1067)
04/21/2005 Hearing Conducted H Senior Citizen Advocacy Committee

EFFECTIVE: August 28, 2005

*** SB 76 *** 0226S.01I

SENATE SPONSOR: Dolan

Imposes additional surcharges and driver's license suspensions on any person failing to yield the right-of-way

01/18/2005 Hearing Conducted S Transportation Committee

*** SB 77 *** 0232S.01I

SENATE SPONSOR: Dolan

Makes numerous revisions to the Missouri Transportation Development District Act

01/18/2005 Hearing Conducted S Transportation Committee

*** SB 78 *** 0237S.01I

SENATE SPONSOR: Dolan

This bill has been combined with SB 37

12/01/2004 Prefiled
01/05/2005 S First Read (S30)
01/12/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S75)
02/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/29/2005 Bill Combined w/ SCS/SBs 37, 322, 78, 351 & 424 (0041S.08C)

EFFECTIVE: August 28, 2005

*** SB 79 *** 0263S.01I

SENATE SPONSOR: Bartle

Increases the gambling boat admission fees

01/13/2005 Second Read and Referred S Ways & Means Committee (S84)

*** SB 80 *** 0119S.02I

SENATE SPONSOR: Bartle

Dedicates at least 10% of future TIF increments to schools affected by the TIF

02/02/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

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*** SB 81 *** 0118S.01I

SENATE SPONSOR: Bartle

Removes the line 1(b) calculation in the school foundation formula

01/25/2005 Hearing Conducted S Education Committee

*** SB 82 *** 0231S.01I

SENATE SPONSOR: Bray

Requires applicants for Medicaid and CHIPs to identify the proposed beneficiary's employer

01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S84)

*** SB 83 *** 0444S.03I

SENATE SPONSOR: Bray

Enacts various changes to medical malpractice liability

01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S85)

*** SB 84 *** SCS SB 84 0426S.03P

SENATE SPONSOR: Bray

SCS/SB 84 - This act modifies the information that must be provided to the secretary of state when a group wishes to form a new political party. The act repeals the requirement that the petition to form the new party must contain, if presidential electors are to be nominated by petition, the name of at least one qualified resident in each congressional district to be a nominee for presidential elector. If the new party desires to nominate a candidate for president, the names of the presidential electors must accompany the petition when it is filed.

JIM ERTLE

12/01/2004 Prefiled
01/05/2005 S First Read (S31)
01/13/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S85)
01/31/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/14/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent (0426S.03C)
03/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S440)
03/30/2005 SCS S adopted (S531-532)
03/30/2005 S Third Read and Passed - Consent (S532 / H825)
03/31/2005 H First Read (H825)
04/01/2005 H Second Read (H836)

EFFECTIVE: August 28, 2005

*** SB 85 *** 0422S.01I

SENATE SPONSOR: Crowell

Establishes the Classroom Trust Fund

01/13/2005 Second Read and Referred S Education Committee (S85)

*** SB 86 *** 0421S.01P

SENATE SPONSOR: Crowell HOUSE HANDLER: Stevenson

SB 86 - This act changes the deadline for filing exceptions to 30 days from the date of notice of the condemnation commissioners' report. Currently, the deadline is 10 days from the date of notice.

SUSAN HENDERSON

12/01/2004 Prefiled
01/05/2005 S First Read (S31)

01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S85)
01/26/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/02/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
02/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S217)
02/22/2005 S Third Read and Passed - Consent (S265-266)
02/23/2005 H First Read (H394)
02/24/2005 H Second Read (H400)
03/03/2005 Referred H Judiciary Committee (H481)
04/05/2005 Hearing Conducted H Judiciary Committee
05/04/2005 Voted Do Pass H Judiciary Committee
05/04/2005 Reported Do Pass H Judiciary Committee (H1490)
05/04/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1490)

EFFECTIVE: August 28, 2005

*** SB 87 *** 0289S.01I

SENATE SPONSOR: Klindt

Prohibits A+ reimbursements from being issued to any four-year institution of higher learning

01/13/2005 Second Read and Referred S Education Committee (S85)

*** SB 88 *** 0288S.01P

SENATE SPONSOR: Klindt

SB 88 - 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 identical to SCS/SB 857 (2004).
ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S31)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S85)
02/23/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/02/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee
03/03/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor (S351)
03/07/2005 Perfected (S370)
03/08/2005 Reported Truly Perfected S Rules Committee (S379)
03/14/2005 S Third Read and Passed (S438-439)
03/14/2005 H First Read (H619)
03/15/2005 H Second Read (H628)
03/31/2005 Referred H Agriculture Policy Committee (H818)
04/05/2005 Hearing Conducted H Agriculture Policy Committee

EFFECTIVE: August 28, 2005

*** SB 89 *** 0245L.01I

SENATE SPONSOR: Dougherty

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

01/13/2005 Second Read and Referred S Ways & Means Committee (S85)

*** SB 90 *** SCS SB 90 0332S.04C

SENATE SPONSOR: Dougherty

SCS/SB 90 - This act authorizes an advanced practice registered nurse to prescribe schedule II, III, IV and V controlled substances if such nurse has been delegated the authority under a collaborative practice agreement.

This act is similar to SB 1255 (2004).

ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S31)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S85)
02/16/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/02/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (0332S.04C)
04/07/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 91 *** 0329S.01I

SENATE SPONSOR: Dougherty

Allows certain private vocational, technical schools and certain proprietary schools to receive A+ reimbursements

01/13/2005 Second Read and Referred S Education Committee (S85)

*** SB 92 *** 0307S.01I

SENATE SPONSOR: Cauthorn

Allows members of the NRA to obtain specialized license plates

01/13/2005 Second Read and Referred S Transportation Committee (S85)

*** SB 93 *** SCS SB 93 0311S.04C

SENATE SPONSOR: Cauthorn

SCS/SB 93 - This act creates the crime of endangering a corrections employee, visitor to a correctional facility, or other offender or prisoner if an offender or prisoner causes such person to come into contact with bodily fluids. This offense is a Class D felony.

This act makes it a Class C felony if a person endangers a corrections employee, visitor to a correctional facility, or other offender by knowingly putting the employee in danger of contracting HIV, Hepatitis B or Hepatitis C.

If a person causes an employee, visitor, or other offender to come in contact with an unidentified substance, it is a class A misdemeanor.

This act also removes inmates and correctional facilities from Section 565.092.

This act is similar to SB 986 (2004).

SUSAN HENDERSON

12/01/2004 Prefiled
01/05/2005 S First Read (S31)
01/13/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S85)
01/24/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/28/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee (0311S.04C)
04/07/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 94 *** 0308S.01I

SENATE SPONSOR: Cauthorn

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

01/13/2005 Second Read and Referred S Transportation Committee (S85)

*** SB 95 *** HCS SS SB 95 0223L.10C

SENATE SPONSOR: Coleman HOUSE HANDLER: Hubbard

HCS/SS/SB 95 - This act modifies the law relating to lead abatement and lead poisoning.

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- Provides that the director of the Department of Health and Senior Services shall assess fees for licenses and accreditation and impose administrative penalties, with the fees and fines to be deposited into the state treasury to the credit of the public health services fund.

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 - A representative of the department, or a representative of a unit of local government or health department is authorized to re-enter a dwelling or child-occupied facility to determine if the owner has taken the required actions for abating or establishing interim controls for the lead hazard. If consent is not granted, the representative of the department may petition the court for an order to enter the premises to determine if the owner has taken the required actions for abating or establishing interim controls for the lead hazard. The court shall grant the order upon a showing by the department that the department has attempted to notify the dwelling's owner.

In commercial lead production areas, if the department identifies lead hazards due to paint, mini-blinds, or other household products/sources in a property where a child has been identified with an elevated blood level, the owner shall comply with the requirement for abating or establishing interim controls for the above stated hazards, in a manner consistent with the recommendations described by the department and within the applicable time period.

If the residential property owner is owned by a commercial lead production or transport company, which has not taken the required actions for abating or establishing interim controls for the lead hazard in a manner consistent with the options provided by the department, the commercial lead production or transport company shall be deemed to be in violation of the provisions of this act.

SECTION 701.309 - Any lead abatement contractor that fails to notify the Department prior to starting a lead abatement project will be fined two and fifty dollars for the first identified offense, five hundred dollars for the second identified offense, and thereafter fines will be doubled for each identified offense.

Written notification shall include disclosure of any potential lead hazards to the owners and tenants of a dwelling by the licensed risk assessor, who conducted the initial risk assessment. Once the abatement has been completed, the lead abatement contractor must submit written notification and the final clearance inspection report to the Department.

Lead abatement contractors and public agencies, organizations issuing grants and loans for lead abatement projects or interim controls to inform owners and tenants of dwellings that information regarding lead hazards can be accessed on the department Internet website.

SECTION 701.311 - The director of the department may, instead of shall as in current law, issue notices of violation to property owners or persons responsible. The notice shall contain an outline of corrective action which is required to effect compliance.

This act provides that nothing in the act shall be construed as requiring the department to issue a notice of violation, but rather gives the department discretion to do so when the department believes that the public interest will be adequately served.

However, the department shall develop, publish, and post on its website an enforcement manual that delineates the categories of violation for which the department shall issue a notice of violation or for which the department may either issue a notice of violation or issue a suitable written notice or warning.

SECTION 701.312 - The Director shall require lead abatement contractors to purchase and maintain liability and error and omissions 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.

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 to be levied by the Department. In emergency situations, the community organization, government agency, or quasi-government agency must notify the Department within twenty-four hours of the onset of a lead abatement project and provide written notification to the Department within five days.

SECTION 701.314 - The director shall have the power to issue notices of violation, written notices and letters of warning in the area of training for lead inspectors, risk assessors, lead abatement supervisors, lead abatement workers and project designers.

SECTION 701.317 - The department will have the power to elect to impose administrative penalties or to request the Attorney General's office or prosecutor to seek civil penalties in court.

SECTION 701.320 - Any lead inspector, risk assessor, lead abatement supervisor, lead abatement worker, project designer, or lead abatement contractor who engages in a lead abatement project while such person's license, issued by the department for such work, is under suspension or revocation is guilty of a class D felony.

SECTION 701.328 - The department may release, without consent, information to federal employees and agents as well as to state or local agencies for the employees to perform their public duties.

SECTION 701.337 - Any penalties collected from this provision shall be deposited in the "Missouri Lead Abatement Loan Fund".
ADRIANE CROUSE

12/01/2004 Prefiled
01/05/2005 S First Read (S31)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S85)
01/19/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/09/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee
03/15/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor (S453)
03/30/2005 Bill Placed on Informal Calendar (S525)
04/07/2005 SS S offered & adopted (Coleman) (0223S.09F) (593-594)
04/07/2005 Perfected (S594)
04/11/2005 Reported Truly Perfected S Rules Committee (S624)

04/13/2005 S Third Read and Passed (S668)
04/13/2005 H First Read (H1040)
04/14/2005 H Second Read (H1048)
04/14/2005 Referred H Special Committee on Urban Issues Committee (H1067)
04/21/2005 Hearing Conducted H Special Committee on Urban Issues Committee
04/21/2005 Voted Do Pass w/HCA 1 H Special Committee on Urban Issues Committee
04/21/2005 Reported Do Pass w/HCA 1 H Special Committee on Urban Issues Committee (H1198)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1198)
04/25/2005 Corrected committee report submitted: HCS Reported Do Pass H Special Committee on Urban Issues Committee (H1224)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 96 *** 0197S.01I

SENATE SPONSOR: Coleman

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

02/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 97 *** 0379S.01I

SENATE SPONSOR: Coleman

SB 97 - This act alters the name of Harris-Stowe State College to Harris-Stowe State University.

This act is identical to SB 1110 (2004).
DONALD THALHUBER

12/01/2004 Prefiled
01/05/2005 S First Read (S31)
01/12/2005 Second Read and Referred S Education Committee (S75)
01/18/2005 Hearing Conducted S Education Committee
01/25/2005 Voted Do Pass S Education Committee- Consent

EFFECTIVE: August 28, 2005

*** SB 98 *** SS SCS SB 98 0039S.10T

SENATE SPONSOR: Champion HOUSE HANDLER: Marsh

SS/SCS/SB 98 - This act generates several alterations to the state's higher education policy. Most notably, the act would rename Southwest Missouri State University, Missouri Western State College, Harris-Stowe State College, and Missouri Southern State University-Joplin. The act would also authorize the governing board of Central Missouri State University to alter the name of their institution.

SECTION 172.020 - This section reaffirms that, pursuant to the Missouri Constitution, the University of Missouri is the state university.

SECTION 174.020 - This section renames Missouri Western State College as Missouri Western State University; Southwest Missouri State University as Missouri State University; Harris-Stowe State College as Harris-Stowe State University; and Missouri Southern State University - Joplin as Missouri Southern State University.

Further, the section contains a provision that would allow the governing board of Central Missouri State University to alter the name of their institution to “The University of Central Missouri” within in the next two years.

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

SECTION 174.250 - This section expands Missouri Western State University's district boundary to Buchanan County and counties contiguous to Buchanan County.

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, 2010, any and all associate degree programs unless the continuation of such associate degree programs is approved by the coordinating board.

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 that are charged with a statewide mission and governed by a board of governors. The section also changes the composition of the governing board of the renamed Missouri State University from eight members to ten.

SECTION 174.453 - This section formulates new qualifications for the board of governors of Missouri Western State University and Missouri Southern University.

For Missouri Western, five voting members shall be selected from the following counties: Buchanan, Platte, Clinton, Andrew, and DeKalb 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 that are outside of the aforementioned counties. The section grandfathers current board members in regard to the county residency requirement.

For Missouri Southern, the number of governors appointed from the counties surrounding the institution has been altered from five to six in order to correspond to the increase in the number of governors provided in subsection 3 of section 174.450.

SECTION 1 - This section 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. The section allows Missouri State University to offer engineering programs and doctoral programs only in cooperation with the University of Missouri, provided that such cooperative agreements are approved by each institution and that the University of Missouri is the degree-granting institution. If the University of Missouri declines to cooperate in the offering of such programs, Missouri State University may cooperate with another educational institution, or directly offer the degree. The section allows Missouri State University to offer doctoral programs in audiology and physical therapy.

Further, the section explicitly states that the alteration of the name of Southwest Missouri State University to Missouri State University shall not entitle Missouri State University to any additional state funding.
DONALD THALHUBER

12/01/2004 Prefiled
01/05/2005 S First Read (S31-32)
01/12/2005 Second Read and Referred S Education Committee (S75)
01/18/2005 Hearing Conducted S Education Committee
01/25/2005 Voted Do Pass S Education Committee (0039S.06C)
02/10/2005 Reported from S Education Committee to Floor w/SCS (S207)
02/14/2005 SS for SCS S offered (Champion)--(0039S.10S) (S219)
02/14/2005 SA 1 to SS for SCS S offered (Days)--0039S10.117S (S219-220)
02/14/2005 Bill Placed on Informal Calendar (S220)
02/14/2005 SA 1 to SA 1 to SS for SCS S offered & withdrawn (Dolan)--0039S10.02FL (S221)
02/14/2005 SA 1 to SS for SCS S withdrawn (S221)
02/14/2005 SA 2 to SS for SCS S offered & adopted (Koster)--0039S10.01FL (S221-222)
02/14/2005 SA 3 to SS for SCS S offered & withdrawn(Days)--0039S10.01F (S222)
02/14/2005 SA 4 to SS for SCS S offered & adopted(Graham)--0039S10.158S (S222-223)
02/14/2005 SA 5 to SS for SCS S offered & adopted (Graham)--0039S10.03FL (S223)
02/14/2005 SS for SCS, as amended, S adopted (S223)
02/14/2005 Perfected (S224)
02/15/2005 Reported Truly Perfected S Rules Committee (S228)
02/16/2005 S Third Read and Passed (S236-237)
02/16/2005 H First Read (H344)
02/17/2005 H Second Read (H348)

02/17/2005 Referred H Higher Education Committee (H358)
02/22/2005 Hearing Conducted H Higher Education Committee
02/22/2005 Voted Do Pass Higher Education Committee
02/22/2005 Reported Do Pass H Higher Education Committee (H380)
02/22/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H380)
02/23/2005 Hearing Conducted H Rules Committee
02/23/2005 Voted Do Pass H Rules Committee
02/23/2005 Reported Do Pass H Rules Committee (5 hours debate) (H387)
02/28/2005 HA 1 H offered & ruled out of order (Jolly) (H414)
02/28/2005 HA 2 H offered & ruled out order (Bringer) (H414-415)
02/28/2005 HA 3 H offered & defeated (Harris) (H416-417)
02/28/2005 HA 4 H offered & defeated (Baker) (H417-418)
02/28/2005 HA 5 H offered & defeated (Johnson) (H418-420)
02/28/2005 Laid over (H420)
03/01/2005 Taken up for Third Reading (H429)
03/01/2005 HA 6 H offered & defeated (Henke) (H429)
03/01/2005 HA 7 H offered & defeated (Robb) (H429-431)
03/01/2005 HA 8 H offered & defeated (Yates) (H431-432)
03/01/2005 Laid Over (H432)
03/01/2005 Taken up for Third Reading (H433)
03/01/2005 H Third Read and Passed (H433-434)
03/01/2005 Truly Agreed To and Finally Passed (S326)
03/02/2005 Reported Duly Enrolled S Rules Committee (S335)
03/02/2005 Signed by Senate President (S335)
03/02/2005 Signed by House Speaker (H458 / S335)
03/02/2005 Delivered to Governor (S335)
03/17/2005 Signed by Governor

EFFECTIVE: August 28, 2005

*** SB 99 *** 0378S.01P

SENATE SPONSOR: Champion HOUSE HANDLER: Richard

HCS/SB 99 - 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. At the outset of each biennial rotation, the presiding officer of the appropriate house charged with providing a chair will appoint the chair and the presiding officer of the other house will appoint the vice chair.
ANDY LYSKOWSKI

12/01/2004 Prefiled
01/05/2005 S First Read (S32)
01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S85)
01/26/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/02/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
02/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S217)
02/22/2005 Motion to Third Read Bill - Withdrawn (S266-267)
02/22/2005 S Third Read and Passed - Consent (S267-268)
02/23/2005 H First Read (S394)
02/24/2005 H Second Read (H400)
03/31/2005 Referred H Job Creation & Economic Development Committee (H818)
04/06/2005 Hearing Conducted H Job Creation & Economic Development Committee
04/07/2005 Voted Do Pass H Job Creation & Economic Development Committee - Consent
04/07/2005 Reported Do Pass H Job Creation & Economic Development Committee - Consent (H937)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H937)
04/11/2005 Returned to committee of origin (H998)
04/20/2005 Hearing Conducted H Job Creation & Economic Development Committee
04/20/2005 HCS Voted Do Pass H Job Creation & Economic Development Committee
04/21/2005 HCS Reported Do Pass H Job Creation & Economic Development Committee (H1195)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1195)
04/27/2005 Hearing Conducted H Rules Committee

04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 100 *** HCS SCS SB 100 0109L.05T

SENATE SPONSOR: Champion HOUSE HANDLER: Dixon

HCS/SCS/SB 100 - This act modifies provisions relating to the licensing of speech-language pathologist and audiologists. Currently, speech language pathology bachelor degrees must be from an institution accredited or approved by the Council on Academic Accreditation of the American Speech-Language-Hearing Association (ASHA). Since ASHA no longer accredits such programs, the act requires the degree to be from a institution approved by a regional accrediting body.

The act also exempts persons with audiology clinical doctoral degrees from current clinical fellowship requirements which are needed in order to become licensed.

Finally, the president of the Missouri Academy of Audiology, in consultation with the president of the Missouri Speech-Language-Hearing Association, is responsible for submitting names to the boarding of healing arts when a vacancy occurs on a commission for one of the licensed audiologist positions.
JIM ERTLE

12/01/2004 Prefiled
01/05/2005 S First Read (S32)
01/13/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S85)
02/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/14/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent (0109S.03C)
02/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S218)
02/22/2005 SCS S adopted (S268)
02/22/2005 S Third Read and Passed - Consent (S268-269)
02/23/2005 H First Read (H394)
02/24/2005 H Second Read (H400)
03/31/2005 Referred H Professional Registration & Licensing Committee (H818)
04/12/2005 Hearing Conducted H Professional Registration & Licensing Committee
04/12/2005 HCS Voted Do Pass H Professional Registration & Licensing Committee - Consent
04/12/2005 HCS Reported Do Pass H Professional Registration & Licensing Committee - Consent (H996)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H996)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1039)
04/25/2005 HCS H adopted (H1220-1221)
04/25/2005 H Third Read and Passed - Consent (H1220-1221 / S785)
04/27/2005 S concurs in HCS (S817-818 / H1342)
04/27/2005 Truly Agreed To and Finally Passed (S818 / H1342)

EFFECTIVE: August 28, 2005

*** SB 101 *** 0205S.01I

SENATE SPONSOR: Dolan

Adjusts the motor fuel tax for inflation on an annual basis beginning in 2005

01/12/2005 Second Read and Referred S Transportation Committee (S75)

*** SB 102 *** SCS SBs 202, 33, 45, 183 & 217 0122S.01I

SENATE SPONSOR: Bartle

Certain school districts shall be reimbursed fully for costs associated with offering certain special educational

services

02/01/2005 Hearing Conducted S Education Committee

*** SB 103 *** HCS SCS SBs 103 & 115 0117L.04T

SENATE SPONSOR: Bartle HOUSE HANDLER: Yates

HCS/SCS/SBs 103 & 115 - Current law requires district boards to convene a hearing in order to determine whether a pupil shall be granted a waiver of certain registration requirements. This act would allow districts to convene a committee of their board in order to rule on such residency waiver requests.
DONALD THALHUBER

12/01/2004 Prefiled
01/05/2005 S First Read (S32)
01/13/2005 Second Read and Referred S Education Committee (S85)
01/25/2005 Hearing Conducted S Education Committee
02/22/2005 SCS Voted Do Pass (w/SCS/SBs 103 & 115) S Education Committee-Consent (0117S.03C)
02/28/2005 Reported from S Education Committee to Floor w/SCS - Consent (S300)
03/08/2005 SCS S adopted (S386)
03/08/2005 S Third Read and Passed - Consent (S386)
03/09/2005 H First Read (H562)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Elementary and Secondary Education Committee (H818)
04/06/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/12/2005 HCS Voted Do Pass H Elementary and Secondary Education Committee - Consent
04/12/2005 HCS Reported Do Pass H Elementary and Secondary Education Committee - Consent (H993)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H993)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
04/26/2005 HCS H adopted (H1268)
04/26/2005 H Third Read and Passed - Consent (H1268-1269 / S798-799)
04/28/2005 S concurs in HCS (S840-841 / H1342)
04/28/2005 S Third Read and Passed (S841 / H1342)
04/28/2005 Truly Agreed To and Finally Passed (S841 / H1342)

EFFECTIVE: August 28, 2005

*** SB 104 *** 0044S.01I

SENATE SPONSOR: Bartle

Allows parental rights to be terminated for the domestic murder of a spouse

01/18/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 105 *** 0336S.01I

SENATE SPONSOR: Bray

Permits underage culinary students to taste, but not consume, certain alcoholic beverages as required by a curriculum

01/13/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S85)

*** SB 106 *** 0430S.01I

SENATE SPONSOR: Bray

Modifies law regarding residential property insurance

01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S85)

*** SB 107 *** 0433S.01I

SENATE SPONSOR: Bray

The Office of Administration may only contract with telemarketers who operate in the United States

01/24/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee

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*** SB 108 *** 0407S.01I

SENATE SPONSOR: Dougherty

Modifies the taxes for community services for children

01/13/2005 Second Read and Referred S Ways & Means Committee (S85)

*** SB 109 *** 0331S.01I

SENATE SPONSOR: Dougherty

Alters provisions regarding teacher tenure

02/01/2005 Hearing Conducted S Education Committee

*** SB 110 *** 0249L.01I

SENATE SPONSOR: Dougherty

Requires health insurance reimbursement of certain licensed professional counselors at same rate as psychologists

01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S85)

*** SB 111 *** 0298S.01I

SENATE SPONSOR: Cauthorn

Broadens disqualifying misconduct in employment law and allows some individuals to waive the protections of the workers' compensation law for religious reasons

01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S85)

*** SB 112 *** 0388S.01I

SENATE SPONSOR: Coleman

Formulates a procedure for recalling school board members

02/01/2005 Hearing Conducted S Education Committee

*** SB 113 *** 0375S.01I

SENATE SPONSOR: Coleman

Extends powers to civilian review boards that investigate allegations of misconduct by local law enforcement officers

03/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 114 *** 0035S.01I

SENATE SPONSOR: Champion

Alters the composition of the governing board of Southwest Missouri State University from eight members to ten

02/01/2005 Hearing Conducted S Education Committee

*** SB 115 *** SCS SBs 103 & 115 0049S.01I

SENATE SPONSOR: Bartle

This bill has been combined with SB 103

12/01/2004 Prefiled
01/05/2005 S First Read (S32)
01/13/2005 Second Read and Referred S Education Committee (S85)
01/25/2005 Hearing Conducted S Education Committee
02/22/2005 Bill Combined w/(SCS SBs 103 & 115)

EFFECTIVE: August 28, 2005

*** SB 116 *** 0262S.01I

SENATE SPONSOR: Bartle

Establishes the Classroom Trust Fund

02/08/2005 Hearing Conducted S Education Committee

*** SB 117 *** 0260S.01W

SENATE SPONSOR: Bartle

WITHDRAWN

12/02/2004 Bill Withdrawn (S33)

*** SB 118 *** 0443S.01I

SENATE SPONSOR: Bray

Alters provisions regarding teacher termination hearings

02/08/2005 Hearing Conducted S Education Committee

*** SB 119 *** 0436S.01I

SENATE SPONSOR: Bray

Revises employment practices relating to gender

01/13/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S85)

*** SB 120 *** 0441S.01I

SENATE SPONSOR: Bray

Establishes the Public Employee Due Process Act

01/24/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee

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*** SB 121 *** 0431S.01I

SENATE SPONSOR: Bray

Requires safe staffing and quality care in all veterans homes and mental health facilities

01/13/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S85)

*** SB 122 *** 0177S.02I

SENATE SPONSOR: Nodler HOUSE HANDLER: Wright

SB 122 - This act creates the Energy Efficiency Implementation Act.

The Office of Administration is required to identify and deposit into the office of administration revolving administrative trust fund no more than two and a half percent of the total cost savings realized when the state enters into a guaranteed energy cost savings contract. Subject to appropriation, the Office of Administration may expend the cost savings deposited in the fund to offset all reasonable costs associated with the implementation of future guaranteed energy cost savings contracts. The Office of Administration will be required to compile a report at least annually which outlines the cost savings identified by the Office of Administration.

The Office of Administration shall have authority to:
(1) Establish policies and procedures for facility management and valuation;
(2) Coordinate a state facility review;
(3) Implement a capital improvement plan;
(4) Solicit and evaluate state facility investment proposals;
(5) Establish performance measures for facility management operations; and
(6) Prepare annual reports and plans concerning operation savings.

JIM ERTLE

12/08/2004 Prefiled
01/05/2005 S First Read (S33)
01/13/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S85)
01/24/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
02/07/2005 SCS Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee-Consent(0177S.03C)
02/14/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor w/SCS - Consent (S217-218)
02/17/2005 Removed S Consent Calendar (S247)
02/21/2005 Committee Vote Reconsidered
02/21/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee-Consent
02/21/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor - Consent (S255)
02/28/2005 S Third Read and Passed - Consent (S302-303)
03/01/2005 H First Read (H441)
03/02/2005 H Second Read (H448)
03/31/2005 Referred H Utilities Committee (H818)
04/13/2005 Hearing Conducted H Utilities Committee
04/13/2005 Voted Do Pass H Utilities Committee - Consent
04/13/2005 Reported Do Pass H Utilities Committee - Consent (H1037)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1037)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1076)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 123 *** HCS#2 SB 123 0582L.05C

SENATE SPONSOR: Bartle HOUSE HANDLER: Byrd

HCS#2/SCS/SB 123 - The act allows a corporation to specify that classes or series of its stock will be uncertificated shares. Corporations must, upon request, furnish to holders of uncertificated shares information regarding the voting powers, designations, and preferences, as well as relative, participating, optional, or other special rights of each class of stock.

If a corporation is administratively dissolved for failure to file an annual registration report and the Secretary of State determines that the failure was due to military service, the substitute authorizes the Secretary of State to waive the reinstatement fees and other associated penalties, cancel the certificate of dissolution, prepare a certificate of reinstatement, and provide a copy to the corporation.

ANDY LYSKOWSKI

12/13/2004 Prefiled
01/05/2005 S First Read (S33)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S85)
01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/07/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent
02/14/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S218)
02/24/2005 S Third Read and Passed - Consent (S285-286)
02/28/2005 H First Read (H422)
03/01/2005 H Second Read (H429)
03/31/2005 Referred H Judiciary Committee (H818)
04/12/2005 Hearing Conducted H Judiciary Committee

04/12/2005 HCS Voted Do Pass H Judiciary Committee - Consent
04/13/2005 HCS Reported Do Pass H Judiciary Committee - Consent (H1034)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1034)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Returned to committee of origin (H1076)
04/21/2005 HCS#2 Voted Do Pass H Judiciary Committee
04/22/2005 HCS#2 Reported Do Pass H Judiciary Committee (H1208)
04/22/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1208)
04/27/2005 Hearing Scheduled BUT NOT HEARD H Rules Committee
04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 HCS#2 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 HCS#2 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)

EFFECTIVE: August 28, 2005

*** SB 124 *** 0586S.01I

SENATE SPONSOR: Nodler

Provides discretion to the Public Service Commission to permit recovery of costs by electrical corporations

01/13/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S85)

*** SB 125 *** 0549L.01I

SENATE SPONSOR: Taylor

Exempts school bus fuel from state sales tax

03/17/2005 Hearing Conducted S Ways & Means Committee

*** SB 126 *** 0560S.01I

SENATE SPONSOR: Dolan

WITHDRAWN

12/17/2004 Bill Withdrawn (S33)

*** SB 127 *** 0562S.01I

SENATE SPONSOR: Dolan

WITHDRAWN

12/17/2004 Bill Withdrawn (S33)

*** SB 128 *** 0130S.01I

SENATE SPONSOR: Coleman

Requires consumers be notified of products containing radio frequency identification tags at the time of purchase

01/13/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S85)

*** SB 129 *** 0681S.01I

SENATE SPONSOR: Vogel

Changes the title of the official required to hear employment security cases from "referee" to "administrative appeals judge"

01/31/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

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*** SB 130 *** 0581S.01I

SENATE SPONSOR: Clemens

This bill has been combined with SB 1

12/17/2004 Prefiled
01/05/2005 S First Read (S33)
01/12/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S75)
01/12/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
01/26/2005 Bill Combined (SCS SBs 1 & 130)

EFFECTIVE: August 28, 2005

*** SB 131 *** 0510S.01T

SENATE SPONSOR: Loudon HOUSE HANDLER: Yates

SB 131 - This act allows insurance companies to invest capital, reserves and surplus in preferred or guaranteed stocks. The investments must carry at least the second highest designation rating by the National Association of Insurance Commissioners or a nationally recognized rating agency approved by the Department of Insurance. Life insurance company investments in corporations must also meet the requirements of Sections 375.1070 to 375.1075, RSMo, regarding outlines for investing in medium or lower quality institutions.

This act is similar to HB 69 (2005).
STEPHEN WITTE

12/20/2004 Prefiled
01/05/2005 S First Read (S33)
01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S85)
01/24/2005 Re-referred S Small Business, Insurance & Industrial Relations Committee (S108)
02/02/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee
02/02/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
02/16/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee-Consent
02/21/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor - Consent (S255)
02/28/2005 S Third Read and Passed - Consent (S301)
03/01/2005 H First Read (H441)
03/02/2005 H Second Read (H448)
03/31/2005 Referred H Insurance Policy Committee (H818)
04/05/2005 Hearing Conducted H Insurance Policy Committee
04/05/2005 Voted Do Pass H Insurance Policy Committee - Consent
04/07/2005 Reported Do Pass H Transportation Committee - Consent (H937)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H937)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H998)
04/26/2005 H Third Read and Passed - Consent (H1269-1270 / S798)
04/26/2005 Truly Agreed To and Finally Passed (S798)

EFFECTIVE: August 28, 2005

*** SB 132 *** 0643S.01I

SENATE SPONSOR: Ridgeway

Includes cell-phone users on the state's telemarketing no-call list

01/13/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S85)

*** SB 133 *** SCS SB 133 0634S.02T

SENATE SPONSOR: Loudon HOUSE HANDLER: Yates

SCS/SB 133 - The act allows the Commissioner of Administration to include in the state's cafeteria plan any product eligible under Section 125 of Title 26 U.S.C. including payment to the state by venders for the cost of administering the deductions as set by the Office of Administration.
ANDY LYSKOWSKI

12/22/2004 Prefiled
01/05/2005 S First Read (S33)
01/13/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S85)
01/24/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/07/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent (0634S.02C)
03/07/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S371)
03/16/2005 SCS S adopted (S476)
03/16/2005 S Third Read and Passed - Consent (S476-477)
03/17/2005 H First Read (H700)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Insurance Policy Committee (H818)
04/05/2005 Hearing Conducted H Insurance Policy Committee
04/05/2005 Voted Do Pass H Insurance Policy Committee - Consent
04/07/2005 Reported Do Pass H Transportation Committee - Consent (H937)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H937)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H998)
04/26/2005 H Third Read and Passed - Consent (H1270-1271 / S799)
04/26/2005 Truly Agreed To and Finally Passed (S799)

EFFECTIVE: August 28, 2005

*** SB 134 *** SCS SBs 134, 135 & 139 0569S.01I

SENATE SPONSOR: Wheeler

SB 134 - This act concerns actions to stop nuisances in Kansas City.

This act provides that a neighborhood organization representing persons aggrieved by a code violation may seek injunctive and other equitable relief in the circuit court for abatement of the nuisance upon showing: 1) The notice requirements have been satisfied; and 2) The nuisance still exists and has not been abated.

This act limits when such an action may be brought. It must be at least 60 days after the organization sends notice to the appropriate municipal agency. The action may not be brought if the municipal code enforcement agency has filed an action for equitable relief from the nuisance. Also, it must be at least 60 days after the organization sends notice to the tenant and property owner. If notice by mail is not returned, is refused, or signed for by a person other than the addressee, notice can be given by sending a copy by mail and posting a copy on the property.

This act requires notice to include the nature of the alleged nuisance, the date and time it was first discovered, the location of the nuisance, and the relief sought.

In filing a suit, an officer of the neighborhood organization shall certify to the court that the organization has taken steps to satisfy the notice requirements and that each condition needed for filing has been met.

Under this act, an action may not be brought against an owner of residential rental property unless a notice of violation has first been issued by an appropriate municipal code enforcement agency and remains outstanding after 45 days.

If a violation notice is an essential element of the municipal enforcement action, a copy of the notice signed by an official from the agency shall be prima facie evidence of the facts within the notice. A notice of abatement issued by the agency is evidence that the plaintiff is not entitled to the requested relief.

Under this act, a proceeding must be heard at the earliest date practicable and be expedited.

A political subdivision of the state and its agencies shall not be subject to any action resulting from an action against a private property owner under this act.

Nothing in this act may be construed as to abrogate any equitable or legal right or remedy otherwise

available under the law. This act may not be construed to grant standing for actions challenging zoning applications, involving the interior physical defect of property, or involving a municipal alcohol law.
SUSAN HENDERSON

12/22/2004 Prefiled
01/05/2005 S First Read (S33)
01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S85)
02/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 SCS SBs 134, 135 & 139 Voted Do Pass S Economic Development, Tourism & Local Government Committee (0569S.02C)

EFFECTIVE: August 28, 2005

*** SB 135 *** SCS SBs 134, 135 & 139 0568S.02I

SENATE SPONSOR: Wheeler

This bill has been combined with SB 134

12/22/2004 Prefiled
01/05/2005 S First Read (S33)
01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S85)
02/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 Bill Combined w/SCS SBs 134, 135 & 139)

EFFECTIVE: August 28, 2005

*** SB 136 *** 0705S.01I

SENATE SPONSOR: Champion

Permits certain school districts a waiver from DESE allowing the district to choose its own accreditation standards

02/08/2005 Hearing Scheduled But Not Heard S Education Committee

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*** SB 137 *** 0563L.01I

SENATE SPONSOR: Taylor

Prohibits insurers from owning auto repair shops and prohibits the use of referral fees for using such shops

01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S85)

*** SB 138 *** HCS SCS SB 138 0208L.03C

SENATE SPONSOR: Wheeler HOUSE HANDLER: Johnson

HCS/SCS/SB 138 - Under current law, the Kansas City sales tax for mass transportation will expire on December 31, 2005. This act removes the sunset date in its entirety.
STEPHEN WITTE

12/29/2004 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Ways & Means Committee (S85)
01/27/2005 Hearing Conducted S Ways & Means Committee
02/10/2005 SCS Voted Do Pass S Ways & Means Committee (0208S.02C)
02/17/2005 Reported from S Ways & Means Committee to Floor w/SCS (S248)
02/23/2005 SCS S adopted (S275)
02/23/2005 Perfected (S275)
02/24/2005 Reported Truly Perfected S Rules Committee (S289)
02/24/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S290)
02/28/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
02/28/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S298)
02/28/2005 S Third Read and Passed (S298-299)
02/28/2005 H First Read (H422)

03/01/2005 H Second Read (H429)
03/31/2005 Referred H Local Government Committee (H818)
04/07/2005 Hearing Conducted H Local Government Committee
04/19/2005 HCS Voted Do Pass H Local Government Committee
04/19/2005 HCS Reported Do Pass H Local Government Committee (H1134)
04/21/2005 Hearing Scheduled H Rules Committee--(Upon Afternoon ADJ - HR 5)
04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1198)

EFFECTIVE: August 28, 2005

*** SB 139 *** SCS SBs 134, 135 & 139 0731S.01I

SENATE SPONSOR: Wheeler

This bill has been combined with SB 134

12/29/2004 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S86)
02/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 Bill Combined w/SCS SBs 134, 135 & 139)

EFFECTIVE: August 28, 2005

*** SB 140 *** 0546S.01I

SENATE SPONSOR: Days

Requires state employees health care plan premiums to be based on the employee's salary

01/31/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

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*** SB 141 *** 0641S.01P

SENATE SPONSOR: Nodler HOUSE HANDLER: Richard

SB 141 - This act exempts dealers who sell only emergency vehicles from maintaining a bona fide place of business (including the related law enforcement certification requirements) and from meeting the minimum yearly sales.
STEPHEN WITTE

01/03/2005 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S86)
01/24/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
02/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S218)
02/22/2005 S Third Read and Passed - Consent (S268)
02/23/2005 H First Read (H394)
02/24/2005 H Second Read (H400)
03/31/2005 Referred H Small Business Committee (H818)
04/06/2005 Hearing Conducted H Small Business Committee
04/06/2005 Voted Do Pass H Small Business Committee
04/21/2005 Reported Do Pass H Small Business Committee (H1195)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1195)
04/27/2005 Hearing Scheduled BUT NOT HEARD H Rules Committee
04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 142 *** 0393S.01I

SENATE SPONSOR: Gross

SB 142 - This act exempts contractors from paying sales taxes on materials used in Department of Transportation projects.

This act does not go into effect until July 1, 2006.

This act is similar to SB 731 (2004), SB 501 (2003) and to a provision contained in CCS/SS/SCS/HB 327 (2003).
STEPHEN WITTE

01/04/2005 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Transportation Committee (S86)
02/01/2005 Hearing Conducted S Transportation Committee
03/08/2005 Voted Do Pass S Transportation Committee

EFFECTIVE: August 28, 2005

*** SB 143 *** 0687S.02I

SENATE SPONSOR: Gross

Extends the pharmacy providers tax

01/13/2005 Second Read and Referred S Ways & Means Committee (S86)

*** SB 144 *** HCS SCS SB 144 0796L.09C

SENATE SPONSOR: Gross HOUSE HANDLER: Byrd

HCS/SS/SCS/SB 144 - This act increases the number of circuit judges in the 11th judicial circuit (St. Charles County) and 23rd judicial circuit (Jefferson County) from four to six beginning on January 1, 2007. The two new circuit judges shall be elected in November 2006 for a full six-year term. Further, the act provides that beginning on January 1, 2007, the current drug court commissioner and family court commissioner positions in such circuits shall become associate circuit judge positions, and may retain the duties of the drug court and family court. Such new associate circuit judges shall be elected in November 2006 for a full four-year term.

The act authorizes an additional associate circuit judge in Cass County beginning on January 1, 2006. The act creates a state-funded family court commissioner position in the 29th judicial circuit and a state-funded drug court commissioner position in the 42nd judicial circuit. Any drug court commissioner appointed in the 23rd judicial circuit will be a state-funded position.

Provisions of this act are identical to HCS/SCS/SBs 420 and 344 (2005).
JIM ERTLE

01/04/2005 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S86)
03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0796S.04C)
04/14/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S683)
04/19/2005 SS for SCS S offered & adopted (0796S.08F) (S717)
04/19/2005 Perfected (S717)
04/19/2005 Reported Truly Perfected S Rules Committee (S718)
04/20/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S740)
04/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/21/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/21/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S749)
04/21/2005 Bill Placed on Informal Calendar (S750)
04/21/2005 S Third Read and Passed (S751)
04/21/2005 H First Read (H1199)
04/22/2005 H Second Read (H1207)

05/02/2005 Referred H Judiciary Committee (H1391)
05/04/2005 Hearing Conducted H Judiciary Committee
05/04/2005 HCS Voted Do Pass H Judiciary Committee
05/04/2005 HCS Reported Do Pass H Judiciary Committee (H1490)
05/04/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1490)

EFFECTIVE: August 28, 2005

*** SB 145 *** 0330S.01I

SENATE SPONSOR: Dougherty

Prohibits use of posted inquiries in calculating credit risk scores

01/13/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S86)

*** SB 146 *** 0781S.01I

SENATE SPONSOR: Dougherty

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

01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S86)

*** SB 147 *** SCS SB 147 0775S.02P

SENATE SPONSOR: Cauthorn

SCS/SB 147 - This act pertains to the Missouri qualified biodiesel producer incentive fund.

The act modifies the eligibility of producers for grants available from the fund. Current law states that producers are eligible for a total of sixty months. The act states that the producer may still be eligible for an additional twenty-four months, or until the full amount of funding is received, if the original appropriation was not fully met.

This act authorizes an additional ten cents per gallon for the next fifteen million gallons of qualified biodiesel produced from Missouri agricultural products is available for eligible producers. A producer's grant amount in a fiscal year is limited to thirty cents per gallon for the first fifteen million gallons of qualified biodiesel. The limit of biodiesel produced that cannot be applied to the computation of a grant has been raised from any amount in excess of fifteen gallons, to any amount in excess of thirty million gallons.

This act removes language that subjects the fund to "appropriations with funds other than general revenue funds". With this draft, the fund is simply "subject to appropriation".
MEGAN WORD

01/04/2005 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S86)
01/26/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
02/02/2005 SCS Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee (0775S.02C)
02/17/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS (S249)
02/28/2005 SCS S adopted (S301)
02/28/2005 Perfected (S301)
03/01/2005 Reported Truly Perfected S Rules Committee (S311)
03/01/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S312)
03/02/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/03/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S348)
03/03/2005 S Third Read and Passed (S348-349)
03/07/2005 H First Read (H497)
03/08/2005 H Second Read (H506)
03/31/2005 Referred H Agriculture Policy Committee (H818)
04/05/2005 Hearing Conducted H Agriculture Policy Committee
04/19/2005 Hearing Conducted H Agriculture Policy Committee

04/19/2005 Voted Do Pass H Agriculture Policy Committee

EFFECTIVE: August 28, 2005

*** SB 148 *** 0758S.01I

SENATE SPONSOR: Nodler

SB 148 - This act pertains to environmental regulation, in particular, the Land Reclamation Act.

This act clarifies that the Land Reclamation Act shall not be understood as a mechanism with which to regulate the excavation of minerals or fill dirt for the purpose of construction as unrelated to surface mining or the reclamation of land subsequent to surface mining.

The act adds definitions to Section 444.765 RSMo, as well as modifies the standing definition of "surface mining".

The act clarifies duties of the land reclamation commission, excluding the commission from regulating the excavation of minerals or fill dirt for the purpose of construction as unrelated to surface mining or the reclamation of land subsequent to surface mining, and stating that the powers granted the commission shall be utilized to promote the reclamation of land disturbed by surface mining for purposes of restoration.

The act allows for public entities, private persons, contractors or subcontractors to public entities or private persons to move minerals or fill dirt within the confines of real property for the purposes of construction or to remove such minerals or dirt as incidental to the primary purpose of construction at the site of excavation, without first obtaining a permit to do so. The circumstances under which excavations are to be considered for the purposes of construction are laid out in this act, as are those which shall be considered for the purposes of surface mining. Any private person, lessor, public entity, contractor or subcontractor engaged in land improvement may not be required to obtain a surface mining permit under this act, provided a determination by the director or commission is forthcoming to that effect. The activities to be considered for the purposes of mining are laid out in this act. The act goes on to state circumstances where land improvement activities are not for the purposes of mining and do not require a permit.

The Land Reclamation Commission shall promulgate rules further defining when land improvement does or does not require a surface mining permit. Such a determination shall be communicated to the owner of the property in question by letter. Upon request of the property owner, an informal conference shall be scheduled with the Director within fifteen calendar days to discuss the determination. Following which, the Director shall issue a written determination no later than thirty calendar days after the aforementioned conference. If there continues to be a disagreement between the property owner and the Director, the property owner may make a request for a hearing before the commission; the details of that request are laid out in this act. The act clarifies that until a written determination has been issued, the property owner may continue the activity at the site in question. If the final determination is that a permit is required, all fees or rules of the commission shall apply.

The burden of proof to establish that a permit is required shall be on the director and commission, that burden establishing that a permit is not required shall be on the person receiving a determination to the contrary.
MEGAN WORD

01/04/2005 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S86)
01/25/2005 Hearing Conducted S Commerce, Energy and the Environment Committee
02/08/2005 Voted Do Pass S Commerce, Energy and the Environment Committee-Consent
02/14/2005 Reported from S Commerce, Energy and the Environment Committee to Floor - Consent (S217)
02/17/2005 Removed S Consent Calendar (S247)

EFFECTIVE: August 28, 2005

*** SB 149 *** 0802S.01T

SENATE SPONSOR: Nodler HOUSE HANDLER: Stevenson

SB 149 - This act establishes a separate hearing for a back pay award and establishment of a reinstatement date after the appeal of a decision finding in favor of a state employee in the merit system in a

dismissal, demotion or suspension.
JIM ERTLE

01/04/2005 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S86)
01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/07/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent
02/14/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S218)
02/24/2005 S Third Read and Passed - Consent (S286)
02/28/2005 H First Read (H422)
03/01/2005 H Second Read (H429)
03/31/2005 Referred H Judiciary Committee (H818)
04/05/2005 Hearing Conducted H Judiciary Committee
04/05/2005 Voted Do Pass H Judiciary Committee - Consent
04/06/2005 Reported Do Pass H Judiciary Committee - Consent (H913)
04/06/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H913)
04/12/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H998)
04/26/2005 H Third Read and Passed - Consent (H1271-1272 / S799)
04/26/2005 Truly Agreed To and Finally Passed (S799)

EFFECTIVE: August 28, 2005

*** SB 150 *** 0484S.01I

SENATE SPONSOR: Green

Creates the Public Service Accountability Act

01/13/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S86)

*** SB 151 *** 0642S.01I

SENATE SPONSOR: Green

Prohibits state senators and representatives from receiving state health insurance

03/02/2005 Voted Do Not Pass S Small Business, Insurance & Industrial Relations Committee

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*** SB 152 *** SCS SB 152 0762S.02C

SENATE SPONSOR: Wilson

SCS/SB 152 - This act creates the "Youth Smoking Prevention Trust Fund", which shall be funded by monies received under the Master Settlement Agreement. The Commission for Youth Smoking Prevention is established in the Department of Health and its membership and duties are outlined within the act.
ADRIANE CROUSE

01/04/2005 Prefiled
01/05/2005 S First Read (S34)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S86)
02/23/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/02/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (0762S.02C)
03/08/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S396)
03/14/2005 Bill Placed on Informal Calendar (S441)
04/27/2005 Taken up for Perfection (S814)
04/27/2005 Bill Placed on Informal Calendar (S814)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 153 *** 0482S.01I

SENATE SPONSOR: Graham

This bill has been combined with SB 457

01/05/2005 S First Read (S35)
01/13/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S86)
03/30/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/06/2005 Bill Combined w/ SCS SBs 457 & 153 (1745S.02C)

EFFECTIVE: August 28, 2005

*** SB 154 *** 0235S.01I

SENATE SPONSOR: Bray

Modifies the law relating to the establishment of paternity

01/13/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S86)

*** SB 155 *** HCS SCS#2 SB 155 0716L.06C

SENATE SPONSOR: Mayer HOUSE HANDLER: Kingery

HCS/SCS#2/SB 155 - The act modifies the law regarding the reporting of child abuse and neglect. The Children's Division of the Department of Social Services is required to expunge identifying information 45 days after the conclusion of the investigation when there was insufficient evidence of abuse or neglect or when the allegation of abuse or neglect was made maliciously, for purposes of harassment or retaliation. The division is required to retain information in reports initiated by a mandatory reporter for five years when the division finds there is insufficient evidence of abuse or neglect. For all other reporters, the division will keep identifying information for two years.
ANDY LYSKOWSKI

01/05/2005 S First Read (S35)
01/18/2005 Second Read and Referred S Education Committee (S90)
01/25/2005 Hearing Cancelled Education
02/08/2005 Hearing Conducted S Education Committee
02/22/2005 SCS Voted Do Pass S Education Committee-Consent (0716S.04C)
02/28/2005 Reported from S Education Committee to Floor w/SCS - Consent (S300)
03/03/2005 Removed S Consent Calendar (S348)
03/08/2005 Committee Vote Reconsidered
03/08/2005 SCS Voted Do Pass S Education Committee - Consent (0716S.05C)
03/08/2005 Reported from S Education Committee to Floor w/SCS#2 - Consent (S396)
03/16/2005 SCS#2 S adopted (S482)
03/16/2005 S Third Read and Passed - Consent (S482-483)
03/17/2005 H First Read (H700)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Children and Families Committee (H818)
04/12/2005 Hearing Conducted H Children and Families Committee
04/13/2005 HCS Voted Do Pass H Children and Families Committee - Consent
04/13/2005 HCS Reported Do Pass H Children and Families Committee - Consent (H1031)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1031)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 HCS Voted Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate) (H1076)
04/26/2005 HA 1 to HCS H offered & adopted (Johnson-90) (H1238-1239)
04/26/2005 HCS, as amended, H adopted (H1239-1240)
04/26/2005 H Third Read and Passed (H1240-1241 / S789-791)
04/27/2005 S refused to concur in HCS, as amended (S818)
04/27/2005 S requests H recede or grant conference (S818)
05/04/2005 H refuses to recede and grants conference (H1471 / S1001)
05/04/2005 H conferees appointed: Kingery, Pratt, Sander, Donnelly, Johnson 90) (H1472 / S1002)
05/04/2005 S conferees appointed: Mayer, Nodler, Engler, Wilson, Days (S1002 / H1472)
05/09/2005 In Conference

EFFECTIVE: August 28, 2005

*** SB 156 *** 0622S.01T

SENATE SPONSOR: Shields HOUSE HANDLER: Richard

SB 156 - This act modifies the law relating to port authorities. This act expands or clarifies the port authority law to provide that one of the purposes of a port authority is to promote development within the port district (Section 68.020). The act allows port authorities to acquire, own, construct, develop, lease, maintain, and conduct land reclamation with respect to unimproved land, residential developments, commercial developments and mixed-use developments. Under current law, port authorities can only own and develop property that is industrial in nature (Section 68.025). Under the current law, port authorities have the power to own and develop certain property for a period of five years in the event private operators are not interested or available. After the five year period, the properties must be submitted to a competitive bidding process. This act modifies this process by interjecting more flexibility for port authorities. The act provides that port authorities may enter into agreements with private operators and public entities for the join development, redevelopment and reclamation of property within the port district.
STEPHEN WITTE

01/06/2005 S First Read (S43)
01/18/2005 Second Read and Referred S Transportation Committee (S90)
02/08/2005 Hearing Conducted S Transportation Committee-Consent
02/24/2005 Voted Do Pass S Transportation Committee-Consent
03/01/2005 Reported from S Transportation Committee to Floor - Consent (S327)
03/08/2005 S Third Read and Passed - Consent (S393)
03/09/2005 H First Read (H562)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Job Creation & Economic Development Committee (H818)
04/06/2005 Hearing Conducted H Job Creation & Economic Development Committee
04/07/2005 Voted Do Pass H Job Creation & Economic Development Committee - Consent
04/07/2005 Reported Do Pass H Job Creation & Economic Development Committee - Consent (H937)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H937)
04/07/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1039)
04/26/2005 H Third Read and Passed - Consent (H1272-1273 / S799)
04/26/2005 Truly Agreed To and Finally Passed (S799)

EFFECTIVE: August 28, 2005

*** SB 157 *** SCS SBs 157 & 234 0585S.01I

SENATE SPONSOR: Crowell

SCS/SBs 157 & 234 - Currently, the money in the sheriff?s revolving fund can only be used by law enforcement for purchasing equipment and to provide training. This act would also allow the money in the fund to be used for costs necessary to process applications, including, but not limited to, the purchase of equipment, training, fingerprinting, background checks, employment of more personnel, and other expenditures.

This act authorizes the sheriff of every county to pay costs and expenses for activities related to the issuing 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. If the maximum fee is inadequate to cover the actual expenses in a year and there are insufficient funds in the revolving fund, a sheriff may present specific and verified evidence of the unreimbursed expenses to the Office of Administration which, upon certification by the Attorney General, shall reimburse such sheriff for those expenses.

This act is similar to HB 1601 (2004).
SUSAN HENDERSON

01/06/2005 S First Read (S43)
01/18/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S90)
02/01/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
02/08/2005 SCS SBs 157 & 234 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee (0585S.06C)

EFFECTIVE: August 28, 2005

*** SB 158 *** 0709S.02I

SENATE SPONSOR: Cauthorn

Establishes a prescription monitoring program

01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SB 159 *** 0806S.01I

SENATE SPONSOR: Cauthorn

SB 159 - This act adds substances to the controlled substance schedules.
SUSAN HENDERSON

01/10/2005 S First Read (S60)
01/18/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S90)
01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S452)
03/17/2005 Removed S Consent Calendar (S492)
04/14/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S682)
04/19/2005 Bill Placed on Informal Calendar (S716)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 160 *** SS SB 160 0511S.06F

SENATE SPONSOR: Bartle

SS/SB 160 - This act prohibits human cloning. "Cloning a human being" is defined as the creation of a human being by any means other than by the fertilization of an oocyte of a human female by a sperm of a human male.

This act prohibits any individual from knowingly cloning, attempting to clone a human being, or participating in cloning a human being. This act also prohibits any person from knowingly using public funds or public facilities to clone a human being.

Under this act, no public employee shall knowingly allow any person to clone a human being while making use of public funds or facilities.

In the event that this act is violated or is in imminent danger of being violated, the Attorney General or prosecuting attorney shall institute an action for injunctive relief or other relief to prevent such a violation, and for the assessment of a civil penalty not to exceed $50,000 if imposed on a corporation or other entity, and not to exceed $10,000 if imposed on a person, for each violation or attempt. In determining the amount of the penalty, the court shall consider the value of the offender's gain. A suit may be brought in any county where the alleged violation occurred.

This act requires that 25% of the funds received from participating manufacturers who joined or will join the master settlement agreement after January 1, 2004 shall be expended by the Life Sciences Research Board. The money, which is deposited into the Life Sciences Research Trust Fund, will be expended for research projects involving human stem cells derived from non-embryonic and non-fetal sources.
SUSAN HENDERSON

01/11/2005 S First Read (S66)
01/24/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S108)
01/31/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/02/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
03/08/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S397)
03/14/2005 Bill Placed on Informal Calendar (S441)
04/06/2005 SS S offered (Bartle) (0511S.06F) (S586-587)
04/06/2005 Bill Placed on Informal Calendar (S589)

04/06/2005 Taken up for Perfection (S589)
04/06/2005 Bill Placed on Informal Calendar (S589)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 161 *** HCS SCS SB 161 0662L.07C

SENATE SPONSOR: Gross HOUSE HANDLER: Chinn

HCS/SCS/SB 161 - This act is known as "The Founding Documents Protection Act". The act asserts that the board of directors of any school district shall not be prohibited from allowing teachers and administrators from reading or posting in public school buildings any excerpt from a specified list of documents and verses related to American and Missouri history, the civil rights movement, and patriotism. The act prohibits censorship of any of the specified items based on religious content or reference.

This act is similar to HB 971 (1996).
DONALD THALHUBER

01/11/2005 S First Read (S66)
01/18/2005 Second Read and Referred S Education Committee (S90)
02/15/2005 Hearing Conducted S Education Committee
03/01/2005 SCS Voted Do Pass S Education Committee-Consent (0662S.04C)
03/01/2005 Reported from S Education Committee to Floor w/SCS - Consent (S327)
03/08/2005 SCS S adopted (S391)
03/08/2005 S Third Read and Passed - Consent (S391-392)
03/09/2005 H First Read (H562)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Elementary and Secondary Education Committee (H818)
04/06/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/06/2005 HCS Voted Do Pass H Elementary and Secondary Education Committee - Consent
04/07/2005 HCS Reported Do Pass H Elementary and Secondary Education Committee - Consent (H936)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H936)
04/11/2005 Hearing Conducted H Rules Committee
05/03/2005 HCS Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/03/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 162 *** 0259S.01P

SENATE SPONSOR: Gross HOUSE HANDLER: Cooper

SB 162 - This act removes references to the Committee on Radiation Control from sections 192.400, 192.410, and 192.420, RSMo.
ADRIANE CROUSE

01/11/2005 S First Read (S66-67)
01/18/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S90)
01/26/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
02/02/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent
02/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor - Consent (S218)
02/24/2005 S Third Read and Passed - Consent (S284-285)
02/28/2005 H First Read (H422)
03/01/2005 H Second Read (H429)
03/31/2005 Referred H Health Care Policy Committee (H818)
04/13/2005 Hearing Conducted H Health Care Policy Committee
04/13/2005 Voted Do Pass H Health Care Policy Committee - Consent
04/13/2005 Reported Do Pass H Health Care Policy Committee - Consent (H1034)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1034)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1076)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 163 *** 0415S.03I

SENATE SPONSOR: Loudon

SCS/SB 163 - The act is identical to the introduced version except it eliminates Section 288.050 from the text of the bill although the section still exists elsewhere in statute.

The original act makes the following changes with regard to unemployment Compensation:

SECTION 288.036-TAXABLE WAGE BASE (TAX) INCREASE LIMIT - The mandated increases in the taxable base are limited to a maximum of $12,000 instead of $13,000 under current law.

SECTION 288.038-MAXIMUM WEEKLY BENEFIT INCREASE - The mandated increases in the weekly benefit amount are limited to $300 per week, instead of the $320 per week under current law.

The weekly benefit amount will permanently be set at 3.75% of the average of the claimants two highest quarters earnings within the base period beginning in 2006. Current law has 4% of the highest quarter in 2005, 3.75% of the highest quarter in 2006 and 2007, and then 4% of the average of the two highest quarters in 2008.

SECTION 288.045-DRUG AND ALCOHOL TESTING - Eliminates acceptable limits of marijuana and alcohol. Allows consideration of random and pre-employment screens for a finding of misconduct with appropriate notice. Permits accrediting by approved professional organizations, rather than just U.S. D.O.T.. Allows for a refusal to submit to a drug screen to be considered misconduct.

SECTION 288.121-UNCONSTITUTIONAL SURCHARGE ELIMINATED - Eliminates the temporary debt indebtedness assessment.

SECTION 288.128-DUAL SURCHARGE/UNCONSTITUTIONAL SURCHARGE ELIMINATED -Subsection 1 eliminates one year payment of all outstanding non-federal loans. Subsection 2 deletes the entire section authorizing unconstitutional surcharge.

SECTION 288.310- DELETES REFERENCES TO UNCONSTITUTIONAL SURCHARGE

SECTION 288.330-PERMITS BONDING WITHOUT UNCONSTITUTIONAL SURCHARGE - Deletes all references to the unconstitutional surcharge and extends repayment period to not longer than 10 years.

The act also aments the definition of employment as it pertains to unemployment compensation. The act states that owners and operators who lease motor vehicles with drivers to a for-hire motor carrier shall not be deemed employed for the purposes of unemployment security.
ANDY LYSKOWSKI

01/11/2005 S First Read (S67)
01/18/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S90)
02/09/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
02/16/2005 SCS Voted Do Pass (w/SCS SBs 163 & 34) S Small Business, Insurance & Industrial Relations Committee (0415S.07C)

EFFECTIVE: August 28, 2005

*** SB 164 *** 0583S.01I

SENATE SPONSOR: Crowell

Prohibits the use of public funds for health and social services programs that subsidize abortion services

01/18/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S90)

*** SB 165 *** HCS#2 SB 165 0887L.07C

SENATE SPONSOR: Bartle HOUSE HANDLER: Byrd

HCS#2/SB 165 - This act changes the appeal of a Public Service Commission orders. The notice of

appeal must be filed with the Commission, rather than a circuit court. The Commission shall forward the notice of appeal to the appropriate appellate court and notify all parties to the case. The Commission shall forward the record of the case to the appellate court and no new evidence may be introduced. Nothing shall prohibit a court from issuing remedial writs and equitable relief. The filing of the notice of appeal shall not automatically stay the commission's order. The appealing party may ask the appellate court to appoint a special master to determine whether the order must be stayed. Prior to a hearing, the party requesting the stay must post an amount necessary to pay the costs of the special master with the appellate court. The parties shall have three days notice before the hearing. In order to stay or suspend the order, the special master must specifically find that great or irreparable damage would result to the petitioner and specify the nature of the damage. The findings and recommendations of the special master shall become the decision of the appellate court if adopted by the court. The order of the commission cannot be stayed or suspended until a supersedeas bond has been filed with the special master and approved by the appellate court.

Where appeal is taken to the appellate court, the case shall be heard in an expedited manner. The act repeals provisions of current law that establishes a process for appealing a Commission decision, except for a provision that the general laws relating to appeals shall apply unless in conflict with specific provisions relating to appeals of commission orders.

JIM ERTLE

01/12/2005 S First Read (S71)
01/18/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S90)
01/24/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/07/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent
02/14/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S218)
02/24/2005 S Third Read and Passed - Consent (S285)
02/28/2005 H First Read (H422)
03/01/2005 H Second Read (H429)
03/31/2005 Referred H Judiciary Committee (H818)
04/05/2005 Hearing Conducted H Judiciary Committee
04/07/2005 HCS Voted Do Pass H Judiciary Committee - Consent
04/11/2005 HCS Reported Do Pass H Judiciary Committee
04/11/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H963)
04/18/2005 Hearing Conducted H Rules Committee
04/18/2005 Returned to committee of origin (H1136)
04/21/2005 HCS#2 Voted Do Pass H Judiciary Committee
04/22/2005 HCS#2 Reported Do Pass H Judiciary Committee (H1208)
04/22/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1208)
04/27/2005 Hearing Scheduled BUT NOT HEARD H Rules Committee
04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 HCS#2 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 HCS#2 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)

EFFECTIVE: August 28, 2005

*** SB 166 *** 0944S.01I

SENATE SPONSOR: Green

Requires reporting by employers as to how many of its employees receive publically funded health care benefits

02/02/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee

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*** SB 167 *** 0878S.01I

SENATE SPONSOR: Green

Requires privately funded mental health facilities to have the same reporting requirements for patient abuse as state mental health facilities

02/09/2005 Hearing Cancelled Aging, Families, Mental & Public Health Committee

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*** SB 168 *** HCS SS SCS SB 168 0780L.10C

SENATE SPONSOR: Dolan HOUSE HANDLER: Pratt

HCS/SS/SCS/SB 168 - This act permits contractors to repair construction defects prior to the commencement of litigation.

Contractors must 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. Additionally, the contractor must provide the homeowner with a flowchart describing the various time frame guidelines processes required by this act (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 contractor shall 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 may 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. None of the written statements made in attempt to reach an agreement of the parties may be used against either party 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 date for the inspection within 14 days. The inspection shall occur within 14 days from the date that the homeowner elects to allow the contractor to inspect. Within 14 days after the inspection, the contractor shall serve a report to the claimant on the scope of the inspection and the findings and results of the inspection, and 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 may be mediated.

All civil actions that do not follow the requirements of this act shall be dismissed without prejudice. However, 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, including garage doors, 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 or condominium association. An association must hold a meeting of the members upon the request of the contractor after rejection of the contractor's settlement offer by the association. The meeting is only required if the contractor asks for such a meeting in its settlement offer. The meeting must be held at least 15 days prior to filing a claim. The notice for the meeting must include the time and place of the meeting, the options that are available to address the construction defects and the text of the settlement offer. No more than one request to meet can be made by the contractor.

The parties may seek mediation before commencing any civil action. Mediation must be non-binding and independently administered. The parties share the cost of the mediator's charges. 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 cause of action upon which liability may be based or to limit any causes of action otherwise available to a homeowner or contractor. Furthermore, nothing in this act shall be construed to prevent contracts between homeowners and contractors calling for binding arbitration. This act does not apply to an action brought by an insurer if payment was made by the insurer pursuant to a claim under an insurance policy (Section 431.315).

The act prohibits a racially discriminatory restrictive covenant in any declaration or other governing document of a homeowners association. The board of directors of any association shall amend, without approval of the owners, any declaration or other governing document that includes a restrictive covenant and shall restate the declaration or document without the restrictive covenant. If, after notice to the association, it

fails to remove a restrictive covenant, the commission on human rights, a city or county where the development is located, or any person may bring an action for injunctive relief. The court may award attorney fees to the prevailing party. The provisions of this section will become effective on January 1, 2006 (Section 213.041).

This act is identical to SS/SCS/SB 168 (2005).
JIM ERTLE

01/12/2005 S First Read (S71)
01/18/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S90)
02/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/21/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0780S.03C)
03/08/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S397)
03/14/2005 Bill Placed on Informal Calendar (S441)
03/30/2005 SS for SCS S offered (Dolan) (0780S.06F) (S524)
03/30/2005 SA 1 to SS for SCS S offered & adopted (Dolan)--(0780S06.02S) (S524)
03/30/2005 SA 2 to SS for SCS S offered & adopted (Dolan)--(0121sga05.02S) (S524)
03/30/2005 SA 3 to SS for SCS S offered & adopted (Bray)--(0780S06.03S) (S524-525)
03/30/2005 SS for SCS, as amended, S adopted (S525)
03/30/2005 Perfected (S525)
03/30/2005 Reported Truly Perfected S Rules Committee (S539)
04/05/2005 S Third Read and Passed (S578)
04/05/2005 H First Read (H881)
04/06/2005 H Second Read (H890)
04/07/2005 Referred H Local Government Committee (H936)
04/14/2005 Hearing Conducted H Local Government Committee
04/21/2005 HCS Voted Do Pass H Local Government Committee
04/21/2005 HCS Reported Do Pass H Local Government Committee (H1195)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1195)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 169 *** 0757S.01I

SENATE SPONSOR: Gross

Renews aviation sales tax until 2010

01/27/2005 Hearing Cancelled Ways & Means Committee

*** SB 170 *** SCS SB 170 0636S.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Byrd

SCS/SB 170 - This act pertains to hazardous waste, in particular, the Dry Cleaning Emergency Response Trust Fund (DERT).

The act extends the operation of the DERT Fund to 2012. The act direct the Hazardous Waste Management Commission to promulgate rules to carry out the provisions of the act no later than July 1, 2007. The act exempts dry-cleaners who use non-chlorinated solvents from the operation of the program.
MEGAN WORD

01/12/2005 S First Read (S71)
01/18/2005 Second Read and Referred S Ways & Means Committee (S90)
01/27/2005 Hearing Conducted S Ways & Means Committee
03/10/2005 SCS Voted Do Pass S Ways & Means Committee-Consent (0636S.04C)
03/14/2005 Reported from S Ways & Means Committee to Floor w/SCS - Consent (S440)
03/30/2005 SCS S adopted (S528)
03/30/2005 S Third Read and Passed (EC adopted) - Consent (S528-529 / H825)
03/31/2005 H First Read (w/EC) (H825)
04/01/2005 H Second Read (H836)

04/05/2005 Referred H Conservation and Natural Resources Committee (H880)
04/13/2005 Hearing Conducted H Conservation and Natural Resources Committee
04/13/2005 Voted Do Pass H Conservation and Natural Resources Committee - Consent
04/14/2005 Reported Do Pass H Conservation and Natural Resources Committee - Consent (H1079)
04/14/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1079)
04/20/2005 Hearing Conducted H Rules Committee
04/20/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/20/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1172)
05/04/2005 H Third Read and Passed - EC adopted (H1464-1465 / S993)
05/04/2005 Truly Agreed To and Finally Passed (w/EC) (H1464-1465 / S993)

EFFECTIVE: August 28, 2005

*** SB 171 *** 0893S.01P

SENATE SPONSOR: Purgason

SB 171 - The act removes Section 229.160, RSMo from the law. The section requires all persons owning, among other things, tractors, and moving those vehicles over public highways to lay down planks on the floors of all bridges. If such planks are not laid the person responsible for the vehicle is held liable for double the amount of injury caused to the bridge in question.
MEGAN WORD

01/12/2005 S First Read (S71-72)
01/18/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S90)
01/26/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
02/02/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee-Consent
02/14/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor - Consent (S219)
02/24/2005 S Third Read and Passed - Consent (S287)
02/28/2005 H First Read (H422)
03/01/2005 H Second Read (H429)
03/31/2005 Referred H Agriculture Policy Committee (H818)
04/05/2005 Hearing Scheduled But Not Heard H Agriculture Policy Committee
04/12/2005 Hearing Scheduled But Not Heard H Agriculture Policy Committee
04/14/2005 Hearing Conducted H Agriculture Policy Committee
04/19/2005 Hearing Conducted H Agriculture Policy Committee
04/19/2005 Voted Do Pass H Agriculture Policy Committee

EFFECTIVE: August 28, 2005

*** SB 172 *** 0898S.01I

SENATE SPONSOR: Purgason

SB 172 - This act repeals HS/HCS/HB 1433 (2004) authorizing the creation of watershed improvement districts.
SUSAN HENDERSON

01/12/2005 S First Read (S72)
01/18/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S90)
02/09/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
03/02/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee

EFFECTIVE: August 28, 2005

*** SB 173 *** HCS SB 173 0851L.02C

SENATE SPONSOR: Scott HOUSE HANDLER: Hobbs

HCS/SB 173 - This act creates a graduated increase in payments to sheltered workshops. Currently, the workshops are reimbursed at a rate of thirteen dollars multiplied by the number of six-hour or longer days worked by handicapped workers. This act increases this payment so that, by July 1, 2008, and thereafter, the workshops are reimbursed at a rate of eighteen dollars multiplied by the number of six-hour or longer days worked by handicapped workers.

This act also provides that in making purchases for this state, the commissioner of administration shall give a bidding preference consisting of a twenty-five point bonus on bids for products and services produced or assembled in qualified nonprofit organizations for the blind and in sheltered workshops approved by the Department of Secondary and Elementary Education, if the work generates in excess of five thousand dollars in annual revenue for the participating nonprofit organization. Current law bases it on a five-point bonus on bids.

An affidavit signed by the director or manager and the board president of a participating nonprofit organization shall be provided to the purchasing agency by the contractor at the completion of the contract or within thirty days of the first anniversary of the contract, whichever comes first, verifying compliance.
ADRIANE CROUSE

01/12/2005 S First Read (S72)
01/18/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S90)
02/02/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
02/23/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee
02/28/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor (S299)
03/01/2005 SA 1 S offered & defeated (Graham)--(0851S01.03S) (S314)
03/01/2005 SA 2 S offered & defeated (Graham)--(0851S01.04S) (S314-315)
03/01/2005 SA 3 S offered & defeated (Graham)--(0851S01.02S) (S315)
03/01/2005 Perfected (S315)
03/02/2005 Reported Truly Perfected S Rules Committee (S335)
03/02/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S337)
03/07/2005 Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee
03/07/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/07/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S370)
03/08/2005 S Third Read and Passed (S381-382)
03/08/2005 H First Read (H523)
03/09/2005 H Second Read (H530)
03/31/2005 Referred H Small Business Committee (H818)
04/06/2005 Hearing Conducted H Small Business Committee
04/06/2005 HCS Voted Do Pass H (SMBU) Committee
04/21/2005 HCS Reported Do Pass H Small Business Committee (H1195)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1195)
04/27/2005 Hearing Scheduled BUT NOT HEARD H Rules Committee
04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)
05/02/2005 Referred H Fiscal Review Committee (H1391)
05/04/2005 Hearing Conducted H Fiscal Review Committee
05/04/2005 HCS Voted Do Pass H Fiscal Review Committee
05/04/2005 HCS Reported Do Pass H Fiscal Review Committee (H1463)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 174 *** HCS SB 174 0953L.03C

SENATE SPONSOR: Vogel HOUSE HANDLER: Bruns

HCS/SB 174 - This act authorizes the state to convey land to the Regional West Fire Protection District.

This act has an emergency clause.
SUSAN HENDERSON

01/12/2005 S First Read (S74)
01/18/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S90)
01/26/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/02/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
02/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S217)
02/22/2005 S Third Read and Passed - Consent (EC adopted) (S266)

02/23/2005 H First Read (w/EC) (H395)
02/24/2005 H Second Read (H400)
03/31/2005 Referred H Corrections & Public Institutions Committee (H818)
04/13/2005 Hearing Conducted H Corrections & Public Institutions Committee
04/13/2005 HCS Voted Do Pass H Corrections & Public Institutions Committee - Consent
04/13/2005 HCS Reported Do Pass H Corrections & Public Institutions Committee - Consent (H1031)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1031)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1076)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: Emergency Clause

*** SB 175 *** 0890S.03I

SENATE SPONSOR: Koster

This bill has been combined with SB 66

01/13/2005 S First Read (S80-81)
01/18/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S90)
02/01/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/01/2005 Bill Combined w/SB66

EFFECTIVE: August 28, 2005

*** SB 176 *** 0979S.02I

SENATE SPONSOR: Vogel HOUSE HANDLER: Deeken

SB 176 - This act allows Cole County to elect a sheriff, due to a vacancy in the office, on the general municipal election day (April 5) regardless of the amount of time that lapses from the date of vacancy. Currently, if the vacancy occurs more than 9 months from a general election, a special election must be held.

This provision will expire on June 1, 2005.

This act allows the governing body of Poplar Bluff to impose, subject to voter approval, a sales tax on retail sales for the purpose of funding local economic development projects, including transportation projects. The sales tax may be approved at the rate of one-half of 1% of the receipts from taxable retail sales within the city. Revenue collected from the sales tax, less 1% for the cost of collection, is to be deposited by the Director of Revenue into the Local Economic Development Sales Tax Fund. The tax will terminate as approved by the voters.

This act has an emergency clause.
SUSAN HENDERSON

01/13/2005 S First Read (S81)
01/18/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S90)
01/19/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
01/19/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
01/20/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor (S102)
01/24/2005 SA 1 S offered & defeated (Graham) (S107)
01/24/2005 Perfected (S107)
01/24/2005 Reported Truly Perfected S Rules Committee (S108)
01/25/2005 S Third and Passed (EC adopted) (S111-112)
01/25/2005 H First Read (H149)
01/26/2005 H Second Read (H152)
01/26/2005 Referred H Elections Committee (H161)
01/27/2005 Hearing Conducted H Elections Committee
01/27/2005 Reported Do Pass H Elections Committee
01/27/2005 Referred to H Rules Committee pursuant to Rule 25(26)(f)
01/31/2005 Hearing Conducted H Rules Committee
01/31/2005 Voted Do Pass H Rules Committee

01/31/2005 Reported Do Pass H Rules Committee (H185)
02/01/2005 H Third Read and Passed (w/EC) (H192-193 / S152)
02/01/2005 Truly Agreed To and Finally Passed (w/EC) (H193-194)
02/01/2005 Reported Duly Enrolled S Rules Committee (S152)
02/01/2005 Signed by Senate President (S152)
02/01/2005 Signed by House Speaker (H194)
02/01/2005 Delivered to Governor (w/EC) (S152)
02/01/2005 Signed by Governor (w/EC)

EFFECTIVE: Emergency Clause

*** SB 177 *** HCS SB 177 0787L.04C

SENATE SPONSOR: Shields HOUSE HANDLER: Behnen

HCS/SB 177 - This act modifies a number of provisions regarding professional registration.

DENTAL EXTRACTIONS - Section 105.712 - Currently, certain dentists who perform dental primary care and preventive health services are covered by the state legal expense fund. This act adds extractions to the definition of "dental primary care and preventive health services.

LICENSE FEE FOR EMERGENCY PERSONNEL - Section 190.550 - The Department of Health and Senior Services must establish a fee schedule to be paid by applicants for specific emergency personnel licenses. Moneys collected by the department will be deposited into the Missouri Public Health Services Fund. These provisions will not apply to persons employed by volunteer ambulance services.

GEOLOGISTS - The act removes the grandfather provisions regarding the licensing of geologists.

MANICURISTS - Section 329.50 - This act increases the minimum number of hours a manicure apprentice must complete in order to be licensed from 750 to 800. A person may apply to take the required licensing examination if the person is a graduate of a foreign cosmetology program if the Cosmetology Board, in its sole discretion, determines that the program has educational requirements which are substantially the same as the requirements for an educational establishment licensed by the Board. This provision is identical to SB 280 (2005).

DENTAL HYGIENISTS - Sections 332.302 to 332.312 - The act establishes the Dental Hygienist Distance Learning Committee and authorizes the Department of Economic Development to contract with an institution of higher education to establish a distant dental hygienist learning program for the purpose of off-site clinical and didactic training. The program must meet all standards established by the Council on Dental Accreditation. This provision is similar to SB 523 (2005).

PHYSICIAN ASSISTANTS - Section 334.735 - The act removes a provision of law that conflicts with the definition of "physician assistants".

SOCIAL WORKERS - Sections 337.600, 337.603, 337.615, 337.618, and 337.653 - Currently, an applicant for licensure must complete 24 months of supervised clinical experience. This act requires an applicant to complete 3,000 hours of clinical experience with a licensed social worker in at least 24 months, but no more than 48 months. The act removes a requirement that an applicant must pass examination specifically on Missouri law and regulations governing the practice of social work and a requirement that the applicant be a member in good standing of the Academy of Certified Social Workers. Licensed social workers must complete a minimum of 30 hours of continuing education for license renewal. Currently, licensed baccalaureate social workers cannot engage in the private practice of clinical social work. This act modifies the scope of practice for a licensed baccalaureate social worker and authorizes such licensee to engage in the independent practice of baccalaureate social worker. The act defines what constitutes "independent practice".

NURSING HOME ADMINISTRATORS - Section 344.040 - The act requires all nursing home administrators licenses to expire on June 30 following the year it was issued and every other year thereafter. An administrator seeking a renewal must file an application during the month of May of the year of their renewal, accompanied by a fee, as provided by rule, payable to the Department of Health and Senior Services. The board shall provide by rule as to whether licenses issued or renewed during 2006 may be for either a one- or two-year term.

ATHLETE AGENTS - 436.218 - The act modifies the definition of "student athlete" within the provisions regarding athletic contracts.

SETTLEMENT NEGOTIATIONS - Section 621.045 - The act removes the requirement that the a professional licensing board wait 30 days before informing a licensee that they are in violation of their licensing requirements prior to engaging in settlement negotiations and shortens the time from 60 to 30 days that the licensee has to consider the settlement offer prior to contacting the respective board to discuss the settlement offer.

BOARD OF PHARMACY - Section 1 - The act authorizes the Board of Pharmacy to prepare an equitable salary schedule for employees attributed to the inspection of licensed entities.
JIM ERTLE

01/13/2005 S First Read (S177)
01/18/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S90)
02/21/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/21/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent
02/23/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S275)
03/03/2005 S Third Read and Passed - Consent (S361)
03/07/2005 H First Read (H498)
03/08/2005 H Second Read (H506)
03/31/2005 Referred H Professional Registration & Licensing Committee (H818)
04/06/2005 Hearing Conducted H Professional Registration & Licensing Committee
04/13/2005 HCS Voted Do Pass H Professional Registration & Licensing Committee - Consent
04/13/2005 HCS Reported Do Pass H Professional Registration & Licensing Committee - Consent (H1035)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1035)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1076)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 178 *** 0847S.01T

SENATE SPONSOR: Shields HOUSE HANDLER: Schaaf

SB 178 - This act modifies provisions regarding the licensing of podiatrists. References to podiatry are changed to podiatric medicine. The act changes references to the registration of podiatrists to the licensure of podiatrists. The required examination for licensure shall be an exam offered by the National Board of Podiatric Medical Examiners as well as an exam on applicable Missouri law and regulations. The act deletes the requirement that the license contain the residence address of the individual. The act authorizes the board to require an additional fee for duplicate licenses if the person maintains more than one office.

Persons serving an internship/residency in a Missouri hospital may obtain a license from the board for a two-year period, instead of the current law which authorizes a one-year license with a one-year renewal. The act modifies provisions to require biennial license renewal, rather than annual license renewal. A retired podiatrist will be required to submit evidence of obtaining sufficient continuing education in order to reactivate the person's license. Each board member will receive $70, rather than the current $50, for each day devoted to board activities.

The act provides that if the board revokes the license of a podiatrist, the board may prohibit the person from reapplying for a period of time ranging from two to seven years. Before restoring any license which has been revoked or inactive for any reason, the board can require the person to obtain continuing medical education courses and pass specified examinations.
JIM ERTLE

01/13/2005 S First Read (S81)
01/18/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S90)
01/31/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
02/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S218)

02/22/2005 S Third Read and Passed - Consent (S267)
02/23/2005 H First Read (H395)
02/24/2005 H Second Read (H400)
03/31/2005 Referred H Professional Registration & Licensing Committee (H819)
04/06/2005 Hearing Conducted H Professional Registration & Licensing Committee
04/12/2005 Voted Do Pass H Professional Registration & Licensing Committee - Consent
04/12/2005 Reported Do Pass H Professional Registration & Licensing Committee - Consent (H996)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H996)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1039)
04/28/2005 H Third Read and Passed - Consent (H1316-1317 / S836)
04/28/2005 Truly Agreed To and Finally Passed (S836)

EFFECTIVE: August 28, 2005

*** SB 179 *** SS SCS SB 179 0983S.05T

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Rector

SS/SCS/SB 179 - This act pertains to cost recovery for utility companies.

The act provides the opportunity for any electrical corporation to make application to the Public Service Commission in order to utilize interim energy charges or periodic rate adjustments to recover costs of fuel and purchased power. The act allows the commission to include in such rate schedules features intended to provide incentives to improve efficiency and cost-effectiveness for the utility's fuel and purchased power procurement.

The act provides the opportunity for any electrical, gas or water corporation to make application to the public service commission in order to utilize periodic rate adjustments to recover costs related to environmental compliance. The costs here can be capital or expense. The act stipulates a cap on this rate adjustment, any such adjustment shall not exceed two and one-half percent per year. There is a carry over provision in the language, however any such carry over shall respect and stay within the limit set for the annual cap.

The act allows for limited adjustments for changes in customer usage for variations in weather and/or conservation.

The act provides the commission with the discretion to approve, modify or reject any adjustment mechanism after hearing and considering all relevant factors. The act lays out the standards by which any electrical, gas or water corporation must meet in order to have an adjustment mechanism approved by the commission:

- The mechanism is reasonably designed to provide the utility with a sufficient opportunity to earn a fair return on equity;

- The mechanism includes provisions for an annual true-up; correct any over or under collections through subsequent rate adjustments or refunds

- For any utility applying for a fuel or environmental cost mechanism, a rate case must be filed within four years from the commission's order implementing the mechanism. The act also modifies this time frame by adding language that would "stop the clock" if for some reason, the adjustment mechanism is prohibited; in other words, if you cannot use the mechanism for a certain period of time, that time does not count towards the four year limit.

-For any utility applying for a fuel or environmental cost mechanism, a prudence review shall accompany such a mechanism no less than every eighteen months, and shall require a refund of any imprudently incurred cost.

Any mechanism approved by the commission shall remain in effect until the commission orders otherwise. Any charges passed to the customer as a result of an approved mechanism shall be separately disclosed on each customer bill. The commission may take into account any business risk resulting from the mechanism in setting the corporation's allowed return. The act explicitly states that any decision made by the

commission shall be binding for the entire term of the plan.

The act allows companies to apply for adjustment mechanisms prior to the promulgation of rules governing the application process by the commission, however, the act directs the commission to have these rules in place prior to any decisions being made with regard to these applications.

The act also directs the Public Service Commission to appoint a task force to study and make recommendations on the cost recovery and implementation of conservation and weatherization programs for electrical and gas corporations.

The effective date of the act is January 1, 2006.
MEGAN WORD

01/13/2005 S First Read (S81)
01/18/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S90)
02/08/2005 Hearing Conducted S Commerce, Energy and the Environment Committee
02/16/2005 SCS Voted Do Pass S Commerce, Energy and the Environment Committee (0983S.04C)
02/17/2005 Reported from S Commerce, Energy and the Environment Committee to Floor w/SCS (S248)
02/23/2005 Bill Placed on Informal Calendar (S275)
03/02/2005 SS for SCS S offered (Griesheimer) (0983S.05F) (S336)
03/02/2005 SA 1 to SS for SCS S offered (Bray)--(0983S05.01F) (S336-337)
03/02/2005 Bill Placed on Informal Calendar (S337)
03/02/2005 SA 1 to SS for SCS S defeated (S339-340)
03/02/2005 SA 2 to SS for SCS S offered & defeated (Kennedy)--(0983S05.03S) (S340)
03/02/2005 SA 3 to SS for SCS S offered & adopted (Shields)--(0983S05.01S) (S340)
03/02/2005 SA 4 to SS for SCS S offered & defeated (Bray)--(0983S05.02F) (S340-341)
03/02/2005 SS for SCS, as amended, S adopted (S341)
03/02/2005 Perfected (S341)
03/03/2005 Reported Truly Perfected S Rules Committee (S351)
03/03/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S351)
03/07/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
03/07/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/07/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S370)
03/08/2005 S Third Read and Passed (S382)
03/08/2005 H First Read (H523)
03/09/2005 H Second Read (H530)
03/15/2005 Referred H Utilities Committee (H647)
03/16/2005 Hearing Conducted H Utilities Committee
03/30/2005 Voted Do Pass H Utilities Committee
04/04/2005 Reported Do Pass H Utilities Committee (H914)
04/04/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H914)
04/06/2005 Hearing Conducted H Rules Committee
04/06/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on third reading)
04/25/2005 Referred H Fiscal Review Committee (H1221)
04/26/2005 Fiscal Review not necessary (H1273)
04/27/2005 H Third Read and Passed (H1293 / S819)
04/27/2005 Truly Agreed To and Finally Passed (S819)

EFFECTIVE: January 1, 2006

*** SB 180 *** 0485S.01P

SENATE SPONSOR: Loudon HOUSE HANDLER: Cooper

SB 180 - This act requires the Governor to annually issue a proclamation setting apart February sixth as "Ronald Reagan Day" in Missouri.
JASON ZAMKUS

01/13/2005 S First Read (S81)
01/18/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S90)
01/24/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
02/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S218)

02/22/2005 S Third Read and Passed - Consent (S267)
02/23/2005 H First Read (H395)
02/24/2005 H Second Read (H400)
03/31/2005 Referred H Tourism Committee (H819)
04/12/2005 Hearing Conducted H Tourism Committee
04/19/2005 Voted Do Pass H Tourism Committee
04/19/2005 Reported Do Pass H Tourism Committee (H1135)
04/19/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1135)
04/21/2005 Hearing Scheduled H Rules Committee--(Upon Afternoon ADJ - HR 5)
04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1198)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 181 *** 0486S.02I

SENATE SPONSOR: Loudon

Designates the New Mississippi River Bridge connecting Missouri to Illinois in downtown St. Louis as the "Ronald Wilson Reagan Memorial Bridge"

01/25/2005 Hearing Conducted S Transportation Committee

*** SB 182 *** HCS SCS SB 182 0892L.03C

SENATE SPONSOR: Scott HOUSE HANDLER: Rector

HCS/SCS/SB 182 - This act exempts persons who only sell liquefied petroleum gas in containers having a capacity of 50 pounds or less that have been filled by another person to be registered with the Department of Agriculture from the registration requirements of Section 323.060.

Under this act, persons registered to sell liquefied petroleum gas under subsection 1 of section 323.060 must demonstrate financial responsibility for compensating third parties for bodily injury and property damage caused by the release of liquefied petroleum gas. The minimum amount of financial responsibility shall be $1,000,000 per occurrence with an annual aggregate of $2,000,000. The person may demonstrate insurance either by self insurance. The person may also demonstrate financial responsibility by obtaining a liability insurance policy or an endorsement to an existing policy issued by an insurance company authorized to do business in Missouri. The policy or endorsement must require that the insurance company with notify the Department of Agriculture if the policy is cancelled. The insurance requirements have an effective date of January 1, 2006.
STEPHEN WITTE

01/13/2005 S First Read (S81)
01/18/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S90)
01/24/2005 Hearing Cancelled S Small Business, Insurance & Industrial Relations Committee
02/23/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
03/02/2005 SCS Voted Do Pass S Small Business, Insurance & Industrial Relations Committee-Consent (0892S.02C)
03/08/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS - Consent (S396)
03/16/2005 SCS S adopted (S484)
03/16/2005 S Third Read and Passed - Consent (S484-485)
03/17/2005 H First Read (H700)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Utilities Committee (H819)
04/13/2005 Hearing Conducted H Utilities Committee
04/13/2005 HCS Voted Do Pass H Utilities Committee - Consent
04/13/2005 HCS Reported Do Pass H Utilities Committee - Consent (H1037)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1037)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1076)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 183 *** SCS SBs 202, 33, 45, 183 & 217 0657S.01I

SENATE SPONSOR: Scott

This bill has been combined with SB 202

01/13/2005 S First Read (S81)
01/18/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S90)
01/25/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
02/01/2005 Bill Combined w/SCS SBs 202, 33, 45, 183 & 217

EFFECTIVE: August 28, 2005

*** SB 184 *** 0889S.01I

SENATE SPONSOR: Coleman

Imposes a surcharge on certain felony court proceedings to fund certain school-related programs

01/18/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S90)

*** SB 185 *** 0778S.01I

SENATE SPONSOR: Loudon

SS/SB 185 - 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 with 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.

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

This act is similar to SB 736 (2004).
ANDY LYSKOWSKI

01/18/2005 S First Read (S89)
01/24/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S108)
02/09/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
02/23/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee
02/28/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor (S299)
03/01/2005 SA 1 S offered (Callahan)--(0778S01.01F) (S311-312)
03/01/2005 Bill Placed on Informal Calendar (S312)
04/20/2005 SA 1 to SA 1 S offered (Callahan)--(0778S01.02F) (S732-733)
04/20/2005 Bill Placed on Informal Calendar (S733)
04/20/2005 Taken up for Perfection (S740)
04/20/2005 Bill Placed on Informal Calendar (S740)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 186 *** 0753S.02I

SENATE SPONSOR: Loudon

Establishes the Missouri Electrical Industry Licensing Board and describes their powers and duties

02/28/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

*** SB 187 *** HCS SB 187 0447L.08C

SENATE SPONSOR: Cauthorn HOUSE HANDLER: Guest

HCS/SB 187 - This act pertains to concentrated animal feeding operations (CAFO).

SECTION 640.703 - The act adds and modifies definitions to Section 640.755, RSMo.

SECTION 640.710 - The act changes the authority to promulgate rules regulating the establishment, permitting, design and management of CAFOs in accordance with the Missouri clean water law from the Department of Natural Resources to the Clean Water Commission.

The act allows for regulatory or local controls to be imposed that are more restrictive than state laws or regulations provided the local government proposing the regulations prepares a regulatory impact report. The report shall provide clear and convincing evidence that state laws are not protective of human health and the environment. The report shall include:

- Published, peer-reviewed data that proves state laws are not protective of human health and environment within that community;
- A description of the economic costs imposed on animal feeding operations with the more restrictive controls;
- The probable costs to the local government of the implementation and enforcement of the proposed regulations and any anticipated effect on local revenues; and
- A determination about whether there are less costly or alternative approaches that capture the intent of the more restrictive controls.

The local government shall make the regulatory impact report available to the public through internet posting as well as newspaper publishing; the local government shall allow sixty days for public comment before any rule is promulgated. A copy of the regulatory impact report shall be filed with the department of natural resources, the act allows the department sixty days to comment on the rule. If the local government fails to conduct the report, the more restrictive controls shall be void.

The act lays out effective dates with regard to the regulatory impact report and the counties to which these dates are applicable.

SECTION 640.715 - The act modifies requirements needed for a construction permit for a new operation, lagoon, or for an increase of the capacity to house or grow animals at an existing operation. Proof of such notification shall be required prior to approving such an application. Said proof shall consist of a certified statement that notification was accomplished by mailing a letter to the department, county governing body, and the last known addresses of all adjoining property owners.

SECTION 640.725 - The act modifies requirements for Class IA facilities that utilize flush systems; employing one or more persons to inspect the gravity outfall lines, recycle pump stations, and recycle force mains appurtenant to its animal manure lagoons. They are also responsible for inspecting any lagoon whose water level is less than eighteen inches below the emergency spillway.

SECTION 640.730 - Makes it clear that every Class IA facility that utilizes a flush system shall have a failsafe containment structure; the requirement that these facilities construct such structures within ninety days has been removed here.

SECTION 640.735 - The act tightens the number of people that must be notified within twenty-four hours of any unauthorized discharge; with this act all adjoining property owners of the facility onto whose property the discharge flowed and affected downstream property owners within one stream mile shall be notified.

SECTION 640.745 - The act adds language that makes it clear that moneys from the Concentrated Animal Feeding Operation Indemnity Fund shall be spent to minimize phosphorus and nitrogen transport from fields to surface waters in compliance with the technical standards for nutrient management established by the Natural Resources Conservation Service.

SECTION 640.750 - The act increases the number of inspections required by the department of Class IA CAFOs that utilize flush systems, from at least one on site inspection to quarterly inspections.

SECTION 640.755 - Technical changes.

SECTION 644.016 - The act modifies the definition of "point source" to clarify that agricultural stormwater

discharges and return flows from irrigated agriculture do not qualify as a point source. The definition of "water contaminant source" is also modified here, citing the same circumstances as those that should not be considered a point source.
MEGAN WORD

01/18/2005 S First Read (S89)
01/24/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S108)
02/02/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
02/09/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee
02/28/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor (S299)
03/03/2005 Bill Placed on Informal Calendar (S362)
03/10/2005 SA 1 S offered (Graham)--(0447S04.01F) (S430)
03/10/2005 SSA 1 for SA 1 S offered & adopted (Cauthorn)--(0447S04.03S) (S430)
03/10/2005 SA 2 S offered & defeated (Bray)--(0447S04.04S) (S431)
03/10/2005 Perfected, as amended (S431)
03/14/2005 Reported Truly Perfected S Rules Committee (S439)
03/16/2005 Bill Placed on Informal Calendar (S473)
03/29/2005 Defeated on S Third Reading (S510-511)
03/30/2005 Motion to reconsider Third Reading Vote - adopted (S529)
03/30/2005 S Third Read and Passed (S529)
03/30/2005 H First Read (H785)
03/31/2005 H Second Read (H792)
03/31/2005 Referred H Agriculture Policy Committee (H819)
04/12/2005 Hearing Conducted H Agriculture Policy Committee
04/19/2005 Hearing Conducted H Agriculture Policy Committee
04/21/2005 HCS Voted Do Pass H Agriculture Policy Committee
04/22/2005 HCS Reported Do Pass H Agriculture Policy Committee (H1207)
04/22/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1207)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 188 *** 1048S.01I

SENATE SPONSOR: Griesheimer

Provides a valuation process for business personal property

02/17/2005 Hearing Conducted S Ways & Means Committee

*** SB 189 *** HCS SB 189 1021L.02T

SENATE SPONSOR: Gross HOUSE HANDLER: Icet

HCS/SB 189 - This act extends the sunset on the pharmacy providers tax, the hospital federal reimbursement allowance, and the nursing home federal reimbursement allowance by one year. Currently, each is set to expire in 2005.

Beginning July 1, 2005, each Medicaid managed care organization in this state must pay, in addition to all other fees or taxes required by law, a Medicaid managed care organization reimbursement based on a formula set forth in rules promulgated by the Department of Social Services. No reimbursement allowance will be collected in the event the federal center for medicaid and medicaid services determines that such reimbursement allowance is not authorized under title XIX of the Social Security Act.

The act provides record retention and reporting requirements for medicaid managed care organizations. The director of the Department of Social Services will make a determination as to the amount of reimbursement allowance due from each Medicaid managed care organization and notify each organization of the amount due. Reimbursement allowance amounts due may be offset if requested by the organization. Reimbursement allowances will be paid to the department of social services to be deposited into the Medicaid

Managed Care Organizations Allowance Fund created in this act.

The act contains provisions relating to unpaid and delinquent payments and the Department of Social Services ability to compel payment. The director of the Department of Social Services may deny, suspend or revoke a medicaid managed care organization which fails to pay a managed care organization's delinquent reimbursement allowance unless under appeal.

This act contains an emergency clause.

JASON ZAMKUS

01/18/2005 S First Read (S89)
01/24/2005 Second Read and Referred S Ways & Means Committee (S108)
01/27/2005 Hearing Conducted S Ways & Means Committee
02/03/2005 Voted Do Pass S Ways & Means Committee-Consent
02/14/2005 Reported from S Ways & Means Committee to Floor - Consent (S218-219)
02/24/2005 S Third Read and Passed - Consent (EC adopted) (S286-287)
02/28/2005 H First Read (w/EC) (H423)
03/31/2005 Referred H Ways & Means Committee (H819)
04/06/2005 Hearing Conducted H Ways & Means Committee
04/11/2005 HCS Voted Do Pass H Ways & Means Committee
04/12/2005 HCS Reported Do Pass H Ways & Means Committee - Consent (H997)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H997)
04/20/2005 Hearing Conducted H Rules Committee
04/20/2005 Voted Do Pass H Rules Committee (w/ 1 hour time limit for debate on Third Reading)
04/20/2005 Reported Do Pass H Rules Committee (w/1 hour time limit for debate on Third Reading) (H1172)
04/26/2005 Part I of HCS H adopted (H1256-1257)
04/26/2005 Part II of HCS H adopted (H1258)
04/26/2005 Part III of HCS H adopted (H1259)
04/26/2005 HCS H adopted (H1260-1261)
04/26/2005 H Third Read and Passed - EC adopted (H1260-1261 / S796)
04/27/2005 S concurs in HCS (S823 / H1342)
04/27/2005 S Third Read and Passed - EC adopted (S823-824 / H1342)
04/27/2005 Truly Agreed To and Finally Passed (w/EC) (S824 / H1342)
05/02/2005 Reported Duly Enrolled S Rules Committee (S869)
05/02/2005 Signed by Senate President (S869)
05/02/2005 Signed by House Speaker (H1390)
05/02/2005 Delivered to Governor (S870)

EFFECTIVE: Emergency Clause

*** SB 190 *** 0994S.01I

SENATE SPONSOR: Griesheimer

Modifies provisions regarding mortgage broker and loan originators

01/24/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S108)

*** SB 191 *** 1076S.01I

SENATE SPONSOR: Koster

Adds an additional circuit judge to the 17th Judicial Circuit

03/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 192 *** HCS SB 192 1016L.02C

SENATE SPONSOR: Engler HOUSE HANDLER: Robinson

HCS/SB 192 - This act pertains to hazardous materials.

The act allows for the disposal of hazardous materials once the law enforcement agency has documented the representative samples of said materials.

The act allows photographs, videotapes, or laboratory analysis to be used for prosecution purposes to verify and document the quantity of hazardous materials - all shall be deemed competent evidence and admissible in court.
MEGAN WORD

01/19/2005 S First Read (S93)
01/24/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S108)
02/22/2005 Hearing Conducted S Commerce, Energy and the Environment Committee-Consent
03/01/2005 Voted Do Pass S Commerce, Energy and the Environment Committee-Consent
03/01/2005 Reported from S Commerce, Energy and the Environment Committee to Floor - Consent (S312)
03/08/2005 S Third Read and Passed - Consent (S388-389)
03/09/2005 H First Read (H562)
03/10/2005 H Second Read (H573)
04/05/2005 Referred H Conservation and Natural Resources Committee (H880)
04/13/2005 Hearing Conducted H Conservation and Natural Resources Committee
04/13/2005 HCS Voted Do Pass H Conservation and Natural Resources Committee - Consent
04/14/2005 HCS Reported Do Pass H Conservation and Natural Resources Committee - Consent (H1067)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1337)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 193 *** 0374S.02I

SENATE SPONSOR: Engler

SCS/SB 193 - This act pertains to the Missouri State Park Board.

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 act, however the management of the historic marker program becomes the responsibility of the board here. Membership information is detailed in this act, it is kept at the current board membership, eight. All members are to be appointed by the governor with the advice and consent of the senate.

The historic marker program is laid out, the act 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. Funds set aside for state parks pursuant to section 253.090 RSMo as well as those under Article IV, Section 43(a), 43(b) and 43(c) in the Missouri Constitution shall not be utilized in any way for the program. Language has been included to provide for the appropriation of funds from other revenue sources at the discretion of the general assembly when and if they so choose.

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.

Any person who knowingly removes, defaces or destroys monuments, memorials or markers protected under the registry shall be guilty of a Class A misdemeanor. 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 WORD

01/19/2005 S First Read (S93)
01/24/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S108)
02/02/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee

02/09/2005 SCS Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee (0374S.04C)

EFFECTIVE: August 28, 2005

*** SB 194 *** HCS SB 194 1018L.02C

SENATE SPONSOR: Engler

HCS/SB 194 - This act repeals a provision that allows first-time, nonviolent Class C or Class D felony offenders to petition the court for early release after serving 120 days of their sentence. Currently, crime victims and witnesses are required to be notified when a parole or release hearing is scheduled and when the Board of Probation and Parole makes a decision to release an offender. The act specifies that notice must also be given to crime victims and witnesses when an offender petitions for early release after the completion of a drug and alcohol treatment program, as well as when the circuit court releases an offender after the completion of a treatment program.
SUSAN HENDERSON

01/19/2005 S First Read (S93)
01/24/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S108)
02/21/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/07/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
04/07/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
04/20/2005 Perfected (S731)
04/20/2005 Reported Truly Perfected S Rules Committee (S739)
04/21/2005 S Third Read and Passed (S752)
04/21/2005 H First Read (H1199)
04/22/2005 H Second Read (H1207)
04/25/2005 Referred H Crime Prevention & Public Safety Committee (H1221)
04/28/2005 Hearing Conducted H Crime Prevention & Public Safety Committee
04/28/2005 HCS Voted Do Pass H Crime Prevention & Public Safety Committee
04/28/2005 HCS Reported Do Pass H Crime Prevention & Public Safety Committee (H1336)
04/28/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1336)
05/04/2005 Hearing Conducted H Rules Committee
05/04/2005 Voted Do Pass H Rules Committee (w/no time limite for debate on Third Reading)
05/04/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1490)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 195 *** 0483S.01I

SENATE SPONSOR: Graham

Alters certain property and gaming tax policies and directs resulting revenue to several programs in higher education

01/24/2005 Second Read and Referred S Ways & Means Committee (S108)

*** SB 196 *** HCS SCS SB 196 0973L.08C

SENATE SPONSOR: Ridgeway HOUSE HANDLER: Ervin

HCS/SCS/SB 196 - This act modifies the sales and use tax exemption definition of material recovery processing plant. Under the act, a material processing plant means a facility that has as its primary purpose the recovery of materials into a useable product or a different form which is used in producing a new product and shall include a facility or equipment which is used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. A material recovery processing plant will qualify under the provisions of this act regardless of ownership of the material being recovered. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered.

This act further modifies the sales and use tax exemption to include electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant.

JASON ZAMKUS

01/19/2005 S First Read (S93)
01/24/2005 Second Read and Referred S Ways & Means Committee (S108)
02/03/2005 Hearing Conducted S Ways & Means Committee
02/24/2005 SCS Voted Do Pass S Ways & Means Committee (0973S.06C)
04/14/2005 Reported from S Ways & Means Committee to Floor w/SCS (S682)
04/19/2005 Bill Placed on Informal Calendar (S716)
04/20/2005 SA 1 to SCS S offered & adopted (Ridgeway)--(0973S06.01F) (S731)
04/20/2005 SCS, as amended, S adopted (S731)
04/20/2005 Perfected (S731)
04/20/2005 Reported Truly Perfected S Rules Committee (S739)
04/20/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S740)
04/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/21/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/21/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S749)
04/21/2005 S Third Read and Passed (S751-752)
04/21/2005 H First Read (H1200)
04/22/2005 H Second Read (H1207)
04/25/2005 Referred H Ways & Means Committee (H1221)
04/28/2005 Hearing Conducted H Ways & Means Committee
05/05/2005 HCS Voted Do Pass H Ways & Means Committee
05/05/2005 HCS Reported Do Pass H Ways & Means Committee
05/05/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)

EFFECTIVE: August 28, 2005

*** SB 197 *** 0942S.02I

SENATE SPONSOR: Gross

Prohibits public school athletic teams from participating in athletic tournaments held in municipalities tolerant of marijuana usage

02/15/2005 Hearing Conducted S Education Committee

*** SB 198 *** 0682S.02I

SENATE SPONSOR: Gross

Disallows any provider of abortion services from providing sex education to public school students

02/21/2005 Hearing Scheduled But Not Heard Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 199 *** 1075S.01I

SENATE SPONSOR: Gross

SB 199 - Current law requires that applications for the Korean Conflict medallion, medal, and certificate be filed with the Office of the Adjutant General between January 1, 2004, and January 1, 2005. This act extends the deadline to January 1, 2006.

This act is identical to HB 163 (2005).

DONALD THALHUBER

01/19/2005 S First Read (S94)
01/24/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S108)
02/01/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
02/08/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee
04/07/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor (S607)
04/19/2005 Bill Placed on Informal Calendar (S713)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 200 *** 0884S.02I

SENATE SPONSOR: Gross

Prohibits more than 50% of any flood plain from being used for residential, industrial, or commercial use

01/24/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S108)

*** SB 201 *** 0808S.01I

SENATE SPONSOR: Green

Repeals law setting limits on campaign contributions to candidates for elected office

01/31/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

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*** SB 202 *** HCS SCS SBs 202, 33, 45, 183 & 217 1095L.05T

SENATE SPONSOR: Crowell HOUSE HANDLER: Smith

HCS/SCS/SBs 202, 33, 45, 183, & 217 - Under the provisions of this act, any administrative law judge or legal advisor who is originally employed as such on or after the effective date of the act will no longer be eligible to participate in the Administrative Law Judge and Legal Advisor's Retirement System. Instead, such persons will be covered under the state employees' retirement system. However, no administrative law judge or legal advisor who is employed before the effective date of the act, or who has retired before that date, will be affected by this act.

The liabilities and assets of the Administrative Law Judge's and Legal Advisor's retirement system are transferred and combined with the state employees' retirement system.

The provisions of this act will apply to the following persons: administrative law judges, employees of administrative law judges, members of the Administrative Hearing Commission, legal advisors, members of the Labor and Industrial Relations Commission, and the chairperson of the State Board of Mediation.

This act contains an emergency clause.

This act is similar to the introduced SB 248 (2003).
DONALD THALHUBER

01/19/2005 S First Read (S94)
01/24/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S108)
01/25/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
02/01/2005 SCS SBs 202, 33, 45, 183 & 217 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee (1095S.03C)
02/07/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor w/SCS (S181)
02/10/2005 SA 1 to SCS S offered & adopted (Graham)--1095S03.01S (S208)
02/10/2005 SCS, as amended, S adopted (S208)
02/10/2005 Perfected (S208-209)
02/14/2005 Reported Truly Perfected S Rules Committee (S219)
02/16/2005 S Third Read and Passed - EC adopted (S235-236)
02/16/2005 H First Read (H345)
02/17/2005 H Second Read (H348)
02/17/2005 Referred H Retirement Committee (H358)
03/16/2005 Hearing Conducted H Retirement Committee
03/16/2005 HCS Voted Do Pass H Retirement Committee
03/17/2005 HCS Reported Do Pass H Retirement Committee
03/17/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)
03/31/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H820)
04/06/2005 HCS H adopted (H899)
04/06/2005 H Third Read and Passed - EC adopted (H899-901)
04/07/2005 S concurred in HCS (S607)
04/07/2005 S Third Read and Passed - EC adopted (S607-608)
04/07/2005 Truly Agreed To and Finally Passed (w/EC) (S608)
04/12/2005 Reported Duly Enrolled S Rules Committee (S634)
04/12/2005 Signed by Senate President (S634)
04/12/2005 Signed by House Speaker (H977 / S657)

04/12/2005 Delivered to Governor (S657)
04/26/2005 Signed by Governor (S784)

EFFECTIVE: Emergency Clause

*** SB 203 *** 0805S.01I

SENATE SPONSOR: Dougherty

Adds young adult provisions to the Missouri Consolidated Health Care plan

02/09/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

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*** SB 204 *** 0248L.01I

SENATE SPONSOR: Dougherty

This bill has been combined with SB 365

01/20/2005 S First Read (S97)
01/24/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S108)
03/16/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/30/2005 Bill Combined w/(SCS/SBs 365 & 204)

EFFECTIVE: August 28, 2005

*** SB 205 *** 1111S.01I

SENATE SPONSOR: Klindt

Allows franchise fees to be used as credits

02/01/2005 Hearing Conducted S Commerce, Energy and the Environment Committee

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*** SB 206 *** 0947S.03I

SENATE SPONSOR: Champion

SB 206 - The act exempts buildings meeting certain criteria contained in a one hundred year flood plain in Springfield. The building must have been or will be flood proofed as governed by the Federal Emergency Management Agencies (FEMA) standards. If the authority approves the building as being flood proofed by FEMA standards, the building shall be eligible for the state sales tax increment and the state income tax increment.
ANDY LYSKOWSKI

01/20/2005 S First Read (S97)
01/24/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S108)
02/02/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/09/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
02/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S217)
02/17/2005 Removed S Consent Calendar (S247)

EFFECTIVE: August 28, 2005

*** SB 207 *** 1119S.01I

SENATE SPONSOR: Graham

Extends the termination date for the sales tax holiday to July 1, 2010

01/24/2005 Second Read and Referred S Ways & Means Committee (S108)

*** SB 208 *** 1077S.01I

SENATE SPONSOR: Koster

Requires the Department of Mental Health to perform a cost benefit analysis before downsizing or closing any of its facilities

02/02/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee-Consent

*** SB 209 *** 1073S.01P

SENATE SPONSOR: Koster HOUSE HANDLER: St. Onge

SB 209 - This act designates a portion of Highway 58 in Johnson County as the "Veterans Memorial Parkway". Signage for the highway will be paid for, erected and maintained by the city of Holden Veterans of Foreign Wars.

This act is similar to HB 210 (2005).
STEPHEN WITTE

01/20/2005 S First Read (S98)
01/24/2005 Second Read and Referred S Transportation Committee (S108)
02/22/2005 Hearing Conducted S Transportation Committee
02/24/2005 Voted Do Pass S Transportation Committee-Consent
03/01/2005 Reported from S Transportation Committee to Floor - Consent (S327)
03/08/2005 S Third Read and Passed - Consent (S393-394)
03/09/2005 H First Read (H562)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Transportation Committee (H819)
04/06/2005 Hearing Conducted H Transportation Committee
04/06/2005 Voted Do Pass H Transportation Committee - Consent
04/13/2005 Reported Do Pass H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Scheduled H Rules Committee--(Upon Afternoon ADJ - HR 6)
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1077)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 210 *** HCS SS SCS SB 210 0883L.11C

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Johnson

HCS/SS/SCS/SB 210 - This act relates to political subdivisions.

SECTION 34.070 - This act allows the Commissioner of Administration to give preference to commodities and personal property made in Missouri when the quality is equal or better and delivered price is up to 5% or more.

SECTION 44.090 - This act allows the executive officer of any political subdivision to enter into mutual-aid agreements or agreements for reciprocal emergency aid. In time of emergency it shall be the duty of each local organization to render assistance in accordance with the mutual-aid arrangements or agreements.

The contracts agreed upon may provide for compensation and other terms. They may be for an indefinite period of time as long as a 60 day cancellation notice by either party. The contracts cannot be entered into for the purpose of reduction of staffing.

At the time of a significant emergency anywhere in the state or bordering states, the highest ranking official of a political subdivision available may render aid to any requesting political subdivision as long as he or she is in compliance with the policies of that jurisdiction. When responding to requests, political subdivisions will be subject to all provisions as if it were providing service in its own jurisdiction.

All political subdivisions, upon enactment of these provisions or an execution of an agreement, are automatically part of the Missouri statewide mutual aid system. A political subdivision can elect to not participate. It must provide a copy of the resolution doing so to the State Fire Marshal & State Emergency Management Agency.

This act specifies what organizations, people, and other entities shall be considered an emergency response agency.

Under this act, it shall be the responsibility of each political subdivision to adopt the National Incident Management System promulgated by the U.S. Dept. Of Homeland Security. In the event of a disaster beyond the capabilities of a political subdivision, the governing body may request assistance and shall be done within the guidelines of the statewide mutual aid plan.

Any entity or individual that holds license, certificate, or other permit issued by a participating political subdivision or state, shall be deemed to hold such a position in the subdivision requesting assistance. Any political subdivision providing assistance shall receive appropriate reimbursement and such reimbursement must be in accordance with state and federal guidelines.

Applicable benefits normally available to personnel are also available to such persons when an injury or death occurs when rendering assistance to another political subdivision under this section. Responders shall be eligible for the same benefits that may be available to them for line of duty deaths.

All activities performed under these agreements are deemed to be governmental functions. For the purposes of liability, all participating political subdivisions responding are deemed employees of such participating political subdivision.

SECTION 50.530 -Under this act, the budget officer:

- In counties of the first classification with more than 100,000 people according to the 1970 census, is appointed by the county commission

- In counties of the first classification with less than 100,000 people according to the 1970 census, is the county auditor

- In Cass County and counties of the second classification, is the presiding commissioner unless the commission designates the county clerk

- In counties of the third and fourth classification, is the county clerk.

SECTION 50.540 - Salaries and benefits shall be paid only to the extent authorized in the annual budget document and appropriation order for each county office. The county commission shall set the minimum number of hours a person must work for each salary level.

SECTION 50.750 - This act allows county officers, agents, or any governing body authorized to make purchases may purchase and use items made, grown, manufactured, and produced within Missouri, when they are found in marketable quantities and can be secured without more than 5% additional cost over non-Missouri products, as long as the quality and fitness of article shall be considered in purchasing or letting contracts.

SECTION 50.1030 - As part of the annual review by the Board of Directors of the County Employees? Retirement Fund, the board will determine if having an additional benefit or enhancement which will improve the quality of life for future retirees is feasible.

After the annual review, the Board may vote to make any of the feasible adjustments outlined in Section 50.1030, RSMo, subject to the following guidelines:

- No adjustment can be made until the fund has achieved a funded ratio of assets to the actuarial accrued liability equaling at least 75%

- Adjustment can be made no more than once every 12 months

- Any adjustment within a 12 month period may increase the actuarially determined and required annual contribution as a percentage of payroll no more than 1%

- Adjustments, except for COLA, will apply only with respect to active employees on the effective date of an adjustment.

SECTION 52.317 - Currently, Section 52.317, RSMo, states that any county which must establish a "Tax Maintenance Fund" must also provide as much money as was designated in the approved budget in the

previous year and must include the same percentage adjustments in compensation.

However, this amendment excludes capital improvements and equipment purchases from the amount of money required. It also requires that the same percentage adjustments for individual employees compensation be provided.

SECTIONS 54.010, 54.280, 54.320, 54.330, 65.110, 65.160, 65.460, 65.490, 65.600, 136.010, 136.160, 137.465, 137.585, 139.120, 139.350, 139.400, 139.420, 139.430, 139.440, 139.450, 139.460, 165.071, 242.560, 245.205, & 301.025 - Under this act, laws generally applicable to county collectors shall apply and govern county collector-treasurers except when they conflict with law specifically applicable to county collector-treasurer, in which case, such laws shall govern.

This act provides that the treasurer ex officio collector of a county with township organization shall no longer retain such title, and shall instead, assume the office of collector-treasurer on March 1, 2007. Until such date the township collector shall continue to perform the same duties and be subject to the same requirements and liabilities until his or her term expires. On such date though, the township collector shall cease to perform his or her duties and shall promptly deliver to the collector-treasurer, all books, papers, records, and property pertaining to the office. Notwithstanding other provisions of law to the contrary, the collector-treasurer shall obtain and hold the same duties, powers, and obligations previously granted to, and held by, the township collector. The collector-treasurer will also continue to perform the duties of the current "treasurer ex officio collector". Provisions have been made so that the consolidation of the duties of these two positions does not result in conflict.

The county treasurer-collector will continue to be compensated in the same manner as when he or she was the treasurer ex officio collector and will post the same bond. The number deputies and assistants that are needed by a collector-treasurer shall be determined by the collector-treasurer, but he or she shall have no less than one full-time deputy.

This act allows the treasurer-collector to collect a fee of one-half of one percent on all licenses, taxes, and all interest collected in order to be deposited in the county treasury. This money can only be used to complete the mailing of personal property tax statements and receipts.

This act eliminates provisions directed specifically at township collectors such as their election and requirement to take an oath. It also transfers the powers given to them with regard to collecting taxes to the treasurer-collector. Powers currently given to the treasurer ex officio collector that require interaction with the township collector have been transferred to other county officials such as the county clerk.

SECTION 55.160 - This act raises from $250 to $1,000 the value of property for which the county auditor in first and second classification counties is required to inventory.

SECTIONS 56.060, 56.631, 56.640, 56.650, 56.660

Currently, only certain counties are allowed to appoint a county counselor. This act removes this limitation so that any county may do so.

SECTION 59.044 - This act allows the recorder of deeds in most counties (not St. Louis, charter counties, or first classification) to be paid the statutory compensation provided for in Sections 50.333 and 50.334.

SECTION 64.215 - This act requires that the county commissioner and county highway engineer, as members of the county planning board, be nonvoting members in Cass County.

Currently, these individuals are members on the board with voting power in Cass County.

SECTION 64.940 - This act requires that any expenditure made by the Jackson County Sports Authority that is over $5,000, including professional service contracts, must be competitively bid.

SECTION 67.055 - This act states that after September 1, 2005, no fund shall be created to be used as a depository for money received or collected to fund additional costs incurred by any county office. Any money collected for such purposes shall be deposited in the general revenue fund of the county. This excludes money collected under any section in effect before September 1, 2005.

SECTIONS 67.469, 140.150, & 140.160 - This act adds special assessments for neighborhood improvement

districts to the laws regarding the collection of property taxes and other local taxes. These assessments are allowed to be collected and assessed in the same manner as other local taxes.

SECTION 67.1159 - When any tax, interest, or penalty imposed in relation to the St. Charles County Convention and Sports Facilities Authority is not paid when due, the authority may file for record a notice of lien in the recorder's office. The notice will specify the amount due and the name of the liable person. From the time of filing such notice, the amount of tax shall have the force and effect of a lien against the real and personal property of the business of such person or the facility giving rise to the tax.

Under this act, a lien may be released by filing a release of the lien executed by a duly authorized agent of the authority upon payment or upon receipt of sufficient security, or by final judgment holding such lien to have been erroneously imposed.

Each recorder shall receive statutory fee for the filing of each notice of lien and for each release of lien filed for record. The authority is authorized to collect an additional penalty from each taxpayer equal to the cost of filing a notice of lien or release with respect to such taxpayer.

Any person operating or managing a business or facility who owes taxes, penalty, or interest, or is required to file any report with the authority, must notify, in writing, the authority at least 10 days prior to any sale of the entire business or a major part thereof. The notice includes the name of the business or facility and the owner, the intended date of purchase, and the name of the person purchaser and person collecting the tax. Any person who takes with notice of delinquent tax or noncompliance is considered to be taking subject to any tax, penalty, or interest owed by the seller.

The authority shall have the power to bring a civil action to enjoin the operation of a business or facility, if the business or facility has a tax, penalty, or interest which is unpaid or is violation of the statutes relating to the authority.

SECTION 67.1305 - This section of the act shall be called the "Local Economic Development Empowerment Act".

This section allows the governing body of any city or county to impose, by order or ordinance after voter approval, a sales tax for economic development purposes. The tax shall not be more than 1/2 of 1 %. Any city or county that imposes a tax under sections 67.1300 or 67.1303 shall not impose this tax.

All sales tax collected pursuant to this section will be collected by the Director of Revenue, less 1% for the cost of collection. The money will be deposited into the "Local Economic Development Empowerment Trust Fund". The director must keep records of the money in the trust fund and the records shall be open to the officers of the city, county, or the public. No later than the 10th day of each month, the director will distribute the money deposited in the trust fund during the previous month to the city or county which levied the tax.

If a city or county abolishes the tax, it must notify the director at least 90 days before the repeal. The director may order retention in the trust fund for a period of one year, of 2% of the amount collected after receipt of such notice of the repeal in order to cover possible refunds or overpayment and redeem dishonored checks. After a year, the director will return the balance to the city or county and close the account.

Revenue generated by this tax cannot be used for retail development projects unless they are for redevelopment of downtown areas or historic projects. At least 20% of the revenue generated by this tax must be used for long-term economic development preparation. No more than 25% of the revenue generated may be used for administrative purposes.

Each city or county imposing this tax must establish an Economic Development Tax Board. The board is for volunteers and shall consist of 5 members for a city and 7 members for a county, appointed by various local entities or officials.

The board, subject to approval of the governing body, shall consider economic development plans, economic development projects, or designations of an economic development area. It shall provide notice and hold hearings. The board will make recommendations to the governing body within 90 days of a hearing and the governing body will then have the final determination on use and expenditure of money from the trust fund. There are specific requirements that projects and plans outside of the city or county must meet in order

for the board to make a recommendation to use such trust fund money.

When this tax is imposed within a special taxing district, it shall be excluded from the calculation of revenues available to such districts and no revenues from the tax will be used for the purposes of such district unless recommended by the board and approved by the governing body.

The board must report at least annually to the governing body on the use of the money in the trust fund and on progress of any plan, project, or designation adopted. It must also submit a report each year by March 1 to the Joint Committee on Economic Development.

Any city or county which adopts this sales tax may submit the question of repeal to the voter on any date.

SECTION 67.1775 & & SECTIONS 210.860 & 210.861

The act modifies some of the ballot language to allow for lawful collection of the revenues derived from the local sales tax. Revenues derived from this tax shall be deposited in the county treasury to the credit of the Community Children's Services Fund to provide funds for counseling and related services to children and youth in the county which will promote healthy lifestyles among children and youth and strengthen families.

SECTION 67.1850 - This act changes the definition of county and municipality in Chapter 67, RSMo, concerning political subdivisions.

SECTION 67.1922 & 67.1934

Currently, certain counties with significant lake shoreline are authorized, upon voter approval, to impose a single retail sales tax not to exceed 1.5% for the purpose of promoting water quality, infrastructure, and tourism. This act modifies such authorization so that voters can approve one or more retail sales taxes not to exceed 1.5% in the aggregate for the purpose of affecting water quality, infrastructure, or tourism, singularly or in any combination.

SECTION 67.2535 - This act allows St. Charles County to conduct and pay for the monitoring of blasting operations, whether the operation is located in an unincorporated area of the county or within the limits of a village, town, city, or municipality located with the county.

SECTION 71.740 - This act allows every commission, board, committee, officer, or other governing body of a city or town to purchase and use items made, grown, manufactured, and produced within Missouri, when they are found in marketable quantities and can be secured without more than 10% additional cost over non-Missouri products, as long as the quality and fitness of article shall be considered in purchasing or letting contracts.

SECTION 89.450 - No land owner located within the platting jurisdiction of a municipality may knowingly transfer land by reference to or by other use of a plat or any purported subdivision of the land before the plat has been approved by the planning commission and recorded, unless the owner discloses in writing that such plat has not been approved by the commission and the sale is contingent upon such approval.

SECTION 94.270 - This act prohibits St. Peters from levying or collecting a license fee on hotels in an amount exceeding $1000 and prohibits the city of Berkeley from levying or collecting such a fee over $12,000 per year. Any city under this section may increase a hotel license tax by 5% per year but the total tax levied shall not exceed 1/8% of such hotel gross revenue. These provisions shall become effective on July 1, 2006.

SECTIONS 99.1080 to 99.1092 - This act creates the "Downtown Revitalization Preservation Program".

A redevelopment plan will include a general description of the program undertaken to accomplish the redevelopment projects and related objectives.

A redevelopment plan may be adopted by a municipality in reliance on findings that a reasonable person would believe: 1) the redevelopment area is a blighted or conservation area and has not been subject to growth through investment by private enterprise, 2) the plan conforms to the comprehensive plan for the redevelopment of the municipality as a whole, 3) generally the estimated dates of completion have been stated, 4) a relocation plan is developed if a business or residence must be moved, and 5) the plan does not include the redevelopment of a gambling establishment.

Before adopting a redevelopment plan, a municipality must provide notice and hold a public hearing. The

act provides the procedure that must be followed by a municipality prior to adoption, including when changes are allowed to be made, and how notification must be given. After adoption of an ordinance designating a redevelopment area, no ordinance can be adopted altering the exterior boundaries of the area affecting the general land uses established under the plan or project without a public hearing.

A municipality must submit an application to the Dept. Of Economic Development for review and determination as to approval of the disbursement of project costs from the Downtown Revitalization Preservation Fund, which is created in this act. The application must be forwarded and approved by the Commissioner of Administration. This act sets limits on disbursements from the fund and lays out requirements for the information which must be included in the application.

Redevelopment projects can only receive disbursements from the fund for 25 years. A municipality that receives money from the fund must place it in a separate account from other net new revenues within the special allocation fund.

A redevelopment project approved for financing cannot thereafter elect to receive tax increment financing under the Real Property Tax Increment Allocation Redevelopment Act and continue to receive the downtown revitalization financing.

SECTIONS 100.050 & 100.059 - Under this act, all amounts paid in excess of actual costs for an industrial development project in Franklin County shall be disbursed to each taxing entity in proportion to the current ad valorem tax levy of each taxing entity. Also, notice of proposed projects must be provided to all the taxing entities in Franklin County. Also, this act requires that information about junior college districts, in addition to school districts, counties, and cities, be included with a project plan for an industrial development project. Junior college districts will also receive the same notification regarding projects as the other listed entities.

SECTION 110.130 - Under this act, at the April term, the county commission shall receive proposals from banks which desire to be selected as the depositaries of the funds of the county. Currently, such proposals are made at the May term.

Under this act, on the first day of the April term, the county commission, also publicly opens the bids and shall select the depositaries of all public funds. Currently, such opening occurs at the first day of the May term.

SECTION 115.019 - This act authorizes the Cass County Commission to seek the formation of a board of election commissioners in Cass County. Upon majority vote of the Commission, the question of whether to form a board of election commissioners in Cass County shall be placed on the ballot.

SECTION 137.115, 139.040, 139.055 & 301.025 - This act allows local government officials to accept cash, personal checks, business checks, money orders, credit cards, or electronic transfers of funds for the payment of any city or county tax or license. The local government can charge the person a fee equal to the amount charged to the county or city by the bank, processor, or issuer of the electronic payment.

This act provides that where a political subdivision is contained within two or more counties, and at least one of the counties has opted out of the four tax rate calculation, the act requires the use of the single tax rate as in effect prior to the enactment of House Bill 1150 (2002).

SECTION 137.122 & 137.071 - For the purpose of setting tax rates, each taxing authority shall exclude from its total assessed valuation, 72% of the total amount of business personal property that is the subject of an appeal at the state tax commission or in a court. This exclusion will only apply to the portion of such property that is disputed in appeal. If the taxing authority uses a multi-rate approach, this exclusion is made from the personal property class.

The state tax commission will provide the total assessed value for which an appeal is pending no later than August 20th each year. Whenever an appeal is resolved and the result causes money to be paid to the authority, such taxing authority shall not be required to make an additional adjustment to its rates during the same fiscal cycle once the deadline for setting rates has passed, but it shall adjust its rates due to such payment in the next rate setting cycle to offset the payment in the next taxable year. (Section 137.071)

This section defines "business personal property" as tangible personal property used in a trade or business or used to produce income. It has a determinable life of longer than 1 year except that supplies

used by a business are considered business personal property. Certain property including, but not limited to, livestock, farm machinery, grain and other crops, property subject to the motor vehicle registration provisions, and property assessed under Section 137.078, RSMo, are excluded from the definition.

In order to establish uniformity, each assessor shall use the standardized schedule of depreciation in this section to determine the assessed valuation of depreciable tangible personal property for the purpose of estimating the value of property subject to taxation.

Each assessor will value depreciable tangible personal property by applying the class life and recovery period to the original cost of the property according to the federal Modified Accelerated Cost Recovery System life tables.

The depreciated tangible personal property will continue to have the depreciation factor last listed so long as it is owned or held by the taxpayer, so that the value of the property will remain at such rate.

The estimated value of property determined using the life tables is presumed to be correct, however, such estimation may be disproved by substantial and persuasive evidence of the true value under any method approved by the state tax commission. Such methods include appraisal using accepted techniques in accordance with the Uniform Standards of Professional Appraisal Practice or by proof of functional or economic obsolescence or physical deterioration.

For the purposes of appeal, the salvage of scrap value of depreciable tangible personal property may only be considered if the property is not in use as of the assessment date.

This section of the act shall not apply to business personal property placed in service before January 2, 2006. (Section 137.122)

SECTION 137.130 - This act provides that whenever an assessor or an employee has insufficient information to assess any real property, he or she shall assess the property based upon physical inspection. In order to do so, the assessor or an employee shall have the right to enter into any lands for the purpose of assessing the real or personal property. The assessor may not enter the interior of a structure on any real property for the inspection without permission.

SECTION 137.720 - Currently, in order to be eligible for state cost-share funds a county must provide from the county GR fund, an amount equal to an average of the three most recent years of the amount provided from GR to the assessment fund, except that a lesser amount is acceptable if the county assessor, county governing body, and the state tax commission unanimously agree.

Under this act, capital expenditures and equipment expenses shall be deducted from a year?s contribution before computing the three-year average and a lesser amount is acceptable if two of the three (assessor, governing body, or tax commission) agree.

SECTIONS 140.150 and 140.170 - This act changes the date at which lands are sold for delinquent taxes from the fourth Monday in August to a day in August to be specified by the county collector and changes the time frame for publishing the list of delinquent lands accordingly.

SECTIONS 190.010, 190.015, & 190.090 - This act also allows the territory in an ambulance district to not be contiguous, but instead, within a 5 mile radius of the other territory contained within the district limits.

This act allows fire protection districts in St. Louis County to form ambulance districts according to the statutory procedure laid out in Sections 190.001 to 190.090, RSMo, if:

- The boards of the participating fire protection districts approve the formation of an ambulance district by a majority vote; and

- The fire protection districts are contiguous.

SECTION 198.345 - This act authorizes nursing home districts in Marion and Ralls counties to maintain assisted living facilities.

SECTION 205.010 - Currently, any county may operate a public health center. Whenever the county

commission is presented with a petition signed by at least 10% of the voters asking that an annual tax be levied the county shall submit the question to the voters at an election.

In addition to the current method, this act would require the Cass or Cooper County Commission to submit the question of establishing a public health center to the voters if the commission, by a majority vote, chose to do so.

SECTIONS 210.860 & 210.861 (see above)

SECTION 215.246 - This act prohibits the Missouri Housing Development Commission from awarding grants or loans to the City of Kansas City until the city's governing body implements oversight procedures to review expenditures and development plans for all housing contracts in excess of $75,000.

SECTION 233.295 - This act allows Barry County and Christian County, upon voter petition and after a public hearing, to disincorporate any special road district except one located in two counties.

SECTION 250.140 - This act adds water supply districts to those entities that may sue landlords or tenants for past due bills less any security deposit amounts and requires those supplier entities to make a good faith effort to notify the property owner when the tenant's sewer or water bill is more than 30 days past due. The owner cannot be held liable for sums due from the tenant for more than 60 days of service, and the water provider cannot be held civilly or criminally liable for terminating service due to the delinquency of the payment. This provision only applies to residences with their own private water and sewer lines and becomes effective February 1, 2006.

SECTION 263.245 - The act includes Schuyler county in Section 263.245, RSMo, which provides that owners of land in certain counties shall control all brush growing on their property that is designated as the county right-of-way or county maintenance easement part of such property and which is adjacent to any county road.

SECTION 321.222 - This act specifies that if a municipality adopts or implements a residential construction regulatory system within its jurisdiction, then fire protection districts cannot adopt or implement such a system within the municipality's jurisdiction.

SECTION 321.322 - This act provides that Harrisonville will be governed by Section 72.418 relating to city reimbursement to the fire protection district.

SECTION 473.770 & 473.771 - This act allows certain public administrators to delegate certain duties to a deputy. Specifically, a deputy who is a licensed attorney can execute inventories, settlements, surety bonds, pleadings, and other court documents filed in the name of the public administrator.

SECTIONS 488.426 & 488.429 - Currently, there is an expiration date on all of Section 488.429, RSMo. This act limits the expiration date of December 31, 2014, to the provision allowing for debt service on county bonds for renovation and enhancement projects. The additional $10 fee for Franklin County in Section 488.426, RSMo, will expire on December 31, 2014 and Jasper County is added to this provision.

SECTION 545.550 - This act specifies that when a change of venue is granted in a criminal case, the defendant will be housed in the county in which the cause is removed if the respective sheriffs do not agree.

SECTION 1 - This act authorizes the Governor to convey state property in Buchanan County.

SECTION 2 - This act authorizes the Governor to convey state property in St. Francois County.

SECTION 3 - This act requires the county commission in all counties except charter counties shall be responsible for the computation of salaries of all county officials provided that any percentage salary adjustments in a county shall be equal for all such officials in that county.

SECTION 4 - Under this act, Madison County may impose a sales tax for public recreational projects and programs upon voter approval.
SUSAN HENDERSON

01/20/2005 S First Read (S98)
01/24/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S108)
02/02/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

02/09/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee (0883S.07C)
02/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS (S220)
02/21/2005 Bill Placed on Informal Calendar (S256)
03/01/2005 SS for SCS S offered (Griesheimer) (0883S.09F) (S315-316)
03/01/2005 SA 1 to SS for SCS S offered & adopted (Griesheimer)--(0883S09.06S) (S316)
03/01/2005 SA 2 to SS for SCS S offered & adopted (Griesheimer)--(0883S09.13S) (S316)
03/01/2005 SA 3 to SS for SCS S offered & defeated (Green)--(0883S09.15S) (S316-318)
03/01/2005 SA 4 to SS for SCS S offered & adopted (Callahan)--(0883S09.08S) (S318-320)
03/01/2005 SA 5 to SS for SCS S offered & adopted (Gross)--(0883S09.17S) (S320-323)
03/01/2005 SA 6 to SS for SCS S offered & adopted (Nodler)--(0883S09.05S) (S323)
03/01/2005 SA 7 to SS for SS S offered & adopted (Cauthorn)--(0883S09.16S) (S323-324)
03/01/2005 SA 8 to SS for SCS S offered & adopted (Graham)--(0883S09.09S) (S324)
03/01/2005 SA 9 to SS for SCS S offered & adopted (Shields)--(0883S09.07S) (S324-325)
03/01/2005 SA 10 to SS for SCS S offered & adopted (Dolan)--(0883S09.18S) (S325-326)
03/01/2005 SA 11 to SS for SCS S offered & adopted (Coleman)--(0883S09.01F) (S326)
03/01/2005 SA 12 to SS for SCS S offered & adopted (Gross)--(0883S09.04S) (S325)
03/01/2005 SS for SCS, as amended, S adopted (S326)
03/01/2005 Perfected (S326)
03/02/2005 Reported Truly Perfected S Rules Committee (S339)
03/03/2005 S Third Read and Passed (S349-350)
03/07/2005 H First Read (H498)
03/08/2005 H Second Read (H506)
03/31/2005 Referred H Local Government Committee (H819)
04/07/2005 Hearing Conducted H Local Government Committee
04/19/2005 HCS Voted Do Pass H Local Government Committee
04/20/2005 HCS Reported Do Pass H Local Government Committee (H1170)
04/20/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1170)
04/21/2005 Hearing Scheduled H Rules Committee--(Upon Afternoon ADJ - HR 5)
04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1198)
05/02/2005 HA 1 to HCS H offered & adopted (Johnson 47) (H1352)
05/02/2005 HA 2 to HCS H offered & defeated (Daus) (H1352-1354)
05/02/2005 HA 3 to HCS H offered (Schneider) (H1354)
05/02/2005 HA 1 to HA 3 to HCS H offered & withdrawn (Kraus) (H1354)
05/02/2005 HA 3 to HCS H withdrawn
05/02/2005 HA 4 to HCS H offered (Phillips) (H1354)
05/02/2005 HA 1 to HA 4 to HCS H offered & withdrawn (Pratt) (H1354-1355)
05/02/2005 HA 4 to HCS H adopted (H1355)
05/02/2005 HA 5 to HCS H offered (Lager) (H1355)
05/02/2005 HA 1 to HA 5 to HCS H offered & adopted (Sutherland) (H1355)
05/02/2005 HA 5 to HCS, as amended, H adopted (H1355)
05/02/2005 HA 6 to HCS H offered & adopted (Witte) (H1355)
05/02/2005 HA 7 to HCS H offered & adopted (Pollock) (H1356-1359)
05/02/2005 HA 8 to HCS H offered & adopted (Pearce) (H1359-1360)
05/02/2005 HA 9 to HCS H offered & adopted (Johnson 47) (H1360-1361)
05/02/2005 HA 10 to HCS H offered (Smith 14) (H1361-1363)
05/02/2005 HA 1 to HA 10 to HCS H offered & adopted (Dempsey) (H1363)
05/02/2005 HA 10 to HCS, as amended, H adopted (H1363)
05/02/2005 HA 11 to HCS H offered & adopted (Lembke) (H1363-1364)
05/02/2005 HA 12 to HCS H offered & adopted (George) (H1364)
05/02/2005 HA 13 to HCS H offered (Wasson) (H1364-1365)
05/02/2005 HA 1 to HA 13 to HCS H offered & adopted (Wright) (H1365)
05/02/2005 HA 13 to HCS, as amended, H adopted (H1365)
05/02/2005 HA 14 to HCS H offered & adopted (Richard) (H1365-1366)
05/02/2005 HA 15 to HCS H offered & adopted (Wilson) (H1366)
05/02/2005 HA 16 to HCS H offered & adopted (Dempsey)
05/02/2005 HA 17 to HCS H offered (Sutherland) (H1366-1371)
05/02/2005 HA 1 to HA 17 to HCS H offered & adopted (Wilson) (H1371-1372)
05/02/2005 HA 17 to HCS, as amended, H adopted (H1372)
05/02/2005 HA 18 to HCS H offered (Dethrow) (H1372)

05/02/2005 HA 1 to HA 18 to HCS H offered & adopted (Smith) (H1372)
05/02/2005 HA 18 to HCS, as amended, H adopted (H1373)
05/02/2005 HA 19 to HCS H offered & adopted (Smith) (H1373)
05/02/2005 HA 20 to HCS H offered & adopted (Rupp) (H1373)
05/02/2005 HA 21 to HCS H offered (Smith) (H1373)
05/02/2005 HA 1 to HA 21 to HCS H offered & defeated (Deeken) (H1373-1374)
05/02/2005 HA 21 to HCS H adopted (H1374)
05/02/2005 HA 22 to HCS H offered & adopted (Nolte) (H1374-1376)
05/02/2005 HA 23 to HCS H offered & adopted (Bruns) (H1376-1379)
05/02/2005 HA 24 to HCS H offered & adopted (Cooper 158) (H1379-1382)
05/02/2005 HA 25 to HCS H offered & adopted (Kuessner) (H1382-1383)
05/02/2005 HA 26 to HCS H offered & adopted (St. Onge) (H1383)
05/02/2005 HA 27 to HCS H offered (Wagner) (H1383-1384)
05/02/2005 HSA 1 for HA 27 to HCS H offered & adopted (Bringer) (H1384)
05/02/2005 HA 28 to HCS H offered & adopted (Wilson 130) (H1385)
05/02/2005 HA 29 to HCS H offered & adopted (Rupp) (H1385)
05/02/2005 HA 30 to HCS H offered & adopted (Bowman) (H1385-1387)
05/02/2005 HA 31 to HCS H offered & defeated (Roorda) (H1387-1388)
05/02/2005 HA 32 to HCS H offered & Ruled out of order (Fares) (H1388-1389)
05/02/2005 HCS, as amended, H adopted (H1389)
05/02/2005 H Third Read and Passed (H1389-1390 / S876)
05/03/2005 S refuses to concur in HCS, as amended (S919)
05/03/2005 S requests H recede or grant conference (S919 / H1453)
05/04/2005 H refuses to recede and grants conference (H1471 / S1001)
05/04/2005 H conferees appointed: Johnson 47, Schneider, Smith 118, Wagner, Skaggs (H1472 / S1002)
05/04/2005 S conferees appointed: Griesheimer, Taylor, Crowell, Wilson, Kennedy (S1002 / H1472)
05/09/2005 In Conference

EFFECTIVE: August 28, 2005

*** SB 211 *** 0530S.02T

SENATE SPONSOR: Loudon

SB 211 - Currently, certain rights with regard to sales commissions extend only to wholesale product sales. This act extends such rights to services for sale and includes certain business entities acting as a sales representative.
JASON ZAMKUS

01/20/2005 S First Read (S98)
01/24/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S108)
02/02/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
02/16/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee-Consent
02/21/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor - Consent (S255)
02/28/2005 S Third Read and Passed - Consent (S302)
03/01/2005 H First Read (H441)
03/02/2005 H Second Read (H448)
03/31/2005 Referred H Small Business Committee (H819)
04/06/2005 Hearing Conducted H Small Business Committee
04/06/2005 Voted Do Pass H Small Business Committee - Consent
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H999)
04/28/2005 H Third Read and Passed - Consent (H1317-1318 / S836)
04/28/2005 Truly Agreed To and Finally Passed (S836)

EFFECTIVE: August 28, 2005

*** SB 212 *** 0801S.01I

SENATE SPONSOR: Loudon

Allows commercial casualty insurance policies to exclude coverage for loss by fire caused by terrorism

01/24/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S108)

*** SB 213 *** 1096S.01I

SENATE SPONSOR: Cauthorn

SCS/SB 213 - This act requires individuals to be a member of a statewide professional association before being licensed by the Department of Insurance as a bail bond agent, general bail bond agent, or surety recovery agent.

The director will establish the requirements that an association must meet in order for it be a recognized statewide professional association of which an applicant may be a member in order to be licensed. The director shall not mandate membership in any particular association.

Upon renewal of the license, a person must show continuing membership in one of the statewide professional association.
SUSAN HENDERSON

01/20/2005 S First Read (S102)
01/24/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S108)
02/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/28/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee (1096S.02C)

EFFECTIVE: August 28, 2005

*** SB 214 *** SCS SB 214 1054S.04C

SENATE SPONSOR: Scott

SCS/SB 214 -Under the provisions of this act, beginning July 1, 2006, every child enrolling in kindergarten or first grade shall receive one comprehensive vision examination performed by a state licensed optometrist or ophthalmologist. The state board of education shall promulgate rules regarding the requirements of this act.

The act requires the Department of Elementary and Secondary Education and the Department of Health and Senior Services to compile and maintain a list of sources to which children who may need vision examinations or children who have been found to need further examination or vision correction may be referred for treatment on a free or reduced cost basis. A child may be excused from taking a vision examination based on religious beliefs by submitting a written request to the appropriate school administrator.

Further, the act alters the statutorily-allowed uses for the "Blindness Education, Screening and Treatment Program Fund." Under this act the fund shall cover additional costs for vision examinations under Section 167.195, that are not covered by existing public health insurance. Subject to appropriations, moneys from the fund shall be used to pay for those additional costs, provided that the costs from the fund not exceed ninety-nine thousand dollars a year.
ADRIANE CROUSE

01/24/2005 S First Read (S107)
01/27/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S134)
02/09/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/09/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (1054S.04C)
04/07/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 215 *** 0891S.01I

SENATE SPONSOR: Days

Prohibits foreign ATM fees

01/27/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S134)

*** SB 216 *** HCS SB 216 0951L.03C

SENATE SPONSOR: Champion HOUSE HANDLER: Goodman

HCS/SB 216 – Unless otherwise ordered by a court, this act requires depositions of employees of publicly funded crime laboratories to take place in the county where the employee is employed.
JIM ERTLE

01/24/2005 S First Read (S107)
01/27/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S134)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S451)
03/31/2005 S Third Read and Passed - Consent (S551)
04/01/2005 H First Read (H839)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Judiciary Committee (H880)
04/12/2005 Hearing Conducted H Judiciary Committee
04/12/2005 HCS Voted Do Pass H Judiciary Committee - Consent
04/13/2005 HCS Reported Do Pass H Judiciary Committee - Consent (H1034)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1034)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1077)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 217 *** SCS SBs 202, 33, 45, 183 & 217 1157S.01I

SENATE SPONSOR: Gross

This bill has been combined with SB 202

01/24/2005 S First Read (S107)
01/27/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S134)
02/01/2005 Bill Combined w/SCS SBs 202, 33, 45, 183 & 217

EFFECTIVE: January 1, 2006

*** SB 218 *** 1152S.01I

SENATE SPONSOR: Klindt

SCS/SB 218 - This act pertains to telecommunications.

This act allows small incumbent local exchange companies (ILEC) to be regulated under price cap provided that two or more wireless providers are indeed providing services in any part of the service area - the federal references for these services are given in this act. The change made to this substitute involved changing the annual increase for nonbasic telecommunications services from eight percent to five percent.
MEGAN WORD

01/24/2005 S First Read (S107)
01/27/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S134)
02/22/2005 Hearing Conducted S Commerce, Energy and the Environment Committee-Consent
03/01/2005 SCS Voted Do Pass S Commerce, Energy and the Environment Committee (1152S.02C)

EFFECTIVE: August 28, 2005

*** SB 219 *** 0886S.01I

SENATE SPONSOR: Dolan

Creates an income tax dependency exemption for stillborn children

03/31/2005 Hearing Conducted S Ways & Means Committee

*** SB 220 *** SS SB 220 0885S.05P

SENATE SPONSOR: Dolan

SS/SB 220 - This act modifies various provisions relating to the civil liability of state agencies, public entities, and their employees.

STATE EMPLOYEE LIABILITY PROTECTION ACT - Under this act, no state employee shall be personally liable in any civil action, in either their individual or official capacities, for conduct arising out of and in connection with their official duties on behalf of the state, unless the employee acted with malicious purpose, in bad faith, or in a wanton or reckless manner. The exclusive remedy for any cause of action against a state employee for acts committed within the scope of their official duties shall be an action against the state of Missouri.

Under the act, the Attorney General must be promptly notified of any claim or suit filed against an employee for actions arising from their official duties. To be certified that the employee was acting within the scope of his or her official duties, the employee must cooperate fully with the attorney general in the defense of the claim. If the attorney general or a circuit court certifies that the defendant employee was acting within the scope of his or her official duties at the time the claim arose, any civil action or proceeding commenced upon such claim shall be deemed an action against the state of Missouri. Upon certification, the action or proceeding shall proceed in the same manner as any action against the state of Missouri filed under the sovereign immunity law and shall be subject to the limitations and exceptions applicable to the sovereign immunity law. The legal expense fund shall not be liable if the employee is determined to have acted outside the course and scope of his or her official duties.

EXCLUSION OF ST. LOUIS AND KANSAS CITY POLICE BOARDS FROM LEGAL DEFENSE FUND COVERAGE - This act excludes the St. Louis Police Board and the Kansas City Police Board and their employees from coverage under the Legal Expense Fund and establishes that the intent of the General Assembly in Chapter 84, RSMo, was to include the costs of claims in the expenses to be reimbursed by the St. Louis and Kansas City. The legal expense fund may provide coverage for the St. Louis and Kansas Police Boards if the claim arose prior to the effective date of this act and the claim is tendered to the Attorney General's Office promptly.

This act restores sovereign immunity to Bi-State Metropolitan Development District (Metro) and the Kansas City Area Transportation District Authority (KCATA). In addition, this act provides that the remedy against a public entity under the sovereign immunity statutes for injuries, death or property damage arising from negligent acts or omissions of its public employees is exclusive of any other civil action or proceeding for money damages by reason of th same subject mater against the employee or the employee's estate. Any other civil action relating to the same subject matter against the civil employee is precluded without regard to when the act or omission occurred.

STATE LEGAL EXPENSE FUND COVERAGE FOR CERTAIN HEALTH CARE PROVIDERS - This act explicitly provides coverage under the State Legal Expense Fund for health care providers who are under contract to provide services to patients or inmates at county jails (Section 105.711).
STEPHEN WITTE

01/24/2005 S First Read (S107)
01/27/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S134)
02/16/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee
04/07/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
04/19/2005 SS S offered (Dolan) (0885S.05F) (S706-707)
04/19/2005 SA 1 to SS S offered & adopted (Scott)--(0885S05.01S) (S707-710)
04/19/2005 SA 2 to SS S offered & Ruled out of order (Dougherty)--(0885S05.01F) (S710-711)
04/19/2005 SA 3 to SS S offered & Ruled out of order (Loudon)--(0039sga05.01S) (S711)
04/19/2005 SS, as amended, S adopted (S711)
04/19/2005 Perfected (S711)
04/19/2005 Reported Truly Perfected S Rules Committee (S718)

04/20/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S740)
04/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/21/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/21/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S749)
04/21/2005 Bill Placed on Informal Calendar (S751)
04/21/2005 S Third Read and Passed - EC adopted (S753)
04/21/2005 H First Read (w/EC) (H1200)
04/22/2005 H Second Read (H1207)
05/02/2005 Referred H Local Government Committee (H1391)
05/05/2005 Hearing Conducted H Local Government Committee

EFFECTIVE: August 28, 2005

*** SB 221 *** HCS SCS SBs 221, 250 & 256 0633.07C

SENATE SPONSOR: Dolan HOUSE HANDLER: St. Onge

HCS/SCS/SBs 221, 250 & 256 - This act makes modifies several provisions relating to the operation of motor vehicles.

VEHICLE ACCIDENT REPORTS - This act requires law enforcement officers who investigate vehicle accidents involving property damage equaling or exceeding $2,000 to report the accident to the Highway Patrol. The current law is $500 or more (Section 43.250).

LOCAL LOG TRUCKS - This act states that harvesting equipment that may be transported on a local log truck must be used specifically for cutting, felling, trimming, de-limbing, etc. (Section 301.010). A provision similar to this is contained in SCS/HCS/HB 518 et al (2005).

MOTORCYCLE HELMET REPEAL - This act exempts motorcyclists age 21 and older from wearing a helmet when operating a motorcycle or motortricycle. Under current law, everyone operating a motorcycle or motortricycle must wear a helmet. This act is substantially similar to SB 12 (2005), SB 744 (2004), SB 226 (2003), SB 646 (2002), SB 18 (2001), SB 610 (2000) and SB 294 (1999)(Section 302.020).

SEAT BELTS/BOOSTER SEATS - 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 (Section 307.178).

This act requires children less than four years old to use an appropriate child passenger restraint system. The act requires children four years of age through five years of age to be secured in a child booster seat. Children six years of age or older must use a safety belt. The fine for violating this section is $25. No court costs shall be charged and no points shall be assessed. 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. This act is substantially similar to SB 710 (2004), SB 9 (2003), SB 647 (2002) and SB 549 (2001).

AIRBAGS - Under this act, persons who install airbags that do not meet federal safety standards or install airbags that have been installed in another motor vehicle without disclosing such fact shall be guilty of a Class D felony (Section 307.156).

AFFIRMATIVE DEFENSE FOR PROCEEDING THROUGH REDLIGHT WITH A MOTORCYCLE ("DEAD RED")- This act provides that a person operating a motorcycle who enters or crosses an intersection controlled by a traffic-control signal against a red light shall have an affirmative defense to that charge if the person establishes all of the following conditions:

(1) The motorcycle has been brought to a complete stop;
(2) The traffic-control signal continues to show a red light for an unreasonable time;
(3) The traffic-control signal is apparently malfunctioning or, if programmed or engineered to change to a green light only after detecting the approach of a motor vehicle, the signal has apparently failed to detect the arrival of the motorcycle; and
(4) No motor vehicle or person is approaching on the street or highway to be crossed or entered or is so far away from the intersection that it does not constitute an immediate hazard.

The affirmative defense applies only to a violation for entering or crossing an intersection controlled by a traffic-control signal against a red light and does not provide a defense to any other civil or criminal action (Section 304.281).

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 (Section 307.178).

CLUTCH'S LAW (FAILURE TO YIELD RIGHT OF WAY) - This act increases the penalties and imposes driver's license points on any person failing to yield the right-of-way when the violation results in physical injury, serious physical injury, or death to a person. Any person violating Section 304.351 (failure to yield right-of-way) which results in physical injury will be assessed a fine of not less than $200 and have 8 points assessed against his or her driver's license. If a serious physical injury results, the person shall be guilty of a Class B misdemeanor and a fine of not less than $500 will be imposed and 8 points will be assessed. If the failure to yield violation leads to a fatality, the person shall be guilty of a Class A misdemeanor and a fine of not less than $1,000 will be imposed and 12 points will be assessed against his or her driver's license (Sections 302.302 and 304.351). This act is similar to SB 1192 (2004), SB 259 (2003), SB 1077 and HB 1534 (2002).

LANE RESTRICTION BY LARGE TRUCKS - This act prohibits trucks (in excess of 48,000 pounds) from being driven in the far left-hand lane on interstate highways, freeways or expressways in the urban areas of this state. This prohibition shall not apply in certain circumstances. This provision passed in HB 327 et al (omnibus transportation bill) in 2003, but was vetoed by the Governor. The act is also similar to SB 384 (2003) (Section 304.015).

NO PASSING WHEN MARKED WITH SOLID YELLOW STRIPE - This act prohibits driving to the left hand side of the a roadway when it is clearly marked with a solid yellow center stripe indicating a no passing zone or an unsafe location to overtake or drive to the left side of the roadway (Class B misdemeanor)(Section 304.016).

TOWING BY LAW ENFORCEMENT - Under this act, law enforcement officers may authorize a towing company to immediately move any vehicle left unattended on any interstate highway or freeway in an urbanized area. Currently, a vehicle must be abandoned for at least four hours (Section 304.155). This provision is contained in SCS/HCS/HB 518 (2005).

TREATMENT OF PRIOR AND PERSISTENT OFFENDERS INVOLVING MUNICIPAL INTOXICATED-RELATED TRAFFIC OFFENSES - This act clarifies that the penalty enhancement provisions in Section 577.023 relating to prior/persistent offenders should be applied consistently whether in municipal, county, and state courts. Specifically, this act clarifies that when an individual is charged under a municipal ordinance the individual is not entitled to suspended imposition of sentence if he/she meets the definition and classification as prior or persistent offender under Section 577.023.1(2) and (3).

CERTIFICATION OF ALCOHOL RELATED REPORTS - This act requires alcohol related reports submitted to the Department of Revenue by law enforcement officers to be certified rather than verified. The act requires law enforcement officers to certify the alcohol arrest reports under penalties of perjury prior to filing the reports with the department (Section 302.510 and 577.041). The reports shall be admissible as prima facie evidence at administrative hearings. The act repeals the requirement for license surrender in order to obtain a hearing on administrative alcohol arrests (Section 302.530). These provisions are similar to ones contained in SB 490 (2003).

HIGHWAY WORK ZONE PROTECTION - This act increases various penalties for offenses occurring within highway work zones or construction zones. Under this act, any person convicted of a second or subsequent moving violation within a work zone shall be assessed a fine of $75. The act provides that a person who is convicted of speeding or passing a vehicle within a work zone when a highway worker is present a second or subsequent time shall be assessed a fine of $300 in addition to any other fine authorized by law.

The act also creates the crime of "endangerment of a highway worker". The act provides that if a person commits the offense of endangerment of a highway worker in which no injury or death results the person shall, in addition to any other penalty authorized by law, be guilty of a Class A misdemeanor. If a highway

worker is injured as a result of committing the offense of endangerment of a highway worker, the person shall be guilty of Class D felony. If a death of a highway worker results, the person shall be guilty of a Class C felony.

A person commits the offense of endangerment of a highway worker if the motorist:
(1) Exceeds the posted speed limit by 10 mph or more;
(2) Fails to stop for a work zone flagman or fails to obey other traffic control devices erected in the work zone;
(3) Drives through or around the work zone by any lane not clearly designated for such purpose;
(4) Physically assaults or attempts to assault a highway worker with a motor vehicle or other deadly weapon;
(5) Negligently strikes or moves barrels, barriers, signs or other devices erected to control the flow of traffic; or
(6) Commits various offenses in which points may be assessed under section 302.302.

WORK ZONE SAFETY TRUST FUND - Under this act, a five dollar surcharge shall be accessed on all traffic violations and infractions. The surcharge shall be deposited into the Work Zone Safety Trust Fund. The Work Zone Safety Trust Fund is created for the deposit of the surcharges and other revenues to be used for funding enforcement of all traffic laws in construction or work zones (Section 304.590).
STEPHEN WITTE

01/24/2005 S First Read (S107)
01/27/2005 Second Read and Referred S Transportation Committee (S134)
02/01/2005 Hearing Conducted S Transportation Committee
02/24/2005 SCS Voted Do Pass (w/SCS/SBs 221, 250 & 256) S Transportation Committee (0633S.03C)
03/03/2005 Reported from S Transportation Committee to Floor w/SCS (S351)
03/07/2005 SCS S adopted (S370)
03/07/2005 Perfected (S370)
03/08/2005 Reported Truly Perfected S Rules Committee (S379)
03/08/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S380)
03/15/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
03/15/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/16/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S473)
03/16/2005 S Third Read and Passed (S473 / H663)
03/16/2005 H First Read (H663)
03/17/2005 H Second Read (H682)
04/07/2005 Referred H Transportation Committee (H936)
04/13/2005 Hearing Conducted H Transportation Committee
04/20/2005 HCS Voted Do Pass H Transportation Committee
04/20/2005 HCS Reported Do Pass H Transportation Committee (H1170)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1170)
04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1338)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 222 *** SCS SB 222 1184S.06P

SENATE SPONSOR: Callahan HOUSE HANDLER: Sutherland

SCS/SB 222 - The act relieves any person licensed or required to affix a tax stamp on cigarette packages or any retailer who in good faith sells cigarettes that do not comply with state law, from being subject to any administrative, civil or criminal penalties associated with such act. However it does not relieve a wholesaler or retailer from any penalty imposed by law if the tax stamp has not been lawfully applied.

Declarations of non-compliant cigarettes must be posted on the website of both the Attorney General and the Department of Revenue. The director of the department of revenue must notify all wholesalers in writing via U.S. Mail of the manufacturers and cigarette brands that are no longer lawful to sell in the state. Within five days of such notification, the wholesaler must provide the director with a count of said manufacturers cigarette brands that the wholesaler is holding in inventory for sale in this state.

The cigarette manufacturer shall have the right to remedy any reason the director or attorney general gives for making it unlawful to sell such cigarette brands in this state and in the event said manufacturer provides such remedy, the director and attorney general shall cease any impending action to make such manufacturers brands unlawful for sale. Any tobacco product manufacturer aggrieved by a declaration of non-compliance has a right to seek relief in a court of competent jurisdiction.
JASON ZAMKUS

01/25/2005 S First Read (S111)
01/27/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S134)
02/16/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1184S.06C)
02/28/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S299)
03/08/2005 SCS S adopted (S382)
03/08/2005 S Third Read and Passed - Consent (S382-383)
03/09/2005 H First Read (H563)
03/31/2005 Referred H Ways & Means Committee (H819)
04/06/2005 Hearing Conducted H Ways & Means Committee
04/11/2005 Voted Do Pass H Ways & Means Committee - Consent
04/12/2005 Reported Do Pass H Ways & Means Committee - Consent (H997)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H997)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1039)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 223 *** 1115S.02I

SENATE SPONSOR: Clemens

Modifies provision regarding athletic trainer licensing

01/27/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S134)

*** SB 224 *** 1175S.01I

SENATE SPONSOR: Clemens

Creates a tax credit against the private car ad valorem tax

02/24/2005 Hearing Conducted S Ways & Means Committee

*** SB 225 *** HCS SS #2 SCS SB 225 1138L.11C

SENATE SPONSOR: Cauthorn HOUSE HANDLER: Hobbs

HCS/SS# 2/SCS/SB 225 - This act pertains to hazardous waste.

SECTION 260.200 - Changes "waste tire" references to "scrap tire".

SECTION 260.262 - Directs a fee of fifty cents to be collected for each lead-acid battery sold. The fee, less six percent to be retained by the seller as collection costs, shall be paid to the Department of Revenue along with the number of batteries sold during the preceding month. Of the monies kept by the Department of Revenue, four percent shall be retained by the department, the rest shall be deposited in the hazardous waste fund.

SECTION 260.270 - Changes "waste tire" references to "scrap tire".

SECTION 260.272 - Changes "waste tire" references to "scrap tire".

SECTION 260.273 - Reinstates the tire fee at fifty cents. The act reinstates the fee beginning the first day of

the month no more than sixty days following the effective date of the act; the fee is set to terminate January 2010.

The act directs the Department of Natural Resources to report by January 1, 2009, a complete accounting of tire cleanups - this includes those completed or in progress, the costs associated with these cleanups, number of tires remaining at that time, balance of the fund and enforcement actions initiated to address scrap tires.

SECTION 260.274 - Repeals entire section.

SECTION 260.275 - Changes "waste tire" references to "scrap tire".

SECTION 260.276 - Changes "waste tire" references to "scrap tire".

SECTION 260.278 - Changes "waste tire" references to "scrap tire".

SECTION 260.279 - The act provides preference to Missouri vendors bidding on contracts by the department for the removal or clean up of scrap tires. A five percent preference and ten bonus points shall be given to any vendor that meets one or more of the following factors:

- Vendors residing in Missouri for two years preceding the bid;
- Non - resident vendors that employ at least twenty Missouri residents and have maintained their principal place of business in the state for two years preceding the bid;
- Vendors that reside in Missouri that employ at least seventy-five percent of their workers from Missouri for the entire term of the project;
- Non - resident vendors that employ at least twenty Missouri residents and have maintained their principal place of business in the state for two years preceding the bid; for the entire term of the project, these vendors shall employ at least seventy-five percent of their workers from Missouri;
- Vendors that provide written certification that the end use of the tires will be for fuel purposes or for the manufacture of a useable good or product; landfilling of tires, tire chips, or tire shreds shall not permit a vendor a preference.

SECTION 260.325 - Solid waste management district boards shall arrange for independent financial audits of the district's operations. Districts receiving two hundred thousand dollars or more shall undergo annual audits, those districts receiving less than two hundred thousand dollars of financial assistance shall undergo the audits at least once every two years. The contents of these audits shall be open to the State Auditor and the option to audit the districts by the state auditor is provided for in the act. The department shall perform audits of district grants, provided the resources are there, at least once every three years.

SECTION 260.330 - The fees for solid waste landfills are modified in the act. No annual adjustment to the current fee is to be made from October 2005 to October 2009, except that which is needed for operating costs and any increase in the total amount of solid waste accepted at landfills and that to be transferred out of the state. No annual increase made during the time frame of October 2005 to October 2009 shall exceed the percentage increase measured by the consumer price index, and shall be made at the discretion of the director of the Department of Natural Resources.

The fees for transfer stations have been modified in the act. No annual adjustment to the current fee is to be made from October 2005 to October 2009, except that which is needed for operating costs and any increase in the total amount of solid waste accepted at landfills and that to be transferred out of the state. No annual increase made during the time frame of October 2005 to October 2009 shall exceed the percentage increase measured by the consumer price index, and shall be made at the discretion of the director of the Department of Natural Resources.

SECTION 260.335 - Each fiscal year, eight hundred thousand dollars from the solid waste management fund shall be made available to the department and the environmental improvement and energy resources authority for the development of markets for recovered materials; this is a change from the current appropriation of one million dollars. Each fiscal year, up to two hundred thousand dollars from the solid waste management fund shall be used by the department for grants to solid waste management districts. District eligibility is laid out in the act as is the calculation for fund disbursement.

Remaining moneys in the fund shall be allocated as follows:

- Thirty-nine percent of the moneys shall go towards the elimination of illegal solid waste disposal;
- Sixty-one percent of the moneys shall go towards grants - the breakdown of these moneys are, forty percent shall be allocated based on the population of each district and sixty percent shall be allocated based on the amount of revenue generated within each district.
- No more than fifty percent of the allocable revenue may be used for the implementation of a solid waste management plan and at least fifty percent of the allocable revenue shall be allocated for waste reduction, recycling and related services.

Each district shall receive a minimum of ninety-five thousand dollars for district grants and operations.

SECTION 260.342 - Repeals entire section.

SECTION 260.345 - The act changes the membership of the solid waste advisory board, two members shall represent the solid waste management industry, and one member may represent the solid waste composting or recycling industry. The authority to terminate any member based on the failure to attend at least fifty percent of the board meetings has been removed in the act.

SECTION 260.375 - Removes requirement for out of state generators to file a registration report with the commission, as well as removing the allowance for in state generators to submit such registration for these out of state generators.

SECTION 260.380 - New language clarifies that requirements set forth by the commission apply only to those generators located in Missouri. Removes references to out of state generators and the requirements set forth by the department. Removes requirement for in state generators that are receiving hazardous waste from out of state generators pay an annual fee.

There has been a change to the fee paid for by generators - new language clarifies that the fee for in state generators shall be five dollars per ton or portion thereof of waste registered with the department; a change from current law that provided the commission the discretion to establish the fee annually. New language states that the fee shall not exceed fifty-two thousand dollars per generator site per year nor be less than one hundred fifty dollars per site per year.

New language has been added that directs Missouri treatment, storage and disposal facilities to pay an annual fee equal to two dollars per ton or portion thereof for all hazardous waste received from outside the state. Failure to pay such a fee shall result in the imposition of a penalty equal to fifteen percent of the original fee. The fee shall expire December 2011.

SECTION 260.391 - Adds circumstances to the list by which the hazardous waste fund receives funds - new language includes taxes, penalties or interest assessed on those fees or taxes. New language also adds to the list of circumstances to which the hazardous waste fund is responsible - including, prevention of leaks from underground storage tanks and response to petroleum releases from both underground and above ground tanks, and for any other expenditures that are not covered under the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980. Included in these "other expenditures" are:

- Administrative services as necessary for the identification, assessment and cleanup of abandoned sites;
- Payments to other state agencies for services consistent with section 260.435 to 260.550;
- Acquisition of property as provided in section 260.420;
- A development study of a hazardous waste facility in Missouri;
- Financing the non-federal share associated with the cost of clean up and site remediation
- Reimbursement of owners or operators who accept waste pursuant to department orders

Language clarifies that any funds remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund. No monies from the fund shall be available for abandoned site clean up unless the director has made all reasonable efforts to secure voluntary payment from the owners or operators of such site. The director shall make all reasonable efforts to recover expended funds through litigation or cooperative agreements with responsible persons. All recovered monies shall be deposited in the hazardous waste fund. In addition to the revenue specified in the section, the department shall request an annual appropriation from general revenue equal to any state match obligation to the EPA for cleanup performed pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980.

SECTION 260.420 - All references to the hazardous waste remedial fund have been removed.

SECTION 260.446 - Repeals entire section.

SECTION 260.475 - All references to the hazardous waste remedial fund have been removed, along with the deposit breakdown between said fund and the hazardous waste fund - the act forwards all monies to be deposited in the hazardous waste fund. The fee authorized in this section shall expire December 2011.

SECTION 260.479 - Section repealed.

SECTION 260.480 - Repeals current section - added language that clarifies any funds remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund.

SECTION 260.481 - All references to the hazardous waste remedial fund have been removed.

SECTION 260.546 - All references to the hazardous waste remedial fund have been removed.

SECTION 260.569 - All references to the hazardous waste remedial fund have been removed.

SECTION 260.900 - Changes the definition "dry cleaning solvent" to include dry-cleaners who use chlorinated solvents and exclude those who use petroleum-based solvents.

SECTION 260.905 - Provides an extension to the hazardous waste management commission to promulgate rules for dy cleaning facility environmental remediation until 2007.

SECTION 260.925 - Modifies circumstances where moneys from the Dry Cleaning Emergency Response Trust Fund (DERT) cannot be used; for corrective action at sites that have been taken out of operation prior to July 1, 2009 and not documented to the department prior to that date.

SECTION 260.935 - Removes facilities that use petroleum, nonchlorinated solvents from the requirement to pay an annual dry-cleaning facility registration surcharge.

SECTION 260.940 - Removes the solvent factor for any nonchlorinated dry-cleaning solvent.

SECTION 260.960 - Clarifies that any rule promulgated after the effective date of this section shall be invalid.

SECTION 260.965 - Sets an expiration date of August 28, 2012 for the operation of the DERT Fund.

SECTION 304.184 - Any truck or tractor-trailer engaged in transporting solid waste may operate with a weight not to exceed twenty-two thousand four hundred pounds on one axle or not to exceed forty-four thousand eight hundred pounds on any tandem axle. The act does not permit the operation of any motor vehicle on the highways in excess of the weight limits imposed by federal statutes.

The sections pertaining to dry cleaning facilities have an emergency clause.
MEGAN WORD

01/25/2005 S First Read (S111)
01/27/2005 Second Read and Referred S Ways & Means Committee (S134)
02/03/2005 Hearing Conducted S Ways & Means Committee
02/10/2005 Voted Do Pass S Ways & Means Committee (1138S.07C)
02/14/2005 Reported from S Ways & Means Committee to Floor w/SCS (S220)
02/17/2005 SS for SCS S offered (Cauthorn)--(1138S.08F) (S247)
02/17/2005 SA 1 to SS for SCS S offered (Vogel)--1138S08.01F (S247-248)
02/17/2005 Bill Placed on Informal Calendar (S248)
02/21/2005 SA 1 to SS for SCS S withdrawn (S257)
02/21/2005 SS for SCS S withdrawn (S257)
02/21/2005 SS#2 for SCS S offered (Cauthorn) (1138S.09F) (S257)
02/21/2005 Bill Placed on Informal Calendar (S257)
03/07/2005 Taken up for Perfection (S370)
03/07/2005 Bill Placed on Informal Calendar (S370)
04/07/2005 SA 1 to SS#2 for SCS S offered & adopted (Crowell)--(1138S09.03S) (S594)
04/07/2005 SA 2 to SS#2 for SCS S offered & adopted (Gross)--(0095sga05.01S) (S594-601)
04/07/2005 SS#2 for SCS, as amended, S adopted (S601)

04/07/2005 Perfected (S601)
04/11/2005 Reported Truly Perfected S Rules Committee (S624)
04/11/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S627)
04/13/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/13/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/13/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S666)
04/13/2005 S Third Read and Passed - EC adopted (S667-668)
04/13/2005 H First Read (w/EC) (H1040)
04/14/2005 H Second Read (S1048)
04/14/2005 Referred H Conservation and Natural Resources Committee (H1067)
04/20/2005 Hearing Conducted H Conservation and Natural Resources Committee
04/20/2005 HCS Voted Do Pass Conservation and Natural Resources Committee
04/21/2005 HCS Reported Do Pass H Conservation and Natural Resources Committee
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1194)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/03/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/03/2005 Referred H Fiscal Review Committee (H1441)
05/04/2005 Hearing Conducted H Fiscal Review Committee
05/04/2005 HCS Voted Do Pass H Fiscal Review Committee
05/04/2005 HCS Reported Do Pass H Fiscal Review Committee (H1463)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: Varies

*** SB 226 *** 1053S.01I

SENATE SPONSOR: Cauthorn

Modifies provisions relating to the Medicaid program

01/27/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S134)

*** SB 227 *** SCS SB 227 0984S.02P

SENATE SPONSOR: Engler HOUSE HANDLER: Kuessner

SCS/SB 227 - This act designates a portion of state highway M within Washington County which is located within the city limits of Irondale as the "Trooper Robert Kolilis Memorial Highway". The act provides that MoDOT will erect the signs designating the highway and the costs will be paid by the Missouri State Troopers' Association.
STEPHEN WITTE

01/25/2005 S First Read (S111)
01/27/2005 Second Read and Referred S Transportation Committee (S134)
02/22/2005 Hearing Conducted S Transportation Committee
02/24/2005 SCS Voted Do Pass S Transportation Committee-Consent (0948S.02C)
03/01/2005 Reported from S Transportation Committee to Floor - Consent (S327)
03/08/2005 SCS S adopted (S394)
03/08/2005 S Third Read and Passed - Consent (S394)
03/09/2005 H First Read (H563)
03/10/2005 H Second Read (H573)
04/05/2005 Referred H Transportation Committee (H880)
04/13/2005 Hearing Conducted H Transportation Committee
04/13/2005 Voted Do Pass H Transportation Committee - Consent
04/13/2005 Reported Do Pass H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1077)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 228 *** 1171S.02I

SENATE SPONSOR: Ridgeway

Requires health carriers to reimburse out-of-network chiropractors the same as other out-of-network providers

03/02/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee

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*** SB 229 *** 1126S.01I

SENATE SPONSOR: Bray

Allows the hiring of a retired teacher to work between 550 and 800 hours without losing their retirement benefits

01/27/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S134)

*** SB 230 *** 0948S.04I

SENATE SPONSOR: Champion

Reallocates a portion of the crime laboratory surcharge to counties and prosecutors

01/27/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S134-135)

*** SB 231 *** 1189S.01I

SENATE SPONSOR: Crowell

Increases the General Assembly's fiscal supervision of public higher education institutions

02/15/2005 Hearing Conducted S Education Committee

*** SB 232 *** 1121S.01P

SENATE SPONSOR: Loudon HOUSE HANDLER: Bivins

SB 232 - This act provides that all conduct, speech or other petitioning activities made in connection with a public meeting shall be immune from civil liability if such conduct is aimed at procuring any government action. Under current law, a party sued for such conduct is authorized to file a special motion to dismiss the action. This act provides that the motion shall be granted unless the responding party produces clear and convincing evidence that the moving party is not immunized from liability.

A party who prevails on a special motion may petition the court for actual and punitive damages for abuse of process and malicious prosecution. Expenses of a party initiating legal action based on such conduct, speech or other petitioning activities shall qualify as a tax deductible business expense.

The Attorney General is authorized to intervene and assume the costs of defending a suit which appears to be violating a Missouri citizen's speech which is immune from civil liability as provided in this act.
JIM ERTLE

01/26/2005 S First Read (S115)
01/31/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S140)
02/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/21/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S453)
03/30/2005 Bill Placed on Informal Calendar (S525)
04/07/2005 Perfected (S594)
04/11/2005 Reported Truly Perfected S Rules Committee (S624)
04/13/2005 S Third Read and Passed (S668)
04/13/2005 H First Read (H1041)
04/14/2005 H Second Read (S1048)
04/14/2005 Referred H Judiciary Committee (H1067)
04/19/2005 Hearing Conducted H Judiciary Committee
04/26/2005 Voted Do Pass w/HCA 1 H Judiciary Committee
04/27/2005 Reported Do Pass w/HCA 1 H Judiciary Committee (H1306-1307)
04/27/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1306)

04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 Voted Do Pass w/HCA 1 H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 Reported Do Pass w/HCA 1 H Rules Committee (w/no time limit for debate on Third Reading) (H1338)
05/09/2005 H Calendar S Bills for Third Reading w/HCA 1

EFFECTIVE: August 28, 2005

*** SB 233 *** HCS SCS SB 233 1229L.05C

SENATE SPONSOR: Stouffer HOUSE HANDLER: Nance

HCS/SCS/SB 233 - This act designates the bridge crossing the Missouri River on Highway 13 between Lafayette and Ray Counties the "Congressman Ike Skelton Bridge". All signage costs shall be for through private sources. This act designates a portion of Highway 58 within Johnson County as the "Veterans Memorial Parkway". The act designates the bridge on State Highway 13 over the Missouri River between Lafayette and Ray counties as "The
Congressman Ike Skelton Bridge". The act designate a portion of Interstate 44 in Phelps County as the "Governor Mel Carnahan Memorial Highway". The act designates a portion of U.S. Highway 61 in Lewis County as the "Students of Missouri Assisting Rural Transportation Memorial Highway". The act designates a portion of Missouri Highway 30 in St. Louis County as the "Chief Jerry Buehne Memorial Road". The act designates the new Highway 19 Missouri River Bridge in Hermann as the "Senator Christopher S. Bond Bridge".

The act establishes a process in which organizations can petition the Department of Transportation to designate a highway or bridge. The act sets forth application requirements and deposit requirements to pay for signage for the proposed designation. The act requires one member of the General Assembly to sponsor the proposed bridge or highway designation and an application accompanied by a list of 200 signature of persons who support the proposed designation. The act creates the Department of Transportation Bridge and Highway Sign Fund in which organization deposits shall be placed. The act requires the department to give public notice of the proposed highway or bridge designation. Highways or bridges to be named after law enforcement officers killed in the line of duty are not subject to the process. The act requires the proposed designation to be approved by the House Committee on Transportation. Highway or bridge designations made under this process will sunset after such designation unless the it is approved by the House Committee on Transportation.
STEPHEN WITTE

01/26/2005 S First Read (S115)
01/31/2005 Second Read and Referred S Transportation Committee (S140)
02/22/2005 Hearing Conducted S Transportation Committee
02/24/2005 SCS Voted Do Pass S Transportation Committee-Consent (1229S.02C)
03/01/2005 Reported from S Transportation Committee to Floor w/SCS - Consent (S327)
03/08/2005 SCS S adopted (S394-395)
03/08/2005 S Third Read and Passed - Consent (S395)
03/09/2005 H First Read (H563)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Transportation Committee (H819)
04/06/2005 Hearing Conducted H Transportation Committee
05/02/2005 HCS Voted Do Pass H Transportation Committee
05/03/2005 HCS Reported Do Pass H Transportation Committee (H1441)
05/03/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1441)
05/04/2005 Hearing Conducted H Rules Committee
05/04/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/04/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1490)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 234 *** SCS SBs 157 & 234 1044S.01I

SENATE SPONSOR: Purgason

This bill has been combined with SB 157

01/26/2005 S First Read (S115)

01/31/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S140)
02/01/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
02/08/2005 Bill Combined SCS SBs 157 & 234

EFFECTIVE: August 28, 2005

*** SB 235 *** 0395S.01I

SENATE SPONSOR: Wheeler

SB 235 - This act allows two or more physicians to jointly negotiate with a carrier to engage in certain activities involving non-fee-related matters. These activities shall include:

-defining medical necessity;
-utilization management procedures;
-clinical practice guidelines;
-preventive care policies;
-patient referrals;
-drug formularies;
-liability of physicians;
-method and timing of payments;
-procedures for selecting and terminating participating physicians; and
-terms of contracts.

If the Attorney General finds that a carrier has a substantial amount of market power in a particular area and that this is a threat to the quality of patient care, then two or more physicians may negotiate with the carrier regarding fees and fee-related matters.

Before entering into negotiations, a joint negotiation representative must submit certain information, including a fee, to the Attorney General for his approval. Physicians are permitted to communicate with each other and the representative regarding contractual terms. The representative shall have the sole authority to negotiate with the carrier on behalf of the physicians as a group.

After an agreement has been reached between the representative and the carrier, a copy of the proposed contract must be submitted to the Attorney General for his written approval or disapproval. If negotiations end, then the representative must report such information to the Attorney General within 14 days. All information disclosed to the Attorney General shall be confidential.

The Attorney General shall report to the Governor and the General Assembly by August 28, 2008 on the implementation of this act. The Attorney General shall have rule-making authority.

This act is identical to SB 1245 (2004).
JIM ERTLE

01/26/2005 S First Read (S115)
01/31/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S140)
02/16/2005 Hearing Scheduled But Not Heard Aging, Families, Mental & Public Health Committee
02/23/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/06/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee

EFFECTIVE: August 28, 2005

*** SB 236 *** 0974S.02I

SENATE SPONSOR: Klindt

SB 236 - This act pertains to private applicator licenses.

The act maintains the prohibition on the issuance of a licensing fee but allows for the collection of a fee by the University of Missouri Extension Service for the actual cost of the materials necessary to complete the course of instruction required for a certified private applicator's license. Such costs shall be reviewed on an annual basis by the directors of both the Department of Agriculture and the Extension service.
MEGAN WORD

01/26/2005 S First Read (S115)
01/31/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S140)
02/22/2005 Hearing Conducted S Commerce, Energy and the Environment Committee
03/01/2005 Voted Do Pass S Commerce, Energy and the Environment Committee-Consent

03/01/2005 Reported from S Commerce, Energy and the Environment Committee to Floor - Consent (S312)
03/03/2005 Removed S Consent Calendar (S364)
04/07/2005 Reported from S Commerce, Energy and the Environment Committee to Floor (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 237 *** CCS HCS SS SCS SB 237 0985S.07T

SENATE SPONSOR: Klindt HOUSE HANDLER: Rector

CCS/HCS/SS/SCS/SB 237- This act pertains to telecommunications.

SECTION 227.240 - The act adds cable television to the list of utilities allowed access to the Department of Transportation's right of way corridor.

SECTION 386.020 - The act modifies the definition of "competitive telecommunications service" to include the services which have been classified as such in Section 392.245.

SECTION 392.200 - The act modifies the commission's approval process for service offerings in a sub-exchange. The act states that telecommunication services may be offered in a sub-exchange unless the Public Service Commission (PSC) finds that doing so is contrary to the public interest; a change from the current law which states that such approval shall be based upon clear and convincing evidence.

The act authorizes customer-specific pricing for business customers only. It shall be offered on an equal basis for both incumbent and alternative local exchange companies and for interexchange telecommunications companies. The act adds business services in an exchange where basic local services offered to business customers have been declared competitive under Section 392.245 to the circumstances where customer-specific pricing has been authorized.

The act allows telecommunications companies to offer discounted rates or special promotions to existing customers as well as new or former customers.

The act allows incumbent and alternative local exchange companies to offer packages of services - which is defined in this act as more than one telecommunications service or one or more telecommunication service combined with one or more non telecommunication service - and that such packages shall not be subject to price cap or rate of return regulations, provided that each service offered in the package is available on its own, apart from the package, still subject to rate of return or price cap regulations.

SECTION 392.245 - The act states that any rate, charge, toll or rental for telecommunication service that does not exceed the maximum allowable price shall be deemed to be just, reasonable and lawful. The act adds to the provisions that allow small incumbent local exchange companies to be regulated under the price cap provisions by including situations where two or more wireless providers are providing service in any part of the company's service area.

The act allows an incumbent local exchange company to change the rates of service so long as they are consistent with subsections 2 through 5 of Section 392.200.

The act changes the standards by which services are classified as competitive. The act states that any service offered to business and residential customers other than exchange access service, shall be classified as competitive if there are two non-affiliated entities in addition to the incumbent local exchange company providing basic local service to both business and residential customers within that exchange. The act clarifies that wireless providers shall be considered as entities providing basic local services, provided that only one such non-affiliated provider shall be considered as providing said service within an exchange. The act states that any entity providing local voice service over facilities in which it or one of its affiliates have an ownership shall be considered as a basic local service provider; regardless of whether or not that entity is regulated by the PSC. A provider of local voice service that requires the use of a third party, unaffiliated broadband network for origination of such service shall not be considered a basic service provider. Local voice service has been defined in the act; two-way voice service capable of receiving calls from a provider of basic local telecommunication service. The act defines broadband network as a connection that delivers services at speeds exceeding two hundred kilobits per second in at least one direction. The act states that companies only offering prepaid services, or only reselling telecommunications service, shall not be

considered entities providing basic local service. The act provides a time frame of thirty days from the request under which the commission shall determine whether the requisite number of companies are providing the services required and if so, approve tariffs as competitive.

The act allows ILEC's to petition the commission for a competitive classification determination separate from the determination found when the requisite number of providers are supplying service in an exchange. This process allows an ILEC to use competition from any entity providing voice service using another company's facilities to do so, as the basis for the petition. This would allow, in certain circumstances, resellers to be considered in this petition process - this is different than the competitive classification determination found when the requisite number of providers are supplying service in an exchange, where resellers are not considered in the competition equation. The determination for competition here utilizes a more subjective investigation by the commission and provides more time for the commission to make a determination; sixty days. The act also directs the commission to maintain records of regulated providers of local voice service; the commission shall utilize these records when making a determination on any such petition.

If the services of an incumbent local exchange company are determined to be competitive, the company may thereafter adjust its rates upon filing tariffs which shall become effective within the timelines identified in Section 392.500. The commission is authorized to review the services which have been classified as competitive at least every two years, or when an ILEC increases the rates for basic local services in an exchange which has been declared competitive. The purpose for the review is to determine if the competitive conditions continue to exist in the exchange.

The maximum annual increase for non basic telecommunications services of an ILEC has been changed with the act; the maximum allowable increase is now five percent rather than eight.

The act provides a mechanism by which the Public Service Commission shall measure the rates for basic local telecommunications service; the measure shall come at the time of the effective date of the act, two years after that date, and five years after the effective date of the act.

SECTION 392.500 - The act makes a change to the time frame relating to both increases and decreases in rates for any competitive telecommunications service. The act makes increases effective ten days after the filing of the proposed rate and decreases effective after one day's notice of such a decrease to the commission.

SECTIONS 536.024 and 536.037 - The act makes a change to current law and subjects any rules or regulations promulgated by the commission beginning January 1, 2007, to review by the Joint Committee on Administrative Rules.
MEGAN WORD

01/26/2005 S First Read (S115)
01/31/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S140)
02/15/2005 Hearing Conducted S Commerce, Energy and the Environment Committee
03/01/2005 SCS Voted Do Pass S Commerce, Energy and the Environment Committee (0985S.04C)
03/01/2005 Reported from S Commerce, Energy and the Environment Committee to Floor w/SCS (S327)
03/07/2005 Bill Placed on Informal Calendar (S369-370)
03/08/2005 SS for SCS S offered (Klindt) (0985S.05F) (S379)
03/08/2005 SA 1 to SS for SCS S offered (Klindt)--(0985S05.05S) (S379-380)
03/08/2005 SSA 1 for SA 1 to SS for SCS S offered (Griesheimer)--(0985S05.01F) (S380)
03/08/2005 Bill Placed on Informal Calendar (S380)
03/09/2005 SSA 1 for SA 1 to SS for SCS S withdrawn (S403)
03/09/2005 SA 1 to SS for SCS S withdrawn (S403-404)
03/09/2005 SA 2 to SS for SCS S offered & adopted (Klindt)--(0985S05.11S) (S404)
03/09/2005 SA 3 to SS for SCS S offered & adopted (Klindt)--(0985S05.10S) (S404)
03/09/2005 SA 4 to SS for SCS S offered & adopted (Klindt)--(0985S05.12S) (S404)
03/09/2005 SA 5 to SS for SCS S offered & defeated (Shields)--(0985S05.12S) (S404)
03/09/2005 SA 6 to SS for SCS S offered & defeated (Dolan)--(0985S05.21S) (S404-405)
03/09/2005 SA 7 to SS for SCS S offered & adopted (Griesheimer)--(0985S05.02S) (S405)
03/09/2005 SA 8 to SS for SCS S offered & adopted (Bray)--(0985S05.17S) (S405)
03/09/2005 SA 9 to SS for SCS S offered & adopted (Ridgeway)--(0985S05.07S) (S405-406)
03/09/2005 SA 10 to SS for SCS S offered & defeated (Bray)--(0985S05.19S) (S406)
03/09/2005 SA 11 to SS for SCS S offered & defeated (Bray)--(0985S05.20S) (S406)
03/09/2005 SA 12 to SS for SCS S offered & adopted (Bray)--(0985S05.22S) (S406)

03/09/2005 SS for SCS, as amended, S adopted (S406)
03/09/2005 Perfected (S406)
03/10/2005 Reported Truly Perfected S Rules Committee (S430)
03/14/2005 S Third Read and Passed (S439)
03/14/2005 H First Read (H619)
03/15/2005 H Second Read (H628)
03/31/2005 Referred H Utilities Committee (H819)
04/06/2005 Hearing Conducted H Utilities Committee
04/13/2005 HCS Voted Do Pass H Utilities Committee
04/13/2005 HCS Reported Do Pass H Utilities Committee (H1037)
04/21/2005 Hearing Scheduled H Rules Committee--(Upon Afternoon ADJ - HR 5)
04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1199)
04/27/2005 HA 1 to HCS H offered & adopted (Rector) (H1294)
04/27/2005 HA 2 to HCS H offered & adopted (Byrd) (H1294)
04/27/2005 HCS, as amended, H adopted (H1294)
04/27/2005 H Third Read and Passed (H1294-1295 / S819-820)
04/28/2005 S refuses to concur in HCS, as amended (S832 / H1326)
04/28/2005 S requests H recede or grant conference (S832 / H1326)
04/28/2005 H refuses to recede and grants conference (H1326 / S837)
04/28/2005 H conferees appointed: Rector, Emery, Schad, LeVota, George (H1326 / S837)
04/28/2005 S conferees appointed: Klindt, Greisheimer, Ridgeway, Green, Callahan (S837 / H1326)
05/02/2005 H submits CCR
05/02/2005 CCR/CCS S offered & adopted (0985S.07S) (S869)
05/02/2005 S Third Read and Passed (S869-870 / H1406)
05/03/2005 CCR/CCS H adopted (H1406-1407 / S919)
05/03/2005 H Third Read and Passed (H1406-1407 / S919)
05/03/2005 Truly Agreed To and Finally Passed (H1407-1408 / S919)

EFFECTIVE: August 28, 2005

*** SB 238 *** HCS SCS SB 238 1197L.06C

SENATE SPONSOR: Gross HOUSE HANDLER: Faith

HCS/SCS/SB 238 - The act modifies some of the ballot language to allow for lawful collection of the revenues derived from the local sales tax. The "Community Children's Services Fund" is created. All revenues collected under the local sales tax, less one percent for the cost of collection, will first be deposited in the state's general revenue fund and then transferred to the Community Children's Services Fund.

The act modifies language in Section 210.860, RSMo, to allow the City of St. Louis to impose a property tax of a twenty-five cents on each one hundred dollars of assessed valuation on taxable property for services for the purpose of providing counseling, family support, and temporary residential services to persons eighteen years of age or less and those services described in Section 210.861. Under current law, this section provided for the same twenty-five cent property tax to be levied for the purpose of providing counseling, family support, and temporary residential services to persons eighteen years of age or less. Revenues derived from this tax shall be deposited in the county treasury to the credit of the Community Children's Services Fund to provide funds for counseling and related services to children and youth in the county which will promote healthy lifestyles among children and youth and strengthen families.
JASON ZAMKUS

01/26/2005 S First Read (S115)
02/03/2005 Second Read and Referred S Ways & Means Committee (S172)
02/10/2005 Hearing Conducted S Ways & Means Committee
02/24/2005 SCS Voted Do Pass S Ways & Means Committee-Consent (1197S.05C)
03/01/2005 Reported from S Ways & Means Committee to Floor w/SCS - Consent (S312)
03/08/2005 SCS S adopted (S389-390)
03/08/2005 S Third Read and Passed - Consent (S390)
03/09/2005 H First Read (H563)
03/31/2005 Referred H Ways & Means Committee (H819)
04/06/2005 Hearing Conducted H Ways & Means Committee
04/13/2005 HCS Voted Do Pass H Ways & Means Committee - Consent
04/13/2005 HCS Reported Do Pass H Ways & Means Committee - Consent (H1037)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1037)

04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1077)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 239 *** 1146S.01I

SENATE SPONSOR: Scott

Levies a sales tax on food and hotel rooms in the City of Lamar Heights

02/24/2005 Hearing Conducted S Ways & Means Committee

*** SB 240 *** 0566S.02I

SENATE SPONSOR: Scott

SB 240 - This act modifies provisions regarding lobbyist reporting requirements and campaign finance disclosure for public officials.

Reports of lobbyist activities are due no later than January 5th of each year or within five days after beginning activities as a lobbyist. Lobbyists are no longer required to make reports to the Missouri Ethics Commission on proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed.

Certain candidates for elective office are required to file financial interest statements no later than March 31st or within 10 days of filing for office, whichever is later for the preceding calendar year. Candidates for election in April shall file such statements by January 31st for the preceding calendar year. Candidates nominated by political caucus shall file such statements within 10 days of nomination. The Missouri Ethics Commission shall be the filing officer in any case where no filing officer is designated for the filing of a financial interest statement. Any document postmarked by midnight of the day designated for filing shall be deemed as timely filed.

The Commission is required to provide notice, not actual notice, of certain actions to the subject of a complaint filed with the Commission. Notice requirements are also modified regarding the assessment of late fees by the Commission. Appeals of actions of the Commission may be appealed to the circuit court of Cole County, rather than the administrative hearing commission.

Every committee which is required to file a statement of organization may exclude bank account numbers from the statement when the report is filed with an officer other than the Commission. All records of committee receipts and expenditures shall be available for inspection by the Commission, rather than the current campaign finance review board. Written reports are not required for any candidate whose officer for filing is the Commission if the report is filed electronically with the Commission.

The act reorganizes sections of law concerning reporting requirements for out-of-state committees and reporting requirements for candidates nominated by political party committees. Currently, continuing committees are required to file electronic reports if the committee makes contributions of more than $15,000. This act changes the amount to $5,000 and includes political party committees and campaign committees within this requirement.

The act provides that an individual who seeks nomination to a public office by nomination of a political party committee shall be subject to campaign finance disclosure requirements, with certain modifications relating to reporting dates. The act repeals a section of law that requires the Commission to print a summary of all laws over which the Commission has enforcement power.

This act is similar to SS#2/SCS/HS/HCS/HB 1150 (2004).
JIM ERTLE

01/26/2005 S First Read (S115-116)
01/31/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S140)
02/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
02/28/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee-Consent

02/28/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor - Consent (S298)
03/03/2005 Removed S Consent Calendar (S348)
04/07/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 241 *** 1117S.01I

SENATE SPONSOR: Scott

SB 241 - This act provides that lobbyists are no longer required to make reports to the Missouri Ethics Commission on proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed.
JIM ERTLE

01/26/2005 S First Read (S116)
01/31/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S140)
02/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
02/28/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee-Consent
02/28/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor - Consent (S298)
03/03/2005 Removed S Consent Calendar (S348)
04/07/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 242 *** 1234S.01I

SENATE SPONSOR: Scott

SB 242 - This act requires all deputy coroners and assistants to the coroner to register with the Missouri Coroners? and Medical Examiners? Association immediately after being appointed but before they begin their duties.
SUSAN HENDERSON

01/26/2005 S First Read (S116)
01/31/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S140)
02/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/21/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
02/21/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S255)
02/28/2005 S Third Read and Passed - Consent (S301)
03/01/2005 H First Read (H441)
03/02/2005 H Second Read (S448)
03/31/2005 Referred H Local Government Committee (H819)
04/07/2005 Hearing Conducted H Local Government Committee
04/21/2005 Voted Do Not Pass H Local Government Committee

EFFECTIVE: August 28, 2005

*** SB 243 *** 1235S.01I

SENATE SPONSOR: Scott

Modifies various provisions dealing with the reporting and investigating of an individual's death

01/31/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S140)

*** SB 244 *** 1233S.01I

SENATE SPONSOR: Scott

SB 244 - Under this act, health carriers are prohibited from requiring an applicant or insured to submit tax forms which disclose salaries, income, wages, or any other tax information not relevant to determining coverage eligibility. If any health carrier requires an applicant or insured to submit tax forms for purposes of determining eligibility, the health carrier shall allow the applicant or insured to redact or otherwise edit any information relating to salaries, wages, income, or other tax information not relevant to determining coverage eligibility. Failure to comply with this act shall constitute an unfair trade practice. The act directs the Director of the Department of Insurance to promulgate rules for the enforcement of this act and establish categories of tax information in addition to salaries, income, or wages in which health carriers shall not request by means of a tax return.
STEPHEN WITTE

01/26/2005 S First Read (S116)
01/31/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S140)
02/23/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/28/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee

EFFECTIVE: August 28, 2005

*** SB 245 *** 1182L.01I

SENATE SPONSOR: Scott

SB 245 - This act creates a partial sales tax exemption for the sale of modular units. For the purpose of use tax in relation to the sale of modular units, the manufacturer of such modular units will be considered the contractor and the tax rate will be computed on the use tax rate where the modular unit is being placed.
JASON ZAMKUS

01/26/2005 S First Read (S116)
01/31/2005 Second Read and Referred S Ways & Means Committee (S140)
02/03/2005 Hearing Conducted S Ways & Means Committee
02/17/2005 SCS Voted Do Pass S Ways & Means Committee (1182L.02C)

EFFECTIVE: August 28, 2005

*** SB 246 *** SCS SB 246 1129S.02T

SENATE SPONSOR: Days HOUSE HANDLER: Hoskins

SCS/SB 246 - This act pertains to the authorization of water pollution bonds.

This act authorizes the Board of Fund Commissioners, in addition to amounts authorized prior to August 28, 2006, 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).
MEGAN WORD

01/26/2005 S First Read (S116)
01/31/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S140)
02/14/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/28/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent (1129S.02C)
02/28/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S300)
03/08/2005 SCS S adopted (S387)
03/08/2005 S Third Read and Passed - Consent (S387)
03/09/2005 H First Read (H563)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Special Committee on Urban Issues Committee (H819)
04/11/2005 Hearing Conducted H Special Committee on Urban Issues Committee

04/11/2005 Voted Do Pass H Special Committee on Urban Issues Committee - Consent
04/12/2005 HCS Reported Do Pass H Special Committee on Urban Issues Committee (H996)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H996)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1039)
04/28/2005 HCS H adopted (H1318-19)
04/28/2005 H Third Read and Passed - Consent (H1318-1319)
04/28/2005 S refuses to concur in HCS (S837 / H1342)
04/28/2005 S requests H recede and take up and pass bill (S837 / H1342)
05/03/2005 H recedes from its position (HCS) (H1438-1439)
05/03/2005 H Third Read and Passed (H1439-1440 / S993)
05/03/2005 Truly Agreed To and Finally Passed (H1439-1440 / S993)

EFFECTIVE: August 28, 2005

*** SB 247 *** SCS SB 247 0882S.02P

SENATE SPONSOR: Dolan HOUSE HANDLER: Bruns

SCS/SB 247 - This act makes a couple of technical changes to the professional engineers license plate statute. Under this act, the $25 emblem-use contribution shall go to the Missouri Society of Professional Engineers rather than the Missouri Society of Professional Engineers Educational Foundation. The act also provides that the license plate shall bear the words "PROFESSIONAL ENGINEERS". This act also adds a corrected provision dealing with volunteer firefighter and fire district firefighter special license plates. This provision was erroneously omitted last session by the General Assembly.
STEPHEN WITTE

01/26/2005 S First Read (S116)
01/31/2005 Second Read and Referred S Transportation Committee (S140)
02/22/2005 Hearing Conducted S Transportation Committee
02/24/2005 SCS Voted Do Pass S Transportation Committee-Consent (0882S.02C)
03/01/2005 Reported from S Transportation Committee to Floor w/SCS - Consent (S327)
03/08/2005 SCS S adopted (S395)
03/08/2005 S Third Read and Passed - Consent (S395)
03/09/2005 H First Read (H563)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Transportation Committee (H819)
04/13/2005 Hearing Conducted H Transportation Committee
04/13/2005 Voted Do Pass H Transportation Committee - Consent
04/13/2005 Reported Do Pass H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1077)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 248 *** 0377S.01I

SENATE SPONSOR: Dolan

Creates a tax deduction for elementary and secondary school expenses

03/31/2005 Hearing Conducted S Ways & Means Committee

*** SB 249 *** 0621S.01I

SENATE SPONSOR: Dolan

WITHDRAWN

01/27/2005 Bill Withdrawn (S126)

*** SB 250 *** 0621S.02I

SENATE SPONSOR: Dolan

This bill has been combined with SB 221

01/26/2005 S First Read (S117)
01/31/2005 Second Read and Referred S Transportation Committee (S140)
02/15/2005 Hearing Conducted S Transportation Committee
02/24/2005 Bill Combined w/(SCS/SBs 221, 250 & 256)

EFFECTIVE: January 1, 2006

*** SB 251 *** 1057S.01I

SENATE SPONSOR: Ridgeway

SCS/SB 251 - This act allows a tax credit for contributions to support pregnancy resource centers. The credit is for 50% of the contribution, cannot exceed $50,000 per year, and is not refundable, but can be carried forward. No more than a total of $2 million may be claimed in credits in any one year. A taxpayer may only be permitted to redeem the tax credit provided in this act if the director of revenue has reallocated other state tax credits to the tax credit created in this act. A pregnancy resource center is a non-residential facility that provides assistance designed to support women and encourage birth over abortion. The center must be tax exempt, must provide direct person-to-person counseling at no cost, and cannot provide abortion referrals.

This act is similar to Senate Bill 791 (2004).
JASON ZAMKUS

01/27/2005 S First Read (S125)
01/31/2005 Second Read and Referred S Ways & Means Committee (S140)
02/24/2005 Hearing Conducted S Ways & Means Committee
03/03/2005 SCS Voted Do Pass S Ways & Means Committee (1057S.02C)

EFFECTIVE: August 28, 2005

*** SB 252 *** HCS SCS SB 252 1190L.08T

SENATE SPONSOR: Koster HOUSE HANDLER: Pearce

HCS/SCS/SB 252 - This act creates the "Missouri Military Preparedness and Enhancement Commission". The commission will advise the Governor and the General Assembly on military-related issues, as specified within the act, and will provide an annual report. The Department of Economic Development will furnish administrative support for the commission.

Five members of the commission shall be appointed by the Governor. Two members of the House, one from each political party, shall be appointed by the speaker. Two members of the Senate, one from each political party, shall be appointed the pro temp. Members shall serve three year terms, and may serve a maximum of six years.

The governing body or the county planning commission of Johnson County shall provide for the planning, zoning, and building within all or any portion of the unincorporated area extending 3,000 feet outward from the boundaries of Whiteman Air Force Base and the area within the perimeter of accident potential zones one and two.

The act asserts that spouses, primary or secondary age children, and children under twenty-four years of age of military members assigned within the state under military orders shall receive in-state tuition at Missouri public higher education institutions.

This act contains an emergency clause.
ADRIANE CROUSE

01/27/2005 S First Read (S125-126)
01/31/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S140)
02/08/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
02/22/2005 SCS Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent (1190S.05C)

02/23/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor w/SCS - Consent (S275)
03/03/2005 SCS S adopted (S360)
03/03/2005 S Third Read and Passed - Consent (EC adopted) (S360-361)
03/07/2005 H First Read (H498)
03/08/2005 H Second Read (H506)
03/31/2005 Referred H Veterans Committee (H819)
04/13/2005 Hearing Conducted H Veterans Committee
04/13/2005 HCS Voted Do Pass H Veterans Committee
04/13/2005 HCS Reported Do Pass H Veterans Committee (H1037)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)
04/20/2005 Hearing Conducted H Rules Committee
04/20/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/20/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1173)
04/26/2005 HA 1 to HCS H offered & adopted (Pearce) (H1263-1264)
04/26/2005 HA 2 to HCS H offered & adopted (Avery) (H1264-1266)
04/26/2005 HA 3 to HCS H offered & Ruled out of order (Darrough) (H1266)
04/26/2005 HCS, as amended, H adopted (H1266)
04/26/2005 H Third Read and Passed - EC adopted (H1266-1267 / S796-798)
04/27/2005 S concurs in HCS, as amended (S818 / H1342)
04/27/2005 S Third Read and Passed - EC adopted (S818-819 / H1342)
04/27/2005 Truly Agreed To and Finally Passed (w/EC) (S819 / H1342)
05/02/2005 Reported Duly Enrolled S Rules Committee (S869)
05/02/2005 Signed by Senate President (S869)
05/02/2005 Signed by House Speaker (H1390)
05/02/2005 Delivered to Governor (S870)

EFFECTIVE: Emergency Clause

*** SB 253 *** SCS SB 253 0894S.08C

SENATE SPONSOR: Koster

SCS/SB 253 - This act makes several changes with respect to the titling and registration of motor vehicles as well as the licensing of drivers.

CRIMINAL BACKGROUND CHECK BY SCHOOL DISTRICTS RATHER THAN DEPARTMENT OF REVENUE - Under this act, school districts shall be responsible for conducting criminal background checks for school bus drivers. Drivers may continue to operate school busses pending the results of the background check (Section 168.133). The Department of Revenue will no longer be responsible for obtaining criminal background checks (Section 43.530.2). The act provides that each school district shall have on file a statement from a licensed medical physician which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement shall be made on an annual basis. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This provision applies to drivers employed by the school district or under contract with the school district (Section 1). On an annual basis, each school district shall provide training in at least eight hours of duration to each school bus driver employed by the school district or under contract with the school district. Such training shall provide special instruction in school bus driving (Section 2).

SCHOOL BUS LICENSE ENDORSEMENT - This act modifies the current law regarding school bus endorsements (Section 302.272). School bus examinations for drivers 70 years of age or older must be completed annually. Out-of-state residents will be exempt from Missouri's school bus endorsement requirements if the person possesses a valid driver's license and a school bus endorsement from their state of residence.

FEE OFFICE FEES - This act provides that a fee office may charge a fee of $2.50 for instruction permits, nondriver licenses, chauffeur licenses and driver's licenses issue for 3 years or less. A $5.00 fee may be charged for licenses or instruction permits exceeding 3 years in length. The current law allows a fee office to impose a $5.00 fee regardless of the length of term (Section 136.055).

CREDIT FOR TRADE-IN - This act provides that the bill of sale that a person must submit to the Department of Revenue to claim a trade-in sales tax exemption does not have to be notarized (Section 144.025).

OBTAINING TITLE TO COSMETICALLY DAMAGED SALVAGE VEHICLE - This act provides that if an insurance company pays a claim on a salvage vehicle and the insured is retaining ownership of the vehicle, as prior salvage, and the vehicle has sustained only cosmetic damage, and reconstruction or rebuilding is not being made, the vehicle will not be subject to the examination conducted by the Highway Patrol in order for a title to be obtained (Section 301.020.4 and Section 301.190.10).

REPOSSESSED TITLE - This act modifies the process for obtaining a "Repossessed Title". Under the current law, a lienholder must submit an application describing the repossessed vehicle, an affidavit stating that the debtor defaulted and a copy of the security agreement. Under the act, the lienholder does not have to submit a copy of the security agreement, but must state in the affidavit that the lienholder has obtained written consent of all lienholders of record to repossess the vehicle or has provided all lienholders with written notice of the repossession. The lienholder must also give the owner and lienholders 10 days written notice that an application for a repossessed tile will be made. Under the current law, if the application is not accompanied by the written consent of lienholders, the department of revenue will not issue a repossessed title unless the department first gave such parties 10 days notice. Under the act, the burden is placed upon the repossessing lienholder to apprise the parties that the lienholder is seeking a repossessed title (Section 301.215).

MOTOR VEHICLE TRANSACTIONS WITHOUT CONTEMPORANEOUS EXCHANGE OF TITLE - This act allows a motor vehicle dealer to purchase, or accept as a trade in, and later sell, a motor vehicle without a title from a seller provided certain procedures are followed. Under this act, a vehicle dealer may obtain a duplicate or replacement title in the owner's name if the owner's title has been lost, stolen, mutilated, or destroyed and is not available for assignment. The licensed dealer must procure a power of attorney from the owner authorizing the dealer to obtain a duplicate or replacement title in the owner's name and sign any title assignments on the owner's behalf. The application to the department of revenue for the duplicate or replacement title shall be accompanied by the executed power of attorney, or a copy thereof, and the application shall contain the appropriate mailing address of the dealer. Under current law, only the lawful holder of the title (owner) may obtain a duplicate or replacement title (Section 301.300). Under this act, a dealer may purchase, or accept as a trade in, a vehicle without a title if the seller provides the dealer the following:

(1) A signed written contract between the licensed dealer and the owner of the vehicle; and
(2) Physical delivery of the vehicle to the licensed dealer; and
(3) A power of attorney from the owner to the licensed dealer, authorizing the licensed dealer to obtain a duplicate or replacement title in the owner's name and sign any title assignments on the owner's behalf.

If these steps are followed, the sale or trade of the vehicle to the dealer shall be consider final.

If a licensed dealer purchases the vehicle from the seller in conformance with this act, the licensed dealer may sell the vehicle prior to receiving and assigning to the purchaser the certificate of title. The sale of the vehicle to the purchaser shall be considered final if:
(1) All outstanding liens created on the vehicle have been paid in full; and
(2) The dealer has obtained proof or other evidence from the department of revenue confirming that no outstanding child support liens exist upon the vehicle at the time of sale; and
(3) The dealer has obtained proof or other evidence from the department of revenue confirming that all applicable state sales tax has been satisfied on the sale of the vehicle to the owner; and
(4) The dealer has signed and submitted an application for duplicate or replacement title for the vehicle.

A licensed dealer shall, within five business days of obtaining a vehicle without a title, apply for a duplicate or replacement title. Upon receipt of a duplicate or replacement title, the dealer shall assign and deliver said certificate of title to the purchaser of the vehicle within five business days.

If the dealer fails to comply with this act, the dealer shall be liable to the purchaser for actual damages, plus court costs and reasonable attorney fees. If a seller fraudulently misrepresents to the dealer that it is the owner of the vehicle, then the seller shall be liable to the dealer or subsequent purchaser for any damages resulting from such misrepresentation. Prior to seeking court costs or attorney fees authorized under this act, the aggrieved party must deliver an itemized written demand of its actual damages to the party from whom damages are sought and the party from whom damages are sought has not satisfied the written demand within 30 days after receipt of the written demand (Section 301.894).

DRIVER LICENSE PROVISIONS - The act reorganizes the language contained in Section 302.177 for

readability regarding the issuance of 6 year and 3 year licenses, their respective fees, and that licenses will expire on the applicant's birthday unless licensed for a shorter period due to other requirements of law (Section 302.177). The act also modifies the provision of law regarding the application process for a commercial driver's license (Section 302.272). The act clarifies that CDLs issued to 21 to 69 year old individuals shall expire on the 6th year after issuance unless the license must be issued for a shorter period due to other requirements of law or for staggering of work. For individuals under 18, or for those 70 years of age or older, the license shall expire the 3rd year after issuance unless the license must be issued for a shorter period due to other requirements of law (Section 302.375). The act provides that a CDL containing a hazardous materials endorsement issued to a person 70 years of age or older shall not be issued for a period exceeding 3 years.

This act contains an emergency clause for the school bus and commercial driver license provisions.
STEPHEN WITTE

01/27/2005 S First Read (S126)
01/31/2005 Second Read and Referred S Transportation Committee (S140)
02/22/2005 Hearing Conducted S Transportation Committee
03/15/2005 SCS Voted Do Pass S Transportation Committee (0894S.08C)
04/07/2005 Reported from S Transportation Committee to Floor w/SCS (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 254 *** 1288S.01P

SENATE SPONSOR: Engler

SB 254 - This act prohibits any person under the age of 21 from distributing prescription medication to any individual who does not have a valid prescription upon school property. For the purpose of this act, the term "prescription medication" does not include medication containing a controlled substance.

This act prohibits any person under the age of 21 from possessing prescription medication on school property without a valid prescription.

This act does not apply to school personnel who are responsible for storing, maintaining, or dispensing medication or to emergency personnel. Nor shall this act apply to the use of prescription medication by emergency personnel.

Any person who distributes prescription medication to a person without a valid prescription under this section shall be guilty of a Class B misdemeanor for a first offense and a Class A misdemeanor for any second or subsequent offense.

Any person who possesses prescription medication without a valid prescription under this section shall be guilty of a class C misdemeanor for the first offense and a Class B misdemeanor for any second or subsequent offense.
SUSAN HENDERSON

01/27/2005 S First Read (S126)
01/31/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S254)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/29/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
04/07/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
04/18/2005 Perfected (S697)
04/18/2005 Reported Truly Perfected S Rules Committee (S698)
04/20/2005 S Third Read and Passed (S732)
04/20/2005 H First Read (H1173)
04/21/2005 H Second Read (H1182)
04/21/2005 Referred H Crime Prevention & Public Safety Committee (H1194)
04/25/2005 Hearing Conducted H Crime Prevention & Public Safety Committee
04/25/2005 Voted Do Pass H Crime Prevention & Public Safety Committee
04/28/2005 Reported Do Pass H Crime Prevention & Public Safety Committee (H1336)
04/28/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1336)
05/03/2005 Hearing Conducted H Rules Committee

05/03/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/03/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 255 *** 1079S.01I

SENATE SPONSOR: Dolan

Provides a cash benefit to Missouri veterans who died or were wounded while serving in the War on Terror

02/08/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee

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*** SB 256 *** 1302S.01I

SENATE SPONSOR: Dolan

This bill has been combined with SB 221

01/27/2005 S First Read (S126)
01/31/2005 Second Read and Referred S Transportation Committee (S140)
02/15/2005 Hearing Conducted S Transportation Committee
02/24/2005 Bill Combined w/(SCS/SBs 221, 250, & 256)

EFFECTIVE: August 28, 2005

*** SB 257 *** 1091S.01P

SENATE SPONSOR: Koster

SB 257 - This act authorizes the Cass County Commission to seek the formation of a board of election commissioners in Cass County. Upon majority vote of the Commission, the question of whether to form a board of election commissioners in Cass County shall be placed on the ballot.
JIM ERTLE

01/27/2005 S First Read (S132)
01/31/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S140)
02/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
02/28/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S299)
03/08/2005 S Third Read and Passed - Consent (S383)
03/09/2005 H First Read (H564)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Local Government Committee (H819)
04/11/2005 Hearing Conducted H Local Government Committee
04/11/2005 Voted Do Pass H Local Government Committee - Consent
04/14/2005 Hearing Conducted H Rules Committee

EFFECTIVE: August 28, 2005

*** SB 258 *** SCS SB 258 1089S.02T

SENATE SPONSOR: Koster HOUSE HANDLER: Baker

SCS/SB 258 - Currently, any county may operate a public health center. Whenever the county commission is presented with a petition signed by at least 10% of the voters asking that an annual tax be levied the county shall submit the question to the voters at an election.

In addition to the current method, this act would require the Cass County Commission and the Cooper County Commission to submit the question of establishing a public health center to the voters if the commission, by a majority vote, chooses to do so.
SUSAN HENDERSON

01/27/2005 S First Read (S132)

01/31/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S140)
02/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1089S.02C)
02/28/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S299-300)
03/08/2005 SCS S adopted (S383)
03/08/2005 S Third Read and Passed - Consent (S383)
03/09/2005 H First Read (H564)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Local Government Committee (H819)
04/11/2005 Hearing Conducted H Local Government Committee
04/11/2005 Voted Do Pass H Local Government Committee - Consent
04/12/2005 Reported Do Pass H Local Government Committee - Consent (H995)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H995)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass BUT NOT CONSENT H Rules Committee
04/14/2005 Reported Do Pass BUT NOT CONSENT H Rules Committee (H1068)
04/27/2005 H Third Read and Passed (S813)
04/27/2005 Truly Agreed To and Finally Passed (S813)

EFFECTIVE: August 28, 2005

*** SB 259 *** 1090S.01T

SENATE SPONSOR: Koster HOUSE HANDLER: Baker

SB 259 - This act requires that the county commissioner and county highway engineer, as members of the county planning board, be nonvoting members in Cass County.

Currently, these individuals are members on the board with voting power in Cass County.
SUSAN HENDERSON

01/27/2005 S First Read (S132)
01/31/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S140)
02/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
02/28/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S300)
03/08/2005 S Third Read and Passed - Consent (S384)
03/09/2005 H First Read (H564)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Local Government Committee (H819)
04/11/2005 Hearing Conducted H Local Government Committee
04/11/2005 Voted Do Pass H Local Government Committee - Consent
04/12/2005 Reported Do Pass H Local Government Committee - Consent (H995)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H995)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
04/28/2005 H Third Read and Passed - Consent (H1319-1320 / S837)
04/28/2005 Truly Agreed To and Finally Passed (S837)

EFFECTIVE: August 28, 2005

*** SB 260 *** HCS SCS SB 260 1088L.04C

SENATE SPONSOR: Koster HOUSE HANDLER: Baker

HCS/SCS/SB 260 - Under this act, the budget officer:

- In counties of the first classification with more than 100,000 people according to the 1970 census, is appointed by the county commission

- In counties of the first classification with less than 100,000 people according to the 1970 census, is the county auditor

- In Cass County and counties of the second classification, is the presiding commissioner unless the commission designates the county clerk

- In counties of the third and fourth classification, is the county clerk.

This act allows local government officials to accept cash, personal checks, business checks, money orders, credit cards, or electronic transfers of funds for the payment of any city or county tax or license. The local government can charge the person a fee equal to the amount charged to the county or city by the bank, processor, or issuer of the electronic payment.

This act is identical to SCS/HB 343 (2005).
SUSAN HENDERSON

01/27/2005 S First Read (S132)
01/31/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S140)
02/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1088S.02C)
02/28/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S300)
03/08/2005 SCS S adopted (S384)
03/08/2005 S Third Read and Passed - Consent (S384)
03/09/2005 H First Read (H564)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Local Government Committee (H819)
04/11/2005 Hearing Conducted H Local Government Committee
04/11/2005 HCS Voted Do Pass H Local Government Committee - Consent
04/12/2005 HCS Reported Do Pass H Local Government Committee - Consent (H995)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H995)
04/13/2005 Hearing Conducted H Rules Committee
04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1199)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 261 *** 0755S.01T

SENATE SPONSOR: Loudon HOUSE HANDLER: Yates

SB 261 - This act prohibits the Missouri Small Employer Health Reinsurance Program from taking on any risk after October 1, 2005. Moneys and assets which are a part of the Missouri Small Employer Health Reinsurance Program shall be transferred to the Missouri health insurance pool and used for the administration and operation of said pool.
STEPHEN WITTE

01/27/2005 S First Read (S132)
01/31/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S140)
02/23/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
03/02/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee-Consent
03/08/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor - Consent (S397)
03/16/2005 S Third Read and Passed - Consent (S485)
03/17/2005 H First Read (H700)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Insurance Policy Committee (H819)
04/05/2005 Hearing Conducted H Insurance Policy Committee
04/05/2005 Voted Do Pass H Insurance Policy Committee - Consent
04/07/2005 Reported Do Pass H Transportation Committee - Consent (H937)

04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H937)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H999)
04/28/2005 H Third Read and Passed - Consent (H1320-1321 / S837)
04/28/2005 Truly Agreed To and Finally Passed (S837)

EFFECTIVE: August 28, 2005

*** SB 262 *** HCS SCS SB 262 1320L.04C

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Johnson

HCS/SCS/SB 262 - Section 311.070, RSMo, allows wine manufacturers to apply for and be issued a license to sell intoxicating liquor by the drink if the premises is in close proximity to the winery. Currently, there are limitations as to when the premises may remain open. This act provides that such premises must be closed between 1:30 am and 6:00 am on weekdays, and between 1:30 am Sunday and 6:00 am Monday. However, such premises may remain open between the hours of 9:00 am and midnight on Sunday.

Section 311.070, RSMo, also allows a person to apply for and be issued a license to sell intoxicating liquor by the drink. This act requires that 75% or more of the drinks sold shall be Missouri-produced wines.

This act provides that any liquor license cannot be granted within one 100 feet of any school, church, or other place of worship, unless the applicant first obtains written consent from the board of alderman, city council, or other proper city authority.

This provision shall not apply to any premises holding a license issued before January 1, 2004.

Under this act, the prohibition against liquor licenses being issued within 100 feet of these places does not apply to licenses for the Fourth of July, or those issued to church, school, civic, fraternal, veteran, political, or charitable club that has obtained exemption from federal taxes.

This act also redefines the term "keg" to exclude any nonreturnable container with a capacity of less than 6 gallons in the keg registration statute. Any retailer must require a keg purchaser to present an ID and a minimum deposit of $50 per ket. The licensee must record information regarding the keg sale on the identification form provided by the Division of Alcohol and Tobacco Control.

Any person who possesses the qualification required by and meets the requirements of Chapter 311, RSMo, may apply for a license to sell liquor by the drink at retail for consumption on the premises of any place of entertainment between certain specified hours. A "place of entertainment" is defined as an establishment in St. Charles County which has a gross annual sales in excess of $150,000 and has been in operation for at least one year.

The authority for the collector of fees by cities and counties relating to the sale of liquor by the drink for consumption on the premises where sold, shall apply to a "place of entertainment". And such a place will be required to pay an additional fee of $200 per year.

This act allows wholesaler?s the donate or deliver brandy, as well as beer and wine, to charitable and religious organizations. Under this act, a charge for admission to an event at which beer, wine, or brandy is available without charge shall not constitute resale, which prohibits such a donation.

This act extends the time, from 20 to 68 hours, that a temporary permit to sell intoxicating liquor is valid.

This act specifies that all references to "liquor control" in statute shall mean "the division of alcohol and tobacco control".
SUSAN HENDERSON

01/31/2005 S First Read (S138)
02/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S172)
02/16/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
02/23/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1320S.02C)

02/28/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S300)
03/08/2005 SCS S adopted (S384-385)
03/08/2005 S Third Read and Passed - Consent (S385)
03/09/2005 H First Read (H564)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Local Government Committee (H819)
04/07/2005 Hearing Conducted H Local Government Committee
04/21/2005 HCS Voted Do Pass H Local Government Committee
04/21/2005 HCS Reported Do Pass H Local Government Committee (H1195)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1195)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 HCS Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
05/03/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 263 *** 0054S.01I

SENATE SPONSOR: Griesheimer

SB 263 - This act provides that the election of the Warren County Emergency Services Board members is to take place during the first municipal election in a calendar year.
SUSAN HENDERSON

01/31/2005 S First Read (S138)
02/03/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S172)
02/14/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/18/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee

EFFECTIVE: August 28, 2005

*** SB 264 *** 1187S.01I

SENATE SPONSOR: Stouffer

Adds ethanol's byproducts, including but not limited to dry distilled grain, to the list of items exempt from sales and use tax

03/03/2005 Hearing Conducted S Ways & Means Committee

*** SB 265 *** 1356S.01P

SENATE SPONSOR: Taylor HOUSE HANDLER: Wood

SB 265 - Currently, Section 247.085, RSMo, provides that the Board of Directors of any public water supply district, which is dependent upon purchases of water to supply its needs, has the power to sell and convey property to any city. The city assumes the payment of all outstanding bond obligations and it must provide water service to the inhabitants in the district as agreed upon by the board and the city.

This act would allow the Board of Directors of any district to sell and convey property under these circumstances, instead of only those who are dependent upon purchases of water to supply its needs.
SUSAN HENDERSON

01/31/2005 S First Read (S138)
02/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S172)
02/23/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/07/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/07/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S371)
03/16/2005 S Third Read and Passed - Consent (S474)
03/17/2005 H First Read (H700)
03/22/2005 H Second Read (H712)

03/31/2005 Referred H Utilities Committee (H819)
04/13/2005 Hearing Conducted H Utilities Committee
04/13/2005 Voted Do Pass H Utilities Committee - Consent
04/13/2005 Reported Do Pass H Utilities Committee - Consent (H1037)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1037)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1077)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 266 *** 0810S.03T

SENATE SPONSOR: Gibbons HOUSE HANDLER: Fares

SCS/SB 266 - The current definition of "teacher" in the teacher tenure act includes certified teachers who teach at the pre-kindergarten level.

This act modifies the aforementioned definition by requiring that such prekindergarten teachers, in order to fit the definition of teacher, must teach in a prekindergarten program in which no fees are charged to parents and guardians.
DONALD THALHUBER

01/31/2005 S First Read (S138)
02/03/2005 Second Read and Referred S Education Committee (S172)
02/22/2005 Hearing Conducted S Education Committee
03/01/2005 SCS Voted Do Pass S Education Committee-Consent (0810S.03C)
03/01/2005 Reported from S Education Committee to Floor w/SCS - Consent (S327)
03/08/2005 SCS S adopted (S392)
03/08/2005 S Third Read and Passed - Consent (S392)
03/09/2005 H First Read (H564)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Elementary and Secondary Education Committee (H819)
04/06/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/06/2005 Voted Do Pass H Elementary and Secondary Education Committee - Consent
04/07/2005 Reported Do Pass H (ESEC) Committee - Consent (H936)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H936)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H999)
04/28/2005 H Third Read and Passed - Consent (H1321-1322 / S837)
04/28/2005 Truly Agreed To and Finally Passed (S837)

EFFECTIVE: August 28, 2005

*** SB 267 *** SCS SB 267 1173S.04T

SENATE SPONSOR: Gibbons HOUSE HANDLER: Jackson

SCS/SB 267 - This act replaces deleted language which provided an opt-in provision for counties that had previously opted-out of the four rate tax calculation. In addition, where a political subdivision is contained within two or more counties, and at least one of the counties has opted out of the four tax rate calculation, the act requires the use of the single tax rate as in effect prior to the enactment of House Bill 1150.
JASON ZAMKUS

01/31/2005 S First Read (S138)
02/03/2005 Second Read and Referred S Ways & Means Committee (S172)
02/10/2005 Hearing Conducted S Ways & Means Committee
02/17/2005 Voted Do Pass S Ways & Means Committee
02/24/2005 Committee Vote Reconsidered
02/24/2005 SCS Voted Do Pass S Ways & Means Committee-Consent (1173.04C)
03/01/2005 Reported from S Ways & Means Committee to Floor w/SCS - Consent (S312)
03/08/2005 SCS S adopted (S389)
03/08/2005 S Third Read and Passed - Consent (S389)
03/09/2005 H First Read (H564)

03/31/2005 Referred H Ways & Means Committee (H819)
04/06/2005 Hearing Conducted H Ways & Means Committee
04/11/2005 Voted Do Pass H Ways & Means Committee - Consent
04/12/2005 Reported Do Pass H Ways & Means Committee - Consent (H997)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H997)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1039)
04/28/2005 H Third Read and Passed - Consent (H1322-1323 / S837)
04/28/2005 Truly Agreed To and Finally Passed (S837)

EFFECTIVE: August 28, 2005

*** SB 268 *** 0110S.01P

SENATE SPONSOR: Gibbons HOUSE HANDLER: Byrd

SB 268 - This act creates additional ballot language that would enable a Missouri history museum subdistrict located in a Metropolitan Zoological Park and Museum District to put a proposal before the voters of the district to increase its property tax. This tax increased would be up to a maximum rate of six cents per hundred dollars assessed valuation.
JASON ZAMKUS

01/31/2005 S First Read (S138)
02/03/2005 Second Read and Referred S Ways & Means Committee (S172)
02/10/2005 Hearing Conducted S Ways & Means Committee
02/17/2005 Voted Do Pass S Ways & Means Committee - Consent
03/01/2005 Reported from S Ways & Means Committee to Floor - Consent (S312)
03/08/2005 S Third Read and Passed - Consent (S390)
03/09/2005 H First Read (H565)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Local Government Committee (H819)
04/07/2005 Hearing Conducted H Local Government Committee
04/19/2005 Voted Do Pass H Local Government Committee
04/19/2005 Reported Do Pass H Local Government Committee (H1135)
04/19/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1135)
04/21/2005 Hearing Scheduled H Rules Committee--(Upon Afternoon ADJ - HR 5)
04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1199)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 269 *** HCS SS SCS SB 269 0768L.10C

SENATE SPONSOR: Shields

HCS/SS/SCS/SB 269 - This act requires the Department of Revenue to annually estimate the amount of revenue collected from the athletes and entertainers tax . Once collected, the revenue from such tax will be deposited in the "Nonresident Entertainer and Athlete Fund", which is created by this act.

For fiscal year 2007 and each fiscal year thereafter, an annual allocation of eighteen percent of the available amount of the total annual estimate of revenue derived from the tax shall be made to the Missouri Arts Council Trust Fund.

For fiscal year 2007 and each fiscal year thereafter, annual allocations of six percent of the available amount of the total annual estimate of revenue derived from the tax will be made to the Missouri Cultural and Arts Trust Fund which is created by this act. Subject to appropriation, monies in the Missouri Cultural and Arts Trust Fund will be allocated as follows: twelve and a half percent to the St. Louis Black Repertory Theatre; twelve and a half percent to the Negro League Baseball Museum in Kansas City. The remaining seventy-five percent will be allocated equally among: the Juneteenth Heritage and Jazz Festival Foundation; The Better Family Life Cultural Center and Museum; The Black World Museum; The Harambee Institute; The Portfolio Gallery and Educational Center; The Bruce Watkins Cultural Heritage Center and Museum; The Museum of Black Inventors; The Black Archives of Mid-America; The American Jazz Museum; The Gem Cultural and Educational Center; The W.E.B Dubois Learning Center; The Carr Square Tenant Corporation;

The Reel Images Film and Video Group; The Mutual Musicians Foundation, Inc.; and the Mid City Excellence Community Learn Center.

For fiscal year 2007 and each subsequent fiscal year, four percent of the available amount of the annual estimate of taxes generated by the non-resident entertainers and athletes tax will be allocated to the Missouri Humanities Council Trust Fund. Four percent of the available amount of the annual estimate of taxes generated by the non-resident entertainers and athletes tax will be allocated to the secretary of state for distribution to public libraries for acquisition of library materials. Four percent of the available amount of the annual estimate of taxes generated by the non-resident entertainers and athletes tax will be allocated to the Missouri Public Television Broadcasting Corporation Special Fund.

Four percent of the available amount of the total annual estimate of revenue will be placed into a subaccount, known as the Missouri sports authority subaccount, within the nonresident entertainer and athlete fund. The funds in the Missouri sports authority subaccount will be allocated, conditioned upon local matching of the funds, as follows: 1) twenty-two percent of to the Springfield Sports Commission; 2) sixteen percent to the Joplin Sports Authority; 3) eight percent to the Branson Sports Authority; 4) twenty-three percent split equally between the St. Charles County Convention and Sports Facility and the St. Charles Family Arena Humanities Council Trust Fund; two percent to the Lake St. Louis Unlimited Play handicap accessible playground facility. For fiscal year 2007, the Joplin Sports Authorities allocation percentage will be supplanted by a four hundred thousand dollar grant from the subaccount with no local matching requirement.

The act further provides that for fiscal year 2007, and each subsequent fiscal year, the remaining sixty percent of the available amount of the total annual estimate of revenue derived from the tax will be distributed as follows: four percent to the Negro League Baseball Museum in Kansas City; five percent to the state school moneys fund; the Jackson County Sports authority, the city of St. Louis, the Edward Jones Dome and to each county commission in an amount proportionate to each entities contribution to the fund. Any distributions under this section to the Edward Jones Dome will be in lieu of any other appropriations the Dome would receive from General Revenue. Any funds remaining after the annual allocations have been made will revert to the credit of the general revenue fund.

For fiscal year 2007, all allocations provided under this act will be limited to twenty percent of the total annual estimate of revenue derived from the tax. For fiscal year 2008, all allocations provided under this act will be limited to forty percent of the total annual estimate of revenue derived from the tax. For fiscal year 2009, and each subsequent fiscal year, the allocations provided under this act will be made from one-hundred percent of the total annual estimate of revenue derived from the tax.
JASON ZAMKUS

01/31/2005 S First Read (S139)
02/03/2005 Second Read and Referred S Ways & Means Committee (S172)
02/24/2005 Hearing Conducted S Ways & Means Committee
02/24/2005 SCS Voted Do Pass S Ways & Means Committee (0768S.04C)
02/28/2005 Reported from S Ways & Means Committee to Floor w/SCS (S299)
03/01/2005 Bill Placed on Informal Calendar (S314)
03/29/2005 SS for SCS S offered (Shields) (0786.08F) (S513)
03/29/2005 SA 1 to SS for SCS S offered & adopted (Nodler)--(0768S08.09S) (S513-514)
03/29/2005 SA 2 to SS for SCS S offered (Griesheimer)--(0768S08.08S) (S514-515)
03/29/2005 SSA 1 for SA 2 to SS for SCS S offered (Bray)--(0768S08.10S) (S515)
03/29/2005 SA 1 to SSA 1 for SA 2 to SS for SCS S offered & withdrawn (Days)--(0768S08.11S) (S515)
03/29/2005 SSA 1 for SA 2 to SS for SCS S withdrawn (S515)
03/29/2005 SSA 2 for SA 2 to SS for SCS S offered (Bray)--(0768S08.01F) (S516)
03/29/2005 SA 1 to SSA 2 for SA 2 to SS for SCS S offered & defeated (Days)--(0768S08.02F) (S516)
03/29/2005 SSA 2 for SA 2 to SS for SCS S defeated (S516)
03/29/2005 SA 2 to SS for SCS S adopted (S516)
03/29/2005 SS for SCS, as amended, S adopted (S516)
03/29/2005 Perfected (S516-517)
03/30/2005 Reported Truly Perfected S Rules Committee (S526)
03/30/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S526)
03/31/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/31/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S546)
04/04/2005 Bill Placed on Informal Calendar (S572)
04/06/2005 S Third Read and Passed (S586)
04/06/2005 H First Read (H914)
04/07/2005 H Second Read (H920)

04/07/2005 Referred H Special Committee on Urban Issues Committee
04/11/2005 Hearing Conducted H Special Committee on Urban Issues Committee
04/18/2005 HCS Voted Do Pass H Special Committee on Urban Issues Committee
04/21/2005 HCS Reported Do Pass H Special Committee on Urban Issues Committee (H1198)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1198)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)

EFFECTIVE: August 28, 2005

*** SB 270 *** HCS SCS SB 270 1236L.04T

SENATE SPONSOR: Scott HOUSE HANDLER: Richard

HCS/SCS/SB 270 - This act modifies provisions relating to the linked deposit program and other duties of the State Treasurer.

Any written contract between the State Treasurer and a depositary of state funds may be for a period of up to five years (Section 30.250). Currently, the State Treasurer must give consideration to the comparative yield to be derived in determining where to invest state moneys. This act repeals that requirement and instead requires the treasurer to give consideration to the benefits to the economy and welfare of the state when state money is invested in banking institutions of this state, as well as the aggregate return in earnings and taxes on deposits and investments. (Section 30.260).

The State Treasurer is required to use only certain securities as collateral for moneys deposited by the treasurer into financial institutions, unless the treasurer determines that any of such securities may place state public funds at risk. The list of approved securities is modified to add mortgage securities, including qualified individual loans secured by deeds of trust on residential, commercial or farm real estate. Such mortgage securities must meet certain requirements to ensure that the financial institution is compliant with current standards of the Federal Home Loan Bank of Des Moines, Iowa. The act sets forth collateral requirements for different types of mortgage securities. Each financial institution pledging such mortgage securities must report monthly to the State Treasurer to ensure that the securities meet collateral requirements. The list of approved securities is also modified to include any investment in which the State Treasurer may invest. These two new additions to the list are not authorized for political subdivisions (Section 30.270).

The State Treasurer is authorized to enter into agreements with private entities to provide services relating to the State Treasurer's statutory and constitutional duties (Section 30.286).

The act modifies numerous provisions regarding the linked deposit program, which allows financial institutions to make lower interest rate loans to certain types of agri-businesses, job enhancement businesses, educational institutions, real estate development and other entities in order to stimulate economic development. The act modifies certain definitions, including: "eligible agribusiness" by deleting the requirement that the business must employ ten or more persons; "eligible beginning farmer" by increasing the limit on the size and value of a farm in order to qualify under the definition; and "linked deposit" by removing language setting the interest rate floor for such loans at two percent (Section 30.750).

Currently, the State Treasurer may invest in linked deposits as long as the aggregate amount does not exceed $360 million. The act raises that aggregate amount to $720 million. The act doubles the cap on the amount of money which can currently be invested in linked deposits for different types of qualified businesses and other entities. Further, the act repeals language which limited the state Treasurer's ability to commingle allocations among the types of linked deposits (Sections 30.753 and 30.830). Currently, linked deposits made to certain eligible agribusinesses cannot exceed $100,000. The act caps such linked deposits at a dollar limit determined by the state treasurer. Beginning August 28, 2005, lending institutions shall give consideration to eligible borrowers who have not previously received linked deposits, but nothing prohibits a lending institution from making a linked deposit to an eligible borrower who has previously received a linked deposit (Section 30.756).

The State Treasurer is authorized to place linked deposits with a lending institution at certain below-market rates, provided that the linked deposit rate is not below one percent. If the market rate is 5% or above, then the state treasurer shall reduce the market rate by up to 3% to obtain the linked deposit rate. If the market rate is less than 5%, then the state treasurer shall reduce the market rate by up to 60% to obtain the linked deposit rate. All linked deposit rates are determined and calculated by the State Treasurer. The

State Treasurer must make a good faith effort to ensure that linked deposit loans are awarded to female or minority owned entities. The agreement between the State Treasurer and the lending institution receiving linked deposits shall specify that the original deposit plus renewals shall not exceed five years. Each year, the lending institution must repay the state treasurer any linked deposit principal received from the borrower in the previous year. Certain lines of credit are excluded from the repayment provisions of this act (Section 30.758).

The interest rate that may be charged by a lending institution receiving linked deposits shall be set at a rate reduced by the State Treasurer making the linked deposit to the lending institution. The act deletes a requirement that the State Treasurer annually report on the linked deposit program to the General Assembly, since current law requires a similar report by the linked deposit review committee (Section 30.760). The act extends the expiration of the linked deposit program from 2007 to 2015 (Section 30.767). The State Treasurer is authorized to renew linked deposits for certain agribusinesses for additional, up to five-year, terms, instead of the current one-year terms (Section 30.840).

The act creates a new category of borrower that may participate in the linked deposit program relating to the creation of facilities producing goods derived from agricultural commodities or producing an energy source derived from a renewable domestically grown organic compound, such as ethanol. The Missouri Agricultural and Small Business Development Authority is required to determine eligible facility borrowers, based on the borrower's ability to repay the loan, the economic conditions of the area in which the agricultural property is located, and the prospect for success of the project. An eligible facility borrower cannot receive a linked deposit loan for more than $70 million (Section 30.860).

The act creates the "State Treasurer's General Operations Fund". Moneys in the fund shall be used to pay for personal service, equipment and other expenses of the State Treasurer in carrying out official duties. The State Treasurer shall deduct the costs incurred by the State Treasurer in administering official duties of the treasurer from the interest earned on the state's investments and deposit such deducted moneys in the Fund. The total costs of the State Treasurer for personal service, equipment and other expenses cannot exceed ten basis points of the total average daily fund balance of funds in the state treasury (Section 1).

The act repeals a section that required any bank account with more than $10,000 to be obtained through an open and competitive process (Section 30.247).

This act contains an emergency clause.

JIM ERTLE

02/01/2005 S First Read (S152)
02/03/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S172)
02/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/14/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee (1236S.03C)
02/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS (S220)
02/16/2005 SA 1 to SCS S offered & defeated (Bray)--1236S03.01F (S237)
02/16/2005 SA 2 to SCS S offered & adopted (Gross)--1236S03.02F (S237-238)
02/16/2005 SA 3 to SCS S offered & adopted (Coleman)--1236S03.01FL (S238)
02/16/2005 SA 4 to SCS S offered & defeated (Bray)--1236S03.03F (S238)
02/16/2005 SA 5 to SCS S offered & adopted (Koster)--1236S03.04FL (S238)
02/16/2005 SCS, as amended, S adopted (S238)
02/16/2005 Perfected (S238)
02/17/2005 Reported Truly Perfected S Rules Committee (S247)
02/17/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S247)
02/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
02/21/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
02/21/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S255)
02/21/2005 S Third Read and Passed - EC adopted (S255-256)
02/21/2005 H First Read (w/EC) (H368)
02/22/2005 H Second Read (H377)
03/31/2005 Referred H Financial Institutions Committee (H819)
04/05/2005 Hearing Conducted H Financial Institutions Committee
04/05/2005 HCS Voted Do Pass H Financial Institutions Committee
04/05/2005 HCS Reported Do Pass H Financial Institutions Committee (H881)

04/05/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H881)
04/06/2005 Hearing Conducted H Rules Committee
04/07/2005 HCS Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/06/2005 HCS Reported Do Pass H Rules Committee (H914)
04/11/2005 Referred H Fiscal Review Committee (H963)
04/13/2005 Updated fiscal note; no fiscal review required (H1031)
04/26/2005 HA 1 to HCS H offered & adopted (Richard) (H1241-1242)
04/26/2005 HCS, as amended, H adopted (H1242)
04/26/2005 H Third Read and Passed - EC adopted (H1242-1243 / S788-789)
04/27/2005 S concurs in HCS, as amended (S822 / H1342)
04/27/2005 S Third Read and Passed - EC adopted (S822-823 / H1342)
04/27/2005 Truly Agreed To and Finally Passed (w/EC) (S823 / H1342)
05/02/2005 Reported Duly Enrolled S Rules Committee (S869)
05/02/2005 Signed by Senate President (S869)
05/02/2005 Signed by House Speaker (H1390)
05/02/2005 Delivered to Governor (S870)

EFFECTIVE: Emergency Clause

*** SB 271 *** 0685S.02I

SENATE SPONSOR: Scott

Enacts various measures relating to tort reform

02/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S172)

*** SB 272 *** HCS SCS SB 272 0880L.10C

SENATE SPONSOR: Gross HOUSE HANDLER: Dempsey

HCS/SCS/SB 272 - This act limits the amount of revenue derived from admission fees for gaming boats St. Charles City may collect after fiscal year 2008 to the percentage of revenue attributable to admission fees for fiscal year 2006. In the case of a new casino, the revenue from such casino will be limited to the average percentage of revenue attributable to admission fees for the first two fiscal years of the casinos operation. All revenue derived from admission fees to gaming boats, by St. Charles City, shall be used exclusively for capital, cultural, and special law enforcement purpose expenditures. Any revenue collected in excess of the limitation provided in this act after fiscal year 2007, will have the effect of rolling back property tax rates. Home dock cities or counties that have rolled back property tax rates to zero or do not levy a property tax are provided with the alternative to offset costs associated with providing certain services to taxpayers or to lower certain other tax rates.
JASON ZAMKUS

02/01/2005 S First Read (S153)
02/03/2005 Second Read and Referred S Ways & Means Committee (S172)
02/17/2005 Hearing Conducted S Ways & Means Committee
03/10/2005 SCS Voted Do Pass S Ways & Means Committee (0880S.04C)
03/29/2005 Reported from S Ways & Means Committee to Floor w/SCS (S518)
04/11/2005 SA 1 to SCS S offered (Stouffer)--(0880S04.01S) (S617)
04/11/2005 SSA 1 for SA 1 to SCS S offered & adopted (Ridgeway)--(0880S04.23S) (S617-618)
04/11/2005 SCS, as amended, S adopted (S618)
04/11/2005 Perfected (S618)
04/11/2005 Reported Truly Perfected S Rules Committee (S624)
04/13/2005 S Third Read and Passed (S666)
04/13/2005 H First Read (H1041)
04/14/2005 H Second Read (H1048)
04/14/2005 Referred H Ways & Means Committee (H1067)
04/15/2005 Re-referred H Rules Committee (H1075)
04/20/2005 Hearing Conducted H Rules Committee
04/27/2005 HCS Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/03/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 273 *** 1242L.01I

SENATE SPONSOR: Taylor

Permits the delivery sale of cigarettes to a consumer under certain circumstances

02/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S172)

*** SB 274 *** 0253L.02P

SENATE SPONSOR: Taylor HOUSE HANDLER: Richard

SB 274 - This act concerns travel clubs exclusively and does not include travel agencies.

In this act, travel 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 $750.

Travel 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.

Travel clubs that are operating prior to the effective date may continue their business activities while the Attorney General is processing their registration statements as long as the statement is filed with the Attorney General within 90 days. Registration is not transferable.

The Attorney General may charge an annual renewal fee of no more than $50 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; and

(3) Payment of $50.

The rescission statement in the contract will state that the customer has the right to rescind the transaction for 3 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 surety bond that is required to be delivered by travel clubs that have been adjudged to have violated this act shall be for $50,000. In the event that such surety bond is accessed subsequent to posting as a result of the need to reimburse purchasers, the amount of the surety bond shall be increased by ten thousand dollars 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.

Under this act, all purchasers of vacation benefits from a registered club have a non-waivable right for 3 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 3 years to rescind and cancel their benefits.

Any individual who purchases a membership and has a complaint has the option, in addition to filing a civil suit, to file a written complaint with the Attorney General or county prosecuting attorney. The office receiving the complaint must deliver to the club that is the subject of the complaint, within 10 working days, all written complaints. If the office fails to do so, subsequent actions will be stayed for 30 business days.

Prior to being subject to any available remedies under this act, a travel club shall have 30 days following the date that a complaint is filed to cure any grievances. The parties cannot seek over forms of redress during this period. Upon satisfaction or settlement, the parties shall execute a written mutual release. Any payments under a settlement must be made within 15 days of the signing date.

The Attorney General, prosecuting attorney, or complaintant may bring an action to enjoin violations if certain conditions have been met.

A person who violates this act is guilty of a class D felony and is subject to a $10,000 fine. Money collected under this act are transferred to the State School Moneys Fund.

Any travel club registered to operate in this state, which has been adjudged to have failed to provide a refund equal to the purchase price of the unused travel benefits within 15 business days of such valid exercise or has been adjudged to have failed to honor a settlement agreement, shall post a surety bond upon the earlier of a judgment entered on said violations or its next annual registration.

Any travel club registered to operate in this state which has been adjudged to have engaged in fraud in the procurement or sale of contracts shall be required to post a security bond upon the earlier of the judgment finding such or its next annual registration.

This act is similar to SB 1034 (2004).
SUSAN HENDERSON

02/01/2005 S First Read (S153)
02/03/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S172)
02/16/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
03/16/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee
03/17/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor (S494)
03/30/2005 Bill Placed on Informal Calendar (S527)
04/04/2005 Perfected (S572)
04/05/2005 Reported Truly Perfected S Rules Committee (S580)
04/07/2005 S Third Read and Passed (S609)
04/07/2005 H First Read (H939)
04/08/2005 H Second Read (H944)
04/11/2005 Referred H Tourism Committee (H963)
04/19/2005 Hearing Conducted H Tourism Committee
04/19/2005 Voted Do Pass H Tourism Committee
04/19/2005 Reported Do Pass H Tourism Committee (H1135)
04/19/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1135)
04/21/2005 Hearing Scheduled H Rules Committee--(Upon Afternoon ADJ - HR 5)
04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1199)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 275 *** 1050S.01I

SENATE SPONSOR: Crowell

Requires the consolidation of certain state retirement systems

02/07/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S181)

*** SB 276 *** 1064S.02I

SENATE SPONSOR: Crowell

Renders several alterations to the state employee retirement system

02/07/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S181)

*** SB 277 *** 1213S.01I

SENATE SPONSOR: Bray

Allows small employers to obtain medical coverage through the Missouri Consolidated Health Care Plan

02/07/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S181)

*** SB 278 *** 1351S.01I

SENATE SPONSOR: Nodler

SCS/SB 278 - This act authorizes the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects to impose civil penalties against licensed and unlicensed persons. Any person who practices architecture, engineering, land surveying or landscape architecture without a valid license may be subject to an administrative action by the board to seek a civil penalty. The board can initiate investigations against the unlicensed person and can issue subpoenas to compel attendance and testimony of witnesses.

The complaint must be filed with the Administrative Hearing Commission, which shall conduct a hearing and issue its findings of fact and conclusions of law. The duties of the Commission are amended to include the ability to hear such cases. If the Commission finds the unlicensed person has violated this act, then the board may issue a civil penalty. The penalty shall not exceed $5,000 for each day of violation, with a maximum penalty of $25,000. The unlicensed person has the right to appeal the order imposing the fine to a circuit court. Once the case is final, the attorney general shall commence an action to recover the penalty, including reasonable attorney fees and costs and a surcharge of 15% of the penalty plus 10% per year on any amounts owed. The validity and appropriateness of the final order imposing the civil penalty shall not be subject to review.

In any action to impose a civil penalty, whether against a licensed or unlicensed person, the board may assess its reasonable costs and expenses incurred in conducting the investigation and administrative hearing. Finally, the board is authorized to impose a civil penalty against a licensee after a finding by the Administrative Hearing Commission of cause to discipline the license.

The act further provides that the practice of engineering shall not include work done by an employee of a federally licensed radio or television broadcast station or by a private broadcast engineering contractor possessing a valid society of broadcast engineers certification.

This act is similar to SB 1310 (2004).
JIM ERTLE

02/02/2005 S First Read (S157)
02/07/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S181)
02/10/2005 Re-referred S Financial & Governmental Organizations and Elections Committee (S209)
02/28/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/07/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee (1351S.02C)

EFFECTIVE: August 28, 2005

*** SB 279 *** 1228S.01T

SENATE SPONSOR: Taylor HOUSE HANDLER: Wasson

SB 279 – This act modifies provisions of the Uniform Commercial Code relating to negotiable instruments and bank deposits and collections. Transfer warranties and presentment warranties for negotiable instruments and bank deposits and collections will apply to demand drafts. The person submitting the demand draft warrants that creation of the demand draft was authorized by the person identified as the maker of the check.
JIM ERTLE

02/02/2005 S First Read (S157)
02/07/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S181)
03/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/07/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent
03/08/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S379)
03/16/2005 S Third Read and Passed - Consent (S480-481)
03/17/2005 H First Read (H700)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Judiciary Committee (H819)
04/05/2005 Hearing Conducted H Judiciary Committee
04/12/2005 Voted Do Pass H Judiciary Committee - Consent
04/12/2005 Reported Do Pass H Judiciary Committee - Consent (S994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (S994)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
04/28/2005 H Third Read and Passed - Consent (H1323-1324 / S837)
04/28/2005 Truly Agreed To and Finally Passed (S837)

EFFECTIVE: August 28, 2005

*** SB 280 *** 1227S.01P

SENATE SPONSOR: Taylor HOUSE HANDLER: Wasson

SB 280 – This act increases the minimum number of hours a manicure apprentice must complete in order to be licensed from 750 to 800. A person may apply to take the required licensing examination if the person is a graduate of a foreign cosmetology program if the Cosmetology Board, in its sole discretion, determines that the program has educational requirements which are substantially the same as the requirements for an educational establishment licensed by the Board.
JIM ERTLE

02/02/2005 S First Read (S157)
02/07/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S181)
02/14/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/28/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
02/28/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S300-301)
03/08/2005 S Third Read and Passed - Consent (S388)
03/09/2005 H First Read (H565)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Professional Registration & Licensing Committee (H819)
04/12/2005 Hearing Conducted H Professional Registration & Licensing Committee
04/12/2005 Voted Do Pass H Professional Registration & Licensing Committee - Consent
04/12/2005 Reported Do Pass H Professional Registration & Licensing Committee - Consent (H996)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H996)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate)
04/13/2005 Reported Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate) (H1039)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 281 *** 1298S.02I

SENATE SPONSOR: Klindt

Modifies weight limit for farm vehicles

02/16/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee-Consent

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*** SB 282 *** 1406S.01I

SENATE SPONSOR: Green

Revises regulation of tax increment financing

02/23/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

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*** SB 283 *** 1408S.01I

SENATE SPONSOR: Champion

Allows cities and counties to prohibit concealed firearms in certain locations owned by the entity

02/07/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S181)

*** SB 284 *** SCS SB 284 0756S.06C

SENATE SPONSOR: Cauthorn

SCS/SB 284 - The act establishes the Dairy Herd Development Fund; a fund which shall be used to make loans to eligible applicants for the purchase of dairy cows. The fund is to be administered by the Missouri agricultural and small business authority.

The act provides for an initial appropriation of one million dollars at the discretion of the general assembly and provides the same opportunity every year thereafter until the authority is able to loan 1 million dollars per fiscal year from the principle and interest payments to the fund. Such a limit however, shall not limit the future balance of the fund in any way.

Eligible farmers shall use the dairy herd development loan to purchase dairy cows and may not finance more than ninety percent of the anticipated cost for the project with the loan. The time and repayment shall be established by rule promulgated by the authority. The manner of this repayment shall follow this schedule:

- No payments in the first year of repayment, however interest shall accrue during that time
- Interest only in the second year of repayment
- Amortized equal payments of principal and interest for the third to seventh year of repayment

The authority is granted rule making power to set limits on loans given from the fund provided that they consult with the Missouri Dairy Growth Council and receive recommendations to that end.

Eligibility for the loan shall be established by rule by the authority and take into consideration several factors; all of which are laid out in the act.
MEGAN WORD

02/03/2005 S First Read (S166)
02/07/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S181)
02/16/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee-Consent
03/02/2005 SCS Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee (0756S.06C)
03/17/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS (S495)
04/11/2005 Bill Placed on Informal Calendar (S617)
05/05/2005 Taken up for Perfection (S1028)
05/05/2005 Bill Placed on Informal Calendar (S1028)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 285 *** 1394S.01P

SENATE SPONSOR: Clemens

SB 285 - Current law states that when a school district interrupts its career ladder program and in a subsequent school year renews its participation, the district must reenter the program on the cost-sharing basis specified in statute.

This act would allow any school district that participated in the career ladder program prior to the 2001-2002 school year but ceased its participation at any time from July 1, 2001, to July 1, 2005, to resume participation in the program at the same matching level for which the district qualified during its last year of participation, provided that the district reenters the program no later than July 1, 2006.
DONALD THALHUBER

02/03/2005 S First Read (S166)
02/07/2005 Second Read and Referred S Education Committee (S181)
02/15/2005 Hearing Conducted S Education Committee
02/22/2005 Voted Do Pass S Education Committee-Consent
02/28/2005 Reported from S Education Committee to Floor - Consent (S300)
03/08/2005 S Third Read and Passed - Consent (S385)
03/09/2005 H First Read (H565)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Elementary and Secondary Education Committee (H819)
04/12/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/12/2005 Voted Do Pass H Elementary and Secondary Education Committee

EFFECTIVE: August 28, 2005

*** SB 286 *** 1222S.02P

SENATE SPONSOR: Nodler HOUSE HANDLER: Kingery

SB 286 - Currently under Section 173.604, RSMo, the Coordinating Board issues certificates of approval to operate within this state to certain out-of-state public higher education institutions that meet the minimal standards of that section.

This act seeks to exempt such institutions, as of July 01, 2006, from the requirements of Section 173.604, RSMo. Further, the act would revoke, on July 01, 2006, all previously issued certificates granted to out-of-state public higher education institutions to operate within this state. Instead, the act directs the coordinating board to hold out-of-state public higher education institutions to criteria similar to those required of public in-state higher education institutions in order for such institutions to operate within this state.

The act directs the Coordinating Board to promulgate rules for the implementation of this act no later than December 31, 2005.
DONALD THALHUBER

02/03/2005 S First Read (S166)
02/07/2005 Second Read and Referred S Education Committee (S181)
02/15/2005 Hearing Conducted S Education Committee
03/01/2005 Voted Do Pass S Education Committee-Consent
03/01/2005 Reported from S Education Committee to Floor - Consent (S327)
03/08/2005 S Third Read and Passed - Consent (S392-393)
03/09/2005 H First Read (H565)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Higher Education Committee (H819)
04/12/2005 Hearing Conducted H Higher Education Committee
04/12/2005 Voted Do Pass H Higher Education Committee
04/12/2005 Reported Do Pass H Higher Education Committee (H994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H994)
04/20/2005 Hearing Conducted H Rules Committee
04/20/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/20/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1173)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 287 *** HCS SS SCS SB 287 1420L.09C

SENATE SPONSOR: Shields HOUSE HANDLER: Baker

HCS/SS/SCS/SB 287 - Currently, the state's education formula is essentially an equalized tax-rate driven formula, meaning that the formula provides a certain amount of money per student, per penny of tax rate. This act seeks to transition the state away from this tax-rate driven philosophy to a formula that is primarily student-needs based.

The formula requires the Department of Elementary and Secondary Education to calculate a state adequacy target. The adequacy target amount is the minimum amount of funds a district will receive in order to educate each student. In order to calculate the target, the department will identify certain high performing districts (performance districts) and extrapolate the amount that those districts spent on educating their students. This amount will become the new state minimum per student, or the state adequacy target. The state adequacy target will be recalculated by the department every two years using the most current list of performance districts. This number will not decrease due to any such recalculation.

The formula assigns additional weight to districts' student counts based on certain student characteristics, specifically, to students who qualify for free and reduced lunch, receive special education services, or possess limited English language proficiency. The department will identify the aggregate percentage of the performance districts' free and reduced price lunch, special education, and limited English language proficiency populations in order to create threshold percentage amounts. Any district with student populations above the threshold percentages in any of the weighted characteristic areas will be assigned additional "weight" for the number of the district's students above the threshold amounts. These additional weights will be added to the district's student population in order to arrive at that district's weighted average daily attendance.

Further, the act contains a proxy variable for the relative purchasing power of a dollar, the dollar value modifier. The modifier is an index corresponding to the wage-per-job (on a regional basis) that captures 15% of the percent deviation from the state's median wage-per-job.

A district's state aid calculation will be: The district's weighted average daily attendance multiplied by the state adequacy target. This figure may be adjusted upward by the dollar value modifier. From this total, the district's local effort will be subtracted, and if this number is above zero, this number is the district's state aid payment. If the number is below zero, then the district will receive no less revenue on a per weighted daily attendance basis than the district received in the 2005-2006 school year. The "hold harmless" calculation is adjusted to reflect usage of weighed average daily attendance. The dollar value modifier is also applied to the hold-harmless payment, and such application is phased in over a three year period. The formula itself is phased in over a seven-year period, during which time the state adequacy target may not be adjusted downward. During the phase-in period, districts with significant decreases in gifted and summer school programs will have funds corresponding to those deceased levels reduced from their current-year payments.

The local revenue figure utilized in a district's state aid calculation is the amount of locally generated revenue the district would have received in fiscal year 2005 if its operating levy was set at $3.50. The $3.50 amount is called the performance levy. In every year subsequent to the first-year calculation, a district's "local effort" amount will be frozen, except for any growth in locally collected fines, so that any growth in local revenue collections will be retained by the district and not used to offset state aid payments.

The current formula comprises several categorical aid streams: transportation continues, unaltered, as do the career ladder, vocational education, and educational and screening programs. The line 14 "at-risk," gifted, special education, and remedial reading categoricals are folded into the district's base amount, along with the cigarette tax and free textbook moneys. Revenues from gaming, which will be deposited into the Classroom Trust Fund, also established by the act, will be distributed on an average-daily-attendance basis.

The act also creates option districts, which may elect to relinquish state aid in return for regulatory relief, and a program designed to aid small schools by distributing additional funds to districts with an average daily attendance of 350 students or less. A motor fuel tax exemption is authorized for school buses under certain conditions. Placement of moneys in school district funds and the transfer of moneys between funds are revised to reflect the new formula and changes to the certificated salary compliance requirement. The act increases teacher minimum salaries; permits teacher salary incentives; and enacts other changes relating to accountability, including a revision to procedures for districts that oscillate between unaccredited and provisionally accredited status. Many sections of the act revise existing law in order to correspond to new terminology utilized in the formula. The act deletes numerous provisions rendered obsolete by the adoption of the new formula.

The provisions of this act will become effective July 1, 2006, provided that the contingency in the effective date is met.
DONALD THALHUBER

02/03/2005 S First Read (S166)
02/07/2005 Second Read and Referred S Education Committee (S181)

03/15/2005 Hearing Conducted S Education Committee
03/31/2005 SCS Voted Do Pass S Education Committee (1420S.04C)
04/07/2005 Reported from S Education Committee to Floor w/SCS (S606)
04/12/2005 SS for SCS S offered (Shields) (1420S.05F) (S633-634)
04/12/2005 SA 1 to SS for SCS S offered (Gibbons)--(1420S05.01S) (S634)
04/12/2005 Bill Placed on Informal Calendar (S634)
04/12/2005 Taken up for Perfection (S634)
04/12/2005 SA 1 to SS for SCS S adopted (S634)
04/12/2005 SA 2 to SS for SCS S offered & adopted (Klindt)--(1420S05.14S) (S634)
04/12/2005 SA 3 to SS for SCS S offered (Green)--(1420S05.20S) (S634-635)
04/12/2005 SSA 1 for SA 3 to SS for SCS S offered & adopted (Gibbons)--(1420S05.02S) (S635)
04/12/2005 SA 4 to SS for SCS S offered & adopted (Crowell)--(1420S05.21S) (S635-636)
04/12/2005 SA 5 to SS for SCS S offered & adopted (Loudon)--(1420S05.04S) (S636)
04/12/2005 SA 6 to SS for SCS S offered (Loudon)--(1420S05.09S) (S637-646)
04/12/2005 Bill Placed on Informal Calendar (S646)
04/12/2005 Taken up for Perfection (S648)
04/12/2005 SA 1 to SA 6 to SS for SCS S offered & adopted (Days)--(1420S05.01F) (S649)
04/12/2005 SA 2 to SA 6 to SS for SCS S offered & adopted (Shields)--(1420S05.02F) (S649)
04/12/2005 SA 3 to SA 6 to SS for SCS S offered & withdrawn (Bray)--(1420S05.26S) (S649)
04/12/2005 SA 4 to SA 6 to SS for SCS S offered & adopted (Bray)--(1420S05.03F) (S649)
04/12/2005 SA 5 to SA 6 to SS for SCS S offered & defeated (Coleman) (S649)
04/12/2005 SA 6 to SS for SCS, as amended, S adopted (S649)
04/12/2005 SA 7 to SS for SCS S offered & adopted (Graham)--(1420S05.05F) (S649-650)
04/12/2005 SA 8 to SS for SCS S offered & defeated (Graham)--(1420S05.25S) (S650)
04/12/2005 SA 9 to SS for SCS S offered & adopted (Green)--(1420S05.27S) (S650-651)
04/12/2005 SA 10 to SS for SCS S offered & Ruled out of order (Kennedy)--(1420S05.22S) (S651-652)
04/12/2005 SA 11 to SS for SCS S offered & withdrawn (Graham)--(1420S05.06F) (S652-653)
04/12/2005 SA 12 to SS for SCS S offered & adopted (Wilson)--(1420S05.07S) (S653)
04/12/2005 SA 13 to SS for SCS S offered & Ruled out of order (Coleman)--(1420S05.07F) (S653-654)
04/12/2005 SA 14 to SS for SCS S offered & defeated (Wilson)--(1420S05.10S) (S654)
04/12/2005 SA 15 to SS for SCS S offered (Ridgeway)--(1420S05.08F) (S654)
04/12/2005 SA 1 to SA 15 to SS for SCS S offered & adopted (Engler)--(1420S05.09F) (S654)
04/12/2005 SA 15 to SS for SCS, as amended, S adopted (S654)
04/12/2005 SA 16 to SS for SCS S offered & defeated (Graham)--(1420S05.10F) (S654-655)
04/12/2005 SA 17 to SS for SCS S offered & Ruled out of order (Dougherty)--(0151sga05.01S) (S655)
04/12/2005 SA 18 to SS for SCS S offered & defeated (Wilson)--(1420S05.29S) (S655)
04/12/2005 SA 19 to SS for SCS S offered & adopted (Coleman)--(1420S05.11F) (S655-657)
04/12/2005 SS for SCS, as amended, S adopted (S657)
04/12/2005 Perfected (S657)
04/13/2005 Reported Truly Perfected S Rules Committee (S671)
04/13/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S671)
04/14/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/14/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/14/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S681)
04/14/2005 S Third Read and Passed (S687-688)
04/14/2005 H First Read (H1069)
04/15/2005 H Second Read (H1075)
04/18/2005 Referred H Special Committee on Education Funding Committee (H1108)
04/19/2005 Hearing Conducted H Special Committee on Education Funding Committee
04/26/2005 Hearing Conducted H Special Committee on Education Funding Committee
04/28/2005 Hearing Conducted H Special Committee on Education Funding Committee (Hearing scheduled for Upon Adjournment-Cancelled)
04/28/2005 Motion to pass bill FAILED H Special Committee on Education Funding Committee
05/04/2005 Hearing Conducted H Special Committee on Education Funding Committee
05/04/2005 HCS Voted Do Pass H Special Committee on Education Funding Committee
05/04/2005 HCS Reported Do Pass H Special Committee on Education Funding Committee (H1490)
05/04/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1490)

EFFECTIVE: July 1, 2006

SENATE SPONSOR: Klindt HOUSE HANDLER: Lager

SB 288 - This act authorizes the Governor to convey land in Nodaway County to the Delta Nu Teke Association in exchange for receiving another parcel of land from the association. Currently, the land is owned by Northwest Missouri State University.
SUSAN HENDERSON

02/03/2005 S First Read (S166)
02/07/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S181)
03/02/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/07/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/07/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S371)
03/16/2005 S Third Read and Passed - Consent (S474-475)
03/17/2005 H First Read (H701)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Corrections & Public Institutions Committee (H819)
04/13/2005 Hearing Conducted H Corrections & Public Institutions Committee
04/13/2005 Voted Do Pass H Crime Prevention & Public Safety Committee - Consent
04/13/2005 Reported Do Pass H Corrections & Public Institutions Committee - Consent (H1031)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1031)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1077)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 289 *** SCS SB 289 1398S.02T

SENATE SPONSOR: Engler HOUSE HANDLER: Tilley

SCS/SB 289 - This act allows prosecutors to have discretion as whether a grand jury will examine public buildings and report on their condition, instead of mandating such examination.
SUSAN HENDERSON

02/03/2005 S First Read (S166)
02/07/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S181)
02/23/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/07/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1398S.02C)
03/07/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S371)
03/16/2005 SCS S adopted (S475)
03/16/2005 S Third Read and Passed - Consent (S475)
03/17/2005 H First Read (H701)
03/22/2005 H Second Read (H712)
04/05/2005 Referred H Judiciary Committee (H880)
04/12/2005 Hearing Conducted H Judiciary Committee
04/12/2005 Voted Do Pass H Judiciary Committee - Consent
04/12/2005 Reported Do Pass H Judiciary Committee - Consent (S994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (S994)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
04/28/2005 H Third Read and Passed - Consent (H1324-1325 / S837)
04/28/2005 Truly Agreed To and Finally Passed (S837)

EFFECTIVE: August 28, 2005

*** SB 290 *** 1392S.01I

SENATE SPONSOR: Engler

Allows vehicle owners to register their motor vehicles quadrennially and limits inspections to one time

03/01/2005 Hearing Conducted S Transportation Committee

*** SB 291 *** SS SCS SB 291 1402S.05F

SENATE SPONSOR: Mayer

SS/SCS/SB 291 - This act modifies prevailing wage law.

(1) The act changes criteria for determining the prevailing wages in each locality is changed from looking at comparable private construction projects to the prevailing wages for work of a similar character in the locality and not less than the prevailing wages for legal holiday and overtime work.

(2) The act establishes different criteria for counties based on their classification (whether or not the construction must be in excess of a certain dollar amount).

(3) The language sets out guidelines for the public body proposing to undertake the work including:

- they may not subdivide contracts to avoid compliance; - when a project crosses jurisdictional lines, the wage determination shall be based in the location where the majority of the work takes place;

- when mistakes are allowed in determining the prevailing wage and the penalties, and

- the criteria for estimating the project costs

(4) The process for objection to the annual wage orders and the hours to be considered are included in the act.

(5) The act narrows the action for amounts paid to workmen by limiting it to the employer and no other party.

(6) The act adds the power of the Attorney General to bring suit in the name of the state on behalf of workers and creates a two year commencement provision for a cause of action.

(7) The act exempts public projects built under the general wage order from the provision making it unlawful to submit a bid or perform work on the construction of public works where the work includes wage subsidies, bid supplements, or rebates to subsidize cost.

ANDY LYSKOWSKI

02/03/2005 S First Read (S166)
02/10/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S209)
02/16/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
02/23/2005 SCS Voted Do Pass S Small Business, Insurance & Industrial Relations Committee (1402S.04C)
03/08/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS (S397)
03/14/2005 Bill Placed on Informal Calendar (S441)
04/05/2005 SS for SCS S offered (Mayer) (1402S.05F) (S582)
04/05/2005 Bill Placed on Informal Calendar (S582)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 292 *** 1399S.01I

SENATE SPONSOR: Bray

Eliminates the death penalty

02/10/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S209)

*** SB 293 *** 1254S.01

SENATE SPONSOR: Bray

Prohibits discrimination based upon a person's sexual orientation

02/10/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S209)

*** SB 294 *** 1445S.01I

SENATE SPONSOR: Bray

Creates the "Freedom=Choice" license plate and corresponding fund to pay for family planning services

02/10/2005 Second Read and Referred S Transportation Committee (S209)

*** SB 295 *** 1452S.01I

SENATE SPONSOR: Dolan

SB 295 - 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 a member of the National Guard, a member of the reserves and a representative of the Missouri Veteran's Commission. The money shall be distributed to the families of Missouri residents who are members of the National Guard or the reserves and have been called to duty between September 11, 2001 and December 31, 2010. 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.

The act shall sunset in six years.

This act is identical to HCS/SCS/SB 1336 (2004).
JIM ERTLE

02/03/2005 S First Read (S167)
02/10/2005 Second Read and Referred S Ways & Means Committee (S209)
03/10/2005 Hearing Conducted S Ways & Means Committee
03/15/2005 Voted Do Pass S Ways & Means Committee-Consent
03/15/2005 Reported from S Ways & Means Committee to Floor - Consent (S451)
03/17/2005 Removed S Consent Calendar (S492)

EFFECTIVE: August 28, 2005

*** SB 296 *** 1074S.01I

SENATE SPONSOR: Coleman

Makes certain students eligible for in-state tuition, regardless of their immigration status

02/22/2005 Hearing Conducted S Education Committee

*** SB 297 *** 0815S.01I

SENATE SPONSOR: Coleman

Alters the metropolitan school district's procedures with regard to employees subject to removal

02/10/2005 Second Read and Referred S Education Committee (S209)

*** SB 298 *** 0813S.01T

SENATE SPONSOR: Coleman HOUSE HANDLER: Wright

SB 298 - This act regards the superintendent and teachers of the St. Louis Public school system.

The act alters the current statutory requirement that the superintendent's supervision of the school system be subject the control of the board and instead asserts that the superintendent's supervision of the school system be subject to policies established by the board.

Current law mandates that the superintendent hire a treasurer, a commissioner of school buildings, and as many associate and assistant superintendents as the superintendent deems necessary. This act alters the aforementioned mandate so that the superintendent has the option as to whether to fill such positions.

Current law requires that only the districts teaching appointments and promotions be based on merit. Under the provisions of this act, all of the district's employee appointments and promotions will be merit-based.
DONALD THALHUBER

02/03/2005 S First Read (S167)
02/10/2005 Second Read and Referred S Education Committee (S209)
03/01/2005 Hearing Conducted S Education Committee-Consent

03/08/2005 Voted Do Pass S Education Committee - Consent
03/08/2005 Reported from S Education Committee to Floor - Consent (S396)
03/16/2005 Rules Suspended (S481)
03/16/2005 SA 1 S offered & adopted (Coleman)--(0813S01.01F) (S481)
03/16/2005 S Third Read and Passed, as amended - Consent (S481-482)
03/17/2005 H First Read (H701)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Elementary and Secondary Education Committee (H819)
04/06/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/06/2005 Voted Do Pass H Elementary and Secondary Education Committee - Consent
04/07/2005 Reported Do Pass H Elementary and Secondary Education Committee - Consent (H936)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H936)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee (H999)
05/03/2005 H Third Read and Passed - Consent (H1412-1413 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1412-1413 / S975)

EFFECTIVE: August 28, 2005

*** SB 299 *** 0814S.01T

SENATE SPONSOR: Coleman HOUSE HANDLER: Wright

SB 299 - Currently, both metropolitan school district 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 act is identical to the perfected SB 1133 (2004).
DONALD THALHUBER

02/03/2005 S First Read (S167)
02/10/2005 Second Read and Referred S Education Committee (S209)
03/01/2005 Hearing Conducted S Education Committee
03/08/2005 Voted Do Pass S Education Committee - Consent
03/08/2005 Reported from S Education Committee to Floor - Consent (S396)
03/16/2005 S Third Read and Passed - Consent (S482)
03/17/2005 H First Read (H701)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Elementary and Secondary Education Committee (H819)
04/06/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/06/2005 Voted Do Pass H Elementary and Secondary Education Committee - Consent
04/07/2005 Reported Do Pass H Elementary and Secondary Education Committee - Consent (H936)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H936)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H999)
05/03/2005 H Third Read and Passed - Consent (H1413-1414 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1413-1414 / S975)

EFFECTIVE: August 28, 2005

*** SB 300 *** 0128S.01I

SENATE SPONSOR: Coleman

Creates the mobile home landlord and tenant rights act

03/16/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

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*** SB 301 *** 1270S.01I

SENATE SPONSOR: Coleman

SB 301 - This act increases the maximum amount of compensation payable to St. Louis police officers.

This act has an emergency clause.
SUSAN HENDERSON

02/03/2005 S First Read (S167)
02/10/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S209)
02/23/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/30/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee

EFFECTIVE: Emergency Clause

*** SB 302 *** SCS SB 302 1142S.02T

SENATE SPONSOR: Coleman HOUSE HANDLER: Cunningham

SCS/SB 302 - This act provides that the two St. Louis City school board members whose terms expire in April 2010 shall continue to serve until November 2010 when their successors are elected. Thereafter, the election date for those two members shall be the general election date in November, rather than the municipal election date in April.
JIM ERTLE

02/03/2005 S First Read (S167)
02/10/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S209)
02/21/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/07/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee (1142S.02C)- Consent
03/08/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S396)
03/16/2005 SCS S adopted (S483)
03/16/2005 S Third Read and Passed - Consent (S483-484)
03/17/2005 H First Read (H701)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Elementary and Secondary Education Committee (H819)
04/06/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/06/2005 Voted Do Pass H Elementary and Secondary Education Committee - Consent
04/07/2005 Reported Do Pass H Elementary and Secondary Education Committee - Consent (H936)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H936)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H999)
05/03/2005 H Third Read and Passed - Consent (H1414-1415 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1414-1415 / S975)

EFFECTIVE: August 28, 2005

*** SB 303 *** 1395S.01I

SENATE SPONSOR: Dougherty

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

04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 304 *** 1040S.01P

SENATE SPONSOR: Ridgeway HOUSE HANDLER: Ervin

SB 304 - This act alters statutes regarding military leave for Kansas City police officers and civilian employees. Members of the Police Retirement System of Kansas City and the Civilian Employees' Retirement System of the Police Department of Kansas City who are on leave of absence due to military service in which the United States has declared war, a compulsory draft, or the combat mobilization of any units of the military reserves are entitled to service credit for the time spent in the military service. During their military service, members are not required to pay any member contributions into the retirement system.

Should it becomes necessary for the years of the service to be included in the calculation of the

member's compensation, the member will be deemed to have received the same compensation throughout the period of service as the member's base annual salary immediately prior to the commencement of the leave of absence.

Eligible members who are absent because of the military leave are entitled to federal employment and re-employment rights.
DONALD THALHUBER

02/07/2005 S First Read (S176)
02/10/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S209)
02/22/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/01/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
03/01/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S314)
03/08/2005 S Third Read and Passed - Consent (S390-391)
03/09/2005 H First Read (H565)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Veterans Committee (H819)
04/13/2005 Hearing Conducted H Veterans Committee
04/13/2005 Voted Do Pass H Veterans Committee - Consent
04/13/2005 Reported Do Pass H Veterans Committee - Consent (H1037)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1037)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1077)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 305 *** 1220S.01I

SENATE SPONSOR: Engler

Authorizes minimum amounts of compensation for certain corrections personnel

02/28/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

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*** SB 306 *** 1486S.01T

SENATE SPONSOR: Purgason HOUSE HANDLER: Dethrow

SB 306 - This act raises the amount school board members may accept for performing services for (or selling property to) their district from $1,500 to $5,000.
DONALD THALHUBER

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Education Committee (S209)
03/01/2005 Hearing Conducted S Education Committee
03/08/2005 Voted Do Pass S Education Committee - Consent
03/08/2005 Reported from S Education Committee to Floor - Consent (S396)
03/16/2005 S Third Read and Passed - Consent (S483)
03/17/2005 H First Read (H701)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Elementary and Secondary Education Committee (H819)
04/06/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/06/2005 Voted Do Pass H Elementary and Secondary Education Committee - Consent
04/07/2005 Reported Do Pass H Elementary and Secondary Education Committee - Consent (H936)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H936)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H999)
05/03/2005 H Third Read and Passed - Consent (H1415-1416 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1415-1416 / S975)

EFFECTIVE: August 28, 2005

*** SB 307 *** HCS SB 307 1358L.02C

SENATE SPONSOR: Purgason HOUSE HANDLER: Kuessner

HCS/SB 307 - This act raises the amount an elected or appointed official or employee of the state or political subdivision can accept for performing services or selling, renting, or leasing property to their state agency or political subdivision from $1,500 to $5,000.

This act is similar to HB 577 (2005).
SUSAN HENDERSON

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S209)
02/23/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/07/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/07/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S371)
03/16/2005 S Third Read and Passed - Consent (S475)
03/17/2005 H First Read (H702)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Local Government Committee (H819)
04/07/2005 Hearing Conducted H Local Government Committee
04/11/2005 HCS Voted Do Pass H Local Government Committee - Consent
04/12/2005 Reported Do Pass H Local Government Committee - Consent (H995)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H995)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1039)
05/03/2005 HCS H adopted (H1416-1417)
05/03/2005 H Third Read and Passed - Consent (H1416-1417 / S975)
05/09/2005 S Calendar S Bills with H Amendments (HCS)

EFFECTIVE: August 28, 2005

*** SB 308 *** HCS SB 308 1493L.02C

SENATE SPONSOR: Purgason HOUSE HANDLER: Pollock

HCS/SB 308 - The act allows a not-for-profit corporation to apply for reinstatement if it had been forfeited after 1978 for failure to file an annual report. If corporation is administratively dissolved for failure to file an annual registration report and the Secretary of State determines that the failure was due to military service, the act authorizes the Secretary of State to waive the reinstatement fees and other associated penalties, cancel the certificate of dissolution, prepare a certificate of reinstatement, and provide a copy to the corporation.
ANDY LYSKOWSKI

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S209)
02/28/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/07/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
03/07/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S371)
03/16/2005 S Third Read and Passed - Consent (S479)
03/17/2005 H First Read (H702)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Judiciary Committee (H819)
04/12/2005 Hearing Conducted H Judiciary Committee
04/12/2005 HCS Voted Do Pass H Judiciary Committee - Consent
04/13/2005 HCS Reported Do Pass H Judiciary Committee - Consent (H1035)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1035)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1077)

05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 309 *** 1268S.02I

SENATE SPONSOR: Wilson

Makes ownership, possession, and discharge of taser guns an unlawful use of a weapon

02/10/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S209)

*** SB 310 *** SCS SB 310 1472S.02P

SENATE SPONSOR: Champion HOUSE HANDLER: Dixon

SCS/SB 310 - This act requires mandatory withholding of retirement income which includes withholding for entities outside of Missouri. The term retirement income is defined as any annuity, pension, or retirement allowance as defined in subsection 1 of Section 143.124, RSMo. A taxpayer is granted the option to have additional withholding or, upon written notification, the taxpayer may elect not to have an amount withheld from their payment. The administration, collection, and enforcement of the withholding tax will be done in the same manner as employer withholdings.
JASON ZAMKUS

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Ways & Means Committee (S209)
03/10/2005 Hearing Conducted S Ways & Means Committee
03/15/2005 SCS Voted Do Pass S Ways & Means Committee-Consent (1472S.02C)
03/15/2005 Reported from S Ways & Means Committee to Floor - Consent (S451)
03/31/2005 SCS S adopted (S550)
03/31/2005 S Third Read and Passed - Consent (S550)
04/01/2005 H First Read (H839)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Ways & Means Committee (H880)
04/06/2005 Hearing Conducted H Ways & Means Committee
04/18/2005 Voted Do Pass H Ways & Means Committee
04/19/2005 Reported Do Pass H Ways & Means Committee (H1135)
04/19/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1135)
04/21/2005 Hearing Conducted H Rules Committee
04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1199)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 311 *** 1483S.01I

SENATE SPONSOR: Dolan

Permits certain utility companies to place their facilities with the rights-of-way on highways

02/22/2005 Hearing Conducted S Commerce, Energy and the Environment Committee

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*** SB 312 *** SCS SB 312 1289S.03P

SENATE SPONSOR: Dolan

SCS/SB 312 - This act allows the Governor to appoint twp additional members to the Highways and Transportation Commission on or after August 28, 2005. One member appointed by the Governor shall be a representative of the state's interests in matters relating to air and mass transit. The other member appointed by the Governor shall be a representative of the state's interests in matters relating to freight and river transit. The two additional members appointed under this subsection shall serve with terms expiring September 1, 2011. The act further provides that in order to serve as chair or vice-chair, the most senior members must have at least one year remaining in their terms. Members appointed after the expiration of the original members' terms shall serve for six years.
STEPHEN WITTE

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Transportation Committee (S209)
02/15/2005 Hearing Conducted S Transportation Committee
02/24/2005 SCS Voted Do Pass S Transportation Committee (1289S.03C)
02/28/2005 Reported from S Transportation Committee to Floor w/SCS (S299)
03/01/2005 SCS S adopted (S315)
03/01/2005 Perfected (S315)
03/02/2005 Reported Truly Perfected S Rules Committee (S335)
03/03/2005 S Third Read and Passed (S349)
03/07/2005 H First Read (H498)
03/08/2005 H Second Read (H506)

EFFECTIVE: August 28, 2005

*** SB 313 *** 1482S.02I

SENATE SPONSOR: Dolan

SB 313 - This act increases various penalties for offenses occurring within highway work zones or construction zones. Under this act, any person convicted of a second or subsequent moving violation within a work zone shall be assessed a fine of $75. The act provides that a person who is convicted of speeding or passing a vehicle within a work zone when a highway worker is present a second or subsequent time shall be assessed a fine of $300 in addition to any other fine authorized by law.

The act also creates the crime of "endangerment of a highway worker". A person convicted of this crime shall be guilty of a Class A misdemeanor if no injury results from the offense. If a highway worker is injured the offender shall be guilty of a Class D felony. If a death of a highway worker results from the commission of the crime, the offender shall be guilty of a Class C felony. A person commits this crime if the motorist:

(1) Exceeds the posted speed limit by 25 mph or more;

(2) Fails to stop for a work zone flagman or fails to obey traffic control signals erected in the work zone;

(3) Drives through or around the work zone by any lane not clearly designated for such purpose;

(4) Physically assaults or attempts to assault a highway worker with a motor vehicle or other deadly weapon;

(5) Intentionally strikes or moves barrels, barriers, signs or other devices erected to control the flow of traffic; or

(6) Commits various offenses in which points may be assessed under Section 302.302, RSMo.
STEPHEN WITTE

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S209)
02/15/2005 Re-referred S Transportation Committee (S229)
03/01/2005 Hearing Conducted S Transportation Committee

EFFECTIVE: August 28, 2005

*** SB 314 *** 0100S.08I

SENATE SPONSOR: Dolan

SCS/SB 314 - This act modifies the law with respect to highway right-of-ways. The act provides that certain utility companies and services, including cable television and Internet services, shall be permitted to place their facilities or systems within the right-of-ways of any state highway, county road, or other political subdivision. This provision is similar to one contained in SB 311 (2005).

This act creates the "State Highway Utility Relocation Act". The act establishes a procedure for the relocation of utilities from highway right-of-ways in connection with highway construction projects. This portion of the act has an effective date of January 1, 2006, and shall not apply to construction projects having a letting date prior to December 31, 2005 (Section 227.241).

DETERMINING LOCATIONS OF UTILITY FACILITIES - The commission shall attempt to determine what utility facilities are located within the right-of-way of a planned construction project by researching permit files and reviewing map files. The commission shall also conduct field investigations and contact local governments to identify any utility facilities within the right-of-way.

Within 30 days of completing the survey, the commission shall notify utility owners that a construction project is planned that may conflict with their facilities. The act sets forth what the notification must include (e.g. the desired date for completion of a relocation plan and the anticipated month and year a letting date could be set for the construction protect). The owner shall examine the notice and notify the commission in writing of any utility facility not correctly described in the notice. The response shall describe the general location of each utility facility by confirming the location shown in the notice or by providing additions or corrections (section 227.243).

SUBMISSION OF PROJECT PLAN - Upon completion of the initial design of the construction project, the commission shall provide at least one set of project plans to each owner of a utility facility. The project plans shall show those portions of the project upon which the owner's utility facilities are located. The plans shall show where the owner's utility facilities are located and where the utility facilities of other owners are located in relation to work required for the project.

RESPONSE BY UTILITY OWNERS TO PROJECT PLAN - If the owner determines that it owns utility facilities that are not shown an the project plans, the owner shall within 30 days mark their location on the project plans and return the marked-up protect plans to the department. If utility facilities owned by the owner are correctly shown on the project plan, the owner shall notify the department in writing within 30 days, but shall not be required to return the project plans (section 227.244).

SUBMISSION OF RELOCATION PLAN BY UTILITY OWNERS - Within 120 days of receiving the completed project plan from the commission, the owner shall provide the commission with a relocation plan.

CONTENTS OF RELOCATION PLAN - The relocation plan shall include a description of work that will be done in relocating the owner's utility facilities and whether the work or a portion of the work must be coordinated with or is contingent upon work being performed by other utility owners or the contractor to the commission. The plan shall state when the work will be started and the length of time in days estimated to complete the work. It shall also describe whether the plan is incomplete due to other owners or the commission failing to provide information needed to complete the relocation plan.

When two or more owners have facilities in the construction project area, the commission shall schedule a utility coordination meeting. If, as a result of the meeting, a conflict in relocation plans is determined to exist between the two or more owners, the owner shall have an additional 30 days to submit a revised relocation plan. If there is a conflict between two owners that cannot be resolved by the owners, the commission shall determine the method to resolve the conflict.

COORDINATION WITH HIGHWAY CONTRACTOR - If the utility owner's relocation work is dependent upon or must be coordinated with work being performed by the department's contractor, the commission shall convene a meeting of the contractor and the one or more owners whose relocation work is dependent upon or must be coordinated with the contractor's work. If the approved relocation plan is dependent upon or must be coordinated with work to be performed by the contractor, the contractor shall notify the commission of its best estimate of the date that all construction necessary for the relocation of utilities will be completed, at least 14 days prior to such date. If such completion date is delayed due to weather or other causes, the contractor shall immediately notify the commission of the delay and the revised expected completion date. The contractor shall give a second notice to the department five days prior to the date work will be completed as necessary for relocation work to begin.

COMMISSION REVIEW OF RELOCATION PLAN - The commission shall review the relocation plan to ensure compatibility with permit requirements, the project plan, and the anticipated letting date and notice to proceed for the project. The commission shall notify the owner in writing within 30 days of receiving the plan whether the plan is acceptable or not. The commission shall specify which parts of the relocation plan are not acceptable. The owner shall submit a revised relocation plan within 30 days after receipt of notice by the commission. The commission shall review the revised relocation plan, and if the relocation plan is still not acceptable, it shall provide a relocation plan to the owner. The owner shall not be bound by the commission's relocation plan if it requires the payment of overtime or imposes an unreasonable deadline.

IMPLEMENTATION OF RELOCATION - The commission shall notify the owner in writing not less than 30 days before the owner is required to begin relocation required by the relocation plan. The owner shall complete its work within the time frame described in the plan. The owner shall notify the department when relocation work has started and when all relocation work is complete. The commission may require the owner to submit progress reports until relocation is completed.

DAMAGES - If the owner fails to provide the responses or corrections to project plans, the commission may recover from the owner damages of $100 per day for each day the required act is not completed. If the owner fails to provide a relocation plan or fails to timely relocate utility facilities in accordance with the plan resulting in any delay to the construction project, the commission may recover damages of $1,000 per day for each day the required act is not completed. Damages may be recovered through actions brought by the commission's chief counsel or by the attorney general. Damages shall be deposited in the state road fund. Damages shall not be assessed due to acts of God, extreme weather events, labor strikes and shortages, or other events beyond the reasonable control of the owner.

PAYMENT OF RELOCATION COSTS - The removal and relocation of utility facilities shall be made at the owner's expense unless otherwise provided for by the commission. If the owner fails to relocate its utilities in accordance with the relocation plan, the commission may remove and relocate the facilities at the expense of the owner.

LOCAL REGULATION - Under this act, any home rule city having a a population of 60,000 or greater or any charter county of the first classification may adopt ordinances or regulations consistent with the act regarding the relocation of utility facilities located within the right-of-way of streets, highways, or roads under their respective jurisdiction. Any ordinance, policy, resolution, or regulation adopted under the authority of this section shall not infringe upon, negate or otherwise abrogate an owner's right to construct, own, operate, and maintain utility facilities within the right-of-ways of such political subdivision that the owner otherwise enjoyed prior to the adoption of such ordinance, policy, resolution, or regulation.
STEPHEN WITTE

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S209)
02/15/2005 Re-referred S Transportation Committee (S229)
02/22/2005 Hearing Conducted S Transportation Committee
04/12/2005 SCS Voted Do Pass S Transportation Committee (0100S.17C)

EFFECTIVE: August 28, 2005

*** SB 315 *** 1505S.01I

SENATE SPONSOR: Dolan

SB 315 - This Act extends the sunset date for the licensure of health care facilities to August 28, 2008.
ADRIANE CROUSE

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S209)
02/15/2005 Re-referred S Aging, Families, Mental & Public Health Committee (S229)
03/09/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

EFFECTIVE: August 28, 2005

*** SB 316 *** SS SCS SB 316 1081S.05F

SENATE SPONSOR: Dolan

SS/SB 316 - This act extends the sunset date for the licensure of health care facilities to August 28, 2007. This act shall not apply to any entity located in Jackson, Platte, Clay or Cass counties.
ADRIANE CROUSE

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S209)
03/09/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/16/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (1081S.03C)
03/17/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S494)
04/05/2005 Bill Placed on Informal Calendar (S579)

04/13/2005 SS for SCS S offered (Dolan) (1081S.05F) (S663)
04/13/2005 SA 1 to SS for SCS S offered & defeated (Bartle)--(1081S05.02S) (S663-664)
04/13/2005 SA 2 to SS for SCS S offered & adopted (Bartle)--(1081S05.01S) (S664)
04/13/2005 SA 3 to SS for SCS S offered & adopted (Wheeler)--(1081S05.03S) (S664)
04/13/2005 SA 4 to SS for SCS S offered & defeated (Coleman)--(1081S05.01F) (S664-665)
04/13/2005 SS for SCS, as amended, S adopted (S665)
04/13/2005 Perfected (S665)
04/13/2005 Reported Truly Perfected S Rules Committee (S671)
04/14/2005 Bill Placed on Informal Calendar (S687)
04/19/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S724)
04/21/2005 Hearing Cancelled S Governmental Accountability & Fiscal Oversight Committee
05/09/2005 S Informal Calendar S Bills for Third Reading (Fiscal Oversight)

EFFECTIVE: August 28, 2005

*** SB 317 *** 1362S.01P

SENATE SPONSOR: Mayer HOUSE HANDLER: Johnson

SB 317 - Current law allows uniformed members of the highway patrol to purchase, prior to retirement, up to four years of creditable service for any time such person served as a non-federal full-time public employee in this state prior to becoming a member of the system. This act extends the aforementioned provision to each employee of the highways and transportation commission, each uniformed member of the highway patrol, and each civilian or non-uniformed employee of the state highway patrol. Further, the act removes a provision requiring the filing of an affidavit stating that the member is not receiving credits or benefits from any other public plan for the service to be purchased.

Further, the act states that all such creditable service payments must be completed prior to retirement or termination of employment. If a member who purchased creditable service dies prior to retirement, the surviving spouse may, upon written request, receive a refund of the amount contributed for such purchase of such creditable service.
DONALD THALHUBER

02/07/2005 S First Read (S177)
02/10/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S209)
02/22/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/01/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
03/01/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S314)
03/08/2005 S Third Read and Passed - Consent (S391)
03/09/2005 H First Read (H566)
03/10/2005 H Second Read (H573)
03/31/2005 Referred H Retirement Committee (H819)
04/06/2005 Hearing Conducted H Retirement Committee
04/06/2005 Voted Do Pass H Retirement Committee
04/13/2005 Voted Do Pass H Retirement Committee - Consent
04/13/2005 Reported Do Pass H Retirement Committee - Consent (H1035)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1035)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1077)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 318 *** 0949S.03T

SENATE SPONSOR: Crowell HOUSE HANDLER: Cooper

SB 318 - This act removes certain employees of the Division of Finance and Division of Credit Unions from the state merit employee system. The directors of the two divisions are authorized to maintain equitable salary schedules for examiners, professional staff and support personnel. The salary for bank and credit union examiners shall be based on a comparison of the salaries for similar positions at federal bank regulatory agencies and other states.

The act also authorizes the Division of Finance to collect an amount not to exceed 15% of certain estimated costs from banks and trust companies in order to conduct the examinations. Currently, the division was authorized to collect an amount equal to 15%. Fees and charges to bank and trust companies must be reviewed annually by the division of finance to determine whether the regulatory costs are offset by the fees and charges. The division may adjust the fees in order to fully recover such costs.
JIM ERTLE

02/08/2005 S First Read (S184)
02/10/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S209)
02/21/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
02/28/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
02/28/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S300)
03/07/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S374)
03/31/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/31/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S546)
03/31/2005 S Third Read and Passed - Consent (S546)
04/01/2005 H First Read (H839)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Financial Institutions Committee (H880)
04/12/2005 Hearing Conducted H Financial Institutions Committee
04/12/2005 Voted Do Pass H Financial Institutions Committee - Consent
04/12/2005 Reported Do Pass H Financial Institutions Committee - Consent (S994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (S994)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
05/03/2005 H Third Read and Passed - Consent (H1417-1418 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1417-1418 / S975)

EFFECTIVE: August 28, 2005

*** SB 319 *** HCS SCS SB 319 1305L.05C

SENATE SPONSOR: Koster HOUSE HANDLER: Roark

HCS/SCS/SB 319 - The act requires that for calendar year 2006 and thereafter, if on September 30, the net balance in the Unemployment Compensation Trust Fund is at least $400 million, the taxable wage base will not increase above $11,000. Additionally, if the fund's net balance is $400 million or less, the maximum weekend benefit amount will not exceed $250. If on January 1 of the year following the year in which the fund's net balance is $400 million or more, the maximum weekly benefit amount will be $270. For each subsequent year in which the fund's net balance is $400 million or more, the maximum weekly benefit amount will increase by $10, not to exceed a maximum weekly benefit amount of $320. The fund's net balance is the balance less any obligations as of September 30 of the preceding year. The act states that for initial unemployment claims filed during the calendar year 2005 and thereafter, the maximum weekly benefit amount shall be 3.75% of the average of the two highest earning quarters of the worker's base period.

The act requires that alcohol and controlled substance testing be conducted by accrediting organizations, certifying organizations, or any professional society approved by the United States Department of Transportation. The policy, public posting, collective bargaining agreement, or other written notice given to any employee must state that a positive test is deemed to be misconduct and may result in the suspension or termination of employment. The test results must be admissible if the employer's policy states that an employee may be subject to random testing. The act also authorizes an employer to require a pre-employment test for the presence of alcohol or controlled substances as a condition of employment. Attempts to tamper with or refusal to take the test is considered misconduct and disqualifies the claimant for the waiting week credit and unemployment benefits. If a claimant is disqualified on a subsequent occasion within the base period, the claimant must earn wages equal to or in excess of six times the claimant's weekly benefit amount for each of the occasions. Absenteeism or tardiness also constitute misconduct.

The act eliminates the temporary debt indebtedness assessment and replaces it with the credit instrument and financing agreement emergency replacement fee which will expire in calendar year 2020 or whenever the net trust fund balance is zero or greater. The act also assesses a credit instrument and

financing agreement emergency repayment fee on employers in any year in which the January 1 fund balance is not sufficient to meet the minimum level of debt service required for the following 12 months and is necessary to prevent the default on outstanding debt obligations. The fee is calculated as a percentage of the unemployment tax rate and will not exceed an additional 10% of the employer's tax rate.

The act allows the Board of Unemployment Fund Financing to use credit instruments which mature no later than 15 years after issuance.

The act also states that owners and operators who lease motor vehicles with drivers to a for-hire motor carrier will not be deemed employed for the purposes of the unemployment security laws. The act removes the .25% surcharge added to the contribution rate of an employer with a maximum experience rating for two consecutive years if the trust fund balance is at least $450 million. In no case will an employers' cumulative surcharge rate exceed .50%.

As of January 1, 2006, the unemployment experience rate must transfer with a business if both employers involved in the transfer have substantially common ownership, management, or control of the business and the transfer was made to lower the rating. The rate and liabilities of both employers will be recalculated. The rate does not transfer with the business if the employer acquiring the business is not an employer in the state at the time of the acquisition.

If an employer knowingly violates, attempts to violate, or knowingly advises another in a manner that results in a violation of the provisions relating to the determination of an unemployment experience rate, the employer's rate will be the greater of the maximum rate or the employer's rate plus 2% for the current year and the following three rate years.

Out-of-state employers will be subject to a civil penalty of up to $5,000 that will be deposited into the Special Employment Security Fund. A person violating any provision relating to the unemployment experience rating is guilty of a class A misdemeanor for the first offense and a class D felony for any subsequent offense.
ANDY LYSKOWSKI

02/08/2005 S First Read (S184)
02/10/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S209)
03/08/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/10/2005 SCS Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee (1305S.02C)
03/15/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor w/SCS (S453)
03/30/2005 Bill Placed on Informal Calendar (S525)
04/04/2005 SCS S adopted (S572)
04/04/2005 Perfected (S572)
04/04/2005 Reported Truly Perfected S Rules Committee (S572)
04/07/2005 S Third Read and Passed (S608-609)
04/07/2005 H First Read (H939)
04/08/2005 H Second Read (H944)
04/11/2005 Referred H Workforce Development & Workplace Safety Committee (H963)
04/13/2005 Hearing Conducted H Workforce Development & Workplace Safety Committee
04/13/2005 HCS Voted Do Pass H Workforce Development & Workplace Safety Committee
04/13/2005 HCS Reported Do Pass H Workforce Development & Workplace Safety Committee - Consent (H1038)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1038)
04/18/2005 Hearing Conducted H Rules Committee
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1338)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 320 *** HCS SB 320 1194L.04C

SENATE SPONSOR: Koster HOUSE HANDLER: Baker

HCS/SB 320 - The act creates a lien against real estate for non-payment of rental equipment fees. The

act includes a statute of limitations which begins to run upon the date the equipment is removed from the renter's property and expires sixty days from said date. Provisions of the act set out certain situations in which a lien involving rental equipment will not exist.
JASON ZAMKUS

02/08/2005 S First Read (S184)
02/10/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S210)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S451)
03/31/2005 S Third Read and Passed - Consent (S551-552)
04/01/2005 H First Read (H840)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Judiciary Committee (H880)
04/12/2005 Hearing Conducted H Judiciary Committee
04/28/2005 HCS Voted Do Pass H Judiciary Committee
05/02/2005 HCS Reported Do Pass H Judiciary Committee (H1392)
05/02/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1392)
05/04/2005 Hearing Conducted H Rules Committee
05/04/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)

EFFECTIVE: August 28, 2005

*** SB 321 *** 1177S.01I

SENATE SPONSOR: Shields

SB 321 - This act creates the Dental Carve-Out Act of 2005.

This act requires the Division of Medical Services within the Department of Social Services to establish and implement a process for managing dental benefits for public assistance recipients. Various methodologies, programs, and practices can be used to determine the medical necessity and appropriateness of a recipient's treatment.

The division is allowed to place coverage limits on dental services, excluding state and federally mandated services. The limits must be determined by sound clinical practice guidelines.

The division shall establish a statewide uniform dental program and contract with a single source private entity to provide dental program management service coordination.

The division is prohibited from requiring a dentist to alter a patient's previous course of treatment unless the alteration is warranted by the patient's condition as initiated by the dentist.

This act is Similar to HB 1037 (2004)
ADRIANE CROUSE

02/08/2005 S First Read (S184)
02/15/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S228)
03/02/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/16/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee
04/07/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 322 *** 0763S.01I

SENATE SPONSOR: Bartle

This bill has been combined with SB 37

02/08/2005 S First Read (S184)
02/15/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S228)
02/28/2005 Hearing Scheduled S Judiciary and Civil & Criminal Jurisprudence Committee

02/28/2005 Hearing Cancelled Judiciary and Civil & Criminal Jurisprudence Committee
03/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/29/2005 Bill Combined w/ SCS/SBs 37, 322, 78, 351 & 424 (0041S.08C)

EFFECTIVE: August 28, 2005

*** SB 323 *** 0943S.01T

SENATE SPONSOR: Bartle HOUSE HANDLER: Cooper

SB 323 - This act establishes the eligibility criteria for awarding grants to umbilical cord blood banks. The Life Sciences Research Board shall award grants based on:

(1) The ability of the applicant
(2) The experience of the applicant
(3) The applicant's commitment after the expiration of the contract.

The grants will expand existing umbilical cord blood banks and establish new ones for the state of Missouri. The grants shall be awarded subject to appropriation of funds for that purpose.
ANDY LYSKOWSKI

02/08/2005 S First Read (S184)
02/15/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S228)
03/09/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/09/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent
03/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor - Consent (S440)
03/29/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S518)
03/31/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/31/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S546)
03/31/2005 S Third Read and Passed - Consent (S557)
04/01/2005 H First Read (H840)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Health Care Policy Committee (H880)
04/07/2005 Hearing Conducted H Health Care Policy Committee
04/12/2005 Voted Do Pass H Health Care Policy H Committee - Consent
04/12/2005 Reported Do Pass H Health Care Policy Committee - Consent (H994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H994)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass BUT NOT CONSENT H Rules Committee (w/no time limite for debate)
04/14/2005 Reported Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate) (H1068)
04/27/2005 H Third Read and Passed (H1295-1296 / S820)
04/27/2005 Truly Agreed To and Finally Passed (S820)

EFFECTIVE: August 28, 2005

*** SB 324 *** SCS SB 324 0982S.03C

SENATE SPONSOR: Scott

SCS/SB 324 - This act authorizes a state tax deduction of up to $4,000 per taxpayer for contributions made to qualified educational savings programs sponsored by other states. No person cannot deduct more than $8,000, in the aggregate, in a fiscal year for contributions to a Missouri educational savings program or another state's educational savings program. Such programs must meet certain investor protection measures promulgated the Missouri higher education savings program board. Contributions to the program must be held for at least one year. Contributions and earnings in the program shall not be considered income when determining a student's eligibility for financial assistance under any state aid program.

This act is similar to SB 933 (2004).
JIM ERTLE

02/08/2005 S First Read (S184)
02/15/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S228)
02/21/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/07/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee (0982S.03C)

03/08/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS (S397)
03/14/2005 Bill Placed on Informal Calendar (S441)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 325 *** 0564S.01I

SENATE SPONSOR: Bray

Restricts firearm possession for individuals involved in domestic violence

02/15/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S228)

*** SB 326 *** SCS SB 326 1283S.05C

SENATE SPONSOR: Nodler

SCS/SB 326 - The act makes various revisions to the Tobacco Master Settlement Agreement.

The act relieves any person licensed or required to affix a tax stamp on cigarette packages or any retailer who in good faith sells cigarettes that do not comply with state law, from being subject to any administrative, civil or criminal penalties associated with such act. However it does not relieve a wholesaler or retailer from any penalty imposed by law if the tax stamp has not been lawfully applied.

Declarations of non-compliant cigarettes must be posted on the website of both the Attorney General and the Department of Revenue. The director of the department of revenue must notify all wholesalers in writing via U.S. Mail of the manufacturers and cigarette brands that are no longer lawful to sell in the state. Within five days of such notification, the wholesaler must provide the director with a count of said manufacturers cigarette brands that the wholesaler is holding in inventory for sale in this state.

The cigarette manufacturer shall have the right to remedy any reason the director or attorney general gives for making it unlawful to sell such cigarette brands in this state and in the event said manufacturer provides such remedy, the director and attorney general shall cease any impending action to make such manufacturers brands unlawful for sale. Any tobacco product manufacturer aggrieved by a declaration of non-compliance has a right to seek relief in a court of competent jurisdiction.

All tobacco manufacturers whose cigarettes are sold in Missouri are required to report and certify to the Department of Revenue and the Attorney General's office by April 30 of each year that they are in compliance with the Tobacco Settlement Model Statute currently in Missouri law and that they are registered to do business in the state of Missouri or they have appointed a registered agent for service of process. In addition to the certification, participating manufacturers must also provide a list of "brand families" of cigarette types. Nonparticipating manufacturers must submit their brand families, the number of units sold for each family at any time during the year, the name and address of any other manufacturer of their brand families in the preceding or current calendar year, and other information to verify compliance with the model statute.

Each nonresident or foreign tobacco product manufacturer must be registered to do business in the state or maintain an agent within the state for the purpose of service of process relating to the enforcement of the act. By June 1, 2006, the Director of the Department of Revenue must make available for public inspection or publish on the department's web site a list of all tobacco product manufacturers that have satisfied the certification requirements established in the act.

Stamping agents (persons authorized to affix cigarette tax stamps to cigarette packages) are required to submit to the director an e-mail address for the receipt of notifications as required by the bill and to submit various reports and documents as required by the department.

Various penalties and actions for failure to comply with the requirements of the act are included.

The act contains an emergency clause.
JASON ZAMKUS

02/09/2005 S First Read (S191)
02/15/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S228)

03/02/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/27/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee (1283S.05C)
04/28/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS (S835)
05/09/2005 S Formal Calendar S Bills for Perfection w/SCS

EFFECTIVE: Emergency Clause

*** SB 327 *** 1400S.01I

SENATE SPONSOR: Scott

Makes various changes with respect to the enforcement of commercial motor vehicle laws

03/08/2005 Hearing Conducted S Transportation Committee

*** SB 328 *** 1577S.01I

SENATE SPONSOR: Coleman

WITHDRAWN

02/10/2005 Bill Withdrawn (S210)

*** SB 329 *** 1522L.01I

SENATE SPONSOR: Coleman

Prohibits a parent, sibling or child of a statewide elected official from registering as a lobbyist

02/15/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S228)

*** SB 330 *** 1576S.01I

SENATE SPONSOR: Coleman

WITHDRAWN

02/10/2005 Bill Withdrawn (S210)

*** SB 331 *** 0323S.01I

SENATE SPONSOR: Coleman

Modifies various provisions relating to delinquent child support payments

02/15/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S228)

*** SB 332 *** 1478S.01I

SENATE SPONSOR: Crowell

Authorizes the Governor to convey land in Scott County to Sikeston Acquisition

02/15/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S228)

*** SB 333 *** 1564S.01I

SENATE SPONSOR: Green

Adopts an air quality program for schools, lays out the procedures and includes reporting provisions

02/15/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S228)

*** SB 334 *** 1566S.01I

SENATE SPONSOR: Green

Add penalties for employing illegal aliens

02/23/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee

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*** SB 335 *** 1561S.01I

SENATE SPONSOR: Dougherty

Allows the Office of Administration to prohibit displays and signs in public areas of the state capitol

02/15/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S228)

*** SB 336 *** 1297S.01I

SENATE SPONSOR: Dougherty

Allows certain private vocational, technical schools and certain proprietary schools to receive A+ reimbursements

03/01/2005 Hearing Conducted S Education Committee

*** SB 337 *** 1515S.01I

SENATE SPONSOR: Crowell

Authorizes circuit clerks to retain fee for processing passport applications

02/15/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S228)

*** SB 338 *** 0811S.07I

SENATE SPONSOR: Gross

SCS/SB 338 - This act creates the Homestead Exemption Tax Credit. The act:

- Prohibits a claimant from receiving the homestead exemption credit in a year following the year in which the claimant received the property tax credit;

- Extends homestead exemption credit to property owned in trust. The trust may receive a credit, provided the prior owner meets all other requirements and such owners income is imputed to the trust for purposes of determining qualification under the maximum upper limit;

- Creates an exception to the disqualification for improvements made to property which exceed five percent of the prior years appraised value for improvements made to accommodate a disabled person for applications filed after 2005.

The homestead exemption limit for claims filed in 2005 and 2006 shall be based on the increase in tax liability from 2004 to 2005.

An eligible owner who otherwise satisfies the requirements for receiving a homestead exemption shall not apply for the credit more than once during the period ranging from April 1, 2005 to September 30, 2006.

Current law bases the homestead exemption on the increase to tax liability from the prior year. The act moves this back an additional year.

In the event collector of the county determines that an individual is ineligible prior to issuing the credit, the credit shall be void and any corresponding moneys shall lapse to the state to be credited to the general revenue fund.

After 2005, the one-quarter of one percent distributed to the county assessment funds is terminated.
JASON ZAMKUS

02/10/2005 S First Read (S205-206)
02/15/2005 Second Read and Referred S Ways & Means Committee (S228)
03/03/2005 Hearing Conducted S Ways & Means Committee
04/14/2005 SCS Voted Do Pass S Ways & Means Committee (0811S.09C)

EFFECTIVE: August 28, 2005

*** SB 339 *** SCS SB 339 1429S.02C

SENATE SPONSOR: Gross

SCS/SB 339 - This act removes language referring to branch offices for the Department of Revenue from Section 32.040, RSMo.
This act will still allow the Director of Revenue to select places in the state for special full-time or temporary offices.
JASON ZAMKUS

02/10/2005 S First Read (S206)
02/15/2005 Second Read and Referred S Ways & Means Committee (S228)
03/03/2005 Hearing Conducted S Ways & Means Committee
03/31/2005 SCS Voted Do Pass S Ways & Means Committee (1429S.02C)
04/07/2005 Reported from S Ways & Means Committee to Floor w/SCS (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2007

*** SB 340 *** 1383S.02I

SENATE SPONSOR: Kennedy

SCS/SB 340 - This act authorizes the City of St. Louis to adopt ordinances to use automated traffic control systems. The ordinance must provide that:

(1) The owner of the vehicle shall be given notice of a violation within 30 days of its occurrence. The notice shall include copies of any photos, videotape or other recorded images generated by the automated traffic control system;

(2) The owner shall be responsible for the violation unless the owner can furnish evidence that the vehicle was in the care or control of another person. The owner can submit an affidavit stating that another person was in control of the vehicle or that the vehicle was stolen at the time of the violation.

If conclusive evidence is submitted that another person was in control of the vehicle, then a citation may be issued to the person identified in the affidavit.

Under this act, advance warning signs must be posted not more than 300 feet from the location of the automated traffic control system location.

A violation detected by an automated traffic control system shall be deemed a noncriminal violation. A civil penalty of $50 shall be assessed and no points shall be assessed against the owner's driver's license. A person who possesses a commercial drivers license or is operating a commercial motor vehicle at the time of the violation, however, shall have such conviction posted or affixed on his or her driver's record in order to ensure compliance with federal law.

If a violation detected by an automatic traffic control system involves a rental vehicle and the vehicle is rented, leased, or the use of such vehicle is otherwise granted to another person at the time the violation occurred, the rental, leasing, or fleet company may rebut the presumption by providing the city of St. Louis a copy of the rental, lease, or other agreement in effect at the time the violation occurred.

The act provides that St. Louis may enter into an agreement with private vendors to perform operational and administrative tasks associated with such systems. Any compensation paid to vendors shall not be based upon a contingency basis or be based upon revenues generated from the use of such a system.

The act provides that one year following the adoption of the St. Louis City ordinance, the Department of Public Safety must issue a report as to the effectiveness of the use of such systems and whether such a system should be instituted on a statewide basis.
STEPHEN WITTE

02/10/2005 S First Read (S206)
02/15/2005 Second Read and Referred S Transportation Committee (S228)

03/08/2005 Hearing Conducted S Transportation Committee
03/15/2005 SCS Voted Do Pass S Transportation Committee (1383S.05C)

EFFECTIVE: August 28, 2005

*** SB 341 *** 1269S.01I

SENATE SPONSOR: Bartle

Limites certificate of need to only long-term care facilities

03/16/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

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*** SB 342 *** HCS SB 342 0567L.02C

SENATE SPONSOR: Bartle HOUSE HANDLER: Dusenberg

HCS/SB 342 – This act authorizes municipal courts to contract with a public entity or employ a person to serve as the city's probation officer. Currently, such courts may only contract with a private entity to provide probation services. Persons found guilty of municipal ordinances and placed on probation will be required to pay a service fee to the court to pay for the probation services.

Cities which do not have probation services for persons convicted of ordinance violations or that contracts with a private entity to provide such services may continue to contract with private entities to provide probation services or employ a probation officer and contract with the municipal court to provide probation services.

JIM ERTLE

02/10/2005 S First Read (S206)
02/15/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S228)
02/21/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
02/21/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent
02/23/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S275)
03/03/2005 S Third Read and Passed - Consent (S361)
03/07/2005 H First Read (H498)
03/08/2005 H Second Read (H506)
03/31/2005 Referred H Judiciary Committee (H819)
04/12/2005 Hearing Conducted H Judiciary Committee
04/28/2005 HCS Voted Do Pass H Judiciary Committee
05/02/2005 HCS Reported Do Pass H Judiciary Committee (H1392)
05/02/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1392)
05/04/2005 Hearing Conducted H Rules Committee

EFFECTIVE: August 28, 2005

*** SB 343 *** HCS SS SB 343 1280L.13C

SENATE SPONSOR: Bartle HOUSE HANDLER: Richard

HCS/SS/SB 343 - This act changes the laws regarding job development programs administered by the Department of Economic Development.

MISSOURI QUALITY JOBS PROGRAM:

The program allows qualified companies to retain a portion of the withholding tax or wages paid to employees in newly created jobs. To qualify for the program, employers must offer basic health insurance and pay at least 50% of the premiums. The three types of qualifying programs are as follows:

- SMALL AND EXPANDING BUSINESS PROGRAM: Small and expanding business projects which create at least 20 new jobs in two years if located in a rural area or 40 new jobs in two years if located elsewhere. In either case, the business cannot have more than 100 total employees. Qualified companies may retain for three years an amount equal to the withholding taxes from the new jobs if the average wage of the new payroll equals or exceeds the county's average wage. If the average wage of the new payroll is at least 120% of the county's average wage, the amount may be retained for five years.
- TECHNOLOGY BUSINESS PROGRAM: Technology business projects which create at least 10 new jobs within two years. Seventy-five percent of the jobs must be directly involved with the operations of the

technology company. Qualified companies may retain for five years an amount equal to a maximum of 5% of the new payroll from the withholding tax of the new jobs if the average wage of the new payroll equals or exceeds the county's average wage. An additional 0.5% of new payroll may be retained if the average wage of the new payroll exceeds 120% of the county's average wage in any year. If the average wage of the new payroll exceeds 140% of the county's average wage in any year, an additional 0.5% may be retained. The Department of Economic Development will issue a refundable tax credit for any difference between the benefit allowed and the withholding tax retained in the event that the withholding tax is not sufficient to provide the entire benefit due to the qualified company. The maximum amount of tax credits that can be issued in a calendar year is $500,000 and cannot be carried forward but can be sold. A refund will be issued to the qualified company if the credits exceed the company's tax liability.

- HIGH IMPACT PROJECTS PROGRAM: High-impact projects which create at least 100 new jobs within two years. Qualified companies may retain an amount from the withholding tax of the new jobs equal to 3% of new payroll for a period of five years if the average wage of the new payroll equals or exceeds the county's average wage. A qualified company may retain 3.5% of new payroll if the average wage of the new payroll in any year exceeds 120% of the county's average wage or 4% of the new payroll if the average wage in any year exceeds 140% of the county's average wage. An additional 1% of new payroll may be added if local incentives are between 10% and 24% of the new direct local revenues; 2% of new payroll may be added if the local incentives are between 25% and 49%; or 3% of payroll may be added if the local incentives are 50% or more of the new direct revenue. The department will issue a refundable tax credit for any difference between the benefit allowed and the withholding tax retained in the event that the withholding tax is not sufficient to provide the entire benefit due to the qualified company. The maximum amount of tax credits that can be issued in a calendar year is $750,000. This amount can be increased to $1 million if the action is proposed by the department and approved by the Quality Jobs Advisory Task Force. This tax credit cannot be carried forward but can be sold. A refund will be issued to the qualified company if the credits exceed the company's tax liability.
- JOB RETENTION PROGRAM: Job retention projects which the qualified company has employed at least 1,000 full-time, year-round employees during the two years prior to the year in which the application for the program is made. The average wage for these employees must be greater than the county's average wage and the same level of full-time, year-round employees must be retained after the application is made. The qualified company must make a $70 million investment or a $30 million investment while maintaining an annual payroll of at least $70 million. In either case, the investment must be made within two years of making an application for the program. Local taxing entities must provide local incentives of at least 50% of the new local revenues created by the project for 10 years. The tax credit will be up to 50% of the withholding tax generated by the full-time, year-round employees at the project facility for five years. The maximum amount of tax credits that can be issued in a calendar year is $750,000. This amount can be increased to $1 million if the action is proposed by the department and approved by the Quality Jobs Advisory Task Force. The total amount of tax credits issued for all projects cannot exceed $3 million annually, and no tax credits will be issued after August 30, 2007. This tax credit cannot be carried forward but can be sold. A refund will be issued to the qualified company if the credits exceed the Company's tax liability.

The act also requires qualified companies to provide an annual report to the department documenting the basis for the benefits of this program (Section 620.1881)

The maximum amount of tax credits that can be issued in a calendar year for the entire program is $12 million. The act reduces the annual amount of tax credits that can be authorized for relocating a business to a distressed community from $10 million to $8 million and specifies that the remaining $2 million must be transferred to the program. There is no limit on the amount of withholding taxes that may be retained by approved companies under the program (Section 620.1881).

The act establishes the Quality Jobs Advisory Task Force consisting of the chairperson of the Senate's Economic Development Committee, the chairperson of the House of Representatives's Economic Development Committee, a member of the House of Representatives's Economic Development Committee appointed by the Minority Leader of the House of Representatives, a member of the Senate's Economic Development Committee appointed by the Minority Leader of the Senate, the Director of the Department of Economic Development, and two members appointed by the Governor (Sections 620.1884 and 620.1887).

The act requires the department to submit an annual report to the General Assembly by March 1 of each year. The act specifies the requirements of the report (Section 620.1890). The act authorizes the department to charge the recipient of any tax credit a fee in an amount of up to 2.5% of the tax credits issued. The fee must be paid when the tax credits are issued; however, no fee will be charged for youth opportunities and violence prevention, the Family Development Account, or neighborhood assistance tax credits (Section 620.1900). The act also creates the Economic Development Advancement Fund for the deposit of all fees for

tax credits. At least 50% will be appropriated for marketing, technical assistance, training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remaining money may be appropriated for staffing, operating expenses, and accountability functions of the department (Section 620.1900).

TAX INCREMENT FINANCING:

The act specifies that at no time can the annual amount approved for disbursement from the Missouri Supplemental Tax Increment Financing (TIF) Fund together with the annual amount approved for disbursement from the State Supplemental Downtown Development Fund exceed $140 million. Currently, the aggregate appropriation to only the TIF fund cannot exceed $15 million (Section 99.845, RSMo). The act also removes the requirement that all personnel and other costs incurred by the Department of Economic Development for the administration and operation of the Missouri Supplemental TIF Fund must be paid from general revenue and reimbursed by the TIF projects' developers. However, the state can still ask that the reasonably incurred expenses of the departments of Economic Development and Revenue for the administration of the TIF projects be reimbursed from the revenues deposited into the Missouri Supplemental TIF Fund (Section 99.845).

BUSINESS USE INCENTIVES FOR LARGE SCALE DEVELOPMENT PROGRAM (BUILD):

The act authorizes certain development agencies or a corporation, limited liability company, or partnership that is formed on behalf of the development agency to act as an eligible industry as it relates to the Business Use Incentives for Large-Scale Development (BUILD) Program (Section 100.710). Additionally, the act requires that $950,000 of the $15 million in tax credits authorized annually for BUILD be reserved for an approved project in the City of Kansas City (Section 100.850).

LOCAL OPTION SALES TAX:

Any city or county is authorized to levy a sales tax of up to 0.5%, upon voter approval. This tax must be in lieu of the economic development sales tax allowed by Sections 67.1300 and 67.1303. Revenue collected from this tax will be deposited by the Director of the Department of Revenue in the city's or county's local option economic development sales tax trust fund. These funds will not be considered state money and will be distributed monthly to the city or county which levied the tax. The act specifies how the funds are to be spent and requires that the city or county establish an economic development tax board. The Department of Economic Development must submit to the Joint Committee on Economic Development by March 1 of each year a one-page report summarizing the status of each project using this sales tax. The act specifies what must be included in this report (Section 67.1305).

MISCELLANEOUS PROVISIONS:

The act expands the term "computer programming" corporation to include Internet, web hosting, and other information technology and expands the term "telecommunications corporation" to include wireless, wired, or other telecommunications corporations allowing these corporations to receive a tax credit for investing in or relocating a business to a distressed community (Section 135.535).

ANDY LYSKOWSKI

02/10/2005 S First Read (S209)
02/15/2005 Second Read and Referred S Ways & Means Committee (S228)
02/28/2005 Re-referred S Economic Development, Tourism & Local Government Committee (S304)
03/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S443)
03/17/2005 Removed S Consent Calendar
03/17/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor (S494)
03/31/2005 SS S offered (Bartle) (1280S.09F) (S543-544)
03/31/2005 Bill Placed on Informal Calendar (S544)
03/31/2005 SA 1 to SS S offered & adopted (Bartle)--(1280S09.13S) (S544-545)
03/31/2005 SA 2 to SS S offered & adopted (Bray)--(1280S09.12S) (S545)
03/31/2005 SS, as amended, S adopted (S545)
03/31/2005 Perfected (S545)
04/04/2005 Reported Truly Perfected S Rules Committee (S572)
04/04/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S574)
04/06/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/07/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S605)
04/07/2005 S Third Read and Passed (S608)

04/07/2005 H First Read (H939)
04/08/2005 H Second Read (H944)
04/11/2005 Referred H Job Creation & Economic Development Committee (H963)
04/20/2005 Hearing Conducted H Job Creation & Economic Development Committee
04/26/2005 HCS Voted Do Pass H Job Creation & Economic Development Committee
04/26/2005 HCS Reported Do Pass H Job Creation & Economic Development Committee
04/26/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)
04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 HCS Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1338)
05/09/2005 H Calendar S Bills for Third Reading w/HCS

EFFECTIVE: August 28, 2005

*** SB 344 *** 1523S.01I

SENATE SPONSOR: Wheeler

This bill has been combined with SB 420

02/14/2005 S First Read (S214)
02/17/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S249)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 Bill Combined w/SCS SBs 420 & 344

EFFECTIVE: August 28, 2005

*** SB 345 *** 1546S.01I

SENATE SPONSOR: Vogel

Creates provisions for transfer of ownership of a company and the employer's obligation for the unemployment experience

03/02/2005 Hearing Cancelled Small Business, Insurance & Industrial Relations Committee

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*** SB 346 *** SS SCS SB 346 1597S.06P

SENATE SPONSOR: Clemens HOUSE HANDLER: Ruestman

SS/SCS/SB 346 - This act limits liability of paddlesport outfitters for injury or death cause by inherent risks of paddlesport activities.

This act is similar to SB 1033 (2004) and TAT/SS/SCS/SB 280 (2003).
JIM ERTLE

02/14/2005 S First Read (S214)
02/17/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S249)
03/09/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
03/16/2005 SCS Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee (1597S.03C)
03/17/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS (S495)
04/05/2005 SS for SCS S offered & adopted (Clemens) (1597S.06F) (S580)
04/05/2005 Perfected (S580)
04/05/2005 Reported Truly Perfected S Rules Committee (S583)
04/07/2005 S Third Read and Passed (S610)
04/07/2005 H First Read (H939)
04/08/2005 H Second Read (H944)
04/11/2005 Referred H Judiciary Committee (H963)
04/19/2005 Hearing Conducted H Judiciary Committee
04/19/2005 Voted Do Pass H Judiciary Committee
04/19/2005 Reported Do Pass H Judiciary Committee
04/19/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1134)
04/21/2005 Hearing Scheduled H Rules Committee--(Upon Afternoon ADJ - HR 5)

04/21/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/21/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1199)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 347 *** 1114S.03T

SENATE SPONSOR: Clemens HOUSE HANDLER: Cooper

SB 347 - This act requires applicants for licensure as a professional counselor, after August 28, 2007, to complete a minimum of three hours of graduate level coursework in diagnostic systems. All licensed professional counselors shall be required to pay a renewal fee and submit evidence of the completion of continuing education.
JIM ERTLE

02/14/2005 S First Read (S214)
02/17/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S249)
03/02/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/09/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent
03/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor - Consent (S440)
03/30/2005 S Third Read and Passed - Consent (S530 / H825)
03/31/2005 H First Read (H825)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Professional Registration & Licensing Committee (H880)
04/12/2005 Hearing Conducted H Professional Registration & Licensing Committee
04/12/2005 Voted Do Pass H Professional Registration & Licensing Committee - Consent
04/12/2005 Reported Do Pass H Professional Registration & Licensing Committee - Consent (H996)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H996)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
05/03/2005 H Third Read and Passed - Consent (H1418-1419 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1418-1419 / S975)

EFFECTIVE: August 28, 2005

*** SB 348 *** SS SB 348 1492S.02P

SENATE SPONSOR: Clemens

SS/SB 348 - This act exempts dentists from acupuncture licensing requirements, only to the extent that the dentist performs oral acupuncture, unless a dentist uses the title "acupuncturist".

This act is similar to SB 1231 (2004).
JIM ERTLE

02/14/2005 S First Read (S214)
02/17/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S249)
03/14/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee
03/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor (S441)
03/30/2005 Bill Placed on Informal Calendar (S525)
04/20/2005 SS S offered (Clemens) (1492S.02F) (S729)
04/20/2005 SA 1 to SS S offered & Ruled out of order (Graham)--(1492S02.01F) (S730)
04/20/2005 SS S adopted (S730)
04/20/2005 Perfected (S730)
04/20/2005 Reported Truly Perfected S Rules Committee (S739)
04/21/2005 Bill Placed on Informal Calendar (S751)
04/21/2005 S Third Read and Passed (S753-754)
04/21/2005 H First Read (H1200)
04/22/2005 H Second Read (H1207)
04/25/2005 Referred H Professional Registration & Licensing Committee (H1221)

EFFECTIVE: August 28, 2005

*** SB 349 *** 0879S.02I

SENATE SPONSOR: Green

Makes various changes relating to prevailing wage law

04/06/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee

*** SB 350 *** 1604S.01I

SENATE SPONSOR: Wilson

Prohibits distribution of controlled substances in parks

02/17/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S249)

*** SB 351 *** 1605S.01I

SENATE SPONSOR: Ridgeway

This bill has been combined with SB 37

02/15/2005 S First Read (S227)
02/17/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S249)
03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/29/2005 Bill Combined w/ SCS/SBs 37, 322, 78, 351, & 424 (0041S.08C)

EFFECTIVE: August 28, 2005

*** SB 352 *** 1613S.01I

SENATE SPONSOR: Stouffer

Creates an income tax credit for child care services by a qualified spouse

03/03/2005 Hearing Conducted S Ways & Means Committee

*** SB 353 *** 1502S.01I

SENATE SPONSOR: Gibbons

This bill has been combined with SB 75

02/15/2005 S First Read (S227)
02/17/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S249)
03/02/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/09/2005 Bill Combined w/(SCS SBs 75 & 353)

EFFECTIVE: August 28, 2005

*** SB 354 *** SCS SB 354 1631S.02P

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Schlottach

SCS/SB 354 - This act allows the state Highways Commission to suspend, revoke or cancel the registration, license, permit or other credential issued to a motor carrier if a federal agency or the commission has issued an out-of-service order against the motor carrier. The law is applicable to out-of-service orders placing a motor carrier's entire operation out of service but does not apply to out-of-service orders placing an individual driver or vehicle out of service.

If the commission issues an order under this act, the motor carrier shall not operate any commercial motor vehicles and shall not allow any employees to operate any commercial motor vehicles in intrastate or interstate commerce. After the commission has issued an order, the motor carrier shall surrender all license plates, motor carrier licenses, registrations, permits, and other credentials. After the commission has issued an order, the out-of-state motor carrier shall not be eligible to apply for the issuance or reinstatement of any license, registration, permit, certificate or other credential until the out-of-service order has been rescinded or the orders have been set aside by a court of proper jurisdiction.

The act establishes provides that any federal or state order shall be admissible in administrative and court proceedings and that such orders shall constitute prima facie evidence that the motor carrier violated federal regulations or that the motor carrier's operation of commercial motor vehicles poses an imminent hazard.

The act allows persons aggrieved by a commission's order to appeal to a circuit court for a hearing and review of the order. Judicial review of the order will be waived unless the petition is filed within 30 days of the issuance of the order.

Under this act, the commission may receive and disclose any data relating to any out-of-service motor carrier to the Federal Motor Carrier Administration, the Department of Revenue, the highway patrol, other law enforcement agencies, and motor carrier liability insurance companies.

The Department of Revenue may immediately, without a hearing, update the records to reflect the suspension, revocation or cancellation of all motor vehicle license plates, registrations, and other credentials. The Department of Revenue shall notify the motor carrier, and the commission, of all actions taken pursuant to the commission's order.
STEPHEN WITTE

02/15/2005 S First Read (S227)
02/17/2005 Second Read and Referred S Transportation Committee (S249)
03/01/2005 Hearing Conducted S Transportation Committee
03/15/2005 SCS Voted Do Pass S Transportation Committee-Consent (1631S.02C)
03/15/2005 Reported from S Transportation Committee to Floor w/SCS - Consent (S458)
03/31/2005 SCS S adopted (S557)
03/31/2005 S Third Read and Passed - Consent (S557)
04/01/2005 H First Read (H840)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Transportation Committee (H880)
04/13/2005 Hearing Conducted H Transportation Committee
04/13/2005 Voted Do Pass H Transportation Committee - Consent
04/13/2005 Reported Do Pass H Transportation Committee - Consent (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1077)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 355 *** HCS SCS SB 355 1623L.08C

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Loehner

HCS/SCS/SB 355 - This act pertains to agriculture.

SECTION 142.029 - The act extends the Missouri qualified ethanol producer incentive fund to expire in 2015.

SECTION 142.031 - New language makes it clear that eligibility for a Missouri qualified producer incentive grant is for sixty months unless such producers fail, within that time frame, due to a lack of appropriations, to receive the full amount from the fund for which they were eligible. In such cases, the producer shall continue to be eligible for up to twenty-four additional months or until they have received the maximum amount of funding for which they were originally eligible.

The amount which each eligible producer can receive has been modified with the act; a total grant equal to thirty cents per gallon for the first fifteen million gallons plus ten cents per gallon for the next fifteen million gallons of qualified biodiesel. All biodiesel produced in excess of thirty million gallons shall not be applied to the computation of the grant.

SECTION 142.815 - The act adds to the circumstances when motor fuel is exempt from the fuel tax. Bulk sales of one hundred gallons or more of gas made to farmers and delivered by the ultimate vender to a farm location for agricultural purposes only. The vender may make a claim for the refund under section 142.824 with this act, provided the farmer to which the gasoline was sold provides an exemption certificate.

SECTION 144.010 - Includes llamas, alpacas and buffalo to the definition of livestock.

SECTION 144.030 - Adds natural gas, propane and electricity used by an eligible new generation cooperative or processing entity as well as field drain tile, to the list of exemptions from sale and use taxes.

SECTION 196.291 - All sales of foods which are not potentially dangerous, sold by religious, non profit or charitable organizations shall be exempt from food inspection laws.

SECTION 246.005 - Any drainage district, levee district, or drainage and levee district shall have five years after the lapse of the corporate charter to reinstate and extend the time of the corporate existence. This section has an emergency clause.

SECTION 261.241 - Sellers of jams, jellies and honey whose annual sales are less than thirty thousand dollars per domicile shall not be required to construct separate facilities for the manufacturing of such food. Such sellers shall be exempt from health regulations if certain requirements are met. New to this list of requirements is information to be labeled on all jams, jellies and honey sold. Anyone who violates this section may be enjoined by the department of health and senior services.

SECTION 262.820 - Establishes the Missouri Wine and Grape Board.

SECTION 262.823 - The purpose of the board is to further the growth and development of the grape growing industry in the state of Missouri. In order to reach these goals, the board may participate in activities with other groups and organizations to develop better grape varieties, develop research projects, utilize expertise of the board members and experts in the proper fields of study, furnish information and data to grape growers and vintners, and participate in studies, programs, and information dissemination in the areas of sales, promotions, and effective distribution of Missouri wines.

SECTION 262.826 - Definitions

SECTION 262.829 - The principal office of the board will be located in Jefferson City, but it may have offices elsewhere if needed. The board will act as an organization within the Department of Agriculture and will be the sole recipient of funding from the "Missouri Wine and Grape Fund".

SECTION 262.832 - No officer or employee shall be considered to have given up his or her office or employment by accepting membership on the board.

SECTION 262.835 - The act provides that the board will have 11 members. Seven of the members will represent the Missouri grape and wine industry, the food service industry, or the medai marketing industry. These members will be current members of the Missouri Grape and Wine Advisory Board. When the terms of these members expire, the seven positions will be filled by having the Governor appoint new members, with the advice and consent of the Senate, for 4 year terms. No appointed board member can serve more than 2 consecutive terms. The board will also have 4 ex officio members, including the President of the Missouri Grape Growers Association, the President of the Missouri Vintners Association, the President of the Missouri Wine Marketing and Research Council, and the Director of the Department of Agriculture. The members shall be voting members and their terms will coincide with the time they hold the elected or appointed office.

SECTION 262.838 - A board member shall be removed from office for malfeasance, willful neglect of duty, or other cause.

SECTION 262.841 - The board members shall annually elect a chairman and a vice chairman.

SECTION 262.844 - The act provides that the board will have 11 members. Seven of the members will represent the Missouri grape and wine industry, the food service industry, or the medai marketing industry. These members will be current members of the Missouri Grape and Wine Advisory Board. When the terms of these members expire, the seven positions will be filled by having the Governor appoint new members, with the advice and consent of the Senate, for 4 year terms. No appointed board member can serve more than 2 consecutive terms. The board will also have 4 ex officio members, including the President of the Missouri Grape Growers Association, the President of the Missouri Vintners Association, the President of the Missouri Wine Marketing and Research Council, and the Director of the Department of Agriculture. The members shall be voting members and their terms will coincide with the time they hold the elected or

appointed office.

SECTION 262.847 - The board members will not receive compensation for their duties, but they shall be reimbursed for their expenses.

SECTION 262.850 - The board shall employ an executive director to be paid an amount to be determined by the board, but not to exceed that of the director of the department of agriculture.

SECTION 262.853 - The director, as secretary, will be responsible for keeping the records of the board.

SECTION 262.856 - To fulfill their goals and duties, the board will have power to:

- Receive and accept aid or contributions for purposes consistent with this act;
- Work with and counsel viticulture and enology experts on the needs of grape producers and wine makers in order to make the best strains of grape varieties;
- Review progress and reports from experts;
- Confer and cooperate with other boards and councils;
- Approve and recommend amendments to these powers; and
- Perform other duties necessary to proper operation of the board.

SECTION 262.859 - The board must submit an annual report to the Governor and General Assembly on the activities of the prior year.

SECTION 265.300 - Adds llamas, alpaca and buffalo to the definition of livestock - section pertaining to meat inspections.

SECTION 267.565 - Adds llamas, alpaca and buffalo to the definition of livestock - section pertaining to livestock disease.

SECTION 268.063 - Directs any information pertaining to premises registration be kept confidential, to be shared with no one except state and federal animal health officials, and shall not be subject to subpoena.

SECTION 276.606 - Adds llamas, alpaca and buffalo to the definition of livestock - section pertaining to livestock dealers.

SECTION 277.020 - Adds llamas, alpaca and buffalo to the definition of livestock - section pertaining to Missouri livestock marketing law.

SECTION 277.200 - Adds llamas, alpaca and buffalo to the definition of livestock - section pertaining to livestock packers.

SECTION 281.040 - Maintains the prohibition on the issuance of a licensing fee but allows for the collection of a fee for the actual cost of the materials necessary to complete the course of instruction required for a certified private applicator's license. The University of Missouri Extension Service shall pay for the materials required for the course of instruction and that such costs shall be reviewed on an annual basis by the directors of both the Department of Agriculture and the Extension service.

SECTION 311.554 - Currently the charges imposed under Section 311.554, RSMo, are deposited to the credit of a separate account in the Marketing Development Fund, created by Section 261.035, RSMo. This act would require such charges to be deposited into the "Missouri Wine and Grape Fund", which is created by this act. There is a six cents per gallon charge for the selling of wine which can only be used for market development in developing programs for growing, selling, and marketing of grapes and grape products grown in Missouri. There is an additional six cent per gallon charge which can only be used for research and advertisement of grapes and grape products in Missouri. The Missouri Wine and Grape Board will receive money from this fund.

SECTION 348.430 - Removes prohibition for members, owners, investors or lenders of a new generation

cooperative to receive agricultural product utilization contributor tax credits.

SECTION 414.433 - Extends the period of time in which school districts can contract with eligible new generation cooperatives to purchase biodiesel fuel - this act extends that time frame to the 2011-2012 school year.
MEGAN WORD

02/15/2005 S First Read (S227)
02/17/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S249)
02/28/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/07/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent (1623S.04C)
03/07/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S371)
03/10/2005 Removed S Consent Calendar (S433)
03/15/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S451)
03/31/2005 SCS S adopted (S550)
03/31/2005 S Third Read and Passed - Consent (S550-551)
04/01/2005 H First Read (H840)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Agriculture Policy Committee (H880)
04/12/2005 Hearing Scheduled But Not Heard H Agriculture Policy Committee
04/14/2005 Hearing Conducted H Agriculture Policy Committee
04/19/2005 Hearing Conducted H Agriculture Policy Committee
04/19/2005 HCS Voted Do Pass H Agriculture Policy Committee
04/22/2005 HCS Reported Do Pass H Agriculture Policy Committee (H1208)
04/22/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1208)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
05/03/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 356 *** 1595S.02I

SENATE SPONSOR: Shields

Enhances penalties for chronic and aggravated drunk offenders and creates crime of aggravated vehicular manslaughter

02/17/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S249)

*** SB 357 *** 1381S.01P

SENATE SPONSOR: Shields HOUSE HANDLER: Smith

SB 357 - This act removes outmoded language and provisions from the Kansas City Police and Civilian Employees' Retirement Systems.

The act adds definitions for "consultant" and "surviving spouse". (Section 86.900 and also as to civilians in Section 86.1310).

Section 86.1110 provides that a member of the plan may choose to purchase creditable service prior to retirement, rather than during the first two years of returning to police service.

Sections 86.1150 and 86.1640, explain that any member, police or civilian, convicted of a felony prior to separation from active service shall not be entitled to any benefit from the system except the return of the member's accumulated contributions.

This act is similar to HB 323 (2005).
ADRIANE CROUSE

02/15/2005 S First Read (S227)
02/17/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S249)
03/15/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/15/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
03/15/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S458)
03/31/2005 S Third Read and Passed - Consent (S555)
04/01/2005 H First Read (H840)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Retirement Committee (H880)
04/13/2005 Hearing Conducted H Retirement Committee
04/13/2005 Voted Do Pass H Retirement Committee - Consent
04/13/2005 Reported Do Pass H Retirement Committee - Consent (H1035)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1035)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1078)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 358 *** 1570S.01P

SENATE SPONSOR: Taylor HOUSE HANDLER: Richard

SB 358 - The act raises the minimum number of members of the board of directors in each tourism district to seven.

BOARD SELECTION AND TERM - Three members are selected by the governing body in that district which collected the largest amount of retail sales tax in the year preceding the establishment of the district and shall serve for a term of three years. Two members are selected by the governing body that collected the second largest amount of retail sales tax within the district in the year preceding the establishment of the district and shall serve for two years. In the event that no such place exists in the district, two members are selected by the governing body that collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district. The remaining members shall serve a term of one year each. One member is selected by the governing body which collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district. One member is selected by the governing body of the county that collected the second largest amount. Every member shall either be a resident of the district, own real property in the district, be employed by a business in the district or operate a business in the district.

VACANCIES - Any vacancy in the board is filled in the same way the person who vacated the position was selected within sixty days of the vacancy, and the new person serves the remainder of the term. Should no person be selected in the sixty days, the remaining members of the board shall select a person to serve the remainder of the vacated seat.

OTHER PROVISIONS - If a tourism community enhancement district is already in existence, one additional board member shall be appointed by the governing body that collected the largest amount of retail sales tax in that district in the preceding year. This is a one year appointment. The additional board members are appointed by the second largest collector of retail sales tax for a two year term. Thereafter, all board members shall serve three year terms. The first a second board positions, when expired, are appointed by the governing body that collected the largest amount of retail sales tax. The third and fourth board positions are appointed by the governing body with the second largest amount. The fifth board position is appointed by the governing body which collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district.

The act has a new provision which allows the board, by a majority vote, to submit a tax of not more than one percent on all retail sales except sales of food (as defined in Section 144.014). Other retail sales are already exempted by statute.

The act also allows one percent of the revenues collected from the tax authorized by the act to be held in reserve to be used by the board for the reimbursement or administrative expenses involved with the board's duties listed in the act. Any excess fund from this one percent may be used in the same manner as the following section.

Ninety-eight percent of the revenues collected from the tax shall be used for marketing, advertising and promotion of tourism. The district shall enter into agreements with organizations to promote public relations, tourism and the like for the benefit of the district. Two percent of the revenues may be distributed among each destination marketing organization, located in each school district, for marketing based upon a marketing plan which shall be submitted each year by the marketing organizations located in the district if the marketing plan is approved by the board.

One percent of the revenues collected from the tax may be retained by the Missouri Department of Revenue or any other entity responsible for the collection of sales tax.

This act eliminates the previous calculations for the distribution of revenue collected from the tax. Additionally, members of the board of directors may be removed by a majority vote of the appointing governing body whereas previously it was a two-thirds vote.
ANDY LYSKOWSKI

02/15/2005 S First Read (S227)
02/17/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S249)
02/28/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
03/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S441)
03/30/2005 S Third Read and Passed - Consent (S533 / H825)
03/31/2005 H First Read (H825)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Tourism Committee (H880)
04/12/2005 Hearing Scheduled But Not Heard H Tourism Committee
04/19/2005 Hearing Conducted H Tourism Committee
04/19/2005 Voted Do Pass H Tourism Committee
04/19/2005 Reported Do Pass H Tourism Committee (H1135)
04/19/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1135)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
05/03/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 359 *** 1598S.01I

SENATE SPONSOR: Taylor

Provides for price and performance comparisons of health care facilities to be posted on a state website

02/17/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S249)

*** SB 360 *** 1471S.01I

SENATE SPONSOR: Bray

Modifies various tax provisions

02/17/2005 Second Read and Referred S Ways & Means Committee (S249)

*** SB 361 *** 1616S.01P

SENATE SPONSOR: Stouffer HOUSE HANDLER: Nance

SB 361 - This act allows the City of Excelsior Springs to levy a tax at thirty cents on the one hundred dollars assessed for hospital, public health, or museum purposes in lieu of the twenty cents currently provided by statute.
JASON ZAMKUS

02/16/2005 S First Read (S235)
02/22/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S269)

03/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S443)
03/31/2005 S Third Read and Passed - Consent (S549)
04/01/2005 H First Read (H841)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Local Government Committee (H880)
04/11/2005 Hearing Conducted H Local Government Committee
04/21/2005 Voted Do Pass H Local Government Committee
04/21/2005 Reported Do Pass H Local Government Committee (H1195)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1195)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1338)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 362 *** HCS#2 SS SB 362 1572L.10C

SENATE SPONSOR: Stouffer HOUSE HANDLER: Sutherland

HCS#2/SS/SB 362 - This act authorizes an income tax credit in an amount equal to fifty percent of a donation made to a qualifying residential care facility, foster home, or child placing agency effective January 1, 2006. The cumulative amount of tax credits that may be issued by the Department of Social Services cannot exceed five million dollars in any one fiscal year. The tax credit is fully transferable and may be carried back three years or forward up to four years.
JASON ZAMKUS

02/16/2005 S First Read (S235)
02/22/2005 Second Read and Referred S Ways & Means Committee (S269)
03/03/2005 Hearing Conducted S Ways & Means Committee
03/17/2005 Voted Do Pass S Ways & Means Committee
03/17/2005 Reported from S Ways & Means Committee to Floor (S494)
03/31/2005 Bill Placed on Informal Calendar (S543)
04/11/2005 SS S offered (Stouffer) (1572S.03F) (S618)
04/11/2005 SA 1 to SS S offered & Ruled out of order (Coleman)--1572S03.01F) (S618-620)
04/11/2005 SA 2 to SS S offered & adopted (Kennedy)--(1572S03.01S) (S621-622)
04/11/2005 SA 3 to SS S offered & adopted (Coleman)--(1572S03.02S) (S622)
04/11/2005 SS, as amended, S adopted (S622)
04/11/2005 Perfected (S622)
04/12/2005 Reported Truly Perfected S Rules Committee (S631-632)
04/12/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S657)
04/13/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/13/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/13/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S666)
04/13/2005 S Third Read and Passed (S668-669)
04/13/2005 H First Read (H1041)
04/14/2005 H Second Read (H1048)
04/14/2005 Referred H Ways & Means Committee (H1067)
04/20/2005 Hearing Conducted H Ways & Means Committee
04/28/2005 HCS Voted Do Pass H Ways & Means Committee
05/02/2005 HCS Reported Do Pass H Ways & Means Committee (H1392)
05/02/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1392)
05/04/2005 Hearing Conducted H Rules Committee
05/04/2005 Voted to return HCS to committee of origin
05/04/2005 HCS returned to committee of origin (H1491)
05/05/2005 HCS#2 Voted Do Pass H Ways & Means Committee
05/05/2005 HCS#2 Reported Do Pass H Ways & Means Committee
05/05/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)

EFFECTIVE: August 28, 2005

*** SB 363 *** 1382S.01I

SENATE SPONSOR: Kennedy

Includes unborn children within the definition of "children" for eligibility in CHIPs

02/22/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S269)

*** SB 364 *** HCS SB 364 1542L.04C

SENATE SPONSOR: Purgason HOUSE HANDLER: Franz

HCS/SB 364 - This act authorizes the Board of Governors of Southwest Missouri State University to convey property in Howell County and Springfield.

This act has an emergency clause.

This act is similar to SB 364 (2005).
SUSAN HENDERSON

02/16/2005 S First Read (S235)
02/22/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S269)
03/02/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/07/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/07/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S371)
03/16/2005 S Third Read and Passed (EC adopted) - Consent (S476)
03/17/2005 H First Read (w/EC) (H702)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Corrections & Public Institutions Committee (H819)
04/13/2005 Hearing Conducted H Corrections & Public Institutions Committee
04/13/2005 HCS Voted Do Pass H Corrections & Public Institutions Committee - Consent
04/13/2005 HCS Reported Do Pass H Corrections & Public Institutions Committee - Consent (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1078)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: Emergency Clause

*** SB 365 *** SCS SBs 365 & 204 1415S.02C

SENATE SPONSOR: Mayer

SCS/SBs 365 & 204 - This act requires health insurers to cover routine patient care costs incurred as a result of phase I and phase II clinical trials for cancer treatment. Current law requires coverage only for phase III and IV of these trials.

This act is identical to HB 30 (2005).
ADRIANE CROUSE

02/16/2005 S First Read (S235)
02/22/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S269)
03/16/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/30/2005 SCS Voted Do Pass (w/SCS/SBs 365 & 204) S Aging, Families, Mental & Public Health Committee (1415S.02C)
04/07/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
04/18/2005 SA 1 to SCS S offered & adopted (Green)--(1415S05.01S) (S697)
04/18/2005 SS for SCS S offered (Nodler) (1415S.04F) (S697-698)
04/18/2005 SA 1 to SS for SCS S offered & adopted (Green)--(1415S04.04S) (S698)
04/18/2005 SA 2 to SS for SCS S offered & defeated (Nodler)--(1415S04.02S) (S698)
04/18/2005 SS for SCS S withdrawn (S698)
04/18/2005 Bill Placed on Informal Calendar (S698)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 366 *** 1619S.02I

SENATE SPONSOR: Wheeler

SCS/SB 366 - This act modifies provisions regarding the designation of "next-of-kin" for purposes of the disposition of dead bodies. Persons taking control or custody of a body may only do so after gifts, if any, are made of the deceased's body pursuant to the Uniform Anatomical Gift Act.

Any person designated by the deceased in a prepaid funeral plan or certain other written instruments as the "next-of-kin" shall have the top priority in determining the disposition of the body. If multiple documents exist, then the latest executed shall have priority. Before being allowed the right of sepulcher with regard to a deceased's body, the person must agree to carry out the deceased's person's wishes as stated in a prepaid funeral plan or other written instruments.

In actions against a funeral director or establishment for actions taken in funeral arrangements, a funeral director or establishment shall only be liable if they have actual knowledge that a person's claim to be the deceased's person's next-of-kin was false or had information that would cause a reasonable person to believe the claim was false.

Any person claiming the right to control disposition of the body must state in writing any knowledge of the person as to the designation of a next-of-kin by the deceased person and, if no designation was made, information regarding persons with superior rights to control the body and that attempts have been made to locate such persons.

An individual with a superior claim shall be deemed to have waived the right of sepulcher if the individual fails to object within forty-eight hours of receiving notice from an individual with an inferior claim of their intent to exercise the right. An individual with a superior right may also waive such right at any time if such waiver is in writing and dated.
ADRIANE CROUSE

02/16/2005 S First Read (S235)
02/22/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S269)
03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/18/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (1619S.03C)

EFFECTIVE: August 28, 2005

*** SB 367 *** 1656S.01T

SENATE SPONSOR: Cauthorn HOUSE HANDLER: Deeken

SB 367 - The act changes the requirement for payment of overtime hours for nonexempt state employees from within the calendar quarter to within the calendar month following the request for payment.

This act also provides that state employees, members of the General Assembly, elected officials, and members of the judicial branch who fail to pay their state income taxes shall provide a payment plan in the form of a payroll deduction. If the state employee, General Assembly member, elected official or judicial member terminates the payroll deduction without agreement of his or her supervisor or Director of Revenue, the person shall either be terminated from his job or reported to the appropriate ethics committee for disciplinary action.
ANDY LYSKOWSKI

02/16/2005 S First Read (S240)
02/22/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S269)
02/28/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
03/02/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee-Consent
03/07/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor - Consent (S370)
03/16/2005 S Third Read and Passed - Consent (S473-474)
03/17/2005 H First Read (H702)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Workforce Development & Workplace Safety Committee (H819)
04/13/2005 Hearing Conducted H Workforce Development & Workplace Safety Committee

04/13/2005 Voted Do Pass H Workforce Development & Workplace Safety Committee - Consent
04/13/2005 Reported Do Pass H Workforce Development & Workplace Safety Committee - Consent (H1038)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1038)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass BUT NOT CONSENT H Rules Committee
04/15/2005 Reported Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate) (H1078)
05/03/2005 HA 1 H offered & adopted (Deeken) (H1429)
05/03/2005 HA 2 H offered & adopted (Deeken) (H1429-1430)
05/03/2005 H Third Read and Passed, as amended (H1431 / S976)
05/04/2005 S concurs in HA 1 (S999)
05/04/2005 S concurs in HA 2 (S999)
05/04/2005 S Third Read and Passed, as amended (S999-1000)
05/04/2005 Truly Agreed To and Finally Passed (S1000 / H1494)

EFFECTIVE: August 28, 2005

*** SB 368 *** 1322L.02I

SENATE SPONSOR: Dougherty

Provides Medicaid benefits to all cancer patients

02/22/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S269)

*** SB 369 *** 1568L.01I

SENATE SPONSOR: Dougherty

Mandates inpatient insurance coverage for mastectomies and reconstructive surgeries

02/22/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S269)

*** SB 370 *** 1591S.01I

SENATE SPONSOR: Dougherty

Prohibits homeowner insurers from cancelling or nonrenewing policies based upon claim inquiries

02/22/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S269)

*** SB 371 *** 1681S.01I

SENATE SPONSOR: Dolan

Prohibits gifts from lobbyists to members of the General Assembly and modifies legislator per diem

02/22/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S269)

*** SB 372 *** HCS SCS SB 372 1514L.07C

SENATE SPONSOR: Engler HOUSE HANDLER: Kuessner

HCS/SCS/SB 372 - This act provides for various measures relating to bicycle safety and the duties owed to bicyclists by motorists.

DESIGNATED BICYCLE LANES - This act prohibits blocking or obstructing a designated bicycle lane with a parked or standing motor vehicle or other stationary object. The act establishes standards for motorists crossing bicycle lanes. The act defines a designated bicycle lane as a portion of the roadway or highway which has been designated by the governing body having jurisdiction over the roadway by striping, signing and pavement markings for the preferential or exclusive use of bicycles. (Section 300.330).

AVOIDING COLLISION WITH A BICYCLIST OR PEDESTRIAN- Under this act, when passing a bicyclist, a motorist is required to leave a safe distance between the motor vehicle and the bicycle. (Section 300.411 and Section 304.678).

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).

RIDING ON SHOULDERS - This act provides that bicycles operating at less than the posted speed limit or slower than the flow of traffic may be operated on the shoulder adjacent to the roadway. (Section 307.191).

BIKE HAND SIGNALS - This act provides that a bike rider shall signal in the same manner as other vehicles except that the rider does not have to continuously signal by hand and arm if the hand is needed for the control or operation of the bicycle (section 307.192).
STEPHEN WITTE

02/17/2005 S First Read (S244)
02/22/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S269)
03/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1514S.05C)
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S443)
03/31/2005 SCS S adopted (S548)
03/31/2005 S Third Read and Passed - Consent (S548-549)
04/01/2005 H First Read (H841)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Transportation Committee (H880)
04/13/2005 Hearing Conducted H Transportation Committee
04/13/2005 HCS Voted Do Pass H Transportation Committee - Consent
04/13/2005 HCS Reported Do Pass H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1078)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 373 *** 1641S.01I

SENATE SPONSOR: Bartle

SB 373 - This act requires the Governor to appoint, with the advice and consent of the Senate, a new Director when there is a vacancy on the Board of Directors for the Missouri Employers Mutual Insurance Company.
JASON ZAMKUS

02/17/2005 S First Read (S244)
02/22/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S269)
03/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/29/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
04/07/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S606)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 374 *** SCS SB 374 1655S.02P

SENATE SPONSOR: Loudon

SCS/SB 374 - This act designates the portion of State Highway 370 in St. Louis County as the "Officer Scott Armstrong Memorial Highway". Signage costs shall be paid by the Bridgeton Optimist Club.

This act is similar to HB 513 (2005).
STEPHEN WITTE

02/17/2005 S First Read (S244)
02/22/2005 Second Read and Referred S Transportation Committee (S269)

03/01/2005 Hearing Conducted S Transportation Committee
03/08/2005 SCS Voted Do Pass S Transportation Committee-Consent (1655S.02C)
03/14/2005 Reported from S Transportation Committee to Floor w/SCS - Consent (S439)
03/30/2005 SCS S adopted (S529)
03/30/2005 S Third Read and Passed - Consent (S529-530 / H826)
03/31/2005 H First Read (H826)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Transportation Committee (H880)
04/13/2005 Hearing Conducted H Transportation Committee
04/13/2005 Voted Do Pass H Transportation Committee - Consent
04/13/2005 Reported Do Pass H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1078)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 375 *** 0950S.01I

SENATE SPONSOR: Loudon

A state worker with ten years of service under MOSERS will be credited for all of the years that person served in the military

03/08/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee

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*** SB 376 *** 1625S.01I

SENATE SPONSOR: Loudon

SB 376 - This act provides that a private contractor who provides services to children and families as directed by the children's division within the Department of Social Services and who receives state moneys from the division or the department shall be immune from criminal and civil liability for providing such services. The immunity to the private contractor will be the same immunity from criminal and civil liability granted to the children's division when the division or department directly provides such services.
ADRIANE CROUSE

02/17/2005 S First Read (S244)
02/22/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S269)
04/06/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/06/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee
04/08/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 377 *** 0800S.01I

SENATE SPONSOR: Loudon

Allows practice of physical therapy on animals with prescription from a veterinarian

04/20/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee

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*** SB 378 *** 1676S.01P

SENATE SPONSOR: Coleman HOUSE HANDLER: Boykins

SB 378 - Under this act, a person replacing stolen license plate tabs may receive two sets of two license plate tabs a year at no cost. The current law provides two free tabs. Under this act, a citation shall not be issued for missing license plate tabs if the person indicates to law enforcement that the tabs have been stolen and a check of the person's motor vehicle registration record reveals that the vehicle is properly registered. Court costs shall be waived in cases where a citation has been improperly issued.
STEPHEN WITTE

02/17/2005 S First Read (S244)
02/22/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S269)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S451)
03/31/2005 S Third Read and Passed - Consent (S551)
04/01/2005 H First Read (H841)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Transportation Committee (H880)
04/13/2005 Hearing Conducted H Transportation Committee
04/13/2005 Voted Do Pass H Transportation Committee - Consent
04/13/2005 Reported Do Pass H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate)
04/15/2005 Reported Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate) (H1078)
04/27/2005 HA 1 H offered & adopted (Boykins)
04/27/2005 H Third Read and Passed, as amended (S813)
04/28/2005 S concurs in HA 1 (S832 / H1342)
04/28/2005 S Third Read and Passed, as amended (S832 / H1342)
04/28/2005 Truly Agreed To and Finally Passed (S833 / H1342)

EFFECTIVE: August 28, 2005

*** SB 379 *** 1108S.02I

SENATE SPONSOR: Coleman

Sets standards for emergency care for rape victims

02/22/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S269)

*** SB 380 *** 1670S.01P

SENATE SPONSOR: Wheeler HOUSE HANDLER: Cunningham

SB 380 - Currently, Section 182.707, RSMo, requires the board of trustees of the urban public library district to employ a duly qualified graduate librarian as the chief executive and administrative officer of the district.

This act removes the requirement that such person be a duly qualified librarian.
DONALD THALHUBER

02/21/2005 S First Read (S254)
02/22/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S269)
03/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S443)
03/31/2005 S Third Read and Passed - Consent (S548)
04/01/2005 H First Read (H841)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Special Committee on Urban Issues Committee (H880)
04/07/2005 Hearing Conducted H Special Committee on Urban Issues Committee
04/18/2005 Voted Do Pass H Special Committee on Urban Issues Committee - Consent
04/21/2005 Reported Do Pass H Special Committee on Urban Issues Committee (H1198)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1198)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
04/28/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1338)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 381 *** 1569S.01I

SENATE SPONSOR: Ridgeway

Creates and modifies provisions relating to the use of personal information and identity theft

02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S303)

*** SB 382 *** 0199S.01I

SENATE SPONSOR: Vogel

Authorizes the governor to convey the State Health Laboratory in Jefferson City

02/28/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S303)

*** SB 383 *** 1649S.01I

SENATE SPONSOR: Vogel

SB 383 - This act abolishes the Motorist Insurance Identification Database Act.
STEPHEN WITTE

02/21/2005 S First Read (S254)
02/28/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S303)
03/16/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/06/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee

EFFECTIVE: August 28, 2005

*** SB 384 *** 1552S.01I

SENATE SPONSOR: Scott

Authorizes an insurer to reserve the right to contest coverage

03/16/2005 Hearing Scheduled But Not Heard S Small Business, Insurance & Industrial Relations Committee

*** SB 385 *** 0946S.02I

SENATE SPONSOR: Scott

Enacts various measures relating to civil liability and procedure

02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S303)

*** SB 386 *** 0414S.03I

SENATE SPONSOR: Loudon

Authorizes the Joint Committee on Wagering and Gaming to solicit bids for a university study of pathological gambling in Missouri

02/28/2005 Second Read and Referred S Ways & Means Committee (S303)

*** SB 387 *** 1339S.02I

SENATE SPONSOR: Loudon

Amends provisions relting to the licensing of gambling boats and slot machines

02/28/2005 Second Read and Referred S Ways & Means Committee (S304)

*** SB 388 *** 1693S.01I

SENATE SPONSOR: Loudon

Creates an income tax credit for donations made to qualifying residential treatment agencies

03/31/2005 Hearing Conducted S Ways & Means Committee

*** SB 389 *** 1593S.01I

SENATE SPONSOR: Taylor

Creates new election offenses for using wireless electronic recording devices in polling places

03/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

*** SB 390 *** SCS SB 390 1541S.03P

SENATE SPONSOR: Taylor HOUSE HANDLER: Pratt

SCS/SB 390 - This act allows motor vehicle dealers, when advertising by broadcast or print media, to provide disclaimers and disclosures by referring to an Internet web page or a toll-free number containing the information required to be disclosed by law.
STEPHEN WITTE

HA 1 - REMOVES "PRINT MEDIA" FROM CERTAIN DISCLOSURE REQUIREMENTS

HA 3 - CLARIFIES THAT ALL-TERRAIN VEHICLES "PURCHASED FROM DEALERS OR PRIVATE INDIVIDUALS" REGARDLESS OF PURCHASE PRICE MANNER SHALL BE TREATED IN THE SAME MANNER AS MOTOR VEHICLES FOR TITLING PURPOSES

02/21/2005 S First Read (S259)
02/28/2005 Second Read and Referred S Transportation Committee (S304)
03/08/2005 Hearing Conducted S Transportation Committee
03/15/2005 SCS Voted Do Pass S Transportation Committee-Consent (1541S.03C)
03/15/2005 Reported from S Transportation Committee to Floor w/SCS - Consent (S458)
03/31/2005 SCS S adopted (S556)
03/31/2005 S Third Read and Passed - Consent (S556)
04/01/2005 H First Read (H841)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Transportation Committee (H880)
04/13/2005 Hearing Conducted H Transportation Committee
04/13/2005 Voted Do Pass H Transportation Committee - Consent
04/13/2005 Reported Do Pass H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate)
04/15/2005 Reported Do Pass BUT NOT CONSENT H Rules Committee (w/no time limit for debate) (H1078)
05/03/2005 HA 1 H offered (Pratt) (H1432)
05/03/2005 HA 1 to HA 1 H offered & Ruled out of order (Burnett) (H1432)
05/03/2005 HA 1 H adopted (H1432)
05/03/2005 HA 2 H offered & defeated (Burnett) (H1432-1433)
05/03/2005 HA 3 H offered & adopted (Whorton) (H1433)
05/03/2005 H Third Read and Passed, as amended (H1433-1434 / S978)
05/09/2005 S Calendar S Bills with H Amendments (HA 1, HA 3)

EFFECTIVE: August 28, 2005

*** SB 391 *** 1712S.01I

SENATE SPONSOR: Dougherty

Grants neighborhood organizations in the city of St. Louis standing to file nuisance actions

02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)

*** SB 392 *** SCS SB 392 1711S.05P

SENATE SPONSOR: Coleman

SCS/SB 392 - This act authorizes the Governor to convey the Midtown Habilitation Center to Saint Louis University.

This act also authorizes the Governor to convey land to the Land Reutilization Authority of the City of St. Louis.

This act has an emergency clause.

This act is similar to SCS/SB 1075 (2004).
SUSAN HENDERSON

02/22/2005 S First Read (S262)
02/28/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S304)
03/09/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1711S.05C)
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S442)
03/31/2005 SCS S adopted (S547)
03/31/2005 S Third Read and Passed (EC adopted) - Consent (S547-548)
04/01/2005 H First Read (w/EC) (H841)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Corrections & Public Institutions Committee (H880)

EFFECTIVE: August 28, 2005

*** SB 393 *** SCS SB 393 1624S.03C

SENATE SPONSOR: Stouffer

SCS/SB 393 - This act repeals the terms "residential care facility" I and II and replaces them with the newly created terms "assisted living residence" I and II. Assisted living residences contain services consisting of social models based on the premise that the resident's unit is his or her home. There are new definitions for "activities of daily living" which include eating, dressing, bathing, toileting , transferring, and walking and for "instrumental activities of daily living" which consist of preparing meals, shopping for personal items, medication management, managing money, using the telephone, housework, and transportation ability.

This act prescribes requirements for assisted living residences in order to accept or retain individuals. An individual in a residence must not require hospitalization or skilled nursing. The residence must employ a staff large enough and skilled enough to handle twenty-four hour care. The residence must also have a written plan for the protection of all residents in the event of a disaster. The signatures of an authorized representative of the facility and the resident shall be contained in the individualized service plan. The residence must implement self-care and leisure activity programs.

The residence must complete pre move-in screening and resident assessments for community based services. This assessment will be completed by a trained professional using tools provided by the department and will be conducted upon admission, at least annually, and whenever a significant change has occurred in the resident’s condition. This assessment will be used by the residence to implement an individualized service plan to be reviewed at least annually by the resident or legal representative.

The residence must ensure that it does not accept or retain a resident who has exhibited behaviors which indicate that he or she is a danger to self or others or requires physical or chemical restraint. The resident must not require skilled nursing services or more than one person to physically assist the resident with any activity of daily living, except bathing. The resident must not be bed-bound or similarly immobilized due to a debilitating or chronic condition.

The residence must also develop a plan to protect the rights, privacy, and safety of all residents.

The act repeals the requirement that residential care facilities can only admit persons who are capable mentally and physically of negotiating a normal path to safety under certain conditions. This acts now allows for an assisted living residence to accept an individual with a physical, cognitive, or other impairment that prevents the resident from safely evacuating the residence with minimal assistance so long as the residence has sufficient staff present twenty-four hours a day to assist in evacuations and contains an individualized evacuation plan for such a resident. The residence shall also be equipped with an automatic sprinkler

system, an automated fire door system and smoke alarms compliant with national fire codes.

The residence must take measures to allow residents the opportunity to explore the facility and grounds and use personal electronic monitoring device for any resident whose physician recommends the use of the device.
ADRIANE CROUSE

02/22/2005 S First Read (S262)
02/28/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S304)
03/16/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/16/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (1624S.03C)
04/21/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS (S748)
04/28/2005 Bill Placed on Informal Calendar (S840)
05/09/2005 S Informal Calendar S Bills for Perfection w/SCS

EFFECTIVE: August 28, 2005

*** SB 394 *** 1738S.01T

SENATE SPONSOR: Nodler HOUSE HANDLER: Pearce

SB 394 - This act repeals the law requiring the State Treasurer to maintain information on financial institutions, in which the state invests funds, doing business in Northern Ireland.
JIM ERTLE

02/22/2005 S First Read (S262-263)
02/28/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S304)
03/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
03/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S440)
03/30/2005 S Third Read and Passed - Consent (S532 / H826)
03/31/2005 H First Read (H826)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Financial Institutions Committee (H880)
04/12/2005 Hearing Conducted H Financial Institutions Committee
04/12/2005 Voted Do Pass H Financial Institutions Committee - Consent
04/12/2005 Reported Do Pass H Financial Institutions Committee - Consent (S994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (S994)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
05/03/2005 H Third Read and Passed - Consent (H1419-1420 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1419-1420 / S975)

EFFECTIVE: August 28, 2005

*** SB 395 *** 1617S.01I

SENATE SPONSOR: Scott

Allows for certain local courts to impose surcharges to establish an Alternative Dispute Resolution program

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 396 *** 1680S.01P

SENATE SPONSOR: Crowell HOUSE HANDLER: Cooper

SB 396 - This act extends the transfer of jet fuel sales tax revenue into the State Aviation Trust Fund from December 31, 2008 to December 31, 2013. The act also increases the amount that certain individual airports can receive for air traffic control towers from $125,000 to $167,000 per year.
STEPHEN WITTE

02/22/2005 S First Read (S263)

02/28/2005 Second Read and Referred S Transportation Committee (S304)
03/08/2005 Hearing Conducted S Transportation Committee
03/15/2005 Voted Do Pass S Transportation Committee-Consent
03/15/2005 Reported from S Transportation Committee to Floor - Consent (S458)
03/31/2005 S Third Read and Passed - Consent (S556)
04/01/2005 H First Read (H842)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Ways & Means Committee (H880)
04/06/2005 Hearing Conducted H Ways & Means Committee
04/13/2005 Voted Do Pass H Ways & Means Committee - Consent
04/13/2005 Reported Do Pass H Ways & Means Committee - Consent (H1038)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1038)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1078)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 397 *** 1669L.02I

SENATE SPONSOR: Graham

Modifies various aspects of the criminal justice system

02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)

*** SB 398 *** 1716S.01I

SENATE SPONSOR: Graham

Requires fee agents to be appointed by the governor with the advice and consent of the senate

02/28/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S304)

*** SB 399 *** 0837S.02I

SENATE SPONSOR: Bray

Implements the provisions of the streamlined sales and use tax agreement

02/28/2005 Second Read and Referred S Ways & Means Committee (S304)

*** SB 400 *** 1694S.01I

SENATE SPONSOR: Klindt

Allows for the creation of wholesale water and sewer authorities

04/13/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

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*** SB 401 *** HCS SB 401 1731L.02C

SENATE SPONSOR: Kennedy HOUSE HANDLER: Lembke

HCS/SB 401 - This act removes a provision that limited increased allowances in the computation of a member's average final compensation as to various benefits throughout the system to a total of three children. This act also no longer requires that the ordinary disability retirement allowance not exceed seventy percent of the member's average final compensation.
ADRIANE CROUSE

02/22/2005 S First Read (S269-270)
02/28/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S304)
03/08/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/10/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
03/14/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S440)
03/30/2005 S Third Read and Passed - Consent (S530 / H826)

03/31/2005 H First Read (H826)
04/01/2005 H Second Read (S836)
04/05/2005 Referred H Retirement Committee (H880)
04/13/2005 Hearing Conducted H Retirement Committee
04/13/2005 HCS Voted Do Pass H Retirement Committee - Consent
04/13/2005 HCS Reported Do Pass H Retirement Committee - Consent (H1035)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1035)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1078)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 402 *** HCS SS SB 402 0337L.09C

SENATE SPONSOR: Gibbons HOUSE HANDLER: Johnson

HCS/SS/SB 402 - This act is relating to substance abuse.

SECTION 160.069 - SCHOOL POLICY ON ALCOHOL - This act provides that every school district shall develop a policy by June 30, 2006, detailing the consequences that will result for a student at school if the student is found to be in possession or drinking alcohol on school property or while representing the school at extracurricular activities.

SECTION 311.110 - OPEN HOUSE PARTIES - ALLOWING MINORS TO DRINK -Currently, this section states that any person, except a parent or guardian, who procures for, sells, or gives away, or otherwise supplies alcohol to minor is guilty of a misdemeanor.

In addition to the current provisions, this act prohibits any owner, occupant, or other person or legal entity with a lawful right to the use and enjoyment of any real or personal property from knowingly allowing a minor to drink or knowingly failing to stop a minor from drinking on such property, unless the person is the minor's parent or guardian. Violation of this provision is a Class B misdemeanor.

SECTION 311.325 - MINOR IN POSSESSION BY CONSUMPTION - Currently, Section 311.325, RSMo, provides that any person under the age of 21, who purchases or attempts to purchase, or has in his or her possession, any intoxicating liquor is guilty of a misdemeanor. This act provides that a minor is also guilty of a misdemeanor for a "minor in possession" if he or she is "visibly intoxicated" or has a detectable blood alcohol content of .02.

SECTION 311.326 - After a period of one year or reaching 21, a person who has been found guilty of violating Section 311.325 for the first time and who has not been convicted of another alcohol-related offense since, may apply to have the court expunge his or her record. If the court finds no other alcohol-related offenses, the court shall enter an order of expungement. A person can receive only one expungement under this section.

SECTION 311.722 - GUIDELINES FOR USE OF MINORS IN INVESTIGATIONS - This act prohibits the Supervisor of Alcohol and Tobacco Control from using minors to enforce the liquor laws unless he or she promulgates rules and regulations that establish standards for the use of minors. The supervisor shall establish permissive standards by July 1, 2006 for the use of minors in investigations by law enforcement. The guidelines must provide for the minor to be 18 or 19 years old, have a youthful appearance, carry his or her own identification to be shown upon request, and truthfully answer questions about his or her age. The Supervisor of Alcohol and Tobacco Control shall not participate with other law enforcement agency that chooses not to follow the guidelines. Minors used in investigations under this section shall be exempt from violations of Chapter 311 and 312.

SECTION 570.223 - MAKING AND SELLING FAKE IDS - Currently, a person who obtains the identity of another in order to obtain alcohol is not in violation of this section. This act does not change this provision. However, this act provides that any person who obtains, transfers, or uses any means of identification for the purpose of manufacturing and providing or selling a false identification card to a minor for the purpose of purchasing or obtaining alcohol is guilty of a Class A misdemeanor.

SECTION 577.500 - SUSPENSION OF A DRIVER'S LICENSE FOR AN MIP - A court, upon a plea of guilty

or conviction, or, if the court is a juvenile court, upon a finding of fact, shall enter an order suspending or revoking the driving privileges of any person who has received a "minor in possession" if the person was more than 15 but under 21.

The period of suspension shall be 30 days for the first offense and 90 days for the second offense. Any third or subsequent offense will result in revocation for one year.
SUSAN HENDERSON

02/22/2005 S First Read (S269)
02/28/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S304)
03/15/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/05/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee
04/07/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor (S607)
04/19/2005 SS S offered (Gibbons) (0337S.06F) (S713)
04/19/2005 SA 1 to SS S offered (Graham)--(0337S06.04S) (S713-714)
04/19/2005 SSA 1 for SA 1 to SS S offered & adopted (Griesheimer)--(0337S06.01F) (S714-715)
04/19/2005 SA 2 to SS S offered & adopted (Kennedy)--(0337S06.05S) (S715)
04/19/2005 SA 3 to SS S offered & defeated (Wilson)--(0337S06.01S) (S715-716)
04/19/2005 SA 4 to SS S offered & adopted (Ridgeway)--(0337S06.04S) (S716)
04/19/2005 SA 5 to SS S offered & adopted (Shields)--(0227S06.08S) (S716)
04/19/2005 SS, as amended, S adopted (S716)
04/19/2005 Perfected (S716)
04/19/2005 Reported Truly Perfected S Rules Committee (S718)
04/20/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S740)
04/25/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/25/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/25/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S764)
04/25/2005 S Third Read and Passed (S765-766 / H1224)
04/25/2005 H First Read (H1224)
04/26/2005 H Second Read (H1232)
04/27/2005 Referred H Judiciary Committee (H1306)
04/28/2005 Re-referred H Local Government Committee (H1336)
05/02/2005 Hearing Conducted H Local Government Committee
05/04/2005 HCS Voted Do Pass H Local Government Committee
05/05/2005 HCS Reported Do Pass H Local Government Committee
05/05/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)

EFFECTIVE: August 28, 2005

*** SB 403 *** 1757S.01I

SENATE SPONSOR: Green

Authorizes professional counselors to diagnose

02/28/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S304)

*** SB 404 *** HCS SB 404 1527L.03C

SENATE SPONSOR: Koster HOUSE HANDLER: Byrd

HCS/SB 404 - This act modifies provisions relating to various court costs. No court in this state that is authorized to collect court costs is required to refund any overpayment of less than $5 or collect any due court costs of less than $5. The act removes an effective date for a municipality or county to enact an ordinance to impose a domestic violence shelter surcharge on marriage licenses and civil cases filed in circuit court. Currently, such ordinance had to be in effect prior to January 1, 2001. For any county or city with a domestic violence shelter or whose residents are in a shelter located in another county, the domestic violence shelter surcharge may be assessed in any criminal case, including violations of any county or municipal ordinance. The act authorizes a circuit court to contract with a private entity operated by a public entity.
JIM ERTLE

02/23/2005 S First Read (S274)
02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent

03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S451)
03/31/2005 S Third Read and Passed - Consent (S552)
04/01/2005 H First Read (H842)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Judiciary Committee (H880)
04/12/2005 Hearing Conducted H Judiciary Committee
04/12/2005 HCS Voted Do Pass H Judiciary Committee - Consent
04/13/2005 HCS Reported Do Pass H Judiciary Committee - Consent (H1035)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1035)

EFFECTIVE: August 28, 2005

*** SB 405 *** HCS SB 405 1517L.03C

SENATE SPONSOR: Koster HOUSE HANDLER: Byrd

HCS/SB 405 - This act provides that when a prospective juror seeks an excuse from jury duty based on a hardship, the person shall submit such documentation regarding the hardship as may be required by the judge. The act authorizes a judge to excuse a person from jury duty without meeting one of the defined reasons for physical hardship if it is apparent to the judge that the person's physical hardship significantly impairs the person's ability to serve as a juror. When a prospective juror seeks a postponement of jury duty, the act provides that the court, rather than the prospective juror, shall select the new date for jury duty.

This act excuses any person who provides health care services under the authority of a license from jury duty. Currently, only licensed physicians, chiropractors, dentists and pharmacists are excused from jury duty. Employees of a religious institution whose religious obligations or constraints prohibit their serving on a jury are also excused from jury duty.
JIM ERTLE

02/23/2005 S First Read (S274)
02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S452)
03/31/2005 S Third Read and Passed - Consent (S552-553)
04/01/2005 H First Read (H842)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Judiciary Committee (H880)
04/12/2005 Hearing Conducted H Judiciary Committee
04/14/2005 HCS Voted Do Pass H Judiciary Committee
04/14/2005 HCS Reported Do Pass H Judiciary Committee (H1067)
04/14/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)

EFFECTIVE: August 28, 2005

*** SB 406 *** 1437S.04I

SENATE SPONSOR: Gross

Limits the issuance and redemption of economic development tax credits to a percentage of net general revenue

03/17/2005 Hearing Conducted S Ways & Means Committee

*** SB 407 *** SCS SB 407 1768S.02P

SENATE SPONSOR: Mayer HOUSE HANDLER: Lipke

SCS/SB 407 - This act states that the term "owner" when used to define a person having a right to create a beneficiary deed shall include any such person, regardless of the terminology used to refer to the owner in the deed. This act will apply to all beneficiary deeds, including those executed prior to August 28, 2005.
JIM ERTLE

02/23/2005 S First Read (S274)
02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (1768S.02C)
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent (S452)
03/31/2005 SCS S adopted (S554)
03/31/2005 S Third Read and Passed - Consent (S554)
04/01/2005 H First Read (H842)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Judiciary Committee (H880)
04/12/2005 Hearing Conducted H Judiciary Committee
04/12/2005 Voted Do Pass H Judiciary Committee - Consent
04/12/2005 Reported Do Pass H Judiciary Committee - Consent (H994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H994)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1068)
05/03/2005 H Third Read and Passed - Consent (H1420-1421 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1420-1421 / S975)

EFFECTIVE: August 28, 2005

*** SB 408 *** 1748S.01I

SENATE SPONSOR: Ridgeway

Allows health carriers to offer one or more health plans which contain deductibles, coinsurance, or other options

03/09/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

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*** SB 409 *** 1719S.01I

SENATE SPONSOR: Graham

Requires all health clubs to have at least one automated external defibrillator

04/06/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

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*** SB 410 *** 1808L.01I

SENATE SPONSOR: Graham

Provides for the exclusion of assets for purposes of determining eligibility for public assistance

02/28/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee

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*** SB 411 *** 1805S.01I

SENATE SPONSOR: Wilson

Adds people who use wireless cell phones to the telemarketing no call list

02/28/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S304)

*** SB 412 *** 1776S.01I

SENATE SPONSOR: Taylor

Establishes the hazardous duty compensation act

04/06/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee

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*** SB 413 *** 1696S.02I

SENATE SPONSOR: Taylor

Limits political subdivisions authority to grant franchises for cable operators

02/28/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S304)

*** SB 414 *** 1287S.02I

SENATE SPONSOR: Purgason

Changes provisions relating to townships

04/18/2005 Hearing Cancelled S Financial & Governmental Organizations and Elections Committee

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*** SB 415 *** 1689L.01I

SENATE SPONSOR: Cauthorn

Allows water companies to contract with sewer providers to terminate service for delinquent accounts

03/16/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

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*** SB 416 *** 1732S.01I

SENATE SPONSOR: Engler

Prohibits health insurers from refusing to contract with willing optometrists and ophthalmologists

04/06/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

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*** SB 417 *** 1722S.01I

SENATE SPONSOR: Engler

SB 417 - This act extends voting rights to a student curator or governing board member for the University of Missouri, Southwest Missouri State University, and Truman State University. Currently, the boards have nonvoting student members. The act does not change the status of the nonvoting member but requires that the next appointment of a voting member be a full-time student, who will serve for two years or as long as the person maintains full-time student status.

This act is identical to HB 0440 (2005).
DONALD THALHUBER

02/24/2005 S First Read (S283)
02/28/2005 Second Read and Referred S Education Committee (S304)
03/08/2005 Hearing Conducted S Education Committee
04/26/2005 Voted Do Pass S Education Committee
04/28/2005 Reported from S Education Committee to Floor (S836)
05/09/2005 S Formal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 418 *** 1375S.01P

SENATE SPONSOR: Mayer HOUSE HANDLER: Lipke

SB 418 - Currently, in addition to the $7.50 surcharge assessed on criminal court proceedings for the "Crime Victims' Compensation Fund", the court must enter a judgment of $10 for each plea or finding of guilt for a misdemeanor.

This act adds offenses in Chapter 301 and 309, RSMo, relating to registration and licensing of motor vehicles, carriers, and express companies to the list of misdemeanors that are exempted from this additional $10 judgement.
SUSAN HENDERSON

02/24/2005 S First Read (S283)
02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

03/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S452)
03/31/2005 S Third Read and Passed - Consent (S553)
04/01/2005 H First Read (H842)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Crime Prevention & Public Safety Committee (H880)
04/12/2005 Hearing Conducted H Crime Prevention & Public Safety Committee
04/12/2005 Voted Do Pass H Crime Prevention & Public Safety Committee - Consent
04/13/2005 Reported Do Pass H Crime Prevention & Public Safety Committee - Consent (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1078)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 419 *** 1371S.01I

SENATE SPONSOR: Mayer

Provides that certain records maintained in a court concerning alcohol-related driving offenses are confidential

03/14/2005 Hearing Scheduled But Not Heard S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 420 *** HCS SCS SBs 420 & 344 1373L.04C

SENATE SPONSOR: Mayer HOUSE HANDLER: Byrd

HCS/SCS/SBs 420 & 344 - This act modifies numerous provisions regarding judicial procedures and personnel.

HEALTH PROFESSIONALS - Sections 44.045 and 105.711 - Health care professionals who volunteer to be deployed in a state emergency may be deployed and otherwise confidential contact information may be released to facilitate such deployment. Any claim against the professionals based on acts or omissions during the period of deployment are covered under the State Legal Expense Fund.

NOTICE OF FORECLOSURE - 92.755 - Requires a notice of foreclosure in suits for delinquent land taxes in Kansas City and St. Louis to be posted on the affected property.

STATE LEGAL EXPENSE FUND - 105.711 - Exempts the police boards of Kansas City and St. Louis City from coverage under the fund. Modifies the limit of coverage under the fund to pay a claimant in a claim or judgment against an officer or employee of the state or a state agency. If payment is made from the fund, such payment shall be the exclusive remedy for the claimant. This provision is similar to SS/SB 220 (2005).

CHILD PROTECTION - 210.117 AND 211.038 - This act prohibits a child, who has been taken into the custody of the state or the jurisdiction of a juvenile court, from being reunited with a parent or being placed back in the home in which the parent or any person living in the home has been found guilty or plead guilty to certain sexual offenses or offenses against the family when a child was the victim. The Child Support Division may exercise discretion in the placement of a child in a home with a parent when the parent or person living in the home has been found guilty or plead guilty for similar offenses in another state. The act prohibits a minor from residing within a certain distance of a child abused by the minor. These provisions are similar to HCS#2/HB 568 (2005).

SAFE PLACE FOR NEWBORNS - 210.950 - Extends the affirmative defense to prosecution for voluntary relinquishment of a child no more than one year old. Currently, the child must be between six and thirty days old.

ALTERNATIVE SENTENCING - 217.860 - Establishes the Task Force on Alternative Sentencing within the Department of Corrections and provides that the primary duty of the task force is to develop a statewide plan for alternative sentencing programs for nonviolent offenders. This provision is similar to HB 813 (2005).

TRANSPORTATION DISTRICT - 238.216 - Requires a verified petition to be submitted in order to form a transportation district. This provision is similar to SB 421 (2005).

CHILD SUPPORT - 452.340 - Authorizes a court to enter a judgment abating child support for a period of up to five months for any semester in which a child completes at least six but less than 12 credit hours when a child has pursued a path of continuous attendance at an institution of higher learning and has demonstrated evidence of a plan to continue the attendance. This provision is similar to HB 694 (2005). Further, the act changes the review of the child support guidelines from every three years to every four years. This provision is similar to HB 719.

ORDERS OF PROTECTION - 455.516 and 455.524 - The act provides that child orders of protection may be issued for at least 180 days and up to one year. Further, the court shall retain jurisdiction over a full order of protection for a child for the duration of the order and allows the court to schedule compliance review hearings to monitor compliance with the order.

NONPROBATE TRANSFERS - 461.005 - This act states that the term "owner" when used to define a person having a right to create a beneficiary deed shall include any such person, regardless of the terminology used to refer to the owner in the deed. This act will apply to all beneficiary deeds, including those executed prior to August 28, 2005. This provision is similar to SCS/SB 407 (2005).

STANDBY GUARDIANS - 475.010, 475.045 and 475.046 - Authorizes a court to appoint a standby guardian to temporarily assume the duties of guardian of a minor child, which becomes effective on the disability, incapacitation, or death of the appointing parent or guardian. This provision is similar to HB 794 and HB 826 (2005).

PROBATE JUDGES - 472.060 and 478.255 - Applies current replacement procedures to disqualified probate judges. This provision is similar to HB 764 (2005).

JUDICIAL CIRCUITS - 478.550, 478.570 and 478.600 - The act increases the number of circuit judges in the 11th and 23rd judicial circuits from 4 to 6 beginning January 1, 2007. The family court and drug court commissioner positions in those circuits shall become associate circuit judge positions beginning on January 1, 2007. Further, there will be one additional associate circuit judge in Cass County beginning January 1, 2007. This provision is similar to SS/SCS/SB 144 and SB 191 (2005).

PASSPORT FEES - 483.537 - The act requires clerks who process passport applications and collect a fee for the processing to account for the expenditure of the fee in an annual report to the presiding judge and the Office of State Courts Administrator. The fees may only be used for the maintenance of the courthouse or to fund operations of the circuit court.

NOTARY PUBLIC - 486.200 - Adds attorneys licensed to practice law in this state to the definition of "notary public".

COURT COSTS - Various sections in chapter 488 - No court in this state that is authorized to collect court costs is required to refund any overpayment of less than $5 or collect any due court costs of less than $5. The circuit court may retain any overpayment for operation of the circuit court. The act removes an effective date for a municipality or county to enact an ordinance to impose a domestic violence shelter surcharge on marriage licenses and civil cases filed in circuit court. Currently, such ordinance had to be in effect prior to January 1, 2001. For any county or city with a domestic violence shelter or whose residents are in a shelter located in another county, the domestic violence shelter surcharge may be assessed in any criminal case, including violations of any county or municipal ordinance. The act authorizes a circuit court to contract with a private entity operated under a contract with a state agency or the office of state courts administrator. These provisions are similar to HCS/SB 404 (2005). Further, a one dollar surcharge shall be assessed in all criminal cases, which shall be paid to the legal defense and defender fund.

JURY DUTY - 494.430 and 494.432 - Health care providers and employees of religious institutions may be excused from jury duty upon timely application to the court. Courts must specify the date a prospective juror will appear for jury service before granting a postponement. These provisions are identical to HCS/SB 405.

STATUTE OF LIMITATIONS - 516.030 - An action for prevailing wages by a workman must be brought within three years.

UNLAWFUL DETAINER ACTIONS - 534.090 - The service of summons in an unlawful detainer action will be delivered by ordinary, rather than certified, mail. If the officer assigned to execute the summons returns to the court with information that the defendant cannot be found and with proof by affidavit that the summons was mailed, the judge will proceed to hear the matter as if personal service had been made.

ADMINISTRATIVE PROCEDURE - 536.100 and 536.142 - Allows a person who is aggrieved by a final decision in a contested case regarding the employment of any employee of the state or its political subdivisions to petition the court for a trial de novo as an alternative to seeking judicial review of the decision. This provision is similar to HB 615 (2005).

REMOVAL OF DEFENDANTS - 545.550 - Sheriffs are authorized agree as to which county will house a defendant after a change of venue. This provision is identical to one in SB 448 and HCS/HB 353 (2005).

BIFURCATED JURY TRIALS - 557.036 - The act eliminates the bifurcated jury trial proceeding in criminal cases. This provision is similar to HB 358 (2005).

PEACE OFFICERS - 590.080, 590.120 and 590.180 - A peace officer may be disciplined for engaging in gross misconduct while not on active duty that involves moral turpitude or a reckless disregard for the safety of the public or any person. The act adds two rank-and-file peace officers to the Peace Officer Standards and Training (POST) Commission. No two members of the Commission shall be from the same law enforcement agency. The Commission may inform prospective employers of an applicant's prior employment with law enforcement agencies. This provision is similar to HB 888 (2005).

PUBLIC DEFENDER - 600.042 and 600.086 - Adds to the list of persons that the State Public Defender is required to provide representation, including persons seeking post conviction relief and certain indigent persons seeking a hearing based on DNA evidence or a hearing seeking release from confinement based on mental illness. Further, up to ten days prior to trial, the public defender may withdraw representation if the defendant becomes financially able or the means to acquire counsel. This provision is similar to HB 796 (2005).

DNA PROFILING ANALYSIS - 650.055 - individuals who are determined to be actually innocent because of DNA testing after August 28, 2000, have five years from the date of release to file a petition for restitution. Currently, the individuals are required to file a petition for restitution within one year of release.

PERSONAL INFORMATION ON THE INTERNET - Section 1 - The act prohibits a court or a state or local agency from releasing personal information of certain elected and appointed officials on the Internet. It shall be a class C misdemeanor if any person knowingly posts personal information on such officials on the internet.

PRACTICE OF LAW - Section 2 - Banks or lending institutions that make residential loans and impose a fee of less than $200 for processing the application shall not be considered as engaged in the practice of law.

COMMISSIONER TRAINING - Section 3 - The office of state courts administrator shall establish a training program for court commissioners to train them as different types of court commissioners. Upon completion of the training, the presiding judge may temporarily assign such commissioner to serve as a commissioner in a different classification.

29th JUDICIAL CIRCUIT - Section 4 - The act creates a state-funded family court commissioner position in the 29th judicial circuit.

42nd JUDICIAL CIRCUIT - Section 5 - The act creates a state-funded drug court commissioner position in the 42nd judicial circuit.

23rd JUDICIAL CIRCUIT - Section 6 - Any drug court commissioner appointed in the 23rd judicial circuit will be a state-funded position.

ST. LOUIS CITY CIRCUIT CLERK - 483.260 - The act repeals current law that requires the state to annually pay $25,000 for an attorney for the St. Louis City Circuit Clerk.
JIM ERTLE

02/24/2005 S First Read (S283)
02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

03/14/2005 SCS SBs 420 & 344 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (1373S.02C)
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S452)
03/31/2005 SCS S adopted (S553)
03/31/2005 S Third Read and Passed - Consent (S553-554)
04/01/2005 H First Read (H843)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Judiciary Committee (H880)
04/12/2005 Hearing Conducted H Judiciary Committee
04/26/2005 HCS Voted Do Pass H Judiciary Committee
04/27/2005 HCS Reported Do Pass H Judiciary Committee (H1307)
04/27/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1307)
04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 Voted Do Pass H Rules Committee (w/no 2 hour time limit for debate on Third Reading)
04/28/2005 HCS Reported Do Pass H Rules Committee (w/3 hour time limit for debate on Third Reading) (H1338)
05/02/2005 Referred H Fiscal Review Committee (H1391)
05/04/2005 Updated fiscal note-does not require fiscal review (H1463)
05/09/2005 H Calendar S Bills for Third Reading w/HCS (2 hours debate on Third Reading

EFFECTIVE: August 28, 2005

*** SB 421 *** 1525S.01I

SENATE SPONSOR: Bartle

Requires a verified petition be submitted in order to form a transportation district

02/28/2005 Second Read and Referred S Transportation Committee (S304)

*** SB 422 *** HCS SB 422 1524L.02C

SENATE SPONSOR: Bartle HOUSE HANDLER: Yates

HCS/SB 422 - This act provides that when a court enters an order of expungement for arrest records or alcohol-related driving offenses, the expunged records shall be confidential and only available to the parties or by court order for good cause.

This act is identical to SCS/HCS/HB 362 (2005).
JIM ERTLE

02/24/2005 S First Read (S283-284)
02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)
03/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/07/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent
03/08/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S379)
03/16/2005 S Third Read and Passed - Consent (S481)
03/17/2005 H First Read (H702)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Judiciary Committee (H819)
04/12/2005 Hearing Conducted H Judiciary Committee
04/12/2005 HCS Voted Do Pass H Judiciary Committee - Consent
04/13/2005 HCS Reported Do Pass H Judiciary Committee - Consent (H1035)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1035)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1078)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 423 *** HCS SCS SB 423 1586L.05C

SENATE SPONSOR: Bartle HOUSE HANDLER: Lipke

HCS/SCS/SB 423 - This act exempts traffic violations cases from the $15 criminal case surcharge used to fund the DNA profiling analysis of convicted felons.

This act requires that the sheriff of the county assigned to an offender perform the DNA sample collection when such qualified offender is under the custody and control of a company contracted by the county or court to perform supervision or treatment. Currently, the statute only provides for who will conduct the DNA sample collection when an offender is under the custody of the Department of Corrections or a county jail.

Currently, every individual who pleads guilty or is convicted of a felony or sexual offense, under Chapter 566, RSMo, or has been determined to be a sexually violent predator, must have a sample collected for purposes of DNA profiling analysis. This act specifies that the sample is collected upon entering or before release from a Department of Corrections reception or diagnostic center, county jail, detention facility, state correctional facility, or other institution. Such institutions include those that are operated by a private, local, or state agency.

This act is identical to SCS/HBs 361 & 684 (2005).
SUSAN HENDERSON

02/24/2005 S First Read (S284)
02/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S304)
03/07/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/07/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - Consent
03/08/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent (S379)
03/16/2005 SCS adopted (S480)
03/16/2005 S Third Read and Passed - Consent (S480)
03/17/2005 H First Read (H703)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Crime Prevention & Public Safety Committee (H819)
04/05/2005 Hearing Conducted H Crime Prevention & Public Safety Committee
04/12/2005 HCS Voted Do Pass H Crime Prevention & Public Safety Committee - Consent
04/13/2005 HCS Reported Do Pass H Crime Prevention & Public Safety Committee - Consent (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1079)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: August 28, 2005

*** SB 424 *** 1740S.01I

SENATE SPONSOR: Callahan

This bill has been combined with SB 37

02/28/2005 S First Read (S294)
03/02/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S337)
03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/29/2005 Bill Combined w/SCS/SBs 37, 322, 78, 351 & 424 (0041S.08C)

EFFECTIVE: August 28, 2005

*** SB 425 *** 1739S.01I

SENATE SPONSOR: Callahan

Modifies provisions relating to passing bad checks

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 426 *** 1845S.01I

SENATE SPONSOR: Callahan

Requires the director of the Department of Revenue to expunge certain suspensions from noncommercial

driving records

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 427 *** 1715S.01I

SENATE SPONSOR: Callahan

Applies preferential treatment to Missouri business bidders in highway bidding process

03/15/2005 Hearing Conducted S Transportation Committee

*** SB 428 *** 1851S.01I

SENATE SPONSOR: Callahan

Requires insurance companies to discount insurance premiums by ten percent to senior citizens

03/02/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S337)

*** SB 429 *** 1861S.01I

SENATE SPONSOR: Callahan

Creates a one hundred dollar tax credit for canine adoption

03/17/2005 Hearing Conducted S Ways & Means Committee

*** SB 430 *** 1862S.02I

SENATE SPONSOR: Callahan

Amends the definition of gambling device

03/02/2005 Second Read and Referred S Ways & Means Committee

*** SB 431 *** 0941S.01P

SENATE SPONSOR: Callahan HOUSE HANDLER: Sutherland

SB 431 - This act permits the city council of the city of Independence to levy up to a two percent sales tax on food to be known as the "Museum and Tourism-Related Tax". Pending voter approval, the legislation would designate fifty percent of the proceeds to redevelopment and continuing operation of the National Frontier Trials Museum, which shall be deposited in the "Museum Trust Fund". The other fifty percent of funds derived from this tax would be deposited in the "Tourism Related Trust Fund" and used for such purposes.
JASON ZAMKUS

02/28/2005 S First Read (S295)
03/02/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S337)
03/10/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S442)
03/31/2005 S Third Read and Passed (EC adopted) - Consent (S547)
04/01/2005 H First Read (w/EC) (H843)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Local Government Committee (H880)
04/11/2005 Hearing Conducted H Local Government Committee
04/21/2005 Voted Do Pass H Local Government Committee
04/21/2005 Reported Do Pass H Local Government Committee (H1195)
04/21/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1195)
04/27/2005 Hearing Scheduled BUT NOT HEARD H Rules Committee
04/28/2005 Hearing Conducted H Rules Committee
04/28/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/28/2005 Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1338)

05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 432 *** 1874S.01I

SENATE SPONSOR: Stouffer

SCS/SB 432 - This act pertains to animal identification.

The act directs any information related to premises registration be kept confidential; to be shared only with state and federal animal health officials. The information shall not be subject to subpoena except by a state or federal agency.
MEGAN WORD

02/28/2005 S First Read (S295)
03/02/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S337)
03/16/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
04/06/2005 SCS Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee (1874S.04C)

EFFECTIVE: August 28, 2005

*** SB 433 *** 1723S.02I

SENATE SPONSOR: Stouffer

SB 433 - This act creates the Missouri Health Care Stabilization Fund. This fund provides excess medical malpractice coverage to health care providers who participate in the fund. Health care providers must carry primary medical malpractice coverage with another insurer. The liability limits for the primary policy shall not be less than $200,000 for each occurrence and not less than $600,000 for all claims in any one reporting year. The fund will be administered by a Health Care Stabilization Board housed within the Department of Insurance. The board will consist of the Director of the Department of Insurance and nine other members representing health care providers, insurance companies, trial attorneys and the public. All health care providers will be required to pay annual membership fees. In addition to these fees, the director will levy a premium surcharge on each health care provider's medical malpractice insurance policy. The surcharge will be collected from insurance companies when they receive the medical malpractice insurance premiums from the health care providers.

A person may recover from the fund if the person names the fund as a party in the lawsuit. The fund will only pay moneys to the aggrieved party if his or her damages exceed the health care provider's primary level of coverage. The fund may appear as a party in the action. The fund may retain counsel to defend itself. Insurers must provide an adequate defense of the fund in any action and must act in a fiduciary relationship with respect to any claim affecting the fund. The maximum amount recoverable from the fund shall not exceed $800,000 pursuant to any one judgement or settlement for any party against a health care provider and an aggregate cap of $2,400,000 for all judgments or settlements for any health care provider. The fund is not responsible for paying punitive damages rendered in any judgment.

The provisions contained in this act are similar to ones contained in SB 706 (2004) and SB 257 (2003).
STEPHEN WITTE

02/28/2005 S First Read (S295)
03/02/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S337)
03/30/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/06/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee

EFFECTIVE: August 28, 2005

*** SB 434 *** 1837S.01I

SENATE SPONSOR: Cauthorn

SB 434 - This act pertains to the Administrative Hearing Commission.

The act removes language that subjects the commission's compensation and expenses to general revenue appropriations - the draft simply states that those items will be paid from appropriations.

The act transfers authority to hear appeals to the administrative hearing commission; however the authority to render final decisions remains with the commissions listed in the act. The act lays out procedural details as well as notification requirements for any appeal that may be heard before the Administrative Hearing Commission.

The act directs appropriations to be made from the respective funds to cover the Administrative Hearing Commission's costs to cover the appeals.
MEGAN WORD

02/28/2005 S First Read (S295)
03/02/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S337)
03/07/2005 Hearing Cancelled S Governmental Accountability & Fiscal Oversight Committee
04/04/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/06/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
04/07/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S604)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 435 *** 1838S.04I

SENATE SPONSOR: Wilson

Enacts various reforms to combat fraudulent real estate practices

03/02/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S337)

*** SB 436 *** 1659S.01I

SENATE SPONSOR: Bray

Allows senior citizens to defer property tax payment

03/02/2005 Second Read and Referred S Ways & Means Committee (S337)

*** SB 437 *** 1778S.01I

SENATE SPONSOR: Bray

Regulates international matchmaking organizations

04/05/2005 Hearing Conducted S Commerce, Energy and the Environment Committee

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*** SB 438 *** 1743S.01I

SENATE SPONSOR: Bartle

Makes production of meth in the home of a minor child endangerment in the first degree

03/02/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S337)

*** SB 439 *** 1744S.01I

SENATE SPONSOR: Bartle

Modifies the statute on endangerment of a child in the second degree

03/02/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S338)

*** SB 440 *** 1620S.01I

SENATE SPONSOR: Ridgeway

Amends provisions for the exemption from sales and use tax of electricity used in manufacturing

04/07/2005 Hearing Conducted S Ways & Means Committee

*** SB 441 *** 1779S.02I

SENATE SPONSOR: Ridgeway

Established administrative procedure to suspend drivers' and motor vehicle license for failing to pay towing fees

04/05/2005 Hearing Conducted S Transportation Committee

*** SB 442 *** 1816S.01I

SENATE SPONSOR: Ridgeway

Modifies penalties and definitions for the crime of financial exploitation of the elderly and disabled

03/02/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S338)

*** SB 443 *** 0257S.03I

SENATE SPONSOR: Taylor

Prohibits title agencies from commingling certain funds and imposes other requirements on title insurers

03/02/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S338)

*** SB 444 *** 0292S.04I

SENATE SPONSOR: Taylor

Requires housing contractors to establish escrow accounts to satisfy potential mechanics' liens

03/02/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S338)

*** SB 445 *** 1818S.01I

SENATE SPONSOR: Taylor

Increases the fee for a certificate of number when registering watercraft

03/02/2005 Second Read and Referred S Transportation Committee (S445)

*** SB 446 *** 1789S.03I

SENATE SPONSOR: Crowell

Imposes a four-year ban on certain persons being employed by public four-year higher education institutions

03/02/2005 Second Read and Referred S Education Committee (S338)

*** SB 447 *** 1690S.01I

SENATE SPONSOR: Crowell

Removes the eight-year transfer provision under MOSERS between various state retirement systems

03/02/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S338)

*** SB 448 *** 1635S.01I

SENATE SPONSOR: Crowell

Allows sheriffs to agree as to which county's jail will house a defendant after a change of venue

03/02/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S338)

*** SB 449 *** 1879S.01I

SENATE SPONSOR: Crowell

Permits an income tax deduction for amount of retirement or pension income taxed by another state

03/02/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S338)

*** SB 450 *** HCS SCS SB 450 1881L.03C

SENATE SPONSOR: Dolan HOUSE HANDLER: Portwood

HCS/SCS/SB 450 - This act authorizes the Governor to convey various pieces of state property.
SUSAN HENDERSON

02/28/2005 S First Read (S296)
03/02/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S338)
03/10/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1881S.02C)
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S442)
03/30/2005 SCS S adopted (S536)
03/30/2005 S Third Read and Passed - Consent (S536 / H826)
03/31/2005 H First Read (H826)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Corrections & Public Institutions Committee (H880)
04/13/2005 Hearing Conducted H Corrections & Public Institutions Committee
04/13/2005 HCS Voted Do Pass H Corrections & Public Institutions Committee - Consent
04/13/2005 HCS Reported Do Pass H Corrections & Public Institutions Committee - Consent (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 HCS Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1079)
05/09/2005 H Consent Calendar w/HCS

EFFECTIVE: Emergency Clause

*** SB 451 *** 1721S.01I

SENATE SPONSOR: Dolan

Requires prosecuting attorneys to impanel adult abuse fatality review panels

03/02/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S338)

*** SB 452 *** 1868S.01I

SENATE SPONSOR: Dolan

Repeals law prohibiting interested investment and bond counsel firms from involvement in bond issuance

03/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

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*** SB 453 *** 0754S.02T

SENATE SPONSOR: Loudon HOUSE HANDLER: St. Onge

SB 453 - This act changes the termination date of Section 82.291, RSMo, regarding removal of nuisances from August 28, 2005, to August 28, 2010.
SUSAN HENDERSON

02/28/2005 S First Read (S296)
03/02/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S338)
03/10/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S442)
03/31/2005 S Third Read and Passed - Consent (S546-547)

04/01/2005 H First Read (H843)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Local Government Committee (H880)
04/11/2005 Hearing Conducted H Local Government Committee
04/11/2005 Voted Do Pass H Local Government Committee - Consent
04/12/2005 Reported Do Pass H Local Government Committee - Consent (H995)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H995)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1040)
05/03/2005 H Third Read and Passed - Consent (H1421-1422 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1421-1422 / S975)

EFFECTIVE: August 28, 2005

*** SB 454 *** 1852S.01I

SENATE SPONSOR: Loudon

Students may receive foreign language credit in public education institutions for sign language classes

04/05/2005 Hearing Conducted S Education Committee

*** SB 455 *** 1871S.01I

SENATE SPONSOR: Loudon

Makes revisions to laws concerning charter schools

04/05/2005 Hearing Conducted S Education Committee

*** SB 456 *** 1727S.01I

SENATE SPONSOR: Nodler

Creates new provisions for the interaction of agencies and small business regarding rules

03/16/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee

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*** SB 457 *** 1745S.01I

SENATE SPONSOR: Wheeler

SCS/SBs 457 & 153 - This act prohibits any long-term care facility from relieving an ombudsman volunteer from their duties. Ombudsman volunteers may only be relieved by the regional ombudsman in consultation with the state ombudsman.

This act also requires all long-term care facilities to accept ombudsman volunteers when they are available. Any long-term care facility not willing to work with the ombudsman program will be subject to sanctions by the Department of Health and Senior Services.

This act is identical to HB 1441 (2004)
ADRIANE CROUSE

02/28/2005 S First Read (S296)
03/02/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S338)
03/30/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/06/2005 SCS SBs 457 & 153 Voted Do Pass S Aging, Families, Mental & Public Health Committee (1745S.02C)

EFFECTIVE: August 28, 2005

*** SB 458 *** 1872S.01I

SENATE SPONSOR: Wheeler

Requires pharmacists to fill prescriptions against religious beliefs unless an employer can accommodate a request not to do so

03/30/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

*** SB 459 *** 1863S.01I

SENATE SPONSOR: Green

SB 459 - This act creates an income tax deduction for small businesses and farmers that provide health insurance coverage for employees. The deduction will be equal to one hundred percent of expenses related to providing employees with health insurance.
JASON ZAMKUS

02/28/2005 S First Read (S296)
03/02/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S338)
03/16/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/06/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee

EFFECTIVE: August 28, 2005

*** SB 460 *** 1842S.01I

SENATE SPONSOR: Koster

Increases the penalties for those who engage in fraudulant actions with respect to an insurance transaction

03/02/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S338)

*** SB 461 *** 1844S.01I

SENATE SPONSOR: Koster

Modifies provisions about probation and parole officers

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SB 462 *** HCS SS SCS SB 462 1848L.04C

SENATE SPONSOR: Klindt HOUSE HANDLER: Schad

HCS/SS/SCS/SB 462 - This act pertains to receivership of certain water and sewer corporations.

The act allows the Public Service Commission to order a capable public utility to acquire a smaller water or sewer corporation in the event that such water or sewer corporation violates standards that affect the safety of the service provided, or if they have failed to comply with commission orders related to the safety of the service provided. It is a process that is allowed under current law, but changes in this act make this process a more expedient one for the commission to adopt.

Provided there is no threat of imminent harm to life or property, the commission shall, before they make a decision to allow such a acquisition, discuss other options with the water or sewer corporation in question and allow the corporation thirty days to investigate these alternatives. Those alternatives are laid out in the act.

When there is an eminent threat to life or property, the commission may appoint an interim receiver before a hearing on the acquisition takes place. Any price agreed upon in the event that an acquisition is necessary, must first be reviewed by the commission to ensure a reasonable figure.

Any capable public utility that is ordered to acquire a water or sewer corporation shall, within thirty days of the commission's order, submit a detailed plan for bringing the water or sewer corporation into compliance with applicable regulations. The Department of Natural Resources will have the opportunity to comment on the plan before any final decision is made.

Language has been added to ensure that any capable public utility acquiring a water or sewer corporation under order by the commission, not be subject to any enforcement action by state or local agencies that had notice of the plan, and if the basis for these actions is related to violations perpetrated by the water or sewer corporation. Exceptions to this waiver are laid out in the act.

Upon acquiring a corporation, the commission shall allow the utilization of the commission's small company rate case procedure for establishing the rates for the system being acquired. Such a strategy shall be used until a determination is made on the acquiring utility's next company wide general rate increase, but not more than three years from the date of the acquisition.

Proceedings established in the act can be initiated by a complaint filed by the commission, office of public counsel, local government leaders within the community inadequately served by the water or sewer corporation, at least twenty-five consumers within that same community, or prospective consumers. The burden of proof lays with the complainant, and "in the public interest" shall be the standard by which any decision is made.

Notice requirements are laid out in the act - proximate utility companies providing the same type of service as the water or sewer corporation, the corporation's customers, are among the list.

Public utilities that would otherwise be capable utilities except for the number of customers the utility serves, may petition the commission to be designated a capable utility for the purposes of this act. If the commission finds that such a designation is not detrimental to the public interest, the petition may be granted.

The commission shall initiate a rulemaking to promulgate rules to carry out the provisions of this act.

The act has an emergency clause.

MEGAN WORD

02/28/2005 S First Read (S297)
03/02/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S338)
03/08/2005 Hearing Conducted S Commerce, Energy and the Environment Committee
03/17/2005 SCS Voted Do Pass S Commerce, Energy and the Environment Committee (1848S.02C)
03/17/2005 Reported from S Commerce, Energy and the Environment Committee to Floor w/SCS (S494)
03/30/2005 SS for SCS S offered & adopted (Klindt) (1848S.03F) (S527)
03/30/2005 Perfected (S527)
03/30/2005 Reported Truly Perfected S Rules Committee (S539)
04/05/2005 S Third Read and Passed (S578)
04/05/2005 H First Read (H881)
04/06/2005 H Second Read (H890)
04/07/2005 Referred H Local Government Committee (H936)
04/11/2005 Re-referred H Utilities Committee (H963)
04/20/2005 Hearing Conducted H Utilities Committee
04/20/2005 HCS Voted Do Pass H Utilities Committee
04/20/2005 HCS Reported Do Pass H Utilities Committee (H1172)
04/20/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1172)
04/27/2005 Hearing Conducted H Rules Committee
04/27/2005 Voted Do Pass H Rules Committee--(w/no time limit for debate on Third Reading)
05/03/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: Emergency Clause

*** SB 463 *** 1718S.01I

SENATE SPONSOR: Gross

Modifies applicabliity of sunshine law to certain non-profit organizations

03/08/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee

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*** SB 464 *** 1894S.01P

SENATE SPONSOR: Vogel

SB 464 - This act modifies the duties and powers of the Missouri Penitentiary Redevelopment Commission.

Currently, the commission has the power to lease or sell property to developers. This act would allow the commission to hold the proceeds from such transactions outside the state treasury.

This act would remove the commissions ability to receive rentals or proceeds from the sale of real estate for its lawful activities. However, the commission will continue to receive contributions and money from other sources and be able to apply for grants or other funding. Under this act, the commission will be able to deposit such funds into the Missouri State Penitentiary Redevelopment Fund.

Under the act, the commission is authorized to purchase insurance from the Missouri Public Risk Management Fund and is determined to be a "public entity", as defined by Section 537.700, RSMo.

The commission shall be a state commission for the purposes of Section 105.711, RSMo, which created the "State Legal Expense Fund". All members of the commission will be entitled to coverage under this fund.
SUSAN HENDERSON

02/28/2005 S First Read (S297)
03/02/2005 Second Read and Referred S Ways & Means Committee (S338)
03/10/2005 Hearing Conducted S Ways & Means Committee
03/15/2005 Voted Do Pass S Ways & Means Committee-Consent
03/15/2005 Reported from S Ways & Means Committee to Floor - Consent (S451)
03/31/2005 S Third Read and Passed - Consent (S549-550)
04/01/2005 H First Read (H843)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Corrections & Public Institutions Committee (H880)

EFFECTIVE: August 28, 2005

*** SB 465 *** 1901S.01I

SENATE SPONSOR: Vogel

Modifies law regarding possessed titles, motor vehicle dealer surety bonds, and motor vehicle time sales law

03/02/2005 Second Read and Referred S Transportation Committee (S338)

*** SB 466 *** SCS SB 466 1870S.03C

SENATE SPONSOR: Vogel

SCS/SB 466 - This act provides temporary retirement incentives and medical incentives for employees currently eligible to retire under the Missouri State Employees' Retirement System (MOSERS).

This act provides that employees currently eligible to retire will receive medical coverage for himself or herself and any eligible dependent at the active employee rate. The active employee rate will then revert to the regular retiree rate after three years or Medicare eligibility, which ever occurs first. The eligibility period is for all active members whose retirement annuity commences on or after June 1, 2005, but no later than September 1, 2005.

All of the vacated positions are held to a twenty-five percent re-hire limitation, with exceptions for critical,seasonal or federally funded positions. The exceptions are defined by rules promulgated from the Office of Administration. The retiree will be prohibited from any employment with any department for a period of three years from the date of election.

This act has an emergency clause.
ADRIANE CROUSE

02/28/2005 S First Read (S297)
03/02/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S338)
04/19/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/26/2005 SCS Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee (1870S.03C)
04/28/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor w/SCS (S836)
05/09/2005 S Formal Calendar S Bills for Perfection w/SCS

EFFECTIVE: Emergency Clause

*** SB 467 *** 1860S.02I

SENATE SPONSOR: Griesheimer

Modifies sections relating to solid waste

03/02/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S338)

*** SB 468 *** HCS SCS SB 468 1640L.06C

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Icet

HCS/SCS/SB 468 - This legislation pertains to reorganized common sewer districts.

The act allows landowners to more easily form their own sewer districts. Currently, county commissions are primarily responsible for the sewer districts, this act would enable landowners who form or convert their sewer district into a reorganized common sewer district, to exert more control over the districts themselves. The county commissions are still involved, but the responsibility is shared here; evoking a more active participation from the landowners within the district.

SECTION 204.600 - This act allows any sewer organized and existing under current law to convert to a reorganized common sewer district, as well as allowing for the establishment of a reorganized common sewer district. Once such a district has been established, it shall enjoy all powers and authority provided for common sewer districts.

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. The petition shall be filed with the circuit court and a date for hearing of the petition will be set. 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. New language makes it clear that any existing common sewer district may establish itself as a reorganized common sewer district provided they first file a petition with the county commission of the county in which it was established.

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 - This act authorizes the board to make the plans for any construction, acquisition of land, rights-of-ways, or otherwise for the district. The power of the board to contract and/or enter into agreements is detailed in the act, as are the powers available to the board once agreements are made.

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.

SECTIONS 204.650 to 204.672 - This act introduces the sanitary sewer improvement area act.

SECTION 204.674 - This section explicitly excludes St. Louis city, St. Louis county, and section 204.472 RSMo, from the provisions in this act; sewer service provided by agreement for Poplar Bluff/Butler County.

SECTION 1 - The act exempts certain sewer districts in Jackson county that provides wholesale sewer service.
MEGAN WORD

02/28/2005 S First Read (S297)
03/02/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S338)
03/14/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1640S.05C)

03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S442)
03/17/2005 Removed S Consent Calendar (S492)
03/17/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS (S494)
04/05/2005 SA 1 to SCS S offered & adopted (Days)--(1640S05.02S) (S579)
04/05/2005 SCS, as amended, S adopted (S579)
04/05/2005 Perfected (S579)
04/05/2005 Reported Truly Perfected S Rules Committee (S583)
04/07/2005 S Third Read and Passed (S610)
04/07/2005 H First Read (H939)
04/08/2005 H Second Read (H944)
04/11/2005 Referred H Local Government Committee (H963)
04/21/2005 Hearing Conducted H Local Government Committee
05/02/2005 HCS Voted Do Pass H Local Government Committee
05/03/2005 HCS Reported Do Pass H Local Government Committee (H1441)
05/03/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1441)
05/04/2005 Hearing Conducted H Rules Committee
05/04/2005 HCS Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/04/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1491)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 469 *** 0617S.09I

SENATE SPONSOR: Griesheimer

Consolidates tax collection in counties having township organization by eliminating township collectors

03/30/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

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*** SB 470 *** 1780S.02I

SENATE SPONSOR: Engler

SB 470 - This act pertains to blasting and excavation and may be cited as the "Missouri Blasting Safety Act". An abbreviated breakdown of the act follows.

The act directs that any person who uses explosives first obtain a license except those who are exempted within the act. The Missouri Division of Fire Safety shall be responsible for issuing the licenses and information required on the application is laid out in the act. There will be a fee submitted with the application, the amount of which shall be established by the division through rules promulgated to that effect, however such fee shall not exceed one hundred dollars.

The act lays out qualifications for any applicant, some of those include:
- applicant is at least 21 years old;
applicant has been honest in his/her application for licensure;
- applicant is familiar with other federal and state regulations relating to explosives;
- applicant has not been convicted of a felony;
- applicant does not use illegal drugs;
- applicant has completed an approved blaster's training course and successfully passed the certification examination;
- applicant has two years or two thousand hours of experience directly related to the use of explosives and shall provide signed documentation speaking to that experience;
- applicant has not been adjudicated as mentally defective; and
- applicant is a citizen of the United States.

Upon satisfying the requirements, the division shall issue a license, and any change of material fact relating to these requirements must be provided to the division by the individual holding the license.

The act states that such license shall expire three years from the date of issuance; any attempt to renew such a license shall require documentation that an additional eight hours of explosive-related training has

been completed by the individual. Any training above and beyond the eight hours required for renewal shall not carry over for more than one subsequent renewal of the license.

The act lays out the documentation provided when a license is issued, and directs any individual who holds such a license to provide the division with such documentation.

Circumstances under which a license can be suspended or revoked are laid out in the act. In such a case, the division shall provide written notice to the individual in question and that individual must then surrender all copies of the license to the division as well as ceasing all blasting activity. The decision to suspend or revoke a license may be appealed by the individual to the state blasting safety board, as it established in the act. Any decision made by the board shall be done within thirty days of the date the appeal is received by the board.

The act directs any person whose license has been expired for a period of three years or less to complete the examination and attend eight hours of training. Those licenses that have been expired for more than three years, require satisfying the qualifications for initial licensure as well as completing twenty hours of training and passing the examination.

License reciprocity is dealt with in the act; enjoyed by anyone holding a valid license or certification from another source within the last three years provided all requirements meet or exceed the provisions laid out in this act. The burden of proof lays with the division with regard to investigating the requirements of other licenses or certifications as they relate to this particular license.

The act details the courses of instruction offered by the division, directs that two such courses be offered annually, and that they shall fulfill the training requirements laid out in the act. Other courses may be utilized as necessary training courses, provided those courses have been approved by the division. Upon such approval, the division shall issue a letter attesting to that fact, and such letter shall be valid for three years. It is however, the division's prerogative to determine otherwise in that time, and revoke any letters approving such a course. Requirements for courses seeking to satisfy the training element are laid out in the act as are the requirements for those providing such training.

The division is to approve a standard examination for license qualification, and a fee not to exceed fifty dollars shall accompany the exam. Results from the examination are to be provided within thirty days to the individual, and anyone failing the test can retake it within six months without having to complete an additional course of instruction. If an individual fails the test twice, additional instruction must be taken before the examination can be retaken.

Any person guilty of loading or firing explosives without a valid license to do so shall be guilty of a Class C misdemeanor for the first offense, a Class B misdemeanor for the second offense, or a Class A misdemeanor for the third offense; anyone found convicted of a Class A misdemeanor for this violation shall permanently prohibited from obtaining a blaster's license in this state.

The act lays out those individual's who are exempt from the requirements provided for in the act, some of those include:

- employees of universities when the use of explosives is confined to a course of instruction;
- individuals using explosive materials in the forms prescribed by the official U.S. Pharmacopoeia or the National Formulary and used in medicines or medical agents;
- individuals conducting training or emergency operations;
- individuals who are members of the armed forces;
- individuals using pyrotechnics;
- individuals using small arms ammunition which are subject to the Gun Control Act of 1968;
- individuals using agricultural fertilizers when used for agricultural and horticulture purposes;
- individuals handling explosives while engaged in the process of explosive manufacturing; and
- employees of rural electric cooperatives

The act lays out prescriptive requirements for blasting activity in the state; including details with regard to seismograph recordings.

The act directs each person using explosives in the state to register with the state fire marshal within sixty days of the effective date - August 28, 2005. A registration fee of one hundred dollars shall accompany the registration, and an annual report to the state fire marshal shall be forthcoming stating any change or addition

to the information laid out in the original report. Information required for the report is laid out in the act. A fee per ton shall be submitted annually with the report, the minimum being set at fifty dollars, the maximum being set at two thousand five hundred dollars.

The act creates a state blasting safety board, membership, terms in office, meeting times and responsibilities of the board are all laid out in the act.

Duties for the division of fire safety are laid out in the act with regard to the training, testing, and licensing discussed in the act.

The Missouri explosives safety act administration fund is created in the act. The state fire marshal shall submit a report to the state blasting safety board annually detailing the revenue in the fund generated by fees, and how that revenue was spent.

Notice of violations and how they shall be prescribed are detailed in the act, any person receiving such a notice has the opportunity to request a hearing before the state blasting safety board. Decisions by the board are appealable to the Administrative Hearing Commission.

The act directs any person using explosives to notify, at least twenty-four hours in advance, the responsible municipality whose jurisdiction the blasting is taking place in. The municipality's powers with regard to information are laid out in the act.
MEGAN WORD

02/28/2005 S First Read (S297)
03/02/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S338)
03/16/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/30/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee
04/07/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor (S605)
04/12/2005 Bill Placed on Informal Calendar (S633)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 471 *** 1752S.03I

SENATE SPONSOR: Engler

Requires the state highway to certify heavy tow truck operators

03/15/2005 Hearing Scheduled But Not Heard S Transportation Committee

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*** SB 472 *** 1829S.01I

SENATE SPONSOR: Coleman

Modifies advanced voting and privacty of persons applying to vote by advanced ballot

03/02/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S338)

*** SB 473 *** 1849S.01I

SENATE SPONSOR: Kennedy

Provides an inflation increase in the per-pupil amount of state aid for hold-harmless school districts

03/02/2005 Second Read and Referred S Education Committee (S338)

*** SB 474 *** 1846S.01I

SENATE SPONSOR: Kennedy

Requires state tax commissioners to be state licensed real estate appraisers

03/02/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S338)

*** SB 475 *** 1847S.01I

SENATE SPONSOR: Kennedy

Alters the foundation formula by adding a condition to the hold-harmless calculation

03/02/2005 Second Read and Referred S Education Committee (S338)

*** SB 476 *** 1750S.01P

SENATE SPONSOR: Scott

SB 476 - This act modifies provisions relating to banking.

The act repeals a provision requiring bank examiners to be members of a political party. All employees of the division of finance shall be required to take an oath that, in part, provides they shall not reveal the condition or affairs of any financial institution regulated by the division of finance. The director of the Division of Finance is authorized to compel the attendance of witnesses and production of documents in an examination or investigation. The director may seek judicial enforcement of a subpoena by application to an appropriate court. Current law authorizes the director to seek the removal of a corporate officer subject to the regulation of the division for certain malfeasance. The act extends such authority to officers of financial institutions.

The act removes a requirement that the division must petition the circuit court where a bank is located for an order appointing the FDIC as liquidating agent of a bank. When a bank restates its articles of agreement, the act sets forth a procedure for the bank to amend its articles of incorporation at the same time. Currently, a bank must seek the approval of the division to open a branch office. A drop box for deposit purposes shall not be considered a branch. A branch office can be temporarily closed for any reasonable period of time for repairs or purposes decided by the board of directors, provided notice is posted at the entrance and given to the division of finance. Any loan or extension of credit to an officer or director of a bank must be made in accordance with Federal Reserve Board regulations.

The act repeals sections setting forth requirements for banks maintaining reserves against aggregate deposits. In its place, the act requires banks and trust companies to maintain reserves against aggregate deposits as provided by the Federal Reserve Act. A bank's required surplus fund cannot be created or increased by the net earnings of the bank. A bank must account for every item of income and expense to determine the amount of net income or loss for a dividend period.

The term "foreign corporation" is changed to "out-of-state bank or trust company" and includes a federally regulated thrift institution. Unless such out-of-state bank or trust company verifies to the division it satisfies certain capital requirements and maintains a bond for faithful performance of fiduciary duties, the director may require a bond of at least one million dollars.
JIM ERTLE

02/28/2005 S First Read (S296)
03/02/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S338)
03/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
03/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S440)
03/17/2005 Removed S Consent Calendar (S492)
03/17/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor (S494)
03/31/2005 Bill Placed on Informal Calendar (S543)
04/07/2005 SA 1 S offered & adopted (Scott)--(1750S01.01S) (S601)
04/07/2005 Perfected, as amended (S601)
04/11/2005 Reported Truly Perfected S Rules Committee (S624)
04/13/2005 S Third Read and Passed (S666-667)
04/13/2005 H First Read (H1041)
04/14/2005 H Second Read (H1048)
04/14/2005 Referred H Financial Institutions Committee (H1067)
04/26/2005 Hearing Scheduled But Not Heard H Financial Institutions Committee

EFFECTIVE: August 28, 2005

*** SB 477 *** 1830S.01I

SENATE SPONSOR: Scott

Prevents certain people from receiving a license to conduct gaming activities or operate excursion gambling boats

04/21/2005 Hearing Conducted S Ways & Means Committee

*** SB 478 *** 1822S.01I

SENATE SPONSOR: Scott

Modifies provisions relating to elections

03/07/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S375)

*** SB 479 *** 1839S.01P

SENATE SPONSOR: Scott HOUSE HANDLER: May

SB 479 - This act requires an elected official, or candidate for elective office and certain other officials of a political subdivision with an operating budget of over $2 million to file financial interest statements. Currently, this requirement only applies to political subdivisions with an operating budget of over $1 million.
JIM ERTLE

02/28/2005 S First Read (S298)
03/02/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S338)
03/07/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
03/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S440-441)
03/30/2005 S Third Read and Passed - Consent (S532-533 / H826)
03/31/2005 H First Read (H826)
04/01/2005 H Second Read (S836)
04/05/2005 Referred H Elections Committee (H880)
04/12/2005 Hearing Conducted H Elections Committee
04/12/2005 Voted Do Pass H Elections Committee
04/13/2005 Reported Do Pass H Elections Committee (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/18/2005 Hearing Conducted H Rules Committee
04/18/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/19/2005 Reported Do Pass H Rules Committee (w/no time limit for debate) (H1136)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: August 28, 2005

*** SB 480 *** 1654S.01P

SENATE SPONSOR: Shields HOUSE HANDLER: Kraus

SB 480 - This act requires the State Board of Education to adopt a policy by December 1, 2005, that encourages effective involvement by parents and families in support of the education of their children.

The act delineates elements and goals for the development of the policy adopted by the State Board.

Further, the act requires the Board of Education of each school district to adopt policies no later than March 1, 2006, that encourage effective involvement by parents and families in support of their children and the education of their children.

This act is identical to SB 1208 (2004).
DONALD THALHUBER

02/28/2005 S First Read (S298)

03/02/2005 Second Read and Referred S Education Committee (S338)
03/08/2005 Hearing Conducted S Education Committee
03/14/2005 Voted Do Pass S Education Committee - Consent
03/14/2005 Reported from S Education Committee to Floor - Consent (S440)
03/30/2005 S Third Read and Passed - Consent (S530-531 / H826)
03/31/2005 H First Read (H826)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Elementary and Secondary Education Committee (H880)
04/12/2005 Hearing Conducted H Elementary and Secondary Education Committee
04/12/2005 Voted Do Pass H Elementary and Secondary Education Committee - Consent
04/12/2005 Reported Do Pass H Elementary and Secondary Education Committee - Consent (S993)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (S993)
04/14/2005 Hearing Scheduled H Rules Committee--(9:30 am - HR 1)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1069)
05/03/2005 HPA 1 H offered (Kraus) (H1422)
05/03/2005 Laid over (H1422)
05/09/2005 H Consent Calendar w/HPA 1

EFFECTIVE: August 28, 2005

*** SB 481 *** SCS SB 481 1801S.02P

SENATE SPONSOR: Shields

SCS/SB 481 - Currently, the definition of "severely handicapped children" includes handicapped children under the age of 21 who, because of the extent of the handicapping condition, are unable to benefit from or meaningfully participate in programs in the public schools for handicapped children. This act alters the aforementioned definition by striking the current provisions and instead inserts language so the definition only includes those children who meet the eligibility criteria for severely handicapped children as identified in state regulations that implement the individuals with disabilities education act.

Also, the act requires DESE to reimburse school districts for the educational costs of high-need children with an individualized education program exceeding three times the current expenditure per average daily attendance.

Further, the act deletes two sections of current law that require the State Board of Education to provide special education services for all severely handicapped children residing in school districts if such school districts are unable to provide appropriate programs of special instruction for severely handicapped children.
DONALD THALHUBER

02/28/2005 S First Read (S303)
03/02/2005 Second Read and Referred S Education Committee (S338)
03/08/2005 Hearing Conducted S Education Committee
04/05/2005 SCS Voted Do Pass S Education Committee (1801S.02C)
04/07/2005 Reported from S Education Committee to Floor w/SCS (S606)
04/13/2005 Bill Placed on Informal Calendar (S663)
04/19/2005 SA 1 to SCS S offered & withdrawn (Bray)--(1801S02.01S) (S711-712)
04/19/2005 SCS S adopted (S712)
04/19/2005 Perfected (S712)
04/19/2005 Reported Truly Perfected S Rules Committee (S718)
04/19/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S724)
04/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/21/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/21/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S749)
04/21/2005 S Third Read and Passed (S750-751)
04/21/2005 H First Read (H1200)
04/22/2005 H Second Read (H1207)
04/25/2005 Referred H Elementary and Secondary Education Committee (H1221)
05/04/2005 Hearing Conducted H Elementary and Secondary Education Committee

EFFECTIVE: August 28, 2005

*** SB 482 *** 1828S.01I

SENATE SPONSOR: Cauthorn

Modifies air contaminant source fees

03/02/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S338)

*** SB 483 *** 1873S.01I

SENATE SPONSOR: Cauthorn

Provides a time frame for addressing non-compliance issues with the Department of Natural Resources

03/02/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S338)

*** SB 484 *** 1932S.01I

SENATE SPONSOR: Stouffer

SB 484 - This act allows the board of a fire protection district to create an ordinance, rule, or regulation allowing the district to charge individuals, who reside outside of the district, but who receive services within the boundaries of the district, for the actual and reasonable costs of such services received. The cost shall not exceed $100 for a fire alarm or call or $500 for one hour of service at an emergency or fire.
SUSAN HENDERSON

03/01/2005 S First Read (S309)
03/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S362)
03/10/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/30/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee

EFFECTIVE: August 28, 2005

*** SB 485 *** 1923S.01I

SENATE SPONSOR: Days

Allows senior and disabled persons to defer increases in property tax payments

03/31/2005 Hearing Conducted S Ways & Means Committee

*** SB 486 *** 1815S.01I

SENATE SPONSOR: Engler

Removes the eight-year transfer provision to the judicial retirement system

03/15/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee

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*** SB 487 *** 0544S.01I

SENATE SPONSOR: Engler

Requires littering offenders to perform community service and assesses two points against litterer's license

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S362)

*** SB 488 *** 1916S.01P

SENATE SPONSOR: Engler HOUSE HANDLER: Robinson

SB 488 - This act provides that if an insurance company pays a claim on a salvage vehicle and the insured is retaining ownership of the vehicle, as prior salvage, and the vehicle has sustained only cosmetic damage, and reconstruction or rebuilding is not being made, the vehicle will not be subject to the examination conducted by the Highway Patrol in order for a title to be obtained.
STEPHEN WITTE

HCA 1 - REMOVES THE REQUIREMENT THAT THE VEHICLE SUSTAIN ONLY COSMETIC DAMAGE,

RECONSTRUCTION OR REBUILDING TO MEET EXAMINATION REQUIREMENTS

03/01/2005 S First Read (S309)
03/03/2005 Second Read and Referred S Transportation Committee (S362)
03/15/2005 Hearing Conducted S Transportation Committee
03/15/2005 Voted Do Pass S Transportation Committee-Consent
03/15/2005 Reported from S Transportation Committee to Floor - Consent (S458)
03/31/2005 S Third Read and Passed - Consent (S555-556)
04/01/2005 H First Read (H843)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Transportation Committee (H880)
04/13/2005 Hearing Conducted H Transportation Committee
04/13/2005 Voted Do Pass w/HCA 1 H Transportation Committee - Consent
04/13/2005 Reported Do Pass w/HCA 1 H Transportation Committee - Consent (H1036)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1036)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass w/HCA 1 BUT NOT CONSENT H Rules Committee (w/no time limit for debate)
04/15/2005 Reported Do Pass w/HCA 1 BUT NOT CONSENT H Rules Committee (w/no time limit for debate) (H1079)
05/09/2005 H Calendar S Bills for Third Reading w/HCA 1

EFFECTIVE: August 28, 2005

*** SB 489 *** 1939S.01I

SENATE SPONSOR: Loudon

Creates requirements for those who sell animals for research purposes only

04/20/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee

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*** SB 490 *** HCS SB 490 1909L.03T

SENATE SPONSOR: Koster HOUSE HANDLER: Pearce

HCS/SB 490 -This act allows the City of Warrensburg to annex areas along the road or highway up to 2.5 miles from the existing city boundary.

This act is similar to SB 215 (2005).
SUSAN HENDERSON

03/01/2005 S First Read (S310)
03/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S362)
03/10/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S442)
03/30/2005 S Third Read and Passed - Consent (S535-536 / H827)
03/31/2005 H First Read (H827)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Local Government Committee (H880)
04/11/2005 Hearing Conducted H Local Government Committee
04/11/2005 HCS Voted Do Pass H Local Government Committee - Consent
04/12/2005 HCS Reported Do Pass H Local Government Committee - Consent (H995)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H995)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/14/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1069)
05/03/2005 HCS H adopted (H1422-1423)
05/03/2005 H Third Read and Passed - Consent (S975)
05/04/2005 S concurs in HCS (S1000)
05/04/2005 S Third Read and Passed (S1000)
05/04/2005 Truly Agreed To and Finally Passed (S1000 / H1494)

EFFECTIVE: August 28, 2005

*** SB 491 *** 1875S.01I

SENATE SPONSOR: Klindt

Modifies fee for statewide court automation fund and sets expiration dates for other funds

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S362)

*** SB 492 *** 1920S.01I

SENATE SPONSOR: Kennedy

Requires drug testing for contractors and employees working at or near a school

03/03/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S362)

*** SB 493 *** 1876S.01I

SENATE SPONSOR: Kennedy

Creates licensure requirements for private investigators

04/04/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

*** SB 494 *** 1692S.01I

SENATE SPONSOR: Bray

Modifies provisions concerning exoneration through the use of DNA testing

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S362)

*** SB 495 *** 1633S.01I

SENATE SPONSOR: Mayer

Notification given to a crime victim must utilize the statewide automated crime victim notification system

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SB 496 *** SCS SB 496 1865S.02P

SENATE SPONSOR: Mayer HOUSE HANDLER: Kelly

SCS/SB 496 - This act removes the Corrections Officer Certification Commission's ability to:

- Cause a job task analysis to be made of jobs of jailers and private jail custody staff;

- Make recommendations to the Department of Corrections, the legislature, or the Governor concerning the qualifications, training, testing, and certification of such individuals; or

- Recommend qualifications and training standards for such individuals.

SUSAN HENDERSON

03/01/2005 S First Read (S310)
03/03/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S362)
03/14/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
03/14/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent (1865S.02C)
03/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S440)
03/30/2005 SCS S adopted (S531)
03/30/2005 S Third Read and Passed - Consent (S531 / H827)
03/31/2005 H First Read (H827)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Corrections & Public Institutions Committee (H880)

04/13/2005 Hearing Conducted H Corrections & Public Institutions Committee
04/13/2005 Voted Do Pass H Corrections & Public Institutions Committee - Consent
04/13/2005 Reported Do Pass H Corrections & Public Institutions Committee - Consent (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1079)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 497 *** 1897S.01I

SENATE SPONSOR: Mayer

Transfers Commercial Vehicle Enforcement Division of the State Highway Patrol to the Department of Public Safety

03/03/2005 Second Read and Referred S Transportation Committee (S362)

*** SB 498 *** 1903S.01I

SENATE SPONSOR: Mayer

Amends sales and use tax exemption for aircraft sales to not-for-profit organizations

03/10/2005 Hearing Conducted S Ways & Means Committee

*** SB 499 *** 1925S.01I

SENATE SPONSOR: Mayer

Provides that judgments entered by an associate circuit court which shall constitute a lien

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S362)

*** SB 500 *** HCS SCS SB 500 1821L.09C

SENATE SPONSOR: Gibbons

HCS/SCS/SB 500 - Under this act, a lead state agency designated by the governor will maintain a statewide birth to age three system of early intervention services through the first steps program. The statewide system shall include a comprehensive public awareness program to ensure eligible children are identified and evaluated for eligibility (Section 160.900). A State Interagency Coordinating Council will be established to assist the lead agency in implementing the program (Section 160.905).

The structure for the delivery of the Part C early intervention system services will be on a regional basis, with the regions to be determined by the lead agency through a bidding process. The bidding process must establish criteria for allowing regions to implement models that will serve the unique needs of their community. The process shall also encourage agreements between bidding organizations and other state and local governmental entities providing similar services to infants and toddlers, including the department of mental health's division of mental retardation and developmental disability centers and with established quality early intervention providers in the region (Section 160.910).

Each agency shall include in their proposal assurances and documentation of their plan to provide for those functions specifically identified under state and federal regulations, ensure provider oversight, include family oriented, transdisciplinary and coaching approaches as necessary, utilize multiple funding sources, and implement a system to re-utilize and oversee assistive technology services (Section 160.915).

The lead agency shall not use funds appropriated for the implementation and administration of the Part C early intervention system to satisfy a financial commitment for services that should have been paid from another public or private source (Section 160.920.1). Federal funds available under the federal program shall be used whenever necessary to prevent the delay of early intervention services to the eligible child or family. When funds are used to reimburse the service provider to prevent a delay of services, the funds shall be recovered from the public or private service that has ultimate responsibility for payment (Section 160.920.1).

The lead agency in the first instance and where applicable, will seek payment from all third party payers prior to claiming payment from the state program (Section 160.920.5).

The lead agency shall also pay required deductibles, copayments, or other out-of-pocket expenses for an eligible child directly to the provider. (Section 160.920.6).

A schedule of monthly cost participation fees for services per qualifying family will be established by the lead agency for services per family regardless of the number of children participating or the amount of services provided. These fees shall not include services to be provided to the family at no cost as established by the IDEA (Section 160.920.7).

Fees shall be based on a sliding scale to become effective October 1, 2005, and will take into account the following elements:

- adjusted gross income, family size, financial hardship, and Medicaid eligibility with the fee implementation beginning at two hundred percent of the federal poverty guidelines;
- a minimum monthly fee amount of five dollars to the maximum of one hundred dollars;
- an increased fee schedule for parents who have insurance and elect not to use the insurance,
- the effect of procedures for notifying regional offices if a family is not paying the cost participation and suspension of services, and
- the effect of procedures for determining waivers for the cost participation based on significant financial hardship or medicaid eligibility (Section 160.920.7).

The lead agency shall provide regional offices with the necessary financial data to assist regional offices in monitoring their expenditures and the cost of direct services (Section 160.910).

Nothing in this act will permit any other state agency that provides medically related services to reduce medical assistance to eligible children (Section 160.920).

All amounts generated by family cost participation, including insurance and Medicaid reimbursements, will be deposited to the Part C early intervention system fund created in Section 160.925 (Section 160.920).

In addition, 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 (Section 162.700). 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 federal 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 (Section 162.700).
ADRIANE CROUSE

03/01/2005 S First Read (S310)
03/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S362)
03/08/2005 Hearing Cancelled S Pensions, Veterans' Affairs and General Laws Committee
03/15/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/05/2005 SCS Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee (1821S.07C)
04/07/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor w/SCS (S606)
04/13/2005 Bill Placed on Informal Calendar (S663)
04/13/2005 SA 1 to SCS S offered & defeated (Loudon)--(1821S07.01F) (S670)
04/13/2005 SA 2 to SCS S offered & adopted (Ridgeway)--(1821S07.02S) (S670)
04/13/2005 SA 3 to SCS S offered & adopted (Callahan)--(1821S07.02F) (S670-671)
04/13/2005 SA 4 to SS for SCS S offered & adopted (Koster)--(1821S07.03S) (S671)
04/13/2005 SCS, as amended, S adopted (S671)
04/13/2005 Perfected (S671)
04/14/2005 Reported Truly Perfected S Rules Committee (S681)
04/14/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S687)
04/20/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/20/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
04/20/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S731)

04/20/2005 S Third Read and Passed - EC adopted (S731-732)
04/20/2005 H First Read (w/EC) (H1173)
04/21/2005 H Second Read (H1182)
04/21/2005 Referred H Special Committee on General Laws Committee (H1194)
04/27/2005 Hearing Conducted H Special Committee on General Laws Committee
04/27/2005 HCS Voted Do Pass H Special Committee on General Laws Committee
04/27/2005 HCS Reported Do Pass H Special Committee on General Laws Committee (H1307)
04/27/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1307)
05/03/2005 Hearing Conducted H Rules Committee
05/03/2005 HCS Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
05/03/2005 HCS Reported Do Pass H Rules Committee (w/no time limit for debate on Third Reading) (H1442)
05/03/2005 Referred H Fiscal Review Committee (H1441)
05/04/2005 Hearing Conducted H Fiscal Review Committee
05/04/2005 HCS Voted Do Pass H Fiscal Review Committee
05/04/2005 HCS Reported Do Pass H Fiscal Review Committee (H1463)
05/09/2005 H Calendar S Bills for Third Reading

EFFECTIVE: Emergency clause

*** SB 501 *** SCS SB 501 1915S.03T

SENATE SPONSOR: Gibbons HOUSE HANDLER: Stefanick

SCS/SB 501 - This act establishes in the Department of Mental Health, an "Office of Comprehensive Child Mental Health" to implement a comprehensive child mental health service system plan. The office shall provide oversight, support, training, and coordination with other teams in the implementation of the service system plan.

This act also creates the Comprehensive Child Mental Health Clinical Advisory Council, which shall include, but not be limited to, ten members from the following disciplines: pediatric medicine, child psychiatry, child psychology, social work, clinical counseling, school psychologist, research, financing, and evaluation. Members of the council shall share information, identify funding and research opportunities, and advise the department on how to provide a comprehensive child mental health system.
ADRIANE CROUSE

03/01/2005 S First Read (S310)
03/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S362)
03/08/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/08/2005 SCS Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent (1915S.03C)
03/08/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor w/SCS - Consent (S396)
03/16/2005 SCS S adopted (S484)
03/16/2005 S Third Read and Passed - Consent (S484)
03/17/2005 H First Read (H703)
03/22/2005 H Second Read (H712)
03/31/2005 Referred H Children and Families Committee (H819)
04/06/2005 Hearing Conducted H Children and Families Committee
04/06/2005 Voted Do Pass H Children and Families Committee - Consent
04/06/2005 Reported Do Pass H Children and Families Committee - Consent (H912)
04/06/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H912)
04/11/2005 Hearing Conducted H Rules Committee
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H999)
05/03/2005 H Third Read and Passed - Consent (H1423-1424 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1423-1424 / S975)

EFFECTIVE: August 28, 2005

*** SB 502 *** SCS SB 502 1717S.06P

SENATE SPONSOR: Gibbons HOUSE HANDLER: Portwood

SCS/SB 502 - This act authorizes the Governor to convey land in St. Louis County to Manchester United

Methodist Church in exchange for receiving another parcel of land from the church.

The act allows the state to convey a piece of land in exchange for another similar piece or for a sale price to be determined by the Commission of Administration. If the state conveys the piece of land, the Manchester United Methodist Church shall build a new group home on another piece of land in accordance with specifications approved by the Commissioner of Administration and convey the home and property to the state in exchange. The church shall have the right of first refusal to purchase the land conveyed to the state if the General Assembly authorizes the right to sell it in the future. As alternative consideration, the church may build a new group home on the property owned by the church and lease the property to the state for $1 per year for a minimum of 20 years or until the state stops using the property for a group home.

This act has an emergency clause.

SUSAN HENDERSON

03/01/2005 S First Read (S310)
03/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S362)
03/10/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1717S.06C)
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S442)
03/30/2005 SCS S adopted (S535)
03/30/2005 S Third Read and Passed (EC adopted) - Consent (S535 / H827)
03/31/2005 H First Read (w/EC) (H827)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Corrections & Public Institutions Committee (H880)
04/13/2005 Hearing Conducted H Corrections & Public Institutions Committee
04/13/2005 Voted Do Pass H Corrections & Public Institutions Committee - Consent
04/13/2005 Reported Do Pass H Corrections & Public Institutions Committee - Consent (H1032)
04/13/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1032)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass H Rules Committee - Consent (w/no timit limit for debate) (H1079)
05/09/2005 H Consent Calendar

EFFECTIVE: Emergency Clause

*** SB 503 *** 1840S.01I

SENATE SPONSOR: Cauthorn

Provides the opportunity for environmental audits

03/03/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S362)

*** SB 504 *** 1878S.02I

SENATE SPONSOR: Dougherty

Creates the office of Inspector General within the Office of Administration

03/03/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S362)

*** SB 505 *** 1882S.01I

SENATE SPONSOR: Dougherty

Creates penalties for imposing certain fees by a credit card issuer

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S362)

*** SB 506 *** 1887S.02I

SENATE SPONSOR: Dougherty

Providees consumer protection for computerized personal information

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S362-363)

*** SB 507 *** 1912L.01T

SENATE SPONSOR: Graham HOUSE HANDLER: Baker

SB 507 - This act raises from $250 to $1,000 the value of property for which the county auditor in counties of the first and second classification is required to inventory.
SUSAN HENDERSON

03/01/2005 S First Read (S311)
03/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S363)
03/10/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent
03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S442)
03/30/2005 S Third Read and Passed - Consent (S534 / H827)
03/31/2005 H First Read (H827)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Local Government Committee (H881)
04/11/2005 Hearing Conducted H Local Government Committee
04/11/2005 Voted Do Pass H Local Government Committee - Consent
04/12/2005 Reported Do Pass H Local Government Committee - Consent (H995)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H995)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1040)
05/03/2005 H Third Read and Passed - Consent (H1424-1425 / S975)
05/03/2005 Truly Agreed To and Finally Passed (H1424-1425 / S975)

EFFECTIVE: August 28, 2005

*** SB 508 *** SCS SB 508 1924S.04C

SENATE SPONSOR: Wheeler

SB 508 - This act pertains to the detachment of territory for water supply districts.

The act modifies the circumstances where territory located in a district can detach; with this act, such a detachment can occur for territory that the district has not made service available. The act changes the financial language to make it consistent with the federal statute. New language has been added to require any political subdivision or private entity to first petition the court for the territory in question to be detached before any infrastructure may be built.
MEGAN WORD

03/01/2005 S First Read (S311)
03/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S363)
03/07/2005 Re-referred S Agriculture, Conservation, Parks & Natural Resources Committee (S375)
04/20/2005 Hearing Cancelled S Agriculture, Conservation, Parks & Natural Resources Committee
04/27/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
05/04/2005 SCS Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee ((1924S.04C)
05/04/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS (S1005)
05/09/2005 S Formal Calendar S Bills for Perfection w/SCS

EFFECTIVE: August 28, 2005

*** SB 509 *** 1902S.01I

SENATE SPONSOR: Dolan

Creates tax credit for a percentage of the adjusted purchase price paid for a qualified equity investment

04/07/2005 Hearing Conducted S Ways & Means Committee

*** SB 510 *** 1933S.01I

SENATE SPONSOR: Koster

Modifies some indebtedness programs for employers

03/16/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee

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*** SB 511 *** 1741S.01I

SENATE SPONSOR: Callahan

Provides when a prosecution for a misdemeanor, infraction, or felony is commenced

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 512 *** 1746S.01I

SENATE SPONSOR: Callahan

Removes language stating that a person commits the crime of tampering with a witness "in an official proceeding"

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 513 *** 1749S.01I

SENATE SPONSOR: Callahan

Repeals provisions requiring prosecutors to pay certain court costs

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

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*** SB 514 *** 1922S.01I

SENATE SPONSOR: Ridgeway

Prohibits any action against a state or local public employee for acknowledging God

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S363)

*** SB 515 *** 0550L.01I

SENATE SPONSOR: Taylor

Requires summer school programs be run by the school district in order for the district to double count its summer school attendance

04/12/2005 Hearing Conducted S Education Committee

*** SB 516 *** 1913S.01T

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Richard

SB 516 - This act eliminates the provision in Section 99.847, RSMo, which states that any district providing emergency services shall be entitled to reimbursement from the special allocation fund in the amount of at least 50% but not more than 100% of the district?s tax increment.
SUSAN HENDERSON

03/01/2005 S First Read (S311)
03/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S363)
03/14/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/14/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent

03/14/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S442)
03/30/2005 S Third Read and Passed - Consent (S534 / H827)
03/31/2005 H First Read (H827)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Job Creation & Economic Development Committee (H881)
04/07/2005 Hearing Conducted H Job Creation & Economic Development Committee
04/07/2005 Voted Do Pass H Job Creation & Economic Development Committee - Consent
04/07/2005 Reported Do Pass H Job Creation & Economic Development Committee - Consent (H937)
04/07/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H937)
04/11/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/12/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H999)
05/03/2005 H Third Read and Passed - Consent (H1425-1426 / S976)
05/03/2005 Truly Agreed To and Finally Passed (H1425-1426 / S976)

EFFECTIVE: August 28, 2005

*** SB 517 *** 1786S.02I

SENATE SPONSOR: Shields

SCS/SB 517 - This act provides that no health care provider or hospital or facility shall be required to honor a health care decision made by an attorney in fact or surrogate if that decision is contrary to the provider's religious beliefs or the hospital's or facility's institutional religious-based policy. The provider or hospital or facility shall not impede the transfer of the patient to another provider or facility.
ADRIANE CROUSE

03/01/2005 S First Read (S311)
03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S363)
04/04/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee - 1786S.07C

EFFECTIVE: August 28, 2005

*** SB 518 *** 1950S.01P

SENATE SPONSOR: Kennedy HOUSE HANDLER: Cooper

SB 518 - This act creates the Assistive Technology Trust Fund, which will consist of gifts, donations, grants, and bequests from individuals or groups given for the purpose of assistive technology. The moneys in the fund are to be used to establish and maintain assistive technology programs and services provided by the Advisory Assistive Technology Council. The council is required to employ staff as necessary, enter into grants and contracts with public and private entities, and administer the fund.
ANDY LYSKOWSKI

03/01/2005 S First Read (S313)
03/03/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S363)
03/09/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
03/09/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent
03/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor - Consent (S440)
03/30/2005 Taken up for Third Reading (S527)
03/30/2005 Motion to Third Read Bill withdrawn (S527)
03/30/2005 S Third Read and Passed - Consent (S527-528 / H828)
03/31/2005 H First Read (H828)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Health Care Policy Committee (H881)
04/07/2005 Hearing Conducted H Health Care Policy Committee
04/12/2005 Voted Do Pass H Health Care Policy H Committee - Consent
04/12/2005 Reported Do Pass H Health Care Policy Committee - Consent (H994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H994)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee - Consent (w/no time limit for debate) (H1040)
05/09/2005 H Consent Calendar

EFFECTIVE: August 28, 2005

*** SB 519 *** 1914S.01I

SENATE SPONSOR: Callahan

SB 519 - This act requires that any expenditure made by the Jackson County Sports Authority that is over $5,000, including professional service contracts, must be competitively bid.
SUSAN HENDERSON

03/01/2005 S First Read (S313)
03/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S363)
03/10/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/30/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee

EFFECTIVE: August 28, 2005

*** SB 520 *** 1751S.01I

SENATE SPONSOR: Callahan

Requires a person arrested and confined without a warrant be discharged from custody within 48 hours unless charged

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S363)

*** SB 521 *** 1212S.03P

SENATE SPONSOR: Crowell HOUSE HANDLER: Cooper

SB 521 - This act expands the membership of the Community Service Commission to include the Lieutenant Governor.
STEPHEN WITTE

HCA 1 - CLARIFIES THAT THE LIEUTENANT GOVERNOR MAY DESIGNATE SOMEONE TO TAKE HIS PLACE ON THE COMMISSION

03/01/2005 S First Read (S313)
03/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S363)
03/15/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/15/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
03/15/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S458)
03/31/2005 S Third Read and Passed - Consent (S554)
04/01/2005 H First Read (H844)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Special Committee on General Laws Committee (H881)
04/12/2005 Hearing Conducted H Special Committee on General Laws Committee
04/12/2005 Voted Do Pass H Special Committee on General Laws Committee - Consent
04/13/2005 Motion to reconsider Committee vote - adopted
04/13/2005 Motion to reconsider Consent vote - adopted
04/13/2005 Voted Do Pass H Special Committee on General Laws Committee w/HCA 1 - Consent
04/13/2005 Reported Do Pass H Special Committee on General Laws Committee w/HCA 1 - Consent (H1035)
04/14/2005 Hearing Conducted H Rules Committee
04/14/2005 Voted Do Pass w/HCA 1 H Rules Committee - Consent (w/no time limit for debate)
04/15/2005 Reported Do Pass w/HCA 1 H Rules Committee - Consent (w/no time limit for debate) (H1079)
05/09/2005 H Consent Calendar w/HCA 1

EFFECTIVE: August 28, 2005

*** SB 522 *** 1930S.02I

SENATE SPONSOR: Ridgeway

Provides for an informal dispute resolution for long-term care facilities to contest inspections or complaint investigations

03/03/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S363)

*** SB 523 *** 1949S.01I

SENATE SPONSOR: Cauthorn

SCS/SB 523 - This act requires the Department of Economic Development to contract with a higher education institution to establish a distant dental hygienist learning program. Such program must meet standards established by the Commission on Dental Accreditation of the American Dental Association.
ADRIANE CROUSE

03/01/2005 S First Read (S313)
03/03/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S363)
03/30/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/06/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee (1949S.02C)

EFFECTIVE: August 28, 2005

*** SB 524 *** 1917S.01I

SENATE SPONSOR: Coleman

Regulates the licensing of naturopathic physicians

04/18/2005 Hearing Cancelled S Financial & Governmental Organizations and Elections Committee

*** SB 525 *** 1931S.01I

SENATE SPONSOR: Coleman

Requires health benefit plans to provide coverage for diagnostic testing services for chronic kidney disease patients

03/03/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S363)

*** SB 526 *** 1948S.01P

SENATE SPONSOR: Scott HOUSE HANDLER: Cunningham

SB 526 - This act requires that any contribution to the Missouri Higher Education Savings Program must be held in the program for at least twelve months in order to avoid penalties provided in current law.
JIM ERTLE

03/01/2005 S First Read (S313)
03/03/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S363)
03/14/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee-Consent
03/14/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee-Consent
03/14/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S441)
03/30/2005 S Third Read and Passed - Consent (S533-534 / H828)
03/31/2005 H First Read (H828)
04/01/2005 H Second Read (H836)
04/05/2005 Referred H Higher Education Committee (H881)
04/12/2005 Hearing Conducted H Higher Education Committee
04/12/2005 Voted Do Pass H Higher Education Committee
04/12/2005 Reported Do Pass H Higher Education Committee (H994)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H994)
04/18/2005 Hearing Conducted H Rules Committee
04/18/2005 Voted Do Pass H Rules Committee (w/no time limit for debate on Third Reading)
04/19/2005 Reported Do Pass H Rules Committee (w/no time limit for debate) (H1136)
05/09/2005 H Calendar S Bills for Third Reading

*** SB 527 *** 1804S.01I

SENATE SPONSOR: Wilson

Requires hospitals to implement a nurse-to-patient ration system

03/03/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S363)

*** SB 528 *** 1956S.01I

SENATE SPONSOR: Bray

Establishes the Missouri Universal Health Assurance Program

03/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S363)

*** SB 529 *** 1941S.01I

SENATE SPONSOR: Vogel

Amends provisions relating to the assessment and collection of various taxes for telecommunications companies

03/03/2005 Second Read and Referred S Ways & Means Committee (S363)

*** SB 530 *** 0256S.01I

SENATE SPONSOR: Vogel

Waives the additional fee for military specialized license plates

03/03/2005 Second Read and Referred S Transportation Committee (S363)

*** SB 531 *** 1900S.02I

SENATE SPONSOR: Klindt

Authorizes certain non-ABA approved law school graduates and members of the General Assembly to sit for the bar exam

03/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S363)

*** SB 532 *** 1921S.01I

SENATE SPONSOR: Ridgeway

Creates the Medical Ownership Program, a medicaid coverage program dealing with managed health savings accounts

03/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S532)

*** SB 533 *** 1590S.02I

SENATE SPONSOR: Shields

SB 533 - This act provides a penalty for persons placed on the employee disqualification list who continue to work in the health care industry while on the list by extending the person's placement on the list for one additional year. This extension is not subject to appeal. Also, such person who continues to work in a position for which he or she is prohibited by such placement on the list is guilty of a Class A misdemeanor. This act also modifies the required notice to be provided to the employee by the Department of Social Services after an investigation and a determination has been made to place an employee's name on the list. ADRIANE CROUSE

03/01/2005 S First Read (S313-314)
03/03/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S363)
03/16/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/06/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee

EFFECTIVE: August 28, 2005

*** SB 534 *** 0809S.01P

SENATE SPONSOR: Bartle HOUSE HANDLER: Pratt

SB 534 - This act modifies procedures when a municipal judge becomes absent, sick or disqualified. For municipal courts with more than one judge, the presiding judge of the municipal court may request the presiding judge of the circuit court to designate a special municipal judge until the absence ceases. Alternatively, the presiding judge of the municipal court may issue designate a procedure where the municipal court administrator or court clerk may request the presiding judge of the circuit court to designate a special municipal judge.

In the absence of multiple judges or a written procedure, the mayor or chairman of the board of trustees may make such request of the presiding judge of the circuit court. If it is impossible for the mayor or chairman to reach the presiding judge of the circuit court, the mayor or the chairman may designate a special municipal judge until the presiding judge of the circuit court can designate a special municipal judge.
JIM ERTLE

03/01/2005 S First Read (S314)
03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S363)
03/14/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/14/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
03/15/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S451)
03/31/2005 S Third Read and Passed - Consent (S557-558)
04/01/2005 H First Read (H844)
04/04/2005 H Second Read (H851)
04/05/2005 Referred H Judiciary Committee (H881)
04/12/2005 Hearing Conducted H Judiciary Committee
04/28/2005 Voted Do Pass H Judiciary Committee
05/04/2005 Reported Do Pass H Judiciary Committee (H1490)
05/04/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1490)

EFFECTIVE: August 28, 2005

*** SB 535 *** 1958S.01I

SENATE SPONSOR: Vogel

Creates a sales and use tax exemption for certain items used to fulfill obligations with the federal government

03/03/2005 Second Read and Referred S Ways & Means Committee (S363)

*** SB 536 *** 1539S.01I

SENATE SPONSOR: Bartle

Modifies law regarding landlord disposition of tenant property

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S363)

*** SB 537 *** 1528S.01I

SENATE SPONSOR: Bartle

Requires cash bond to be posted in certain landlord and tenant actions

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S363)

*** SB 538 *** 1526S.01I

SENATE SPONSOR: Bartle

Modifies civil procedure requirements for various landlord/tenant actions

03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S363)

*** SB 539 *** SS SB 539 1714S.07P

SENATE SPONSOR: Purgason HOUSE HANDLER: Stefanick

SS/SB 539 - This act modifies certain provisions dealing with various health care and social services programs, including Medicaid, the Missouri Senior RX, and personal care assistance programs.

MEDICAID - This act requires an institutionalized spouse applying for Medicaid and who has a spouse living in the community to divert income to the community spouse to raise the community spouse's income to the level of the minimum monthly needs allowance. This diversion of income shall occur before the community spouse is allowed to retain assets (Section 208.010).

This act also provides that annual income eligibility and verification reviews are to be conducted for medicaid recipients (Section 208.147). The Family Support Division shall annually send a re-verification form letter to the recipient requiring the recipient to respond within ten days and to provide income verification documents.

This act reduces income levels for eligibility and eliminates some optional services, including the medical assistance for the working disabled (MAWD) and general relief medical assistance programs.

Further, this act provides the Department of Social Services may apply for federal medicaid waivers as necessary, provided that such costs to the state will not exceed one million additional dollars (Section 208.151). Such a request for a waiver will not become effective except by executive order.

Subject to federal law, the department must promulgate rules that require recipients of medical assistance to participate in cost-sharing activities for all covered services, except for those services covered by personal care, mental health, and health care for uninsured children programs. The cost-sharing provision will also not apply to other qualified children, pregnant women, or blind persons (Section 208.152). In addition, the act provides that a health care provider may not refuse to provide a service if a recipient is unable to pay a required fee. However, upon approval from the department, a provider may terminate future services to an individual with an unclaimed debt, so long as it is the provider's routine business practice to do so and the provider gives advance notice to the individual and reasonable opportunity for payment (Section 208.152).

This act also provides that for purposes of medicaid eligibility, investment in annuities shall be limited only to those annuities that are actuarially sound (Section 208.212). The department shall establish a sixty month look-back period to review any investment in an annuity by an applicant for Medicaid benefits.

This act also provides that the department shall have the right to enforce federal TEFRA liens on the property of permanently institutionalized individuals, which include those people who the department determines cannot reasonably be expected to be discharged and return home (Section 208.215).

This act lowers the income level for parents of uninsured children in the CHIPS program that are required to pay a premium from two hundred and twenty-six percent of the federal poverty level to one hundred and fifty-one percent of the federal poverty level (Section 208.640).

NURSING HOME FACILITIES - This act removes language specifying certain cost reports for future rebasing that were to be effective starting July 1 , 2005, and then successively on July 1, 2006, and July 1, 2007.

THE MISSOURI RX PLAN - The Missouri RX plan may select one or more prescription drug plans as the preferred plan for purposes of the coordination of benefits between the program and the Medicare Part D drug benefit (Section 208.782). The department shall give initial enrollment priority to the Medicaid dual eligible population, which are those individuals who are eligible for Medicare and Medicaid. The successive enrollment priority shall be medicare eligible participants with an annual household income at or below one hundred and fifty percent of the federal poverty guidelines (Section 208.784).

The program is a payor of last resort, and is meant to cover costs for participants who are not covered by the medicare part D program. Ineligible persons include those who are qualified for coverage of payments for prescriptions drugs under a public assistance program, other than from the Medicare Modernization Act benefits, and if the persons are not considered dual eligible. Also, persons who are qualified for full coverage under another plan of assistance or insurance are ineligible (Section 208.788).

This act also creates the Missouri RX Plan Advisory Commission, which shall be charged with advising the benefit design and operational policy of the program (Section 208.792).

Persons eligible for services under the current Missouri Senior RX program on December 13, 2005 shall be eligible for those services until January 1, 2006 (Section 208.786)

The provisions of the current Missouri Senior Rx plan will expire following notice to the revisor of statutes by the Missouri Senior RX program advisory commission that the Medicare Modernization Act of 2003 has been fully implemented (Section 208.798).

MEDICAID REFORM COMMISSION - This act establishes the "Medicaid Reform Commission" to study and review the current Medicaid program and make recommendations for reforms (Section 208.014).

The commission will consist of ten members, five from the House and five from the Senate. Additionally, the directors of the Departments of Social Services, Health and Senior Services, and Mental Health shall serve as ex-officio members of the commission.

The commission shall make recommendations to the General Assembly by January 1, 2006 on reforming, redesigning and restructuring a new innovative healthcare delivery state Medicaid system to replace the current state Medicaid system, which will sunset on June 30, 2008.

ADOPTION SUBSIDY - The sections dealing with adoption subsidy rates now provide that the subsidy shall only be granted to children who reside in a household with an income that does not exceed two hundred percent of the federal poverty level or are eligible for Title IV-E adoption assistance (Section 453.073).

PERSONAL CARE ASSISTANCE PROGRAM - This act moves the personal care assistance program for disabled persons from the Department of Elementary and Secondary Education to the Department of Health and Senior Services. (Section 660.661).

The department shall provide financial assistance to physically disabled persons for personal care assistance services through eligible vendors. The act prescribes requirements for eligibility and annual eligibility review (Sections 660.664 and 660.667). Upon determination of eligibility, the department shall develop a personal care assistance services plan (Section 660.667).

Consumers receiving personal care assistance shall be responsible for the supervision of the attendant while the vendor shall be responsible for the medicaid reimbursement process, including filing claims and mailing individual payment directly to the assistant (Section 660.670).

The services are not authorized if the primary benefit of the services is to the household unit and such household may reasonably be expected to share or do for one another when they live in the same household. Neither shall the services be used to employ a personal care assistant who is listed on any of the background check lists, unless a good cause waiver is first obtained from the department (Section 660.670).

The department of social services shall conduct hearings for the personal care assistance program (Section 660.681).

In addition, this act delineates the duties of certain persons to report instances where such person reasonably believes a consumer has been neglected, abused, or where the consumer's property of funds have been misappropriated (Section 660.673 and 660.676). It also details the duties of the department's case manager to investigate instances of abuse. It shall be a Class A misdemeanor if a person who is required to report abuse fails to do so. This act also provides for an employee disqualification list to be maintained by the department for attendants who commit fraudulent acts (Section 660.676).
ADRIANE CROUSE

03/01/2005 S First Read (S328)
03/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S363)
03/07/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/10/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee
03/10/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor (S433)
03/14/2005 SS S offered (Purgason) (1714S.07F) (S441)
03/14/2005 Bill Placed on Informal Calendar (S441)
03/14/2005 SA 1 to SS S offered & adopted (Purgason)--(1714S07.24S) (S443)
03/14/2005 SA 2 to SS S offered & defeated (Kennedy)--(1714S07.12S) (S443-444)
03/14/2005 SA 3 to SS S offered & adopted (Ridgeway)--(1714S07.01F) (S444)
03/14/2005 SA 4 to SS S offered & defeated (Coleman)--(1714S07.28S) (S444)
03/14/2005 SA 5 to SS S offered & defeated (Wheeler)--(1714S07.09S) (S444-445)

03/14/2005 SA 6 to SS S offered & adopted (Purgason)--(1714S07.35S) (S445-446)
03/14/2005 SA 7 to SS S offered (Purgason)--(1714S07.33S) (S446)
03/14/2005 Bill Placed on Informal Calendar (S446)
03/15/2005 SA 7 to SS S adopted (S452-453)
03/15/2005 Bill Placed on Informal Calendar (S453)
03/15/2005 SA 8 to SS S offered & defeated (Green)--(1714S07.30S) (S453-455)
03/15/2005 SA 9 to SS S offered & defeated (Green)--(1714S07.01S) (S455-456)
03/15/2005 SA 10 to SS S offered & defeated (Wilson)--(1714S07.07S) (S456)
03/15/2005 SA 11 to SS S offered & defeated (Dougherty)--(1714S07.18S) (S456)
03/15/2005 SA 12 to SS S offered & defeated (Days)--(1714S07.16S) (S457)
03/15/2005 SA 13 to SS S offered & adopted (Gibbons)--(1714S07.23S) (S457)
03/15/2005 SA 14 to SS S offered (Bray)--(1714S07.14S) (S457)
03/15/2005 Bill Placed on Informal Calendar (S457)
03/15/2005 SA 14 to SS S defeated (S460)
03/15/2005 SA 15 to SS S offered & adopted (Callahan)--(1714S07.04S) (S460)
03/15/2005 SA 16 to SS S offered & defeated (Callahan)--(171407S.25S) (S460-461)
03/15/2005 SA 17 to SS S offered & defeated (Graham)--(1714S07.34S) (S461-462)
03/15/2005 SA 18 to SS S offered & defeated (Wilson)--(1714S07.21S) (S462)
03/15/2005 SA 19 to SS S offered & defeated (Bray)--(1714S07.03S) (S462)
03/15/2005 SA 20 to SS S offered & defeated (Days)--(1714S07.10S) (S462-463)
03/15/2005 SS, as amended, S adopted (S463)
03/15/2005 Perfected (S463)
03/16/2005 Reported Truly Perfected S Rules Committee (S479)
03/16/2005 Referred S Governmental Accountability and Fiscal Oversight Committee (S479)
03/17/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
03/17/2005 Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee
03/17/2005 Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor (S492)
03/17/2005 S Third Read and Passed (EC defeated) (S493)
03/22/2005 H First Read (H712)
03/29/2005 H Second Read (H721)
03/29/2005 Referred H Special Committee on General Laws (H735)
03/30/2005 Hearing Conducted H Special Committee on General Laws Committee
03/31/2005 Reported Do Pass H Special Committee on General Laws Committee (H820)
03/31/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)
04/04/2005 Voted Do Pass H Rules Committee (w/7 hour time limit for debate on 3rd reading)
04/06/2005 HA 1 H offered & defeated (Shoemyer) (H901-903)
04/06/2005 HA 2 H offered & defeated (Donnelly) (H903-904)
04/06/2005 HA 3 H offered & defeated (Storch) (H904-905)
04/06/2005 HA 4 H offered & defeated (Fraser) (H905-906)
04/06/2005 HA 5 H offered & defeated (El-Amin) (H906-908)
04/06/2005 HA 6 H offered & defeated (Barnitz) (H908-909)
04/06/2005 HA 7 H offered (Schomehl) (H909)
04/06/2005 HA 1 to HA 7 H offered & defeated (Bringer) (H910-911)
04/06/2005 HA 7 H defeated (H911-912)
04/06/2005 Placed on Calendar (H912)
04/07/2005 HA 8 H offered & defeated (Hoskins) (H921-922)
04/07/2005 HA 9 H offered & defeated (Page) (H922-924)
04/07/2005 HA 10 H offered & defeated (Low) (H924-925)
04/07/2005 HA 11 H offered & defeated (Bland) (H925-926)
04/07/2005 HA 12 H offered & defeated (Curls) (H926-928)
04/07/2005 HA 13 H offered & defeated (Lampe) (H928-929)
04/07/2005 HA 14 H offered & defeated (Darrough) (H929-930)
04/07/2005 HA 15 H offered & defeated (Bringer) (H930-931)
04/07/2005 HA 16 H offered & defeated (Brown) (H931-933)
04/07/2005 HA 17 H offered & defeated (Bowman) (H933-934)
04/07/2005 HA 18 H offered & defeated (Whorton) (H934)
04/07/2005 H Third Read and Passed (H934-935)
04/07/2005 Truly Agreed To and Finally Passed (H935 / S617)
04/12/2005 Reported Duly Enrolled S Rules Committee (S634)
04/12/2005 Signed by Senate President (S634)
04/12/2005 Signed by House Speaker (H977 / S657)
04/12/2005 Delivered to Governor (S657)

04/26/2005 Signed by Governor (S784)

EFFECTIVE: August 28, 2005

*** SB 540 *** 1960S.01I

SENATE SPONSOR: Bray

Requires amount of taxes paid to another state for property taxes to be added back in income tax calculation

03/03/2005 Second Read and Referred S Ways & Means Committee (S363)

*** SB 541 *** 1911S.01I

SENATE SPONSOR: Callahan

Exempts attorneys' fees from calculation in project costs in Jackson County for tax increment financing

03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SB 542 *** 1853S.02I

SENATE SPONSOR: Callahan

SB 542 - This act prohibits a person from qualifying as a candidate for any public elective office who has been convicted of, or pled guilty to, any felony or misdemeanor under the laws of the United States.

This act is similar to SB 1226 (2004).

JIM ERTLE

03/01/2005 S First Read (S328)
03/03/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S363)
03/29/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/18/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
04/21/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S757)
05/09/2005 S Formal Calendar S Bills for Perfection

EFFECTIVE: August 28, 2005

*** SB 543 *** 1841S.01I

SENATE SPONSOR: Callahan

Places term limits on the county executive and members of the legislature in Jackson County

03/30/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

*** SB 544 *** 1944S.01I

SENATE SPONSOR: Gross

SB 544 - This act permits the use of municipal grant funds for any recreation program or park improvement serving municipal residents.

JASON ZAMKUS

03/01/2005 S First Read (S328)
03/03/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S363)
03/16/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
03/30/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee

EFFECTIVE: August 28, 2005

*** SB 545 *** 1934S.01I

SENATE SPONSOR: Loudon

Creates the "Quality Jobs Act" for the state of Missouri

03/30/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

*** SB 546 *** 1957S.02I

SENATE SPONSOR: Loudon

Creates a sales and use tax refund for certain vehicles

03/31/2005 Hearing Conducted S Ways & Means Committee

*** SB 547 *** 1945S.02I

SENATE SPONSOR: Loudon

Grants courts power to appoint trustees to disburse funds for health care when a patient is in a persistent vegetative state

04/06/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

*** SB 548 *** 1963S.01I

SENATE SPONSOR: Loudon

SB 548 - This act replaces most administrative hearings held by or within executive branch departments with a newly created Office of Administrative Hearings, located within the Office of Administration. Administrative hearings within the legislative and judicial branches are exempted.

Administrative Law Judges (ALJ) are appointed by the Governor. The Governor shall appoint a chief ALJ, with the advice and consent of the senate to serve a term of four years. The chief ALJ is responsible for setting hearing procedures and other rules.

Administrative Law Judges may not be employed to influence the office for two years after termination. However, they may practice law before another ALJ within those two years. All current department procedures regarding hearings (evidence, notice, limitations) still apply. All current references to the Administrative Hearing Commission shall be interpreted to mean this new office.

This act would become effective on January 1, 2006. This act is identical to SB 970 (2000).
JIM ERTLE

03/01/2005 S First Read (S328)
03/03/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S364)
03/07/2005 Hearing Cancelled S Governmental Accountability & Fiscal Oversight Committee
04/04/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/06/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
04/14/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S682)
04/19/2005 Bill Placed on Informal Calendar (S716)
05/09/2005 S Informal Calendar S Bills for Perfection

EFFECTIVE: January 1, 2006

*** SB 549 *** 1629S.03I

SENATE SPONSOR: Green

Prohibits certain relatives of elected officials from registering as a lobbyist or serving as fee agents

03/03/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S364)

*** SB 550 *** 1961S.01I

SENATE SPONSOR: Mayer

Creates a tax credit for donations to certain religious and charitable organizations

03/10/2005 Hearing Conducted S Ways & Means Committee

*** SB 551 *** 1976S.01I

SENATE SPONSOR: Mayer

Adds a definition for emergency as it relates to removal of a child from the home

04/06/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee

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*** SB 552 *** 1836S.01I

SENATE SPONSOR: Mayer

Allows the medical malpractice Joint Underwriting Association to issue various types of medical malpractice policies and refund surcharges

04/06/2005 Hearing Cancelled S Small Business, Insurance & Industrial Relations Committee

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*** SB 553 *** 1962L.01I

SENATE SPONSOR: Mayer

SCS/SB 553 - This act pertains to animals.

The act includes bison (buffalo) in the definition of livestock for Section 265.300, RSMo; meat inspections. The act includes llamas and alpacas in the definition of animal for Section 267.565, RSMo; diseased animals.

MEGAN WORD

03/01/2005 S First Read (S329)
03/03/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S364)
03/16/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
04/06/2005 SCS Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee

EFFECTIVE: August 28, 2005

*** SB 554 *** 1969S.01I

SENATE SPONSOR: Griesheimer

Creates licensing for business brokers

04/18/2005 Hearing Scheduled But Not Heard S Financial & Governmental Organizations and Elections Committee

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*** SB 555 *** 1954S.01I

SENATE SPONSOR: Shields

Provides financial assistance to physically disabled persons for personal care assistance services through eligible vendors

03/03/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S364)

*** SB 556 *** 1859S.03I

SENATE SPONSOR: Gibbons

SB 556 - This act establishes the "Medicaid Reform Commission" to study and review the current Medicaid program and make recommendations for reforms.

The commission will consist of twelve members, six from the House and six from the Senate. Additionally, the directors of the Departments of Social Services, Health and Senior Services, and Mental Health shall serve as ex-officio members of the commission.

The commission shall make recommendations to the general assembly by September 1, 2005 on reforming, redesigning and restructuring a new innovative healthcare delivery state Medicaid system to replace the current state Medicaid system, which will sunset on July 1, 2007.

The provisions of this act will expire September 1, 2005.

ADRIANE CROUSE

03/01/2005 S First Read (S329)
03/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S364)
03/08/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
03/10/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee

EFFECTIVE: August 28, 2005

*** SCR 1 ***

SENATE SPONSOR: Gibbons

SCR 1 - This resolutions establishes a committee relating to the 2005 inaugural ceremonies.
JIM ERTLE

01/05/2005 S First Read (S35-36)
01/06/2005 S Adopted (S43)
01/06/2005 S Committee Appointed - Callahan, Cauthorn, Champion, Clemens, Coleman, Dolan, Gibbons, Graham, Griesheimer, Gross, Green, Klindt, Loudon, Scott, Shields, Vogel, Wheeler, Wilson (S43)
01/10/2005 H adopted (H34-35 / S51)
01/10/2005 H Committee Appointed - Baker, Chinn, Nance, Cunningham, Phillips, Roark, Icet, Moore, Behnen, Hobbs, Hunter, Henke, Villa, Harris, Levota, Johnson, Wright-Jones, Young (H35 / S51)

*** SCR 2 *** 0313S.01I

SENATE SPONSOR: Cauthorn HOUSE HANDLER: Sander

SCR 2 - 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 24 (2004).
JIM ERTLE

01/11/2005 S Offered (S66)
01/12/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S75)
01/13/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
01/20/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
02/15/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S228)
03/02/2005 S adopted (S335)
03/02/2005 H First Read (H470)
03/31/2005 Referred H Children and Families Committee (H818)
04/12/2005 Hearing Conducted H Children and Families Committee
04/12/2005 Voted Do Pass H Children and Families Committee
04/12/2005 Reported Do Pass H Children and Families Committee (S993)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (S993)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)
04/13/2005 Reported Do Pass H Rules Committee (w/no time limit for debate) (H1039)
05/09/2005 H Concurrent Resolutions Calendar

*** SCR 3 *** 1435L.01I

SENATE SPONSOR: Crowell

SCR 3 - This act recognizes February 14th as Congenital Heart Defect Awareness Day in Missouri.
JIM ERTLE

02/03/2005 S offered (S167-168)
02/07/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S181)
02/10/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
02/10/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
02/15/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S228)
03/02/2005 SA 1 S offered & adopted (Crowell)--(1435L01.01F) (S335)
03/02/2005 S adopted, as amended (S335-336)
03/07/2005 H First Read (H497)

03/10/2005 Referred H Rules Committee (H586)
03/14/2005 Hearing Conducted H Rules Committee
03/14/2005 Voted Do Pass H Rules Committee
03/14/2005 Reported Do Pass H Rules Committee (H618)
03/15/2005 H adopted (H646 / S459)

*** SCR 4 *** 1397S.02I

SENATE SPONSOR: Ridgeway

Encourages legislative support of increasing physical education programs in our public schools

02/17/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S246)

*** SCR 5 *** 1390S.01I

SENATE SPONSOR: Mayer

SCR 5 - This Senate Concurrent Resolution supports the implementation of the Comprehensive Cancer Action Plan to review data regarding cervical cancer and evaluating methods to provide women with information and screening of cervical cancer. The plan is to be implemented by the Missouri Department of Health and Senior Services and the Missouri Cancer Consortium. The plan will present yearly cancer control strategies to the Governor, Lieutenant Governor, President Pro Tem of the Senate and the Speaker of the House of Representatives and post the information on the Missouri state Internet website.
ADRIANE CROUSE

02/24/2005 S offered (S282-283)
02/28/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S304)
03/03/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/07/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
04/11/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S627)
04/28/2005 S adopted (S842)
04/28/2005 Reported to the House (H1338-1339)
05/03/2005 Referred H Health Care Policy Committee (H1440)

*** SCR 6 *** SCS SCR 6 1817S.02C

SENATE SPONSOR: Ridgeway

SCS/SCR 6 - This Senate Concurrent Resolution expresses the General Assembly's support of the negotiations of a Tawain-United States free trade agreement.
ADRIANE CROUSE

02/28/2005 S First Read (S294)
03/01/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S312)
03/03/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/14/2005 SCS Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee (1817S.02C)
04/18/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor w/SCS (S699)
04/19/2005 SCS S adopted (S712)
04/19/2005 S adopted (S712)
04/19/2005 Reported to the House (H1136-1137)
04/21/2005 Referred H Special Committee on General Laws Committee (H1194)
05/02/2005 Hearing Conducted H Special Committee on General Laws Committee
05/05/2005 Voted Do Pass H Special Committee on General Laws Committee
05/05/2005 Reported Do Pass H Special Committee on General Laws Committee

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*** SCR 7 *** SS SCR 7 1632S.02F

SENATE SPONSOR: Loudon

SS/SCR 7 - This resolution urges the United States Congress to authorize and appropriate full funding required to establish the Chiropractic Center for Military Research at Logan College of Chiropractic at its campus in Chesterfield, Missouri due to the fact that there is currently no collaborative enterprise between preeminent chiropractic colleges, scientists, and military researchers to address the integration of chiropractic care into military health care environments.
ADRIANE CROUSE

03/01/2005 S offered (S309)
03/02/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S339)
03/10/2005 Hearing Scheduled But Not Heard S Rules, Joint Rules, Resolutions & Ethics Committee
03/17/2005 Hearing Scheduled But Not Heard S Rules, Joint Rules, Resolutions & Ethics Committee
03/31/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/07/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
04/11/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S627)
04/28/2005 SS S offered & adopted (Loudon) (1632S.02F) (S841-842)
04/28/2005 Reported to the House (H1340)
05/02/2005 Referred H Job Creation & Economic Development Committee (H1391)
05/04/2005 Hearing Conducted H Job Creation & Economic Development Committee
05/04/2005 Voted Do Pass H Job Creation & Economic Development Committee
05/04/2005 Reported Do Pass H Job Creation & Economic Development Committee (H1489)
05/04/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H1489)

*** SCR 8 *** SCS SCR 8 1806S.03C

SENATE SPONSOR: Ridgeway

SCS/SCR 8 - This Senate concurrent resolution expresses the General Assembly's support for Taiwan to have an observer status in the World Health Organization.
ADRIANE CROUSE

03/03/2005 S offered (S348)
03/07/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S374)
03/10/2005 Hearing Scheduled But Not Heard S Rules, Joint Rules, Resolutions & Ethics Committee
03/17/2005 Hearing Scheduled But Not Heard S Rules, Joint Rules, Resolutions & Ethics Committee
03/31/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/14/2005 SCS Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee (1806S.03C)
04/18/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor w/SCS (S698)
04/19/2005 SCS S adopted (S713)
04/19/2005 S adopted (S713)
04/19/2005 Reported to the House (H1137-1138)
04/21/2005 Referred H Special Committee on General Laws Committee (H1194)
05/02/2005 Hearing Conducted H Special Committee on General Laws Committee
05/05/2005 Voted Do Pass H Special Committee on General Laws Committee
05/05/2005 Reported Do Pass H Special Committee on General Laws Committee
05/05/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)

*** SCR 9 *** 1687S.01I

SENATE SPONSOR: Bray

Opposes restructuring the Social Security Trust Fund

04/07/2005 Voted Do Not Pass S Rules, Joint Rules, Resolutions & Ethics Committee

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*** SCR 10 *** 1975S.01I

SENATE SPONSOR: Scott

SCR 10 - This resolution urges the Public Service Commission to promulgate rules governing the application for telecommunication service providers to become certified as "ETC's", thereby eligible for universal service fund support and enable wireless telecommunication providers to invest in infrastructure to better serve the rural customers of this state.
MEGAN WORD

03/08/2005 S offered (S378)
03/17/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S495)
03/31/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/07/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
04/11/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S627)
05/09/2005 Resolutions Calendar

*** SCR 11 *** 2009S.01I

SENATE SPONSOR: Green

Designates the month of March 2005 as Irish-American Heritage Month

03/17/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S495)

*** SCR 12 *** 1864S.01I

SENATE SPONSOR: Koster

SCR 12 - This resolution urges the United States Congress to enact legislation establishing a domestic energy policy that will ensure an adequate supply of natural gas and promote greater energy efficiency.
MEGAN WORD

03/17/2005 S offered (S491)
03/29/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S518)
03/31/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/07/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
04/11/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S627)
05/09/2005 Resolutions Calendar

*** SCR 13 *** 2230S.01I

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Schlottach

SCR 13 - This resolution requires the establishment of the State Retirement Consolidation Commission to furnish clear and concise policy recommendations and legislative proposals for consideration in the Second Regular Session of 93rd General Assembly on the issue of providing future cost containment and elimination of ineffective duplication of benefit plan administration.
ADRIANE CROUSE

04/11/2005 S offered (S616)
04/12/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S632)
04/14/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/19/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
04/20/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S740)
04/28/2005 S adopted (S842)
04/28/2005 Reported to the House (H1341)
05/03/2005 Referred H Retirement Committee (H1440)
05/03/2005 Hearing Conducted H Retirement Committee
05/05/2005 Voted Do Pass w/HCA 1 H Retirement Committee
05/05/2005 Reported Do Pass w/HCA 1 H Retirement Committee
05/05/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)

*** SCR 14 *** 2231L.01I

SENATE SPONSOR: Purgason

SCR 14 - This resolution urges Congress to investigate the recent sharp rise in gasoline prices in the US and explore ways to reduce the price of gasoline, including utilization of alternate fuels.
JIM ERTLE

04/12/2005 S offered (S631)
04/13/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S665)
04/14/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S849)
05/09/2005 Resolutions Calendar

*** SCR 15 *** 2238L.02I

SENATE SPONSOR: Gibbons

SCR 15 - This resolution establishes a temporary Medicaid Reform Commission to study and review recommendations for reforms of the state Medicaid system. The commission will commence after the end of the First Regular Session of the 93rd General Assembly and terminate operations on August 28, 2005. The

commission will forward its findings to the Medicaid Reform Commission established by SS/SB 539 which will continue the temporary commission's purpose beginning August 28, 2005.
ADRIANE CROUSE

04/18/2005 S offered (S696)
04/19/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S712)
04/21/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
04/26/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S775)
04/27/2005 S adopted (S817)
04/27/2005 Reported to the House (H1302-1303)
05/02/2005 Referred H Special Committee on General Laws Committee (H1391)
05/05/2005 Hearing Conducted H Special Committee on General Laws Committee
05/05/2005 Voted Do Pass H Special Committee on General Laws Committee
05/05/2005 Reported Do Pass H Special Committee on General Laws Committee
05/05/2005 Referred to Rules Committee pursuant to Rule 25(26)(f)

*** SCR 16 *** 2236S.01I

SENATE SPONSOR: Gross

SCR 16 - This resolution establishes the Joint Interim Committee on Tax Credits. The committee will conduct a comprehensive analysis of Missouri tax credits and make any recommendations for improving the efficiency and effectiveness of tax credits.
JASON ZAMKUS

04/18/2005 S offered (S696-697)
04/19/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S712)
04/21/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee

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*** SCR 17 *** 2244S.01I

SENATE SPONSOR: Scott

SCR 17 - This resolution creates the Joint Interim Committee on Investments in Higher Education Savings Programs which shall study methods to expand investment opportunities for Missouri parents and families in higher education savings programs.
JIM ERTLE

04/27/2005 S offered (S804-805)
04/27/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S808)
04/28/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/28/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S850)
05/09/2005 Resolutions Calendar

*** SCR 18 *** 2247S.01I

SENATE SPONSOR: Clemens

Creates the Interim Committee on Agriculture and Natural Resources Promotion and Development

04/28/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee

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*** SCR 19 *** 2248S.01I

SENATE SPONSOR: Stouffer

SCR 19 - This resolution establishes a Joint Interim Committee on a Missouri Health Care Stabilization Fund, with ten members, five from the House and five from the Senate, to encompass the following responsibilities:

1. Exploring the establishment of a Missouri Health Care Stabilization Fund to be administered by a health care stabilization board and housed within the Department of Insurance;

2. Investigating the primary objective of assuring health care providers that there will be reasonable

medical malpractice liability coverage available within the state of Missouri;

3. Researching the possibility of requiring health care providers to carry primary medical malpractice coverage with another insurer in order to participate in the fund;

4. Investigating the feasability of the fund paying moneys to an aggrieved party if his or her damages exceed the health care provider's primary level of coverage;

5. Exploring any other ideas as necessary for possible implementation of the fund.

The committee shall expire on December 31, 2005, and on that same date, they shall deliver a report of their findings to the General Assembly.
ADRIANE CROUSE

05/03/2005 S First Read (S875-876)
05/03/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S912)
05/05/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
05/05/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/05/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S1016)
05/09/2005 Resolutions Calendar

*** SJR 1 *** 0112S.07T

SENATE SPONSOR: Klindt HOUSE HANDLER: Chinn

SS/SJR 1 - This resolution pertains to the parks and soils tax.

This joint resolution modifies the constitution, upon voter approval, by resubmitting the parks and soils tax to the voters every 10 years, beginning in 2006. The resolution would have the tax continue until 2016, provided the voters approve the measure. At that point, the tax would automatically come up for voter approval every ten years. If the tax is not approved by the voters, the tax will terminate at the end of the second fiscal year after the last election has been held. Currently, the tax is set to expire in 2008 without an option for voter approval.

The new language added to this substitute clarifies that the Governor can call a special election for the purpose of voting on the aforementioned tax.

The act is similar to SJR 49 (2004).
MEGAN WORD

12/01/2004 Prefiled
01/05/2005 S First Read (S34)
01/18/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S90)
01/26/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
02/02/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee
02/14/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor (S220)
02/21/2005 SS S offered (Klindt) (0112S.07F) (S256)
02/21/2005 SA 1 to SS S offered & defeated (Green)--0112S07.01S (S256-257)
02/21/2005 SS S adopted (S257)
02/21/2005 Perfected (S257)
02/22/2005 Reported Truly Perfected S Rules Committee (S263)
02/23/2005 Bill Placed on Informal Calendar (S276)
02/24/2005 S Third Read and Passed (S287-288)
02/24/2005 H First Read (H407)
02/28/2005 H Second Read (H413)
03/31/2005 Referred H Conservation and Natural Resources Committee (H818)
04/06/2005 Hearing Conducted H Conservation and Natural Resources Committee
04/07/2005 Voted Do Pass H Conservation and Natural Resources Committee
04/12/2005 Reported Do Pass H Conservation and Natural Resources Committee (H993)
04/12/2005 Referred to Rules Committee pursuant to Rule 25(26)(f) (H993)
04/13/2005 Hearing Conducted H Rules Committee
04/13/2005 Voted Do Pass H Rules Committee - Consent (w/no time limit for debate)

04/13/2005 Reported Do Pass H Rules Committee (w/no time limit for debate) (H1039)
04/27/2005 H Third Read and Passed (S813)
04/27/2005 Truly Agreed To and Finally Passed (S813)

EFFECTIVE: referendum

*** SJR 2 *** 0290S.01I

SENATE SPONSOR: Klindt

SJR 2 - This resolution amends the current constitutional provisions regarding the budget reserve fund. The fund, often called the "rainy day fund" would be modified to allow a four year repayment term instead of the current three year term, when money is withdrawn from the fund for emergency purposes.

The amendment sets aside thirty percent of any amount of general revenue collections that exceed general revenue expenditures in a fiscal year. The amendment would also set aside one-half of any amount that exceeds general revenue expenditures in a year in which a "Hancock refund" was required, if any excess exists after making the refund.

One-half of the money in the fund that was deposited as a result of these new provisions would be accessible by a simple majority vote of each house of the legislature, in any year in which there is a budget shortfall. The remaining half would be accessible by a two thirds vote.

This SJR is similar to SJR 43 (2004).
JASON ZAMKUS

12/01/2004 Prefiled
01/05/2005 S First Read (S34)
01/18/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S90)
02/21/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
03/07/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee

EFFECTIVE: referendum

*** SJR 3 *** 0314S.01I

SENATE SPONSOR: Cauthorn

Resubmits the conservation sales tax to the voters every ten years

03/02/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee

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*** SJR 4 *** 0442S.01I

SENATE SPONSOR: Cauthorn

Allows a school district to provide transportation for private school pupils

03/08/2005 Hearing Conducted S Education Committee

*** SJR 5 *** 0380S.01I

SENATE SPONSOR: Coleman

Changes the minimum age requirements for members of the General Assembly

02/14/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

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*** SJR 6 *** 0042S.03I

SENATE SPONSOR: Bartle

SJR 6 - This resolution amends the Constitution by creating a Missouri Savings Account. The account shall be comprised of funds deposited annually at a rate of 2% of the general revenue appropriations for that year. If general revenue collections do not increase by 3% or more by the end of a fiscal year, the monies deposited in the fund that year shall lapse and be used for the next year's expenditures.

In any year in which there is a budget shortfall or when the consensus revenue estimate forecasts a

decrease in revenue for the upcoming year, the general assembly may utilize 1/3 of the monies in the fund for budgetary purposes. If the balance in the account reaches 1/3 of general revenue collections for any fiscal year, the excess shall lapse to general revenue.
JASON ZAMKUS

12/01/2004 Prefiled
01/05/2005 S First Read (S35)
01/18/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S90)
02/14/2005 Hearing Cancelled Financial & Governmental Organizations and Elections Committee
02/21/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/04/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee

EFFECTIVE: referendum

*** SJR 7 *** 0113S.01I

SENATE SPONSOR: Bartle

Abolishes the Highway Commission and replaces it with a Director of Transportation

02/08/2005 Hearing Conducted S Transportation Committee

*** SJR 8 *** 0420S.01I

SENATE SPONSOR: Bartle

SJR 8 - This proposed constitutional amendment, if approved by the voters, forever preserves an individual's right to hunt in Missouri.
MEGAN WORD

12/01/2004 Prefiled
01/05/2005 S First Read (S35)
01/18/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S90)
02/02/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
02/09/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee - Consent
02/14/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor - Consent (S219)
02/17/2005 Removed S Consent Calendar (S247)

EFFECTIVE: Referendum

*** SJR 9 *** 0116S.01I

SENATE SPONSOR: Clemens

Creates a two-year budget cycle

03/07/2005 Hearing Cancelled S Governmental Accountability & Fiscal Oversight Committee

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*** SJR 10 *** 0276L.01I

SENATE SPONSOR: Purgason

Requires a two-thirds majority vote of the people to change regulations involving the harvest of wildlife and forestry

01/18/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S90-91)

*** SJR 11 *** 0051S.03I

SENATE SPONSOR: Bartle

Proposes a constitutional change to allow the Department of Transportation to construct and maintain toll roads

02/08/2005 Hearing Conducted S Transportation Committee

*** SJR 12 *** 0691S.01I

SENATE SPONSOR: Taylor

Removes time limit for members of organizations before they can conduct bingo games

02/14/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

*** SJR 13 *** 0888S.01I

SENATE SPONSOR: Bartle

Reduces the number of representatives from 163 to 99 and the number of senators from 34 to 33

01/31/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee

*** SJR 14 *** 1350S.01I

SENATE SPONSOR: Klindt

Increases membership of the Conservation Commission

02/15/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S228-229)

*** SJR 15 *** 0952S.01I

SENATE SPONSOR: Coleman

Creates the "Education First Trust Fund"

03/15/2005 Hearing Conducted S Education Committee

*** SJR 16 *** 1500S.01I

SENATE SPONSOR: Gross

Modifies tenure and retention for Missouri Supreme Court judges

02/15/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S229)

*** SJR 17 *** 1290S.01I

SENATE SPONSOR: Crowell

Alters the membership of the State Board of Education

02/15/2005 Second Read and Referred S Education Committee (S229)

*** SJR 18 *** 1679S.01I

SENATE SPONSOR: Bartle

Grants the power to determine public school funding exclusively to the General Assembly and Governor, not the Judiciary

04/04/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

*** SJR 19 *** 1747S.01P

SENATE SPONSOR: Ridgeway

SJR 19 - This constitutional amendment, if approved by voters, enables the Legislature to extend a property tax exemption for any property owned by veterans' organizations.
ADRIANE CROUSE

02/23/2005 S First Read (S275)
02/28/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S304)
03/29/2005 Hearing Cancelled S Pensions, Veterans' Affairs and General Laws Committee
04/05/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee

04/19/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee
04/21/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor (S749)
04/28/2005 Perfected (S840)
05/02/2005 Reported Truly Perfected S Rules Committee (S849)
05/03/2005 S Third Read and Passed (S920)
05/03/2005 H First Read (H1453)
05/04/2005 H Second Read (H1463)
05/04/2005 Referred H Veterans Committee (H1489)
05/05/2005 Hearing Scheduled H Veterans Committee--(Upon Afternoon Adjournment - HR 5)

EFFECTIVE: Voter Approval

*** SJR 20 *** 1866S.01I

SENATE SPONSOR: Shields

SJR 20 - This resolution proposes a constitutional amendment to elevate the allowable level of bonded indebtedness for school districts from 15% to 20%.
DONALD THALHUBER

02/28/2005 S First Read (S298)
03/02/2005 Second Read and Referred S Education Committee (S338)
03/08/2005 Hearing Conducted S Education Committee
04/05/2005 Voted Do Pass S Education Committee

EFFECTIVE: Referendum

*** SR 13 *** 0462S.05

SENATE SPONSOR: Gibbons

SR 13 - This resolution changes the number of members included in the Senate Committees.
JIM ERTLE

01/05/2005 S First Read (S36-38)
01/06/2005 SA 1 S offered & adopted (Gibbons) (S42-43)
01/06/2005 S adopted, as amended (S43)

*** SR 143 *** 0012SR.01

SENATE SPONSOR: Stouffer

SR 143 - This resolution allows the Silver Haired Legislature to use the Senate Chamber on Octber 27, 2005.
JIM ERTLE

01/26/2005 S offered & adopted

*** SR 150 *** SCS SR 150 0976S.08C

SENATE SPONSOR: Shields

SCS/SR 150 - This resolution changes certain Senate Rules.

RULES 4, 6, 21, 45 - A technical change was made to reflect that the Committee on Rules is now known as the Committee on Rules, Joint Rules, Resolutions and Ethics and the Committee on State Budget Control is now known as the Committee on Governmental Accountability and Fiscal Oversight.

RULE 7 - This change to the rule on voting procedure prohibits a senator from changing or casting his or her vote after the yeas and nays have been announced by the president.

RULE 10 - Updates the description of the Judiciary Committee to reflect that it is now the Committee on the Judiciary and Civil and Criminal Jurisprudence. This is in the context of the Judiciary Committee Chair acting as parliamentarian in the absence of the president pro tem.

RULE 14 - A technical change is made to reflect it is the president pro tem who signs all acts, resolutions and addresses.

RULE 19 - This rule removes language requiring the secretary make a notation at the foot of a bill noting his final passage.

RULE 26 - The president pro tem and the majority and minority floor leaders will be ex-officio members of all standing and statutory committees of the senate for the purpose of quorum and discussion, but shall have no vote unless they are duly appointed members of such committee.

RULE 27 - The Committee on Parliamentary Procedure shall be composed of the president pro tem, the chair of the judiciary committee and the minority floor leader.

RULE 45 - For consent bills, this change provides that any objections must be filed with the secretary of the senate.

RULE 52 - Requires senate bills reported from committee to lie on the table one day and house bills reported to the senate for third reading and senate bills on third reading to lie on the table for one day.

RULE 64 - A floor substitute will be treated as an original bill and subject to floor amendments, but shall not be subject to amendment by further floor substitute.

NEW RULE 65 - Authorizes, at any time, the sponsor of a bill being debated on the floor to withdraw the bill and place it on the informal calendar, even if another member is addressing the senate or an amendment or substitute is pending. Once the bill is brought back before the body, the sponsor of the pending amendment or substitute will be recognized by the chair.

RULE 66 (OLD 65) - This change is similar to the change in rule 7, but applies to the voting procedure on final passage of a bill. Senators cannot cast or change their vote after the vote is announced by the president.

RULE 68 (67) - This change deletes a requirement that, during the signing of a bill by the presiding officer of the senate, the bill be read at length.

RULE 76 (75) - This change modifies the rule on the right to the floor. In order to maintain the recognition of the chair, the senator must be engaged in debate or in discourse. If such a senator seeks to have the body stand at ease, he must seek unanimous consent from the body. The rule exempts senators with permanent disabilities from having to rise in order to seek recognition from the chair. Senators with temporary disabilities must submit a letter to the secretary of the senate, which shall be printed in the journal, and subsequently shall be recognized without standing.

RULE 77 (76) - Currently, if two senators rise at once, the chair shall name the senator who is to speak first, with the other having preference next. The rule is changed to provide that nothing in the rule shall be interpreted to prevent any senator not chosen from making a motion that is in order under the rules.

RULE 96 (95) - This rule authorizes the research staff, as well as the press, to use laptop computers in the Senate Chamber, provided their use does not interfere with the decorum of the Senate or otherwise prove disruptive.

RULE 102 - The proposed change repeals this rule that limits the gifts which may be accepted by members of the Senate.
JIM ERTLE

01/27/2005 S offered (S126-131)
01/27/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S131)
01/31/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
01/31/2005 SCS Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee (0976S.08C)
01/31/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor w/SCS (S141-146)
02/01/2005 SA 1 to SCS S offered & defeated (Bartle) (S150-151)
02/01/2005 SA 2 to SCS S offered & adopted (Graham) (S151)
02/01/2005 SA 3 to SCS S offered & defeated (Bray) (S151)
02/01/2005 SA 4 to SCS S offered & defeated (Gross) (S151-152)
02/01/2005 SCS, as amended, S adopted (S152)
02/01/2005 S adopted (S152)

*** SR 332 ***

SENATE SPONSOR: Shields

SR 332 - This resolution establishes rates of pay for Senate employees as approved by the Senate Administration Committee.
JIM ERTLE

02/16/2005 S offered
02/17/2005 S adopted

*** SR 333 *** 0014SR.01

SENATE SPONSOR: Vogel

SR 333 - This resolution allows the Missouri Catholic Conference to use the Senate Chamber on October 1, 2005.
JIM ERTLE

02/16/2005 S offered
02/16/2005 S adopted

*** SR 448 *** 1787S.01I

SENATE SPONSOR: Engler

Urges Congress to adopt multi-emission legislation

03/03/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee

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*** SR 520 *** 0015SR.01

SENATE SPONSOR: Vogel

SR 520 - This resolution allows the YMCS Youth in Government to use the Senate Chamber on November 19 and December 1, 2005.
JIM ERTLE

03/03/2005 S offered & adopted (S347)

*** SR 690 *** 2042L.01I

SENATE SPONSOR: Coleman

Use of the chamber by Girls State, Tuesday, June 21, 2005

03/14/2005 S offered & adopted (S438)

*** SR 901 *** 2039S.02I

SENATE SPONSOR: Mayer

SR 901 - This resolution expresses the Missouri Senate's support of the Constitution Restoration Act of 2005 which preserves the right to acknowledge God as exercised by the state of Missouri in its preamble. The members of the Missouri Senate urge the U.S. Congress to adopt the Constitution Restoration Act of 2005.
ANDY LYSKOWSKI

04/04/2005 S First Read (S569-570)
04/05/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S579)
04/07/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S849)
05/09/2005 Resolutions Calendar

*** SR 1154 *** 2239L.01I

SENATE SPONSOR: Vogel

Use of Senate Chamber by the Governor's Council on Disability-July 26, 2005

04/21/2005 S offered & adopted (S746-747)

*** SR 1193 *** 2241S.01I

SENATE SPONSOR: Vogel

SR 1193 - This Senate Resolution designates April 27, 2005, as Autism Awareness Day and the month of April as Autism Awareness Month in the State of Missouri.
ADRIANE CROUSE

04/26/2005 S First Read (S780-781)
04/27/2005 Second Read and Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S808)
04/28/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/28/2005 Voted Do Pass w/SCA 1 S Rules, Joint Rules, Resolutions & Ethics Committee (2241S01.01S)
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S850)
05/09/2005 Resolutions Calendar

*** HB 1 *** CCS SCS HB 1 0001L.03T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HB 1 - Public Debt

.	Governor	House
GR	$104,855,732	$104,855,732
FEDERAL	0	0
OTHER	1,002,235	1,002,235
TOTAL	$105,857,967	$105,857,967

.	Senate	Final
GR	$ 97,784,797	$104,855,732
FEDERAL	0	0
OTHER	8,073,170	1,002,235
TOTAL	$105,857,967	$105,857,967

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H781)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/04/2005 Public Hearing Held (H)
04/08/2005 Executive Session Held (H)
04/08/2005 Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1053-1054 / S686)
04/14/2005 S First Read (S686)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0001S.02C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S764)
04/26/2005 SCS S adopted (S781)
04/26/2005 S Third Read and Passed (S781-782 / H1274)
04/27/2005 H refuses to concur in SCS (H1300 / S820)
04/27/2005 H requests S recede or grant conference (H1300 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1303)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S821 / H1303)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, LeVota, Robinson (H1305 / S833)
05/03/2005 H submits CCR/CCS (0001L.03S) (H1466)
05/04/2005 CCR H adopted (H1466 / S991)
05/04/2005 CCS H Third Read and Passed (H1467 / S991)
05/04/2005 CCR S offered & adopted (S992)
05/04/2005 CCS S Third Read and Passed (S992-993)
05/04/2005 Truly Agreed To and Finally Passed (S993 / H1491)

EFFECTIVE: July 1, 2005

*** HB 2 *** CCS SCS HCS HB 2 0002L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 2 - Elementary and Secondary Education

.	Governor	House

GR	$2,581,658,821	$2,560,707,926
FEDERAL	947,095,778	946,856,485
OTHER	1,327,485,337	1,335,789,504
TOTAL	$4,856,239,936	$4,843,353,915

	Senate	Final
GR	$2,551,645,921	$2,558,361,252
FEDERAL	948,234,645	948,302,067
OTHER	1,336,789,504	1,336,789,504
TOTAL	$4,836,670,070	$4,843,452,823

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H781)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/04/2005 Public Hearing Held (H)
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1054-1055 / S686)
04/14/2005 S First Read (S686)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0002S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S764)
04/26/2005 SCS S adopted (S782)
04/26/2005 S Third Read and Passed (S782 / H1274)
04/27/2005 H refuses to concur in SCS (H1300 / S820)
04/27/2005 H requests S recede or grant conference (H1300 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1303)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S821 / H1303)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, LeVota, Schoemehl (H1305 / S833)
05/03/2005 H submits CCR/CCS (0002L.04S) (H1467)
05/04/2005 CCR H adopted (H1468-1469)
05/04/2005 CCS H Third Read and Passed (H1469-1470 / S993)
05/04/2005 CCR S offered & adopted (S994)
05/04/2005 CCS S Third Read and Passed (S994-995)
05/04/2005 Truly Agreed To and Finally Passed (S995 / H1491)

EFFECTIVE: July 1, 2005

*** HB 3 *** CCS SCS HCS HB 3 0003L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 3 - Higher Education

	Governor	House
GR	$ 857,179,450	$ 860,089,387
FEDERAL	6,250,409	6,247,637
OTHER	183,830,833	183,805,883
TOTAL	$1,047,260,692	$1,050,142,907

	Senate	Final

GR	$ 811,795,416	$ 857,407,118
FEDERAL	6,247,637	6,247,638
OTHER	183,805,883	183,805,883
TOTAL	$1,001,848,936	$1,047,460,639

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H781)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/04/2005 Public Hearing Held (H)
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1055-1056 / S686)
04/14/2005 S First Read (S686)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0003S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S764)
04/26/2005 SA 1 to SCS S offered & adopted (Gross)--(0003S03.01S) (S783)
04/26/2005 SA 2 to SCS S offered & defeated (Callahan)--(0003S03.01F) (S783)
04/26/2005 SCS, as amended, S adopted (S783)
04/26/2005 S Third Read and Passed (S783-784 / H1274)
04/27/2005 H refuses to concur in SCS (H1300 / S820)
04/27/2005 H requests S recede or grant conference (H1300 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1303-1304)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S821 / H1304)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Fraser, Baker(25) (H1305 / S833)
05/03/2005 H submits CCR/CCS (0003L.04S) (H1472)
05/04/2005 CCR H adopted (H1474-1475)
05/04/2005 CCS H Third Read and Passed (H1475-1476 / S1001)
05/04/2005 CCR S offered & adopted (S1001)
05/04/2005 CCS S Third Read and Passed (S1001-1002)
05/04/2005 Truly Agreed To and Finally Passed (S1002 / H1491)

EFFECTIVE: July 1, 2005

*** HB 4 *** CCS SCS HCS HB 4 0004L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 4 - Revenue & Transportation

REVENUE

	Governor	House
GR	$ 118,573,293	$ 95,598,626
FEDERAL	7,647,174	7,644,994
OTHER	331,401,157	336,276,611
TOTAL	$ 457,621,624	$ 439,520,231

	Senate	Final
GR	$ 91,562,662	$ 95,788,938
FEDERAL	7,644,994	7,644,994
OTHER	324,789,987	324,789,987

.		
TOTAL	$ 423,997,643	$ 428,223,919

. TRANSPORTATION

.	Governor	House
GR	$ 10,691,923	$ 11,689,615
FEDERAL	57,439,612	57,431,590
OTHER	1,659,260,443	1,656,809,297
TOTAL	$1,727,391,978	$1,725,930,502

.	Senate	Final
GR	$ 11,139,115	$ 11,489,115
FEDERAL	57,431,590	57,431,590
OTHER	1,656,859,297	1,656,709,297
TOTAL	$1,725,430,002	$1,725,630,002

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H781)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/05/2005 Public Hearing Held (H)
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1056-1057 / S686)
04/14/2005 S First Read (S686)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0004S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S764)
04/26/2005 SCS S adopted (S791)
04/26/2005 S Third Read and Passed (S791 / H1275)
04/27/2005 H refuses to concur in SCS (H1300 / S820)
04/27/2005 H requests S recede or grant conference (H1300 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1304)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S821 / H1304)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Shoemyer, Wright-Jones (H1305 / S833)
05/03/2005 H submits CCR/CCS (0004L.04S) (H1476)
05/04/2005 CCR H adopted (H1477-1478)
05/04/2005 CCS H Third Read and Passed (H1478-1479 / S1002)
05/04/2005 CCR S offered & adopted (S1002-1003)
05/04/2005 CCS S Third Read and Passed (S1003)
05/04/2005 Truly Agreed To and Finally Passed (S1003 / H1491)

EFFECTIVE: July 1, 2005

*** HB 5 *** CCS SCS HCS HB 5 0005L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 1005 - Office of Administration

OFFICE OF ADMINISTRATION

.	Governor	House

GR	$155,405,336	$145,932,640
FEDERAL	16,121,900	16,116,423
OTHER	9,319,234	9,307,399
TOTAL	$180,846,470	$171,356,462

	Senate	Final
GR	$150,917,264	$146,838,265
FEDERAL	16,116,423	16,116,423
OTHER	9,157,399	9,157,399
TOTAL	$176,191,086	$172,112,087

EMPLOYEE BENEFITS

	Governor	House
GR	$487,975,454	$467,559,216
FEDERAL	148,074,289	147,578,286
OTHER	142,427,076	142,016,079
TOTAL	$778,476,819	$757,153,581

	Senate	Final
GR	$475,323,434	$475,323,434
FEDERAL	147,578,286	147,578,286
OTHER	141,568,823	141,568,823
TOTAL	$764,470,543	$764,470,543

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H782)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/05/2005 Public Hearing Held (H)
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1057-1058 / S686-687)
04/14/2005 S First Read (S686-687)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0005S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S764)
04/26/2005 SA 1 to SCS S offered (Barnitz)--(0005S03.03S) (S792)
04/26/2005 SSA 1 for SA 1 to SCS S offered & defeated (Griesheimer)--(0005S03.01S) (S792)
04/26/2005 SA 1 to SCS S withdrawn (S792)
04/26/2005 SCS S adopted (S792)
04/26/2005 S Third Read and Passed (S793 / H1275)
04/27/2005 H refuses to concur in SCS (H1300 / S820)
04/27/2005 H requests S recede or grant conference (H1300 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1304)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S821 / H1304)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Liese, Shoemyer (H1305 / S833)

05/03/2005 H submits CCR/CCS (0005L.04S) (H1479)
05/04/2005 CCR H adopted (H1479-1480)
05/04/2005 CCS H Third Read and Passed (H1480-1481 / S1004)
05/04/2005 CCR S offered & adopted (S1004)
05/04/2005 CCS S Third Read and Passed (S1004-1005)
05/04/2005 Truly Agreed To and Finally Passed (S1005 / H1491)

EFFECTIVE: July 1, 2005

*** HB 6 *** CCS SCS HCS HB 6 0006L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 6 - Agriculture, Natural Resources & Conservation

AGRICULTURE

.	Governor	House
GR	$ 20,875,352	$ 19,275,224
FEDERAL	5,532,236	5,563,180
OTHER	14,643,464	14,673,262
TOTAL	$ 41,051,052	$ 39,511,666

.	Senate	Final
GR	$ 15,006,732	$ 16,609,677
FEDERAL	5,443,995	5,443,995
OTHER	15,695,405	15,695,405
TOTAL	$ 36,146,132	$ 37,749,077

NATURAL RESOURCES

.	Governor	House
GR	$ 8,714,391	$ 7,141,165
FEDERAL	44,588,267	44,617,355
OTHER	275,271,171	275,700,354
TOTAL	$328,573,829	$327,458,874

.	Senate	Final
GR	$ 6,541,165	$ 6,641,165
FEDERAL	44,618,355	44,618,355
OTHER	275,700,354	275,700,354
TOTAL	$326,859,874	$326,959,874

CONSERVATION

.	Governor	House
GR	$ 0	$ 0
FEDERAL	0	0
OTHER	137,899,679	137,196,601
TOTAL	$137,889,679	$137,196,601

.	Senate	Final

GR	$ 0	$ 0
FEDERAL	0	0
OTHER	137,196,601	137,196,601
TOTAL	$137,196,601	$137,196,601

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H782)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/05/2005 Public Hearing Held (H)
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1058-1059 / S687)
04/14/2005 S First Read (S687)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0006S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S765)
04/26/2005 SCS S adopted (S793)
04/26/2005 S Third Read and Passed (S793-794 / H1275)
04/27/2005 H refuses to concur in SCS (H1300 / S820)
04/27/2005 H requests S recede or grant conference (H1300 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1304)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S821 / H1304)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Henke, Witte (H1305 / S833)
05/03/2005 H submits CCR/CCS (0006L.04S) (H1481)
05/04/2005 CCR H adopted (H1482-1483)
05/04/2005 CCS H Third Read and Passed (H1483-1484 / S1006)
05/04/2005 CCR S offered & adopted (S1006)
05/04/2005 CCS S Third Read and Passed (S1006-1007)
05/04/2005 Truly Agreed To and Finally Passed (S1007)

EFFECTIVE: July 1, 2005

*** HB 7 *** CCS SCS HCS HB 7 0007L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 7 - Economic Development, Insurance & Labor and Industrial Relations

ECONOMIC DEVELOPMENT

	Governor	House
GR	$ 48,334,391	$ 44,960,855
FEDERAL	163,506,782	163,261,784
OTHER	74,724,671	74,612,613
TOTAL	$274,883,934	$282,835,252

	Senate	Final
GR	$ 39,596,717	$ 40,696,717
FEDERAL	163,001,784	163,032,156
OTHER	68,435,407	73,435,407

TOTAL	$271,043,908	$277,164,280

INSURANCE

	Governor	House
GR	$ 0	$ 0
FEDERAL	450,000	450,000
OTHER	14,036,435	13,848,508
TOTAL	$ 14,486,435	$ 14,298,508

	Senate	Final
GR	$ 0	$ 0
FEDERAL	600,000	600,000
OTHER	13,848,508	13,848,508
TOTAL	$ 14,448,508	$ 14,448,508

LABOR AND INDUSTRIAL RELATIONS

	Governor	House
GR	$ 2,999,906	$ 2,653,917
FEDERAL	60,731,167	60,408,140
OTHER	102,536,838	102,476,778
TOTAL	$166,267,911	$165,538,835

	Senate	Final
GR	$ 2,801,719	$ 2,892,830
FEDERAL	60,408,140	60,408,140
OTHER	102,476,778	102,476,778
TOTAL	165,686,637	$165,777,748

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H782)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/05/2005 Public Hearing Held (H)
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1059-1060 / S688)
04/14/2005 S First Read (S688)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0007S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S765)
04/26/2005 SA 1 to SCS S offered & adopted (Gross)--(0007S03.01S) (S794)
04/26/2005 SCS, as amended, S adopted (S794)
04/26/2005 S Third Read and Passed (S794 / H1275-1276)
04/27/2005 H refuses to concur in SCS (H1301 / S820)
04/27/2005 H requests S recede or grant conference (H1301 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1304)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S820 / H1304)

04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Spreng, Boykins (H1305 / S833)
05/03/2005 H submits CCR/CCS (0007L.04S) (H1484)
05/04/2005 CCR H adopted (H1485)
05/04/2005 CCS H Third Read and Passed (H1486 / S1007)
05/04/2005 CCR S offered & adopted (S1007)
05/04/2005 CCS S Third Read and Passed (S1008)
05/04/2005 Truly Agreed To and Finally Passed (S1008)

EFFECTIVE: July 1, 2005

*** HB 8 *** CCS SCS HCS HB 8 0008L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 8 - Public Safety

.	Governor	House
GR	$ 62,232,660	$ 60,038,308
FEDERAL	72,632,220	73,980,467
OTHER	250,383,433	248,905,797
TOTAL	$385,248,313	$382,924,572

.	Senate	Final
GR	$ 59,636,745	$ 64,794,502
FEDERAL	73,980,467	73,980,467
OTHER	258,261,053	249,120,123
TOTAL	$391,878,265	$387,895,092

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H782)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/05/2005 Public Hearing Held (H)
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1060-1061 / S688)
04/14/2005 S First Read (S688)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0008S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S765)
04/26/2005 SA 1 to SCS S offered & adopted (Gross)--(0008S03.04S) (S795)
04/26/2005 SCS, as amended, S adopted (S795)
04/26/2005 S Third Read and Passed (S795 / H1276)
04/27/2005 H refuses to concur in SCS (H1301 / S820)
04/27/2005 H requests S recede or grant conference (H1301 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1304)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S822 / H1304)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Wildberger, Roorda (H1305 / S833)
05/03/2005 H submits CCR/CCS (0008L.04S) (H1486)
05/04/2005 CCR H adopted (H1487)
05/04/2005 CCS H Third Read and Passed (H1488 / S1008)
05/04/2005 CCR S offered & adopted (S1009)
05/04/2005 CCS S Third Read and Passed (S1009)

05/04/2005 Truly Agreed To and Finally Passed (S1009)

EFFECTIVE: July 1, 2005

*** HB 9 *** CCS SCS HCS HB 9 0009L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 9 - Corrections

.	Governor	House
GR	$538,036,406	$510,966,041
FEDERAL	8,162,175	8,139,981
OTHER	42,821,101	44,280,622
.		
TOTAL	$589,019,682	$563,386,644

.	Senate	Final
GR	$516,768,254	$516,768,254,
FEDERAL	8,139,981	8,139,981
OTHER	42,840,685	42,840,685
.		
TOTAL	$567,748,920	$567,748,920

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H782)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/05/2005 Public Hearing Held (H)
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H964)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1061-1062 / S688)
04/14/2005 S First Read (S688)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0009S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S765)
04/26/2005 SCS S adopted (S795-796)
04/26/2005 S Third Read and Passed (S796 / H1276)
04/27/2005 H refuses to concur in SCS (H1301 / S820)
04/27/2005 H requests S recede or grant conference (H1301 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1304)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S821 / H1304)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Brown(50), Wildberger (H1305 / S833)
05/03/2005 H submits CCR/CCS (0009L.04S) (H1502)
05/05/2005 CCR H adopted (H1502-1503)
05/05/2005 CCS H Third Read and Passed (H1503-1504 / S1018)
05/05/2005 CCR S offered & adopted (S1018-1019)
05/05/2005 CCS S Third Read and Passed (S1019)
05/05/2005 Truly Agreed To and Finally Passed (S1019)

EFFECTIVE: July 1, 2005

*** HB 10 *** CCS SCS HCS HB 10 0010L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 10 - Mental Health & Health

MENTAL HEALTH

	Governor	House
GR	$489,603,006	$504,028,777
FEDERAL	410,745,281	418,188,662
OTHER	35,483,123	35,468,138
TOTAL	$955,831,410	$957,685,577

	Senate	Final
GR	$510,503,227	$516,408,237
FEDERAL	413,806,110	420,634,421
OTHER	35,837,786	35,837,786
TOTAL	$960,147,123	$972,880,444

HEALTH

	Governor	House
GR	$213,446,814	$223,245,912
FEDERAL	576,244,118	571,049,758
OTHER	55,743,969	55,698,198
TOTAL	$845,434,901	$849,993,868

	Senate	Final
GR	$207,203,350	$216,098,620
FEDERAL	552,453,438	564,482,938
OTHER	51,777,756	51,777,756
TOTAL	$811,434,544	$832,359,314

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H782)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/06/2005 Public Hearing Held (H)
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H945)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H945)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H965)
04/12/2005 Taken up for perfection (H)
04/12/2005 Laid Over (H)
04/14/2005 Third read and passed (H) (H1062-1063 / S689)
04/14/2005 S First Read (S689)
04/18/2005 Second Read and Referred S Appropriations Committee (S697)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0010S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S765)
04/27/2005 SA 1 to SCS S offered & adopted (Graham)--(0010S03.03S) (S805-806)
04/27/2005 SA 2 to SCS S offered & adopted (Green)--(0010S03.01S) (S806)
04/27/2005 SA 3 to SCS S offered & defeated (Days)--(0424S04.18S) (S806-807)
04/27/2005 SCS, as amended, S adopted (S807)
04/27/2005 S Third Read and Passed (S807 / H1297-1298)

04/27/2005 H refuses to concur in SCS, as amended (H1301 / S820)
04/27/2005 H requests S recede or grant conference (H1301 / S820)
04/27/2005 S refuses to recede and grants conference (S821 / H1305)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S821 / H1305)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Donnelly, Johnson(61) (H1305 / S833)
05/03/2005 H submits CCR/CCS (0010L.04S) (H1504)
05/05/2005 CCR H adopted (H1504-1505)
05/05/2005 CCS H Third Read and Passed (H1505-1506 / S1019)
05/05/2005 CCR S offered & adopted (S1019-1020)
05/05/2005 CCS S Third Read and Passed (S1020)
05/05/2005 Truly Agreed To and Finally Passed (S1020)

EFFECTIVE: July 1, 2005

*** HB 11 *** CCS SCS HCS HB 11 0011L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 11 - Social Services

.	Governor	House
GR	$1,313,348,662	$1,263,993,308
FEDERAL	3,277,707,305	3,285,978,916
OTHER	1,270,939,883	1,305,233,975
TOTAL	$5,861,995,850	$5,855,206,199

.	Senate	Final
GR	$1,296,222,298	$1,260,393,802
FEDERAL	3,400,663,573	3,344,596,550
OTHER	1,362,048,236	1,359,204,109
TOTAL	$6,058,934,107	$5,964,194,461

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H782)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/05/2005 Public Hearing Held (H)
04/06/2005 Hearing continued
04/07/2005 Hearing continued
04/08/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H946)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H946)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H965)
04/12/2005 Taken up for perfection (H) (H980)
04/12/2005 Laid Over (H) (H980)
04/13/2005 Taken up for perfection (H) (H1015)
04/13/2005 HCS adopted in House (H) (H1031)
04/13/2005 Perfected with amendments (H) (H1015)
04/14/2005 Third Read and Passed (H) (H1063-1064)
04/18/2005 S First Read (S699)
04/19/2005 Second Read and Referred S Appropriations Committee (S712)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0011S.03C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S765)
04/27/2005 SA 1 to SCS S offered & adopted (Dougherty)--(0011S03.02S) (S808)
04/27/2005 SA 2 to SCS S offered & adopted (Dougherty)--(0011S03.03S) (S808)
04/27/2005 SA 3 to SCS S offered & withdrawn (Days)--(0011S03.01S) (S808-809)
04/27/2005 SA 4 to SCS S offered & adopted (Gross)--(0011S03.01F) (S809)
04/27/2005 SCS, as amended, S adopted (S809)

04/27/2005 S Third Read and Passed (S809 / H1298-1299)
04/27/2005 H refuses to concur in SCS, as amended (H1301 / S820-821)
04/27/2005 H requests S recede or grant conference (H1301 / S820-821)
04/27/2005 S refuses to recede and grants conference (S821 / H1305)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S822 / H1305)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, Donnelly, El-Amin (H1305 / S834)
05/03/2005 H submits CCR/CCS (0011L.04S) (H1506)
05/05/2005 CCR H adopted (H1506-1508)
05/05/2005 CCS H Third Read and Passed (H1509 / S1025)
05/05/2005 CCR S offered & adopted (S1025-1026)
05/05/2005 CCS S Third Read and Passed (S1026)
05/05/2005 Truly Agreed To and Finally Passed (S1026)

EFFECTIVE: July 1, 2005

*** HB 12 *** CCS SCS HB 12 0012L.03S

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 12 - Elected Officials, Judiciary, Public Defender & General Assembly

ELECTED OFFICIALS

	Governor	House
GR	$ 43,730,676	$ 45,472,777
FEDERAL	74,914,507	75,404,353
OTHER	42,475,162	44,127,316
TOTAL	$161,120,345	$165,004,446

	Senate	Final
GR	$ 40,075,299	$ 42,922,819
FEDERAL	75,071,079	75,071,079
OTHER	42,722,361	44,248,716
TOTAL	$157,868,739	$162,242,614

JUDICIARY

	Governor	House
GR	$141,739,476	$143,405,934
FEDERAL	12,918,360	12,881,488
OTHER	9,230,068	9,212,166
TOTAL	$163,887,904	$165,499,588

	Senate	Final
GR	$140,280,764	$140,367,340
FEDERAL	12,881,488	12,881,488
OTHER	9,212,166	9,212,166
TOTAL	$162,374,418	$162,460,994

PUBLIC DEFENDER

	Governor	House
GR	$28,693,128	$ 28,213,282
FEDERAL	125,000	125,000

OTHER	1,968,743	1,968,134
TOTAL	$30,786,871	$ 30,306,416

.	Senate	Final
GR	$28,463,282	$ 28,463,282
FEDERAL	125,000	125,000
OTHER	1,968,134	1,968,134
TOTAL	$30,556,416	$ 30,556,416

GENERAL ASSEMBLY

.	Governor	House
GR	$31,533,926	$ 31,211,685
FEDERAL	0	0
OTHER	192,910	192,691
TOTAL	$31,726,836	$ 31,404,376

.	Senate	Final
GR	$31,008,402	$ 30,968,402
FEDERAL	0	0
OTHER	192,691	192,691
TOTAL	$31,201,093	$ 31,161,093

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H782)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/05/2005 Public Hearing Held (H)
04/08/2005 Executive Session Held (H)
04/08/2005 Reported Do Pass (H) (H946)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H946)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H965)
04/12/2005 Taken up for perfection (H) (H980)
04/12/2005 Laid Over (H) (H980)
04/13/2005 Taken up for perfection (H) (H1016)
04/13/2005 Perfected with amendments (H) (H1016)
04/14/2005 Third Read and Passed (H) (H1064-1065)
04/18/2005 S First Read (S699)
04/19/2005 Second Read and Referred S Appropriations Committee (S712)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0012S.02C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S765)
04/27/2005 SA 1 to SCS S offered & adopted (Graham)--(0012S03.01S) (S810)
04/27/2005 SCS, as amended, S adopted (S810)
04/27/2005 S Third Read and Passed (S810 / H1299)
04/27/2005 H refuses to concur SCS, as amended (H1301 / S821)
04/27/2005 H requests S recede or grant conference (H1301 / S821)
04/27/2005 S refuses to recede and grants conference (S821 / H1305)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S822 / H1305)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, LeVota, Storch (H1305 / S834)
05/03/2005 H submits CCR/CCS (0012L.03S) (H1509-1510)
05/05/2005 CCR H adopted (H1510)
05/05/2005 CCS H Third Read and Passed (H1511 / S1026)
05/05/2005 CCR S offered & adopted (S1026-1027)
05/05/2005 CCS S Third Read and Passed (S1027-1028)

05/05/2005 Truly Agreed To and Finally Passed (S1028)

EFFECTIVE: July 1, 2005

*** HB 13 *** CCS SCS HB 13 0013L.03T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

HB 13 - Statewide Leasing

.	Governor	House
GR	$ 24,845,437	$ 23,709,741
FEDERAL	13,828,112	13,607,865
OTHER	5,058,818	4,997,724
TOTAL	$ 43,732,367	$ 42,315,330

.	Senate	Final
GR	$ 23,865,502	
FEDERAL	13,607,866	
OTHER	4,997,725	
TOTAL	$ 42,471,093	

MARTY DREWEL

03/30/2005 Introduced and read first time (H) (H783)
03/31/2005 Read second time (H) (H791)
03/31/2005 Referred: Budget (H) (H816)
04/07/2005 Public Hearing Held (H)
04/08/2005 Executive Session Held (H)
04/08/2005 Reported Do Pass (H) (H946)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H946)
04/11/2005 Executive Session Held (H)
04/11/2005 Reported Do Pass (H) (H965)
04/12/2005 Taken up for perfection (H) (H980)
04/12/2005 Laid Over (H) (H980)
04/13/2005 Taken up for perfection (H) (H1025)
04/13/2005 Perfected (H) (H1025)
04/14/2005 Third Read and Passed (H) (H1065-1066)
04/18/2005 S First Read (S700)
04/19/2005 Second Read and Referred S Appropriations Committee (S712)
04/19/2005 Hearing Conducted S Appropriations Committee
04/21/2005 SCS Voted Do Pass S Appropriations Committee (0013S.02C)
04/25/2005 Reported from S Appropriations Committee to Floor w/SCS (S765)
04/27/2005 SCS S adopted (S811)
04/27/2005 S Third Read and Passed (S811 / H1299-1300)
04/27/2005 H refuses to concur in SCS (H1301 / S821)
04/27/2005 H requests S recede or grant conference (H1301 / S821)
04/27/2005 S refuses to recede and grants conference (S821 / H1305)
04/27/2005 S conferees appointed: Gross, Nodler, Purgason, Dougherty, Green (S822 / H1305)
04/27/2005 H conferees appointed: Lager, Icet, Stefanick, LeVota, Storch (H1305 / S834)
05/03/2005 H submits CCR/CCS (0013L.03S) (H1511)
05/05/2005 CCR H adopted (H1512)
05/05/2005 CCS H Third Read and Passed (H1513 / S1028)
05/05/2005 CCR S offered & adopted (S1028-1029)
05/05/2005 CCS S Third Read and Passed (S1029)
05/05/2005 Truly Agreed To and Finally Passed (S1029)

EFFECTIVE: July 1, 2005

*** HB 14 *** CCS SCS HCS HB 14 0014L.04T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

CCS/SCS/HCS/HB 14 - Supplemental Appropriations

.	Governor	House
GR	$116,940,624	$ 96,792,916
FEDERAL	149,443,934	116,271,319
OTHER	9,676,203	9,671,203
TOTAL	$276,060,761	$222,735,438

.	Senate	Final
GR	$ 87,037,934	$ 94,288,842
FEDERAL	108,152,653	116,271,319
OTHER	6,671,203	6,971,203
TOTAL	$201,861,790	$217,531,364

MARTY DREWEL

02/08/2005 Introduced and read first time (H) (H268)
02/09/2005 Read second time (H) (H274)
02/09/2005 Referred: Budget (H) (H274)
02/10/2005 Public Hearing Held (H)
02/17/2005 Hearing continued
02/22/2005 Executive Session Held (H)
02/22/2005 HCS Reported Do Pass (H) (H380)
02/22/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H380)
02/23/2005 Executive Session Held (H)
02/23/2005 Reported Do Pass (H) (H387)
03/07/2005 HCS adopted in House (H) (H495)
03/07/2005 Perfected (H) (H495)
03/08/2005 Third read and passed (H) (H508)
03/08/2005 S First Read (S396)
03/09/2005 Second Read and Referred S Appropriations Committee (S406)
03/10/2005 Hearing Conducted S Appropriations Committee
03/10/2005 SCS Voted Do Pass S Appropriations Committee (0014S.03C)
03/10/2005 Reported from S Appropriations Committee to Floor w/SCS (S430)
03/16/2005 SA 1 to SCS S offered & withdrawn (Scott)--(0014S03.01F) (S471)
03/16/2005 SA 2 to SCS S offered & adopted (Gross)--(0014S03.01S) (S471)
03/16/2005 SCS, as amended, S adopted (S471)
03/16/2005 S Third and Passed (S471 / H663)
03/17/2005 H refused to concur in SCS, as amended (H690 / S495)
03/17/2005 H requests S recede or grant conference (H690 / S495)
03/17/2005 S refused to recede & granted conference (S496 / H712)
03/17/2005 S conferees appointed: Gross, Nodler, Champion, Dougherty, Bray (S496 / H712)
03/22/2005 House conferees appointed: Lager, Icet, Sutherland, LeVota, Shoemyer (H712 / S511)
04/01/2005 CCR/CCS H submitted (0014L.04S) (H838-839)
04/05/2005 CCR/CCS H adopted (H875-876)
04/05/2005 H Third Read & Passed (H876-877 / S581-582)
04/05/2005 CCR/CCS S offered & adopted (S581-582)
04/05/2005 S Third Read and Passed (S582 / H881)
04/05/2005 Truly Agreed To and Finally Passed (S582 / H881)
04/07/2005 Signed by House Speaker (H921)
04/07/2005 Signed by Senate President (S604)
04/07/2005 Delivered to Governor (H921)
04/09/2005 Signed by Governor

HCS HB 15 Lager, Brad
********** NO BILL SUMMARY **********

04/25/2005 Introduced and read first time (H) (H1222)
04/26/2005 Read second time (H) (H1232)
04/26/2005 Referred: Budget (H) (H1273)
04/27/2005 Public Hearing Held (H)
04/27/2005 Executive Session Held (H)
04/27/2005 HCS Reported Do Pass (H) (H1306)
04/27/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H1306)
05/03/2005 HCS adopted (H1406)
05/03/2005 Perfected (H1406)
05/03/2005 Third read and passed (H) (H1426-1427 / S976)
05/03/2005 S First Read (S976)
05/04/2005 Second Read and Referred S Appropriations Committee (S985)
05/04/2005 Hearing Conducted S Appropriations Committee
05/04/2005 Voted Do Pass S Appropriations Committee
05/04/2005 Reported from S Appropriations Committee to Floor (S1005)
05/05/2005 S Third Read and Passed (S1016)
05/05/2005 Truly Agreed To and Finally Passed (S1016)

*** HB 18 *** HCS HB 18 0018L.02T

HOUSE HANDLER: Lager

HCS/HB 18 - Maintenance & Repair

.	Governor	House
GR	$ 81,086,755	$ 81,086,755
FEDERAL	6,624,884	6,050,002
OTHER	26,066,613	25,757,061
TOTAL	$113,778,252	$112,893,818

.	Senate	Final
GR	$ 81,086,755	$ 81,086,755
FEDERAL	6,050,002	6,050,002
OTHER	25,757,061	25,757,061
TOTAL	$112,893,818	$112,893,818

MARTY DREWEL

04/20/2005 Introduced and read first time (H) (H1173)
04/21/2005 Read second time (H) (H1182)
04/21/2005 Referred: Budget (H) (H1194)
04/26/2005 Public Hearing Held (H)
04/26/2005 Executive Session Held (H)
04/26/2005 HCS Reported Do Pass (H) (H1273)
04/26/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H1273)
04/28/2005 Executive Session Held (H)
04/28/2005 Reported Do Pass (H) (H1336)
05/03/2005 HCS H adopted (H1406)
05/03/2005 Perfected (H1406)
05/03/2005 Third read and passed (H) (H1427-1428 / S976)
05/03/2005 S First Read (S976)
05/04/2005 Second Read and Referred S Appropriations Committee (S985)
05/04/2005 Hearing Conducted S Appropriations Committee
05/04/2005 Voted Do Pass S Appropriations Committee
05/04/2005 Reported from S Appropriations Committee to Floor (S1005)
05/05/2005 S Third Read and Passed (S1016-1017)
05/05/2005 Truly Agreed To and Finally Passed (S1017)

EFFECTIVE: July 1, 2005

*** HB 19 *** SCS HCS HB 19 0019S.03T

SENATE SPONSOR: Gross HOUSE HANDLER: Lager

SCS/HCS/HB 19 - New Construction

.	Governor	House
GR	$ 13,450,525	$ 16,650,525
FEDERAL	112,650,422	112,650,422
OTHER	57,041,360	57,591,360
TOTAL	$183,142,307	$186,892,307

.	Senate	Final
GR	$ 13,700,525	$ 13,700,525
FEDERAL	112,650,422	112,650,422
OTHER	56,635,174	56,635,174
TOTAL	$182,986,121	$182,986,121

MARTY DREWEL

04/20/2005 Introduced and read first time (H) (H1173)
04/21/2005 Read second time (H) (H1182)
04/21/2005 Referred: Budget (H) (H1194)
04/26/2005 Public Hearing Held (H)
04/26/2005 Executive Session Held (H)
04/27/2005 HCS Reported Do Pass (H) (H1306)
04/27/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H1306)
05/03/2005 Reported Do Pass H Rules Committee (H1404)
05/03/2005 HCS H adopted (H1406)
05/03/2005 Perfected (H1406)
05/03/2005 Third read and passed (H) (H1428-1429)
05/03/2005 S First Read (S976)
05/04/2005 Second Read and Referred S Appropriations Committee (S985)
05/04/2005 Hearing Conducted S Appropriations Committee
05/04/2005 SCS Voted Do Pass S Appropriations Committee
05/04/2005 Reported from S Appropriations Committee to Floor w/SCS (S1005)
05/05/2005 SA 1 to SCS S offered (Barnitz)--(0019S03.01F) (S1017)
05/05/2005 SA 1 to SA 1 to SCS S offered & adopted (Crowell)--(0019S03.02F) (S1017)
05/05/2005 SA 1 to SCS, as amended, S defeated (S1017-1018)
05/05/2005 SCS S adopted (S1018)
05/05/2005 S Third Read and Passed (S1018)
05/05/2005 H concurs in SCS (H1514-1515)
05/05/2005 H Third Read and Passed (H1515-1516 / S1031)
05/05/2005 Truly Agreed To and Finally Passed (H1516-1517 / S1031)

EFFECTIVE: July 1, 2005

*** HB 33 *** 0185L.01P

SENATE SPONSOR: Shields HOUSE HANDLER: Phillips

HB 33 - This act designates the North American Bullfrog as the official amphibian of the state of Missouri.
MEGAN WORD

12/01/2004 Prefiled (H)
01/05/2005 Read first time (H) (H18)
01/06/2005 Read second time (H) (H31)
02/10/2005 Referred: Conservation and Natural Resources (H) (H282)
03/03/2005 Public Hearing Held (H)

03/09/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H588)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H588)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H792-793 / S559)
03/31/2005 S First Read (S559)
04/04/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S571)
04/13/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
04/13/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee-Consent
04/13/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor - Consent
05/09/2005 S Consent Calendar (4/13)

EFFECTIVE: August 28, 2005

*** HB 36 *** HCS HB 36 0181L.05P

HOUSE HANDLER: Davis

HCS/HB 36 - This act provides that nothing in state law shall encroach on a mother's right to give birth in the setting and with any caregiver of her choice. A caregiver under this act includes a person who provides midwifery services. The service of midwifery is not the practice of medicine, nursing, nurse-midwifery, or any other medical or healing practice.

A caregiver who assists the mother shall not be subject to prosecution under state law, if such caregiver exercises in good faith a reasonable degree of care or service.

Every midwife shall explain and present a written disclosure statement to all client or potential clients outlining his or her education and training as a midwife, number of years of experience and of women served, and explaining the possible risks and an emergency plan.

No physician, certified nurse midwife, or hospital providing emergency medical care or treatment using midwifery services shall be liable for any civil damages for any act or omission resulting from the rendering of such services, except in the case of gross negligence or willful misconduct.
ADRIANE CROUSE

12/01/2004 Prefiled (H)
01/05/2005 Read first time (H) (H18)
01/06/2005 Read second time (H) (H31)
02/10/2005 Referred: Children and Families (H) (H282)
03/02/2005 Public Hearing Held (H)
03/16/2005 Executive Session Held (H)
03/16/2005 HCS Reported Do Pass (H) (H671)
03/16/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H671)
03/31/2005 Reported Do Pass (H) (H820)
04/19/2005 Taken up for perfection (H) (H1117)
04/19/2005 Laid Over (H) (H1117)
04/19/2005 Taken up for perfection (H) (H1133)
04/19/2005 HCS adopted in House (H) (H1134)
04/19/2005 Perfected with amendments (H) (H1133)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S756)
04/25/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S775)
05/03/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee

EFFECTIVE: August 28, 2005

*** HB 40 *** 0210L.02T

SENATE SPONSOR: Engler HOUSE HANDLER: Tilley

HB 40 - The act allows taxpayers and registered voters of a county to be members on a board of

directors for any industrial development corporation formed by any municipality located within a county of the second classification. Prior to this act, the directors in such a county were required to be voters and taxpayers in the municipality.
ANDY LYSKOWSKI

12/01/2004 Prefiled (H)
01/05/2005 Read first time (H) (H18)
01/06/2005 Read second time (H) (H31)
01/25/2005 Referred: Local Government (H) (H147)
01/27/2005 Public Hearing Held (H)
02/10/2005 Executive Session Held (H)
02/22/2005 Reported Do Pass by Consent (H) (H381)
02/22/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H381)
02/28/2005 Executive Session Held (H)
03/01/2005 Executive Session Held (H)
03/01/2005 Rules - Reported Do Pass by Consent (H) (H438)
03/09/2005 Perfected by Consent (H) (H559)
03/15/2005 Third read and passed (EC adopted) (H) (H634-635 / S458)
03/15/2005 S First Read (w/EC) (S458)
03/30/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S527)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S625)
04/25/2005 S Third and Passed - Consent (S770)
04/25/2005 Truly Agreed To and Finally Passed (S770 / H1222)
05/02/2005 Signed by House Speaker (H1390)
05/02/2005 Signed by Senate President (S870)
05/02/2005 Delivered to Governor (H1390)

EFFECTIVE: Emergency Clause

*** HB 43 *** 0135L.01T

SENATE SPONSOR: Taylor HOUSE HANDLER: Wallace

HB 43 - This act designates a portion of U. S. Highway 160 from State Route 76 to State Route 125 as the "Rick Harmon Memorial Highway".
STEPHEN WITTE

12/01/2004 Prefiled (H)
01/05/2005 Read first time (H) (H18)
01/06/2005 Read second time (H) (H31)
01/25/2005 Referred: Transportation (H) (H147)
02/02/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H555)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H616)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H755 / S537)
03/30/2005 S First Read (S537)
04/04/2005 Second Read and Referred S Transportation Committee (S570)
04/12/2005 Hearing Conducted S Transportation Committee
04/12/2005 Voted Do Pass S Transportation Committee-Consent
04/12/2005 Reported from S Transportation Committee to Floor - Consent (S646)
05/02/2005 S Third and Passed - Consent (S867 / H1392)
05/02/2005 Truly Agreed To and Finally Passed (H1392)

EFFECTIVE: August 28, 2005

*** HB 47 *** SCS HCS HB 47 0241S.03C

SENATE SPONSOR: Shields HOUSE HANDLER: Brown

SCS/HCS/HB 47 - This act requires trustees of consolidated public library districts to reside in the library district, as well as in the county they represent on the district board.

The act provides that the trustees in office as of August 28, 2005, who reside outside the district shall be deemed to have vacated their trusteeships and successors will be appointed.

This act contains an emergency clause.

SUSAN HENDERSON

12/01/2004 Prefiled (H)
01/05/2005 Read first time (H) (H18)
01/06/2005 Read second time (H) (H31)
01/25/2005 Referred: Local Government (H) (H147)
01/27/2005 Public Hearing Held (H)
02/24/2005 Executive Session Held (H)
02/24/2005 HCS Reported Do Pass by Consent (H) (H405)
02/24/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H405)
03/01/2005 Executive Session Held (H)
03/02/2005 Committee Vote To Reconsider (H)
03/02/2005 Executive Session Held (H)
03/02/2005 Rules - Reported Do Pass by Consent (H) (H468)
03/10/2005 Perfected by Consent (H) (H592)
03/15/2005 Third read and passed (EC defeated) (H) (H638-640 / S459)
03/15/2005 S First Read (S459)
03/30/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S527)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent (0241S.03C)
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S625)
04/25/2005 SCS S adopted (S771)
04/25/2005 S Third and Passed - Consent (S771 / H1221)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: Emergency Clause

*** HB 48 *** SCS HB 48 0382S.03C

SENATE SPONSOR: Callahan HOUSE HANDLER: Dougherty

SCS/HB 48 - This act establishes the procedure whereby the voters of the City of Independence can impose a sales tax for museums and tourism related activities. The tax shall be in increments of one-eighth of one percent up to a maximum of two percent on all retail sales of food within the city. The act includes the activities that are eligible for the tax revenue, the method of collecting the tax, and the procedure for repealing the tax. The act creates the "Museum Trust Fund" and the "Tourism-Related Trust Fund" for holding the revenue to be managed by the city treasurer and appropriated by the city council. Additionally, the property tax rate for certain Missouri history museum subdistricts may be increased by voter approval.

Additionally, when any tax, interest, or penalty imposed in relation to the St. Charles County Convention and Sports Facilities Authority is not paid when due, the authority may file for record a notice of lien in the recorder's office. The notice will specify the amount due and the name of the liable person. From the time of filing such notice, the amount of tax shall have the force and effect of a lien against the real and personal property of the business of such person or the facility giving rise to the tax.

Under this act, a lien may be released by filing a release of the lien executed by a duly authorized agent of the authority upon payment or upon receipt of sufficient security, or by final judgment holding such lien to have been erroneously imposed.

Each recorder shall receive statutory fee for the filing of each notice of lien and for each release of lien filed for record. The authority is authorized to collect an additional penalty from each taxpayer equal to the cost of filing a notice of lien or release with respect to such taxpayer.

Any person operating or managing a business or facility who owes taxes, penalty, or interest, or is required to file any report with the authority, must notify, in writing, the authority at least 10 days prior to any sale of the entire business or a major part thereof. The notice includes the name of the business or facility and the owner, the intended date of purchase, and the name of the person purchaser and person collecting the tax. Any person who takes with notice of delinquent tax or noncompliance is considered to be taking subject to any tax, penalty, or interest owed by the seller.

The authority shall have the power to bring a civil action to enjoin the operation of a business or facility, if the business or facility has a tax, penalty, or interest which is unpaid or is violation of the statutes relating to the authority.

ANDY LYSKOWSKI

12/01/2004 Prefiled (H)
01/05/2005 Read first time (H) (H19)
01/06/2005 Read second time (H) (H31)
01/25/2005 Referred: Ways and Means (H) (H147)
02/02/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
03/01/2005 Reported Do Pass (H) (H438)
03/01/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H438)
03/03/2005 Executive Session Held (H)
03/03/2005 Reported Do Pass (H) (H482)
03/09/2005 Perfected with amendments (H) (H547-549)
03/10/2005 Third read and passed (EC adopted) (H) (H579-581 / S432)
03/10/2005 S First Read (w/EC) (S432)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S570)
04/13/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/20/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee (0382S.03C)
04/21/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS (S748)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 49 *** HCS HBs 49 & 50 0368L.02P

SENATE SPONSOR: Wheeler HOUSE HANDLER: Jolly

HCS/HBs 49 & 50 - This act repeals a provision that allows first-time, nonviolent Class C or Class D felony offenders to petition the court for early release after serving 120 days of their sentence. Currently, crime victims and witnesses are required to be notified when a parole or release hearing is scheduled and when the Board of Probation and Parole makes a decision to release an offender. The act specifies that notice must also be given to crime victims and witnesses when an offender petitions for early release after the completion of a drug and alcohol treatment program, as well as when the circuit court releases an offender after the completion of a treatment program.

SUSAN HENDERSON

12/01/2004 Prefiled (H)
01/05/2005 Read first time (H) (H19)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Judiciary (H) (H174)
02/15/2005 Public Hearing Held (H)
02/22/2005 Executive Session Held (H)
02/23/2005 HCS Reported Do Pass (H) (H391)
02/23/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H391)
03/30/2005 Executive Session Held (H)
03/30/2005 Reported Do Pass (H) (H780)
04/19/2005 HCS adopted in House (H) (H1132)
04/19/2005 Perfected (H) (H1132)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S756)
04/25/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S775)

04/28/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee

EFFECTIVE: August 28, 2005

*** HB 53 *** SCS HB 53 0339S.03C

SENATE SPONSOR: Mayer HOUSE HANDLER: Swinger

SCS/HB 53 - This act designates a portion of U. S. Highway 412 from the eastern limits of the City of Kennett to the western limits of the City of Hayti as the "Governor John M. Dalton Memorial Highway".

This act designates the bridge crossing the Missouri River on Highway 13 between Lafayette and Ray Counties the "Congressman Ike Skelton Bridge". All signage costs shall be for through private sources (SCS/SB 233).

The act designates two bridges within Polk County. The bridge on state highway 123, crossing the Little Sac River, located approximately eight-tenths of a mile south of the city of Aldrich and Route T, within Polk County, shall be designated the "Ed Brown Bridge".

The bridge on state highway 215, crossing Turkey Creek, located within Polk County, shall be designated the "Glen Sharp Bridge".
STEPHEN WITTE

12/01/2004 Prefiled (H)
01/05/2005 Read first time (H) (H19)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Transportation (H) (H174)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H556)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H556)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H616)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H756 / S537)
03/30/2005 S First Read (S537)
04/04/2005 Second Read and Referred S Transportation Committee (S571)
04/12/2005 Hearing Conducted S Transportation Committee
04/12/2005 SCS Voted Do Pass S Transportation Committee-Consent (0339S.03C)
04/12/2005 Reported from S Transportation Committee to Floor w/SCS - Consent (S646)
05/02/2005 SCS S adopted (S867)
05/02/2005 S Third and Passed - Consent (S867-868 / H1392)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 56 *** HCS HB 56 0254L.04P

SENATE SPONSOR: Dolan HOUSE HANDLER: Threlkeld

HCS/HB 56 - This act provides that the anti-kickback, anti-rebating and other prohibited financial incentive provisions of Section 191.905 shall not apply to pharmaceutical programs that rebate a portion of health insurance copayments and coinsurance to multiple sclerosis patients or others suffering from chronic conditions who have been prescribed medicines for which there are no generic equivalents.
STEPHEN WITTE

12/03/2004 Prefiled (H)
01/05/2005 Read first time (H) (H19)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Professional Registration & Licensing (H) (H174)
02/09/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
02/24/2005 HCS Reported Do Pass by Consent (H) (H405)
02/24/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H405)
03/01/2005 Executive Session Held (H)
03/01/2005 Rules - Reported Do Pass by Consent (H) (H438)

03/09/2005 Perfected by Consent (H) (H559)
03/15/2005 Third read and passed (H) (H636-637 / S458)
03/15/2005 S First Read (S458)
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EFFECTIVE: August 28, 2005

*** HB 58 *** SS SCS HCS HB 58 0203S.07F

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Johnson

SS/SCS/HCS/HB 58 - This act relates to political subdivisions.

SECTIONS 44.045 & 105.711 - Under this act, if approved by the state emergency management agency during an emergency declared by the Governor or General Assembly, health care providers may be deployed to provide health care services.

In a declared state of emergency, the Dept. Of Health and the Division of Professional Registration may release otherwise confidential contact and licensure, registration, or certification information relating to health care providers, to agencies to facilitate deployment.

Currently, there are provisions which cap the amount of money that can be used from the state legal expense fund at various amounts for all claims arising out of and judgments based upon the same act or acts alleged in a single cause against different types of individuals. This act consolidates the different caps into a single standard.

In the case of a claim or judgment against an officer or employee of the state or an agency of the state, based upon conduct arising from his or her official duties that would give rise to a cause of action under Section 537.600, RSMo, the state legal expense fund shall not pay more than $500,000 for money damages. The state legal expense fund shall not pay more than the occurrence limitation established in Section 537.600 to 537.610, RSMo.

Moneys in the state legal expense fund shall be available for payment of a claim against a health care professional who is deployed during a state of emergency. For any claim or final judgment brought under subsection 2 of Section 105.711, such as the type above, payment from the state legal expense fund shall be the exclusive remedy.

SECTION 44.090 - This act allows the executive officer of any political subdivision to enter into mutual-aid agreements or agreements for reciprocal emergency aid. In time of emergency it shall be the duty of each local organization to render assistance in accordance with the mutual-aid arrangements or agreements.

The contracts agreed upon may provide for compensation and other terms. They may be for an indefinite period of time as long as a 60 day cancellation notice by either party. The contracts cannot be entered into for the purpose of reduction of staffing.

At the time of a significant emergency anywhere in the state or bordering states, the highest ranking official of a political subdivision available may render aid to any requesting political subdivision as long as he or she is in compliance with the policies of that jurisdiction. When responding to requests, political subdivisions will be subject to all provisions as if it were providing service in its own jurisdiction.

All political subdivisions, upon enactment of these provisions or an execution of an agreement, are automatically part of the Missouri statewide mutual aid system. A political subdivision can elect to not participate. It must provide a copy of the resolution doing so to the State Fire Marshal & State Emergency Management Agency.

This act specifies what organizations, people, and other entities shall be considered an emergency response agency.

Under this act, it shall be the responsibility of each political subdivision to adopt the National Incident

Management System promulgated by the U.S. Dept. Of Homeland Security. In the event of a disaster beyond the capabilities of a political subdivision, the governing body may request assistance and shall be done within the guidelines of the statewide mutual aid plan.

Any entity or individual that holds license, certificate, or other permit issued by a participating political subdivision or state, shall be deemed to hold such a position in the subdivision requesting assistance. Any political subdivision providing assistance shall receive appropriate reimbursement and such reimbursement must be in accordance with state and federal guidelines.

Applicable benefits normally available to personnel are also available to such persons when an injury or death occurs when rendering assistance to another political subdivision under this section. Responders shall be eligible for the same benefits that may be available to them for line of duty deaths.

All activities performed under these agreements are deemed to be governmental functions. For the purposes of liability, all participating political subdivisions responding are deemed employees of such participating political subdivision.

SECTIONS 49.093 & 55.160 - This act raises from $250 to $1,000 the value of property for which the county auditor in counties of the first and second classification and the county department officer in counties of the third and fourth classification is required to inventory.

SECTION 49.272 - This act authorizes the Jasper and Jefferson county commissions to impose by rule, regulation, or ordinance a civil fine of up to $1,000 for each violation of any rule, regulation, or ordinance adopted by the commission.

SECTION 50.343 - This 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 50.530 - Under this act, the budget officer:

- In counties of the first classification with more than 100,000 people according to the 1970 census, is appointed by the county commission

- In counties of the first classification with less than 100,000 people according to the 1970 census, is the county auditor

- In Cass County and counties of the second classification, is the presiding commissioner unless the commission designates the county clerk

- In counties of the third and fourth classification, is the county clerk.

SECTION 50.760 - This act requires county commissions without a purchasing agent to estimate county expenditures for supplies for the following year. The commission may authorize the purchase of supplies at a public action. No contract for a purchase is valid until the commission has approved a purchase order for the supplies for which bids were advertised and submitted.

SECTION 50.770 - This act specifies that "supplies" include materials, equipment, and contractual services but excludes regulated utility services.

SECTIONS 50.780 & 50.783 - This act authorizes competitive bids to be waived by the county commission under emergency circumstances or when there is only a single, feasible source for the supplies. A proposed purchase of more than $3,000 for a single, feasible source must be posted and a proposed purchase of more than $5,000 must be advertised.

SECTION 50.784 - This act authorizes the county commission to delegate its procurement authority to county departments provided that the department follows all the laws for purchasing, entering contracts, and keeping records. The delegation may allow the county departments to negotiate the purchase of services. No claim for payment will be certified by the commission unless accompanied by documentation. Any department given procurement authority must keep full and detailed records. Each instance of single feasible source purchasing authority over $5,000 must be specifically delegated by the commission.

SECTIONS 50.1176, 71.208, 104.802, 169.786 - This act provides the state, state authorities, board and commissions, counties, municipalities, and boards of education to establish a special pay plan under sections 401 (a) & 403 (b) of the federal Internal Revenue Code. The special pay plans established shall be subject to oversight under section 105.661, RSMo. Under this section, "special pay" refers to supplemental compensation given to public employees at the time of retirement for unused sick or vacation leave.

SECTION 52.317 - Currently, Section 52.317, RSMo, states that any county which must establish a "Tax Maintenance Fund" must also provide as much money as was designated in the approved budget in the previous year and must include the same percentage adjustments in compensation.

However, this act excludes capital improvements and equipment purchases from the amount of money required. It also requires that the same percentage adjustments for individual employees compensation be provided.

SECTIONS 54.010, 54.280, 54.320, 54.330, 65.110, 65.160, 65.460, 65.490, 65.600, 136.010, 136.160, 137.465, 137.585, 139.120, 139.350, 139.400, 139.420, 139.430, 139.440, 139.450, 139.460, 165.071, 242.560, 245.205, & 301.025 - Under this act, laws generally applicable to county collectors shall apply and govern county collector-treasurers except when they conflict with laws specifically applicable to county collector-treasurers, in which case, such laws shall govern.

This act provides that the treasurer ex officio collector of a county with township organization shall no longer retain such title, and shall instead, assume the office of collector-treasurer on March 1, 2007. Until such date the township collector shall continue to perform the same duties and be subject to the same requirements and liabilities until his or her term expires. On such date though, the township collector shall cease to perform his or her duties and shall promptly deliver to the collector-treasurer, all books, papers, records, and property pertaining to the office. Notwithstanding other provisions of law to the contrary, the collector-treasurer shall obtain and hold the same duties, powers, and obligations previously granted to, and held by, the township collector. The collector-treasurer will also continue to perform the duties of the current "treasurer ex officio collector". Provisions have been made so that the consolidation of the duties of these two positions does not result in conflict.

The county treasurer-collector will continue to be compensated in the same manner as when he or she was the treasurer ex officio collector and will post the same bond. The number deputies and assistants that are needed by a collector-treasurer shall be determined by the collector-treasurer, but he or she shall have no less than one full-time deputy. The fees collected on the total tax levied will be based on a scale and the money will be deposited into the general revenue fund of the county.

This act requires the treasurer-collector to collect a fee of one-half of one percent on all licenses, taxes, and all interest collected in order to be deposited in the county treasury. This money can only be used to complete the mailing of personal property tax statements and receipts.

This act eliminates provisions directed specifically at township collectors such as their election and requirement to take an oath. It also transfers the powers given to them with regard to collecting taxes to the treasurer-collector. Powers currently given to the treasurer ex officio collector that require interaction with the township collector have been transferred to other county officials such as the county clerk.

SECTION 59.005 - This act creates definitions for the terms "copying/reproducing" and "duplicate copies" in the provisions about the recorder of deeds.

SECTION 59.044 - This act provides that a recorder of deeds separate from circuit clerks in counties of the second, third, and fourth classification shall be paid statutory compensation as provided for in Section 50.334.

SECTION 64.215 - This act requires that the county commissioner and county highway engineer, as members of the county planning board, be nonvoting members in Cass County.

Currently, these individuals are members on the board with voting power in Cass County.

This portion of the act is identical to SB 259 (2005).

SECTION 67.055 - This act provides that any moneys received or collected to fund additional costs incurred by any county office shall be reviewed by the county budget officer when he or she is formulating the annual

budget and shall be used solely for the purposes outlined in statute.

SECTIONS 67.469 & 140.150 - This act adds special assessments for neighborhood improvement districts to the laws regarding the collection of property taxes and other local taxes. These assessments are allowed to be collected and assessed in the same manner as other local taxes.

SECTION 67.1003 - This act authorizes the City of Maryville to impose, upon voter approval, a transient guest tax of up to 5% on hotel and motel rooms.

This portion of the act is identical to HB 874 (2005).

SECTION 67.1062, 67.1069 & 67.1070 - The act changes the definition of "agency" in Chapter 67, RSMo, to include any entity which provides any service related to homeless persons, rather than just housing-related assistance.

This act also eliminates the provision in Section 67.1067, RSMo, requiring the inclusion of evidence that an agency is a nonprofit corporation when applying for funds to help provide homeless people with services.

Under this act, in order to qualify for funds an agency may be an entity which provides services related to homeless persons or meet the listed requirements. Currently, an agency must meet the listed requirements, which include having a diverse group of trustees and requiring employees to maintain confidentiality.

SECTION 67.1159 - When any tax, interest, or penalty imposed in relation to the St. Charles County Convention and Sports Facilities Authority is not paid when due, the authority may file for record a notice of lien in the recorder's office. The notice will specify the amount due and the name of the liable person. From the time of filing such notice, the amount of tax shall have the force and effect of a lien against the real and personal property of the business of such person or the facility giving rise to the tax.

Under this act, a lien may be released by filing a release of the lien executed by a duly authorized agent of the authority upon payment or upon receipt of sufficient security, or by final judgment holding such lien to have been erroneously imposed.

Each recorder shall receive statutory fee for the filing of each notice of lien and for each release of lien filed for record. The authority is authorized to collect an additional penalty from each taxpayer equal to the cost of filing a notice of lien or release with respect to such taxpayer.

Any person operating or managing a business or facility who owes taxes, penalty, or interest, or is required to file any report with the authority, must notify, in writing, the authority at least 10 days prior to any sale of the entire business or a major part thereof. The notice includes the name of the business or facility and the owner, the intended date of purchase, and the name of the person purchaser and person collecting the tax. Any person who takes with notice of delinquent tax or noncompliance is considered to be taking subject to any tax, penalty, or interest owed by the seller.

The authority shall have the power to bring a civil action to enjoin the operation of a business or facility, if the business or facility has a tax, penalty, or interest which is unpaid or is violation of the statutes relating to the authority.

SECTION 67.1305 - This act allows the governing body of any city or county to impose, by order or ordinance after voter approval, a sales tax for economic development purposes. The tax shall not be more than 1/2 of 1%. Any city or county that imposes a tax under sections 67.1300 or 67.1303 shall not impose this tax.

All sales tax collected pursuant to this section will be collected by the Director of Revenue, less 1% for the cost of collection. The money will be deposited into the "Local Option Economic Development Sales Tax Trust Fund". The director must keep records of the money in the trust fund and the records shall be open to the officers of the city, county, or the public. No later than the 10th day of each month, the director will distribute the money deposited in the trust fund during the previous month to the city or county which levied the tax.

If a city or county abolishes the tax, it must notify the director at least 90 days before the repeal. The director may order retention in the trust fund for a period of one year, of 2% of the amount collected after receipt of such notice of the repeal in order to cover possible refunds or overpayment and redeem dishonored

checks. After a year, the director will return the balance to the city or county and close the account.

Revenue generated by this tax cannot be used for retail development projects unless they are for redevelopment of downtown areas or historic projects. At least 20% of the revenue generated by this tax must be used for long-term economic development preparation. No more than 25% of the revenue generated may be used for administrative purposes.

Each city or county imposing this tax must establish an Economic Development Tax Board. The board is for volunteers and shall consist of five members for a city and seven members for a county, appointed by various local entities or officials.

The board, subject to approval of the governing body, shall consider economic development plans, economic development projects, or designations of an economic development area. It shall provide notice and hold hearings. The board will make recommendations to the governing body within 90 days of a hearing and the governing body will then have the final determination on use and expenditure of money from the trust fund. There are specific requirements that projects and plans outside of the city or county must meet in order for the board to make a recommendation to use such trust fund money.

When this tax is imposed within a special taxing district, it shall be excluded from the calculation of revenues available to such districts and no revenues from the tax will be used for the purposes of such district unless recommended by the board and approved by the governing body.

The board must report at least annually to the governing body on the use of the money in the trust fund and on progress of any plan, project, or designation adopted. It must also submit a report each year by March 1 to the Joint Committee on Economic Development.

Any city or county which adopts this sales tax may submit the question of repeal to the voter on any date.

SECTION 67.1350 - This act allows Warrensburg to annex areas along a road or highway up to 2.5 miles from the existing city boundaries.

This section is identical to HCS/HB 215 (2005).

SECTIONS 67.1401 & 67.1451 - This act redefines the term "owner" in the "Community Improvement District Act". It also allows for each director of a Community Improvement District Board in Springfield to be either: 1) an owner of real property within the district; 2) a legally authorized representative of a property owner; or 3) a registered voter within the district.

In Springfield, if there are less than 5 owners of real property located within a district, the board may be comprised of up to 5 legally authorized representatives of such property owners.

SECTION 67.1754 - This act allows grant proceeds to be used to fund any recreation program or park improvement in St. Louis County.

SECTION 67.1775 & SECTIONS 210.860 & 210.861 - The act modifies some of the ballot language to allow for lawful collection of the revenues derived from the local sales tax. The "Community Children's Services Fund" is created. All revenues collected under the local sales tax, less one percent for the cost of collection, will first be deposited in the state's general revenue fund and then transferred to the Community Children's Services Fund.

The act modifies language in Section 210.860, RSMo, to allow the City of St. Louis to impose a property tax of a twenty-five cents on each one hundred dollars of assessed valuation on taxable property for services for the purpose of providing counseling, family support, and temporary residential services to persons eighteen years of age or less and those services described in Section 210.861. Under current law, this section provided for the same twenty-five cent property tax to be levied for the purpose of providing counseling, family support, and temporary residential services to persons eighteen years of age or less. Revenues derived from this tax shall be deposited in the county treasury to the credit of the Community Children's Services Fund to provide funds for counseling and related services to children and youth in the county which will promote healthy lifestyles among children and youth and strengthen families.

SECTION 67.1809 - This act specifies the jurisdiction of the regional taxicab commission. Under this act, the

regional taxicab commission may exercise jurisdiction over any person who engages in the business of transporting passengers in commerce, wholly within the regional taxicab district, in any motor vehicle designed or used to transport not more than eight passengers including the driver.

The jurisdiction of the regional taxicab commission shall not apply to:

(1) Operators who are required to be licensed, supervised and regulated by the state highways and transportation commission. The regional taxicab commission's jurisdiction shall not extend to motor vehicles transporting passengers within the district in interstate commerce, and those interstate operations are subject to the powers of the state highways and transportation commission;

(2) Motor vehicles that are operated exclusively by not-for-profit corporations or governmental entities, whose operations within the regional taxicab district are subsidized, wholly or in part, with public transit funding (federal or state);

(3) Vehicles that transport one or more passengers upon the public highways in a continuous journey from a place of origin within the regional taxicab district to a destination outside the district, or from a place of origin outside the district to a destination within the district, either with or without a return trip to the point of origin.

Every person, partnership or corporation who becomes subject to the jurisdiction of the regional taxicab commission which was previously under the jurisdiction (through permit or certificate) of the state highways and transportation commission is deemed to be licensed, permitted and authorized by the regional taxicab commission, and the vehicles and drivers used by such motor carriers are hereby deemed to be licensed, permitted and authorized by the regional taxicab commission to operate and engage in the transportation of passengers within the regional taxicab district, to the same extent as they were formerly licensed, permitted and authorized by the highways and transportation commission on August 27, 2005. Such motor carriers, drivers and vehicles are exempt from applying for any license, certificate, permit or other credential issued or required by the regional taxicab commission, except that the regional taxicab commission may, after December 31, 2005, require such motor carriers and drivers to apply and pay the regular fees for annual renewals of such licenses, permits, certificates or other credentials, pursuant to uniform requirements applicable to all motor carriers, vehicles and drivers operating within the regional taxicab district.

SECTION 67.1850 - This act extends authority to all cities and counties to develop geographic information systems and the ability to charge for the use of the systems.

SECTION 71.794 - This act eliminates the requirement that the notice of a hearing for a proposed special business district be sent by registered or certified mail with a return receipt attached.

SECTION 79.600 - This act allows for an unincorporated area of the county that is to be used for a recycling facility to be annexed to Eureka if the municipality and county adopt reciprocal ordinances. The elected officials of Eureka must first receive consent from the property owners of the unincorporated area. They must believe that its in the best interest of the city for the facility to be located in the municipality. The subject parcel shall be considered contiguous and compact with the if it is located within 2 miles of the city by means of railraod line owned property

SECTION 82.291 - This act extends the expiration date of Section 82.291, RSMo, to August 28, 2008, which makes property owners in Hazelwood liable for removal of all derelict vehicles that are not properly stored if they are deemed to be a public nuisance.

SECTIONS 82.301 to 82.305 - This act provides that a neighborhood organization representing persons aggrieved by a code violation may seek injunctive and other equitable relief in the circuit court for abatement of the nuisance upon showing: 1) The notice requirements have been satisfied; and 2) The nuisance still exists and has not been abated.

This act limits when such an action may be brought. It must be at least 60 days after the organization sends notice to the appropriate municipal agency. The action may not be brought if the municipal code enforcement agency has filed an action for equitable relief from the nuisance. Also, it must be at least 60 days after the organization sends notice to the tenant and property owner. If notice by mail is not returned, is refused, or signed for by a person other than the addressee, notice can be given by sending a copy by mail and posting a copy on the property.

This act requires notice to include the nature of the alleged nuisance, the date and time it was first discovered, the location of the nuisance, and the relief sought.

In filing a suit, an officer of the neighborhood organization shall certify to the court that the organization has taken steps to satisfy the notice requirements and that each condition needed for filing has been met.

Under this act, an action may not be brought against an owner of residential rental property unless a notice of violation has first been issued by an appropriate municipal code enforcement agency and remains outstanding after 45 days.

If a violation notice is an essential element of the municipal enforcement action, a copy of the notice signed by an official from the agency shall be prima facie evidence of the facts within the notice. A notice of abatement issued by the agency is evidence that the plaintiff is not entitled to the requested relief.

Under this act, a proceeding must be heard at the earliest date practicable and be expedited.

Nothing in this act may be construed as to abrogate any equitable or legal right or remedy otherwise available under the law. This act may not be construed to grant standing for actions challenging zoning applications, involving the interior physical defect of property, or involving a municipal alcohol law.

SECTION 82.1025 - This act grants neighborhoods organizations in the cities of St. Louis, Kansas City, and Springfield and the counties of Platte, Jefferson, Franklin, and St. Louis standing to file nuisance actions against a nearby property owners when the owner fails to maintain his or her property.

SECTION 94.270 - This act prohibits the city of Berkeley from levying or collecting a hotel license fee over $12,000 per year. It also prohibits the City of St. Peters, on or after December 31, 2005, from levying or collecting such a fee over $1,000 per year. These cities may increase a hotel license tax by 5% per year but the total tax levied shall not exceed 1/8% of such hotel gross revenue.

Other cities under this section may increase their hotel license tax by 5% but the total tax levied shall not exceed the greater of 1/8 of 1% of the hotel's gross revenue or the business license tax rate for such hotel on May 1, 2005. However, this provision shall not apply to any tax levied by a city when the revenue from such tax is restricted for use to a project from which bonds are outstanding as of May 1, 2005.

SECTION 94.700 - This act authorizes a city with a population of 100 or more to levy a transportation sales tax, upon voter approval. Currently, only cities with a population of 200 or more are authorized to levy this tax.

SECTION 94.837 - This act authorizes the cities of Canton, La Grange, and Edina to impose a transient guest tax, upon voter approval, on all hotels and motels within their city limits, which cannot exceed 5% per occupied room per night.

SECTION 94.838 - This act authorizes the City of Lamar Heights to impose, upon voter approval, a room tax of not more than 6% per night and a local sales tax on food of not more than 2%. These taxes will be in addition to any other taxes authorized by law and used solely for capital improvements. The act provides a procedure to repeal the tax.

SECTION 94.860 - This act authorizes municipalities in St. Louis County, upon voter approval, to impose a public safety local sales tax of up to one-half of one percent on all retail sales. The revenue from this tax would be used for expenditures on equipment, municipal employee salaries and benefits, and facilities for emergency services providers.

SECTIONS 99.1080 to 99.1092 - This act creates the "Downtown Revitalization Preservation Program".

A redevelopment plan will include a general description of the program undertaken to accomplish the redevelopment projects and related objectives.

A redevelopment plan may be adopted by a municipality in reliance on findings that a reasonable person would believe: 1) the redevelopment area is a blighted or conservation area and has not been subject to growth through investment by private enterprise; 2) the plan conforms to the comprehensive plan for the

redevelopment of the municipality as a whole; 3) generally the estimated dates of completion have been stated; 4) a relocation plan is developed if a business or residence must be moved; and 5) the plan does not include the redevelopment of a gambling establishment.

Before adopting a redevelopment plan, a municipality must provide notice and hold a public hearing. The act provides the procedure that must be followed by a municipality prior to adoption, including when changes are allowed to be made, and how notification must be given. After adoption of an ordinance designating a redevelopment area, no ordinance can be adopted altering the exterior boundaries of the area affecting the general land uses established under the plan or project without a public hearing.

A municipality must submit an application to the Department of Economic Development for review and determination as to approval of the disbursement of project costs from the Downtown Revitalization Preservation Fund, which is created in this act. The application must be forwarded and approved by the Commissioner of Administration. This act sets limits on disbursements from the fund and lays out requirements for the information which must be included in the application.

Redevelopment projects can only receive disbursements from the fund for 25 years. A municipality that receives money from the fund must place it in a separate account from other net new revenues within the special allocation fund.

A redevelopment project approved for financing cannot thereafter elect to receive tax increment financing under the Real Property Tax Increment Allocation Redevelopment Act and continue to receive the downtown revitalization financing.

SECTION 100.050 & 100.059 - Under this act, all amounts paid in excess of actual costs for an industrial development project in Franklin County shall be disbursed to each affected taxing entity in proportion to the current ad valorem tax levy of each taxing entity, if the plan for the project is approved after May 15, 2005 Also, notice of proposed projects must be provided to all the affected taxing entities in Franklin County.

SECTION 115.019 - This act authorizes the Cass County Commission to seek the formation of a board of election commissioners in Cass County. Upon majority vote of the Commission, the question of whether to form a board of election commissioners in Cass County shall be placed on the ballot.

SECTIONS 137.078, 137.079 & 137.122 - The act adds studio broadcast equipment, transmitter and antenna equipment, and broadcast towers to the property tax depreciation schedules for broadcasting equipment. Depreciation tables are established to determine the true value in money of television broadcasting equipment beginning January 1, 2008, and radio broadcasting equipment beginning January 1, 2006.

For tax rate setting purposes, the act requires each taxing authority to exclude from its total assessed valuation 72% of the total amount of business personal property that is the subject of an appeal at the State Tax Commission or in a court. This exclusion will only apply to the portion of property that is disputed in the appeal. If the taxing authority uses a multi-rate approach, this exclusion is made from the personal property class. The commission will provide the total assessed value for which an appeal is pending no later than August 20 of each year. Whenever an appeal is resolved and the result causes money to be paid to the authority, the taxing authority is not required to make an additional adjustment to its rates during the same fiscal cycle once the deadline for setting rates has passed. However, the taxing authority will adjust its rates due to the payment in the next rate setting cycle to offset the payment in the next taxable year.

"Business personal property" is defined as tangible personal property used in a trade or business or used to produce income and has a determinable life of longer than one year, with some exceptions. In order to establish uniformity, each assessor will use the standardized schedule of depreciation established in the substitute to determine the assessed valuation of depreciable tangible personal property. Each assessor will value depreciable tangible personal property by applying the class life and recovery period to the original cost of the property according to the federal Modified Accelerated Cost Recovery System life tables. The estimated value of property determined using the life tables is presumed to be correct; however, an estimation may be disproved by substantial and persuasive evidence of the true value under any method approved by the commission. These methods include appraisal using accepted techniques in accordance with the Uniform Standards of Professional Appraisal Practice or by proof of functional or economic obsolescence or physical deterioration. The salvage or scrap value of depreciable tangible personal property may only be considered if the property is not in use on the assessment date. This act does not apply to business personal property placed in service before January 2, 2006.

SECTION 137.115, 139.040, 139.055 & 301.025 - This act allows local government officials to accept cash, personal checks, business checks, money orders, credit cards, or electronic transfers of funds for the payment of any city or county tax or license. The local government can charge the person a fee equal to the amount charged to the county or city by the bank, processor, or issuer of the electronic payment.

SECTION 137.130 - This act provides that whenever an assessor or an employee has insufficient information to assess any real property, he or she shall assess the property based upon physical inspection. In order to do so, the assessor or an employee shall have the right to enter into any lands for the purpose of assessing the real or personal property. The assessor may not enter the interior of a structure on any real property for the inspection without permission.

SECTION 137.720 -Currently, in order to be eligible for state cost-share funds a county must provide from the county GR fund, an amount equal to an average of the three most recent years of the amount provided from GR to the assessment fund, except that a lesser amount is acceptable if the county assessor, county governing body, and the state tax commission unanimously agree.

Under this amendment, a lesser amount is acceptable if two of the three (assessor, governing body, or tax commission) agree.

SECTION 138.100 - This act allows a county board of equalization to meet at least once a month for the purpose of hearing allegations or erroneous assessments and other errors. Currently, such a board is required to meet monthly.

SECTIONS 190.010, 190.015 & 190.090 - Under this act, fire protection districts in St. Louis County may choose to create an ambulance district if:

- The boundaries are congruent with each participating fire protection district?s existing boundaries provided no ambulance district already exists; and

- The dominant provider of ambulance services within the proposed district as of September 1, 2005 discontinues service; and

- The board of each participating district, by a majority vote, approves the formation of the district; and

- The participating fire protection districts are contiguous.

This act also allows the territory in an ambulance district to not be contiguous, but instead, within a five mile radius of the other territory contained within the district limits.

SECTION 190.292 - This act specifies that the election of the Warren County Emergency Services Board members is to take place during the first municipal election in a calendar year.

SECTION 190.335 - Under this act, in Greene County any emergency telephone service 911 board appointed by a county which is in existence on the date the voters approve a sales tax shall continue to exist and shall have the same powers.

SECTION 198.345 - This act authorizes nursing home districts in Marion and Ralls counties to maintain assisted living facilities.

SECTION 205.010 - Currently, any county may operate a public health center. Whenever the county commission is presented with a petition signed by at least 10% of the voters asking that an annual tax be levied the county shall submit the question to the voters at an election.

In addition to the current method, this act would require the Cass County Commission and the Cooper County Commission to submit the question of establishing a public health center to the voters if the commission, by a majority vote, chooses to do so.

SECTION 217.905 - This act modifies the duties and powers of the Missouri Penitentiary Redevelopment Commission.

Currently, the commission has the power to lease or sell property to developers. This amendment would allow the commission to hold the proceeds from such transactions outside the state treasury.

This act would remove the commissions ability to receive rentals or proceeds from the sale of real estate for its lawful activities. However, the commission will continue to receive contributions and money from other sources and be able to apply for grants or other funding. Under this act, the commission will be able to deposit such funds into the Missouri State Penitentiary Redevelopment Fund.

Under the act, the commission is authorized to purchase insurance from the Missouri Public Risk Management Fund and is determined to be a "public entity", as defined by Section 537.700, RSMo.

The commission shall be a state commission for the purposes of Section 105.711, RSMo, which created the "State Legal Expense Fund". All members of the commission will be entitled to coverage under this fund.

SECTION 231.444 - This act allows Worth County, upon voter approval, to levy and impose a tax not to exceed 25 cents per acre on agricultural and horticultural property. The proceeds will be deposited into the "Special Road Rock Fund", which is used to purchase road rock on county roads.

Currently, this statute only applies to Carter, Scotland, Knox, and Schuyler counties.

SECTION 233.295 - This act allows Barry, McDonald, Stone, Taney, Lawrence, Newton and Christian County, upon voter petition and after a public hearing, to disincorporate any special road district except one located in two counties.

SECTIONS 247.060 & 247.180 - This act requires water supply district board election to be held in April.

SECTIONS 249.1152 & 249.1154 - This act removes these sections from law. Section 249.1152, RSMo, allows counties of the third classification to form a watershed improvement district after completing the outlined procedure. Section 249.1154, RSMo, allows, by order of the governing body or petition by 20% of the voters, areas to be designated groundwater depletion areas and allows for well volume monitoring.

SECTION 250.140 - This act adds water supply districts to those entities that may sue landlords or tenants for past due bills, minus any security deposits. It requires supplier entities to make a good faith effort to notify the property owner when the tenant?s sewer or water bill is more than 30 days late. The owner cannot be held liable for sums due from the tenant for more than 90 days of service, and the water provider cannot be held civilly or criminally liable for terminating service due to the delinquency of the payment. This section only applies to residences with their own private water and sewer lines and becomes effective on February 1, 2006.

The provisions of this section do not apply to sewer services, water services, or combined services in St. Louis City and Kansas City.

SECTION 263.245 - The act includes Schuyler and Worth counties in Section 263.245, RSMo, which provides that owners of land in certain counties shall control all brush growing on their property that is designated as the county right-of-way or county maintenance easement part of such property and which is adjacent to any county road.

SECTION 278.240 - This act eliminates the requirement that candidates for trustee of a watershed district live within the district.

SECTION 311.087 - Any person acting for a promotional association who possesses the qualifications and meets the requirements of Chapter 311, RSMo, may apply for and receive an entertainment district special license to sell intoxicating liquor by the drink for retail for consumption. The fee for such a license is $300 per year.

Within the limits of Chapter 311, a promotional association may allow people to leave licensed establishments located in the entertainment district with an alcohol beverage and enter other establishments with the beverage. No person can take the drink outside the area designated by the promotional association. The association must ensure that minors are distinguished from others.

Every licensee within the district must serve alcoholic beverages in containers that have the licensee's

trade name or logo. The holder of these licenses is solely responsible for alcohol violations.

As defined by this section, an "entertainment district" is any area located in Kansas City that is located in the city's central business district.

"Promotional association" is defined as an association in Missouri, which is organized by one or more property owners within the entertainment district, who own or control not less than 100,000 square feet of the premises designed for lease by bars, nightclubs, restaurants, and other entertainment venues.

SECTION 320.121 - This act allows towns and villages, in addition to cities and counties, prohibit fireworks.

SECTION 321.120 - This act modifies the terms served by fire protection district board members in St. Charles County.

SECTIONS 321.190 & 321.603 - This act prohibits fire district board members from being paid more than one attendance fee if such member attends more than one board meeting in a calendar week.

SECTION 321.322 - This act provides that the City of Washington shall not by annexation, be permitted to annex for fire protection purposes the territory of an existing fire protection district.

If such an area is annexed, the existing fire protection district will continue to provide fire protection and levy taxes in such annexed area as if the city annexation had not occurred.

SECTION 349.045 - This act designates the requirements that the board of an industrial development corporation in Lewis County must meet.

SECTIONS 447.620, 447.622, 447.625, 447.640 - This act lengthens the time from one month to six months that a property must be unoccupied before a person can petition to have it declared abandoned.

SECTION 473.770 & 473.771 - This act allows public administrators to delegate certain duties to a deputy. Specifically, a deputy who is a licensed attorney can execute inventories, settlements, surety bonds, pleadings, and other court documents filed in the name of the public administrator.

SECTION 488.2220 - This act adds Springfield to Section 488.2220, RSMo, which allows certain cities to provide for additional court costs of up to $5 for municipal ordinance violations.

SECTION 559.607 - This act authorizes municipal courts to contract with a public entity or employ a person to serve as the city's probation officer. Currently, such courts may only contract with a private entity to provide probation services. Persons found guilty of municipal ordinances and placed on probation will be required to pay a service fee to the court to pay for the probation services.

Currently, only cities which do not have probation services for persons convicted of ordinance violations may contract with private entities to provide probation services. This act authorizes any city to contract with a private or public entity or employ a probation officer to provide probation services.

This portion of the act is identical to SB 342 (2005).

SECTION 1 - This act authorizes the sale of state property in Buchanan County.

SECTION 2 - This act authorizes the Governor to sell state property in St. Francois County.

SECTION 3 - This act requires the county commission in all counties except charter counties shall be responsible for the computation of salaries of all county officials provided that any percentage salary adjustments in a county shall be equal for all such officials in that county.

SECTION 4 - Under this act, Madison County may impose a sales tax for public recreational projects and programs upon voter approval.

SECTION 5 - This act authorizes the Governor to remise, release, and forever quitclaim all interest in the State Health Lab and the EDP Building in Cole County, if the Office of Administration determines that there is no longer any beneficial use for the buildings.

SECTION 6 - This act authorizes the Governor to remise, release, and quit claim interest in state property in Lafayette County. The proceeds from the sale will be deposited into the Veterans Commission Capitol Improvement Trust Fund.

SECTION 7 - This act authorizes the Governor to convey state property at the Fort Davidson Historic Site to the City of Pilot Knob in Iron County.

This act contains an emergency clause for Section 94.838 regarding the room and food tax for capitol improvements for the City of Lamar Heights.
SUSAN HENDERSON

SA 1 - AUTHORIZES ST. LOUIS CITY AND ST. LOUIS COUNTY TO PROPOSE, BY ORDER OR ORDINANCE, A TRANSPORTATION SALES TAX OF ONE PERCENT, RATHER THAN 1/2 OF 1%

SA 3 - PROVIDES THAT ANY INVESTMENT FIRM OFFERING MUNICIPAL BOND UNDERWRITING OF FINANCIAL ADVISORY SERVICES OR ANY LAW FIRM OFFERING BOND COUNSEL SERVICES, OR ANY PERSON HAVING INTEREST IN SUCH FIRMS SHALL BE PROHIBITED FROM MAKING DIRECT FINANCIAL CONTRIBUTIONS, BUT ALLOWS IN-KIND CONTRIBUTIONS, IN SUPPORT OF A GENERAL OBLIGATION BOND ELECTION

SA 4 - AUTHORIZES NURSING HOME DISTRICTS IN MARION AND RALLS COUNTIES TO MAINTAIN APARTMENTS FOR SENIORS THAT PROVIDE AT A MINIMUM, HOUSING, FOOD SERVICES, AND EMERGENCY CALL BUTTONS

SA 5 - ALLOWS WATER COMPANIES TO CONTRACT WITH SEWER PROVIDERS TO TERMINATE SERVICE FOR DELINQUENT ACCOUNTS

SA 1 TO SA 5 - EXEMPTS ST. LOUIS CITY AND ST. LOUIS COUNTY

SA 6 - LIMITS THE AMOUNT OF REVENUE DERIVED FROM ADMISSION FEES FOR GAMING BOATS ST. CHARLES CITY MAY COLLECT AFTER FISCAL YEAR 2007 TO THE PERCENTAGE OF REVENUE ATTRIBUTABLE TO ADMISSION FEES FOR FISCAL YEAR 2006

SA 7 - MODIFIES NUMBER OF JUDGES IN THE 11TH JUDICIAL CIRCUIT (ST. CHARLES COUNTY) AND 17TH JUDICIAL CIRCUIT (CASS COUNTY)

SA 8 - CREATES THE HOMESTEAD EXEMPTION TAX CREDIT

SA 10 - ALLOWS ST. LOUIS CITY TO ESTABLISH BY ORDINANCE AND MAINTAIN A MUNICIPAL POLICE FORCE AND UPON ADOPTION OF SUCH ORDINANCE, THE STATUTES APPLICABLE TO THE ST. LOUIS POLICE DEPARTMENT WILL EXPIRE

SA 11 - ALLOWS THE BOARD OF A FIRE PROTECTION DISTRICT TO CREATE AN ORDINANCE, RULE, OR REGULATION ALLOWING THE DISTRICT TO CHARGE INDIVIDUALS, WHO RESIDE OUTSIDE OF THE DISTRICT, BUT WHO RECEIVE SERVICES WITHIN THE BOUNDARIES OF THE DISTRICT, FOR THE ACTUAL AND REASONABLE COSTS OF SUCH SERVICES RECEIVED

SA 12 - REQUIRES THAT ANY EXPENDITURE MADE BY THE JACKSON COUNTY SPORTS AUTHORITY THAT IS OVER $5,000, INCLUDING PROFESSIONAL SERVICE CONTRACTS, MUST BE COMPETITIVELY BID AND REQUIRES ANY EXPENDITURE OVER $5,000 MADE BY THE JACKSON COUNTY EXECUTIVE BE COMPETITIVELY BID

SA 13 - PROVIDES THAT NO JACKSON COUNTY OFFICIAL, WHO PLEADS GUILTY TO OR IS CONVICTED OF A FEDERAL FELONY WHILE SERVING IN HIS OR HER OFFICIAL CAPACITY, SHALL RECEIVE ANY COUNTY PENSION. IT PROHIBITS A PERSON FROM QUALIFYING AS A CANDIDATE FOR ANY PUBLIC ELECTIVE OFFICE WHO HAS BEEN CONVICTED OF, OR PLED GUILTY TO, ANY FELONY OR MISDEMEANOR UNDER THE LAWS OF THE UNITED STATES.

SA 14 - PROVIDES THAT THE JACKSON COUNTY SPORTS AUTHORITY SHALL NOT PERMIT ITS MEMBERS TO UTILIZE A SUITE LOCATED IN ANY STADIUM LEASED BY THE AUTHORITY TO A

PROFESSIONAL SPORTS TEAM

SA 15 - EXEMPTS ATTORNEYS' FEES IN JACKSON COUNTY FROM THE DEFINITION OF "REDEVELOPMENT PROJECT COSTS". THUS, IN JACKSON COUNTY, ATTORNEYS' FEES ARE NOT ELIGIBLE FOR TIF REIMBURSEMENT

SA 16 - PROVIDES THAT THE SALARY SCHEDULES IN STATUTE WILL BE BASE SALARIES FOR COUNTY OFFICIALS UNLESS THE CURRENT SALARY, AS OF AUGUST 28, 2005, IS LOWER THAN THE COMPENSATION PROVIDED UNDER THE SCHEDULES

SA 17 - EXEMPTS CERTAIN COUNTIES FROM CORPORATE FARM LAW

SA 18 - EXEMPTS MOTOR VEHICLES LEASED FOR A PERIOD OF ONE YEAR TO A RELIGIOUS, EDUCATIONAL, OR CHARITABLE ORGANIZATION FROM TAXATION FOR STATE, COUNTY, OR LOCAL PURPOSES

SA 19 - ALLOWS CERTAIN HOMEOWNERS OVER THE AGE OF 65 IN ST. LOUIS COUNTY TO DEFER PAYMENT OF PROPERTY TAXES

SA 20 - MODIFIES THE DEFINITION OF "MAJOR INITIATIVE" IN THE "DOWNTOWN REVITALIZATION PRESERVATION PROGRAM"

SA 21 - AS PART OF THE ANNUAL REVIEW BY THE BOARD OF DIRECTORS OF THE COUNTY EMPLOYEES' RETIREMENT FUND, THE BOARD WILL DETERMINE IF HAVING AN ADDITIONAL BENEFIT WHICH WILL IMPROVE THE QUALITY OF LIFE FOR FUTURE RETIREES IS FEASIBLE AND, AFTER THE ANNUAL REVIEW, THE BOARD MAY VOTE TO MAKE ANY OF THE FEASIBLE ADJUSTMENTS OUTLINED IN SECTION 50.1030, RSMO, SUBJECT TO CERTAIN GUIDELINES

SA 22 - AFTER AUGUST 28, 2005, NEW PENSION BENEFIT PROGRAMS SHALL NOT BE ESTABLISHED BY ANY FIRE PROTECTION DISTRICT FOR VOLUNTEER MEMBERS, DISTRICT BOARD OF DIRECTORS, OR EMPLOYEES

SA 23 - PROVIDES THAT FOR ONE-TIME EXPENDITURES THE COUNTY COMMISSION MAY BUDGET EXPENSES IN A COMMON FUND BUT PLACES LIMITATIONS AND INCLUDES REQUIREMENTS FOR CAPITAL EXPENDITURES AND EQUIPMENT EXPENSES

SA 25 - CHANGES PROVISIONS RELATING TO COUNTIES WITH A TOWNSHIP FORM OF GOVERNMENT, INCLUDING ELECTIONS, REQUIREMENTS AND TENURE OF ELECTED OFFICIALS, MONEY REQUIRED TO BE PAID BY TOWNSHIP OFFICIALS, RESIGNATION, PAY FOR SERVICES OF OFFICIALS, FILLING OF VACANCIES, FREQUENCY OF MEETINGS, AND THE BUILDING OF BRIDGES

SA 26 - ENSURES THAT THE PROVISIONS RELATING TO BUSINESS PERSONAL PROPERTY WILL NOT MODIFY THE DEFINITION OF "TANGIBLE PERSONAL PROPERTY"

SA 27 - ALLOWS A COMMUNITY WITH A GEOGRAPHICAL INFORMATION SYSTEM TO ESTABLISH COSTS FOR THE USE OF COMPUTER PROGRAMS AND SOFTWARE

SA 28 - INCREASES THE PERCENTAGE OF PEOPLE THAT MUST OBJECT TO A PROPOSED ANNEXATION FROM 2% TO 8% OF THE QUALIFIED VOTERS BEFORE ADDITIONAL PROCEDURES ARE REQUIRED FOR ANNEXATION

SA 29 - ELIMINATES THE OPTION FOR THE COUNTY SALARY COMMISSION IN BUCHANAN COUNTY TO SET SALARIES AT 65% OF THE SALARY SCHEDULES; MODIFIES LANGUAGE STATING THAT THE TERRITORY OF AMBULANCE DISTRICTS DOES NOT HAVE TO BE CONTIGUOUS; PROVIDES THAT DRAINAGE AND LEVEE DISTRICTS SHALL HAVE 5 YEARS AFTER THEIR CORPORATE CHARTER LAPSES TO REINSTATE AND EXTEND THE TIME OF CORPORATE EXISTENCE BY THE CIRCUIT COURT

SA 30 - ADDS HEALTH CARE PROVIDERS UNDER CONTRACT TO PROVIDE SERVICES TO PATIENTS AT COUNTY JAILS TO COVERAGE UNDER THE STATE LEGAL EXPENSE FUND. REMOVES ALL OTHER CHANGES FROM THE SENATE SUBSTITUTE IN SECTION 105.711, RSMO.

SA 31 - MODIFIES THE SCALE ON WHICH FEES COLLECTED BY COLLECTOR-TREASURERS ON THE TOTAL TAX LEVIED WILL BE BASED

SA 32 - RESTORES SOVEREIGN IMMUNITY TO METRO AND KCATA, PROVIDES IMMUNITY TO STATE EMPLOYEES FOR OFFICIAL ACTIONS, AND REMOVES ST. LOUIS AND KANSAS CITY POLICE BOARDS FROM LEGAL DEFENSE FUND COVERAGE

SA 33 - PROVIDES THAT AN IMPROVEMENT COST, ASSESSED BY A REASONABLE ASSESSMENT PLAN IN A NEIGHBORHOOD IMPROVEMENT DISTRICT DETERMINED BY A GOVERNING BODY MAY INCLUDE, IN THE CASE OF CONDO OR EQUITABLE OWNER ASSOCIATION OWNERSHIP, A DETERMINATION THAT ALL UNITS ARE EQUALLY BENEFITED

SA 35 - IF A GROUP IN ST. LOUIS COUNTY TO FORM A SUBDISTRICT WITHIN THE TRANSPORTATION DEVELOPMENT DISTRICT, THE SUBDISTRICT MAY CAPTURE REVENUES DERIVED FROM THE TRANSPORTATION SALES TAX.

SA 36 - EXCLUDES THE CITY ATTORNEY IN CITIES OF THE THIRD OR FOURTH CLASSIFICATION FROM THE DEFINITION OF "PUBLIC OFFICE" IN SECTION 115.013, RSMO, RELATING TO ELECTIONS

SA 37 - MODIFIES THE CIRCUMSTANCES WHERE TERRITORY LOCATED IN A WATER SUPPLY DISTRICT CAN DETACH

SA 38 - PROVIDES THAT MEMBERS OF A WATER SUPPLY DISTRICT WILL BE DEEMED TO HAVE VACATED THEIR SEATS AFTER 3 CONSECUTIVE MEETINGS, AND IN WHICH CASE, THE VACANCIES WILL BE FILLED AS ANY OTHER SEATS WOULD BE

SA 39 - PROVIDES THAT NO PERSON SHALL RENT A MOBILE HOME THAT DOES NOT CONFORM WITH HOUSING AND HEALTH CODES, NOR SHALL ANYONE DO SO WHEN THE MOBILE HOME DOES NOT CONFORM TO SUBDIVISION ORDINANCES OF THE COUNTY OR MUNICIPALITY

12/03/2004 Prefiled (H)
01/05/2005 Read first time (H) (H19)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Local Government (H) (H174)
02/03/2005 Hearing continued
02/10/2005 Public Hearing Held (H)
03/01/2005 Executive Session Held (H)
03/02/2005 HCS Reported Do Pass (H) (H466)
03/02/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H466)
03/07/2005 Executive Session Held (H)
03/07/2005 Reported Do Pass (H) (H496)
03/14/2005 Taken up for perfection (H) (H601)
03/14/2005 Laid Over (H) (H616)
03/15/2005 Taken up for perfection (H) (H628)
03/15/2005 Laid Over (H) (H631)
03/15/2005 Taken up for perfection (H) (H645)
03/15/2005 HCS adopted in House (H) (H645)
03/15/2005 Perfected with amendments (H) (H645)
03/17/2005 Third read and passed (EC adopted) (H) (H691-692 / S496)
03/17/2005 S First Read (w/EC) (S496)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S570)
04/13/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/20/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee (0203S.06C)
04/21/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS (S748)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/03/2005 SS for SCS S offered (Griesheimer)(0203S.07F) (S921)
05/03/2005 SA 1 to SS for SCS S offered & adopted (Dolan)--(0203S07.01F) (S921-922)
05/03/2005 SA 2 to SS for SCS S offered (Dolan)--(0203S07.17S) (S922-923)
05/03/2005 SA 1 to SA 2 to SS for SCS S offered (Callahan)--(0203S07.28S) (S923)

05/03/2005 SA 2 to SS for SCS S withdrawn (S923)
05/03/2005 SA 3 to SS for SCS S offered & adopted (Dolan)--(0203S07.33S) (S923)
05/03/2005 SA 4 to SS for SCS S offered & adopted (Cauthorn)--(0203S07.06S) (S923-924)
05/03/2005 SA 5 to SS for SCS S offered (Cauthorn)--(0203S07.08S) (S924-927)
05/03/2005 SA 1 to SA 5 to SS for SCS S offered & adopted (Days)--(0203S07.48S) (S927)
05/03/2005 SA 5 to SS for SCS, as amended, S adopted (S927)
05/03/2005 SA 6 to SS for SCS S offered & adopted (Gross)--(0237sga05.01S) (S927-937)
05/03/2005 SA 7 to SS for SCS S offered & adopted (Gross)--(0253sga05.01S) (S937)
05/03/2005 SA 8 to SS for SCS S offered & adopted (Gross)--(0239sga05.01S) (S937-944)
05/03/2005 SA 9 to SS for SCS S offered & defeated (Gross)--(0253sga05.01S) (S944-945)
05/03/2005 SA 10 to SS for SCS S offered & adopted (Dougherty)--(0203S07.07S) (S945-946)
05/03/2005 SA 11 to SS for SCS S offered & adopted (Stouffer)--(0119sga05.01S) (S946-949)
05/03/2005 SA 12 to SS for SCS S offered & adopted (Callahan)--(0203S07.30S) (S949-951)
05/03/2005 SA 13 to SS for SCS S offered & adopted (Callahan)--(0203S07.29S) (S951)
05/03/2005 SA 14 to SS for SCS S offered & adopted (Callahan)--(0203S07.31S) (S951)
05/03/2005 SA 15 to SS for SCS S offered & adopted (Callahan)--(0203S07.32S) (S951-954)
05/03/2005 SA 16 to SS for SCS S offered & adopted (Klindt)--(0203S07.16S) (S954)
05/03/2005 SA 17 to SS for SCS S offered & adopted (Klindt)--(0147sga05.02S) (S954-955)
05/03/2005 SA 18 to SS for SCS S offered & adopted (Vogel)--(0203S07.13S) (S955-956)
05/03/2005 SA 19 to SS for SCS S offered & adopted (Days)--(0203S07.04S) (S956-958)
05/03/2005 SA 20 to SS for SCS S offered & adopted (Barnitz)--(0203S07.43S) (S958)
05/03/2005 SA 21 to SS for SCS S offered & adopted (Crowell)--(0203S07.39S) (S958-960)
05/03/2005 SA 22 to SS for SCS S offered & adopted (Crowell)--(0203S07.27S) (S960)
05/03/2005 SA 23 to SS for SCS S offered & adopted (Crowell)--(0203S07.42S) (S960)
05/03/2005 SA 24 to SS for SCS S offered & Ruled out of order (Nodler)--(0203S07.33S) (S960-961)
05/03/2005 SA 25 to SS for SCS S offered & adopted (Purgason)--(0203S07.25S) (S961-963)
05/03/2005 SA 26 to SS for SCS S offered & adopted (Engler)--(0203S07.02F) (S963-964)
05/03/2005 SA 27 to SS for SCS S offered & adopted (Griesheimer)--(0203S07.20S) (S964)
05/03/2005 SA 28 to SS for SCS S offered & adopted (Graham)--(0203S07.23S) (S964-965)
05/03/2005 SA 29 to SS for SCS S offered & adopted (Shields)--(0203S07.05S) (S965-966)
05/03/2005 SA 30 to SS for SCS S offered & adopted (Mayer)--(0203S07.54S) (S966-967)
05/03/2005 SA 31 to SS for SCS S offered & adopted (Mayer)--(0203S07.44S) (S967)
05/03/2005 SA 32 to SS for SCS S offered & adopted (Dolan)--(0263sga05.02S) (S967-968)
05/03/2005 SA 33 to SS for SCS S offered & adopted (Dolan)--(0203S07.17S) (S968)
05/03/2005 SA 34 to SS for SCS S offered & defeated (Dolan)--(0203S07.11S) (S968-970)
05/03/2005 SA 35 to SS for SCS S offered & adopted (Loudon)--(0203S07.41S) (S970)
05/03/2005 SA 36 to SS for SCS S offered & adopted (Loudon)--(0203S07.40S) (S970-972)
05/03/2005 SA 37 to SS for SCS S offered & adopted (Wheeler)--(0189sga05.01S) (S972-973)
05/03/2005 SA 38 to SS for SCS S offered & adopted (Mayer)--(0203S07.18S) (S973-974)
05/03/2005 SA 39 to SS for SCS S offered & adopted (Coleman)--(0203S07.27S) (S974)
05/03/2005 SS for SCS, as amended, S adopted (S974)
05/03/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S974)
05/05/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
05/05/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
05/05/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S1021)
05/05/2005 S Third Read and Passed - EC adopted (S1024 / H1521-1560)
05/09/2005 H refused to concur in SS for SCS (H1560)
05/05/2005 H requests S recede or grant conference (H1560)

EFFECTIVE: Varies

*** HB 64 *** SCS HCS HB 64 0386S.09C

SENATE SPONSOR: Crowell HOUSE HANDLER: Sutherland

SCS/HCS/HB 64 - This act extends the current state and local sales and use tax holiday for certain clothing, personal computers, and school supplies purchased for personal use during a three-day period each August. This act changed the dollar amount for qualifying computer software purchases from two hundred to three hundred fifty dollars and for personal computers from two thousand to three thousand fifty dollars. The act does not apply to any retailer when less than 2% of the retailers's merchandise offered for sale qualifies for the sales tax holiday.

For the 2005 sales tax holiday, the ability for local governments to opt out of the holiday is limited to those

that opted out in 2004. However, any political subdivision may enact an ordinance to allow the 2005 sales tax holiday to apply to its local sales taxes. The political subdivision must notify the department of revenue not less than 45 calendar days prior to the beginning date of the sales tax holiday of any ordinance or order opting out or rescinding an order to opt out.

After the 2005 sales tax holiday, any political subdivision may adopt an ordinance or order to opt out of the holiday. After opting out, the subdivision may rescind the ordinance or order. Again, the political subdivision must notify the department of revenue not less than 45 calendar days prior to the beginning date of the sales tax holiday of any ordinance or order opting out or rescinding an order to opt out.

The act contains an emergency clause.
ADRIANE CROUSE

12/03/2004 Prefiled (H)
01/05/2005 Read first time (H) (H19)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Ways and Means (H) (H174)
03/02/2005 Public Hearing Held (H)
03/14/2005 Executive Session Held (H)
03/15/2005 HCS Reported Do Pass (H) (H648)
03/15/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H648)
03/16/2005 Executive Session Held (H)
03/16/2005 Reported Do Pass (H) (H672)
04/05/2005 Taken up for perfection (H)
04/05/2005 Laid Over (H)
04/05/2005 Taken up for perfection (H)
04/05/2005 HCS adopted in House (H) (H873)
04/05/2005 Perfected with amendments (H) (H873)
04/06/2005 Third read and passed - EC adopted (H) (H895-897 / S589)
04/06/2005 S First Read (w/EC) (S589)
04/14/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S687)
04/19/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/26/2005 SCS Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee (0386S.09C)
04/28/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor w/SCS (H836)
05/04/2005 Bill Placed on Informal Calendar (S985)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: Emergency Clause

*** HB 69 *** 0524L.01P

SENATE SPONSOR: Loudon HOUSE HANDLER: Rupp

HB 69 - This act allows insurance companies to invest capital, reserves and surplus in preferred or guaranteed stocks. The investments must carry at least the second highest designation rating by the National Association of Insurance Commissioners or a nationally recognized rating agency approved by the Department of Insurance. Life insurance company investments in corporations must also meet the requirements of Sections 375.1070 to 375.1075, RSMo, regarding outlines for investing in medium or lower quality institutions.

This act is similar to SB 131 (2005).
STEPHEN WITTE

12/08/2004 Prefiled (H)
01/05/2005 Read first time (H) (H20)
01/06/2005 Read second time (H) (H31)
01/25/2005 Referred: Insurance Policy (H147)
02/16/2005 Public Hearing Held (H)
02/16/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H555)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H591)
03/22/2005 Perfected by Consent (H) (H712)

03/29/2005 Third read and passed (H) (H730 / S518)
03/29/2005 S First Read (S518)
03/30/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S539)
04/04/2005 Re-referred S Small Business, Insurance & Industrial Relations Committee (S571)
04/13/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/14/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee - Consent
04/14/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor - Consent (S681)
05/09/2005 S Consent Calendar (4/14)

EFFECTIVE: August 28, 2005

*** HB 91 *** HCS HB 91 0587L.02P

HOUSE HANDLER: Johnson

HCS/HB 91 - Tax increment financing (TIF) shall not be used to fund more than 20% of the total estimated costs of a project that is primarily retail or to develop retail sites where 25% or more of the area is vacant, considered open space, or is currently being used for agricultural or horticultural purposes. This act exempts these types of areas that are part of the redevelopment project and were included in the municipality's comprehensive plan prior to January 1, 2002.

Municipalities are required to pay 25% of the payments in lieu of taxes they receive from TIF projects to taxing entities that would otherwise be entitled to receive revenue from property taxes. If a TIF project includes residential uses except in central business districts, real property tax revenues attributable to the residential portion of the development will pass through directly to the affected school districts unless commission members representing the affected districts say they will forgo this revenue.
ANDY LYSKOWSKI

12/15/2004 Prefiled (H)
01/05/2005 Read first time (H) (H20)
01/06/2005 Read second time (H) (H31)
02/10/2005 Referred: Local Government (H) (H282)
02/17/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/31/2005 HCS Reported Do Pass (H) (H820)
03/31/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H820)
04/14/2005 Executive Session Held (H)
04/15/2005 Reported Do Pass (H) (H1076)
04/25/2005 HCS adopted in House (H) (H1217)
04/25/2005 Perfected with amendments (H) (H1216)
04/28/2005 Third Read and Passed (H) (H1331-1332)
05/02/2005 S First Read (S850)
05/03/2005 Second Read and Referred S Ways & Means Committee (S912)

EFFECTIVE: August 28, 2005

*** HB 94 *** HCS#2 HBs 94 & 185 0069L.06P

SENATE SPONSOR: Koster HOUSE HANDLER: Cunningham

HCS#2/HBs 94 & 185 - This act allows the children and the spouse of a soldier who is killed in action after September 11, 2001, or who becomes 80% disabled as the result of an injury sustained in combat action after September 11, 2001, to receive an educational grant for tuition at a public or private college or university in Missouri. The tuition grant cannot exceed that which is charged a resident by the University of Missouri-Columbia. The veteran must have been a Missouri resident at the time of death or the injury in order for his or her survivors to receive this grant. In addition to the full cost of tuition, the grant includes $2,000 per semester for room and board and the actual cost of books up to $500 per semester.

Children are eligible to receive the scholarship until age 25. Spouses are eligible until age 45. No eligible

student will
receive a grant for more than 100% of tuition when combined with
similar funds given to the student.

The provisions of this act will expire six years from the effective date.
DONALD THALHUBER

12/16/2004 Prefiled (H)
01/05/2005 Read first time (H) (H21)
01/06/2005 Read second time (H) (H31)
01/25/2005 Referred: Veterans (H148)
02/02/2005 Public Hearing Held (H)
02/09/2005 Executive Session Held (H)
02/14/2005 HCS Reported Do Pass (H) (H295)
02/14/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H295)
02/17/2005 Executive Session Held (H)
02/17/2005 Returned to Committee of Origin (H) (H352)
02/23/2005 Executive Session Held (H)
02/23/2005 HCS Reported Do Pass (H) (H392)
02/23/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H392)
02/28/2005 Executive Session Held (H)
02/28/2005 Reported Do Pass (H) (H414)
03/08/2005 HCS adopted in House (H) (H506)
03/08/2005 Perfected (H) (H506)
03/10/2005 Third read and passed (H) (H573-574 / S431)
03/10/2005 S First Read (S431)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S570)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
05/03/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee
05/04/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor (S1006)
05/05/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S1018)
05/09/2005 Hearing Scheduled S Governmental Accountability & Fiscal Oversight Committee
05/09/2005 S Formal Calendar H Bills for Third Reading (Fiscal Oversight)

EFFECTIVE: August 28, 2005

*** HB 100 *** 0342L.01P

SENATE SPONSOR: Loudon HOUSE HANDLER: Cunningham

SCS/HB 100 -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 A misdemeanor.

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".
ADRIANE CROUSE

12/16/2004 Prefiled (H)
01/05/2005 Read first time (H) (H21)
01/06/2005 Read second time (H) (H31)
02/10/2005 Referred: Children and Families (H) (H282)
02/16/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
02/23/2005 Reported Do Pass (H) (H391)
02/23/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H391)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/02/2005 Reported Do Pass (H) (H468)
03/08/2005 Taken up for perfection (H) (H506)
03/08/2005 Laid Over (H) (H507)
03/08/2005 Taken up for perfection (H) (H509)

03/08/2005 Perfected with amendments (H) (H509)
03/10/2005 Third read and passed (H) (H576-577 / S431)
03/10/2005 S First Read (S431)
04/04/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S570)
04/18/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
05/05/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0342S.02C)

EFFECTIVE: August 28, 2005

*** HB 108 *** HCS HB 108 0498L.02P

SENATE SPONSOR: Shields HOUSE HANDLER: Schaaf

HCS/HB 108 - This act provides that if the copayment applied by a health maintenance organization or health carrier for a prescription drug exceeds the usual and customary retail price, then the enrollee is only required to pay the usual and customary retail price.
STEPHEN WITTE

12/16/2004 Prefiled (H)
01/05/2005 Read first time (H) (H21)
01/06/2005 Read second time (H) (H31)
02/17/2005 Referred: Health Care Policy (H) (H355)
02/23/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass by Consent (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H555)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H616)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H757 / S537)
03/30/2005 S First Read (S537)
04/04/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S571)
04/13/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/14/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee
04/21/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor (S748)
04/28/2005 Bill Placed on Informal Calendar (S842)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 114 *** 0207L.01P

SENATE SPONSOR: Wheeler HOUSE HANDLER: Johnson

HB 114 - This act removes the expiration date of December 31, 2005, from the Kansas City transportation sales tax, allowing the sales tax to remain in effect indefinitely.

This act is similar to SB 138 (2005).
STEPHEN WITTE

12/20/2004 Prefiled (H)
01/05/2005 Read first time (H) (H22)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Local Government (H) (H175)
02/10/2005 Public Hearing Held (H)
02/21/2005 Executive Session Held (H)
02/21/2005 Reported Do Pass (H) (H367)
02/21/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H367)
02/28/2005 Executive Session Held (H)
02/28/2005 Reported Do Pass (H) (H414)
03/09/2005 Perfected (H) (H549)
03/10/2005 Third read and passed (H) (H581-582 / S433)
03/10/2005 S First Read (S433)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (H570)

04/13/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/20/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee
04/28/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor (S835)
05/02/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S850)
05/09/2005 Hearing Scheduled S Governmental Accountability & Fiscal Oversight Committee
05/09/2005 S Formal Calendar H Bills for Third Reading (In Fiscal Oversight)

EFFECTIVE: August 28, 2005

*** HB 116 *** 0455L.01P

SENATE SPONSOR: Vogel HOUSE HANDLER: Deeken

HB 116 - This act provides for rights relating to service dogs. Service dogs are defined as dogs that have been specially trained to do work or perform tasks which benefit a particular person with a disability and includes guide dogs for the blind or visually impaired, hearing dogs, medical alert dogs, and mobility dogs.

Any person who causes physical injury, death or fails to control his or her service animal from causing physical injury or death of a service dog is guilty of a Class A misdemeanor. Any person who harasses a service dog or fails to control his or her animal from harassing a service dog such that the service dog is prevented from performing its duties is guilty of a Class B misdemeanor. Civil damages may be recovered by the service dog owner or the person with a disability who uses the service dog.

Anyone who impersonates a person with a disability by representing himself of herself as disabled or represents his or her dog as a service dog is guilty of a Class B misdemeanor and is liable for any actual damages resulting from the impersonation.

This act contains an emergency clause.
ADRIANE CROUSE

12/20/2004 Prefiled (H)
01/05/2005 Read first time (H) (H22)
01/06/2005 Read second time (H) (H31)
02/10/2005 Referred: Agriculture Policy (H283)
02/15/2005 Public Hearing Held (H)
03/01/2005 Executive Session Held (H)
03/30/2005 Reported Do Pass (H) (H777)
03/30/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H777)
04/06/2005 Executive Session Held (H)
04/06/2005 Reported Do Pass (H) (H913)
04/20/2005 Perfected (H) (H1151)
04/21/2005 Third Read and Passed = EC adopted (H) (H1189-1190 / S763)
04/25/2005 S First Read (w/EC) (S763)
04/28/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S843)
05/04/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
05/04/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee
05/04/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor (s1005)
05/09/2005 S Formal Calendar H Bills for Third Reading

EFFECTIVE: Emergency Clause

*** HB 119 *** HCS HB 119 0275L.02P

SENATE SPONSOR: Stouffer HOUSE HANDLER: Jones

HCS/HB 119 - This act allows state employees and retirees who are called to military service, in times of active armed warfare, to retain life insurance benefits for the entire duration of deployment, subject to the terms and conditions of any life insurance policy in place. Employees or retirees who retain this insurance while deployed must pay for the cost of coverage.

This act has an emergency clause.
ADRIANE CROUSE

12/20/2004 Prefiled (H)
01/05/2005 Read first time (H) (H22)
01/06/2005 Read second time (H) (H31)
01/25/2005 Referred: Veterans (H148)
02/02/2005 Public Hearing Held (H)
02/09/2005 Executive Session Held (H)
02/09/2005 HCS Reported Do Pass by Consent (H) (H274)
02/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H274)
02/14/2005 Executive Session Held (H)
02/14/2005 Reported Do Pass (H) (H294)
03/08/2005 Re-committed to Committee (H) (H506)
03/09/2005 Executive Session Held (H)
03/09/2005 Rules - Reported Do Pass by Consent (H) (H557)
03/17/2005 Perfected by Consent (H) (H698)
03/29/2005 Third read and passed (H) (H721-722 / S517)
03/29/2005 S First Read (S517)
03/30/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S539)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S647)
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: Emergency Clause

*** HB 127 *** 0075L.01T

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Bivins

HB 127 - This act limits the attendance fees that fire protection district board members can receive for attending board meetings to one per calendar week.
SUSAN HENDERSON

12/21/2004 Prefiled (H)
01/05/2005 Read first time (H) (H22)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Local Government (H) (H175)
02/03/2005 Public Hearing Held (H)
02/24/2005 Executive Session Held (H)
02/25/2005 Reported Do Pass by Consent (H)
02/25/2005 Referred: Rules pursuant to Rule 25(26)(f) (H)
03/01/2005 Executive Session Held (H)
03/01/2005 Rules - Reported Do Pass by Consent (H) (H438)
03/09/2005 Perfected by Consent (H) (H559)
03/15/2005 Third read and passed (H) (H637-638 / S458)
03/15/2005 S First Read (S458)
03/30/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S527)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S625)
04/25/2005 S Third and Passed - Consent (S771-772)
04/25/2005 Truly Agreed To and Finally Passed (S772 / H1222)

EFFECTIVE: August 28, 2005

*** HB 135 *** SCS HCS HB 135 0390S.04C

SENATE SPONSOR: Shields HOUSE HANDLER: Richard

SCS/HCS/HB 135 - The act allows a development agency, corporation, limited liability company, or partnership formed on behalf of a development agency to qualify as an eligible industry for the purposes of the Business Use Incentives for Large-Scale Development (BUILD) Program. Included is the requirement that $950,000 of the $15 million in tax credits authorized annually for BUILD be reserved for an approved

project in Kansas City. The act removes the previous expiration date of January 1, 2006 with regards to essential industry projects approved by the Department of Economic Development by December 31, 2005.

The act also establishes the Missouri quality jobs program. The program allows qualified companies to retain a portion of the withholding tax or wages paid to employees in newly created jobs. To qualify for the program, employers must offer basic health insurance and pay at least 50% of the premiums. The three types of qualifying programs are as follows:

- SMALL AND EXPANDING BUSINESS PROGRAM: These programs must create more than 20 new jobs if in a rural area and 40 new jobs if in a non-rural area in two years. The program is unavailable if creating 100 jobs or more. The employers must pay at least the county average wage.
- TECHNOLOGY BUSINESS PROGRAM: These programs must create ten new jobs directly involved in the operations of a technology company as defined by the Department of Economic Development and appropriate NAICS (North American Industry Classification System) in two years.
- HIGH IMPACT PROJECTS PROGRAM: These programs must provide a minimum of 100 new jobs within two years.

For each of these programs, the employers may retain withholding tax for a set number of years based on what they are paying relative to the county average wage. The technology business program and high impact projects program may be eligible for tax credits. High impact projects may receive additional benefits if the local government provides benefits equal to their new local tax revenue.

Companies that have been found guilty of violating laws relating to labor, health and safety, or the environment in the last five years shall not qualify for this program.

The act establishes the "Quality Jobs Advisory Task Force" which consists of the chairpersons of the economic development of the Missouri senate and the Missouri house or his or her designee, the director of the Department of Economic Development or his or her designee, and two members appointed by the governor. If the Department of Economic Development wants to increase the maximum amount of tax credit given to a qualified high impact project company, they may increase the amount up to one million dollars if the increase is proposed by the department and approved by the task force.

The act empowers the Department of Economic Development to charge a fee to the recipient of certain tax credits of two and one-half percent of the tax credits issued. They may not charge a fee for credits issued for community service, crime prevention, education, job training, or physical revitalization. The fees are to be deposited in the Economic Development Advancement Fund which is established by this act.

The act caps the tax credits issued for the program at twelve million dollars and the maximum amount authorized for business relocation in a distressed community is reduced from ten million dollars to eight million dollars. The remaining balance of two million dollars in tax credits is transferred to the quality jobs program. The Missouri Downtown and Rural Economic Stimulus Act cap is reduced to one hundred eight million dollars.
Additionally, the tax increment financing cap is raised from fifteen to thirty-two million dollars.

Finally, the act also extends the current state and local sales and use tax holiday for certain clothing, personal computers, and school supplies purchased for personal use during a three-day period each August. The act does not apply to retailers when less than 2% of their sales are for qualifying merchandise during the holiday.

For the 2005 sales tax holiday, the ability for local governments to opt out of the holiday is limited to those that opted out in 2004. After the 2005 sales tax holiday, any political subdivision may adopt an ordinance or order to opt out of the holiday.
ANDY LYSKOWSKI

12/29/2004 Prefiled (H)
01/05/2005 Read first time (H) (H23)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Job Creation and Economic Development (H) (H175)
02/09/2005 Public Hearing Held (H)
02/16/2005 Executive Session Held (H)
02/22/2005 HCS Reported Do Pass by Consent (H) (H380)
02/22/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H380)
02/28/2005 Executive Session Held (H)

02/28/2005 Rules - Reported Do Pass by Consent (H) (H414)
03/08/2005 Perfected by Consent (H) (H522)
03/09/2005 Third read and passed (H) (H530-531 / S407)
03/09/2005 S First Read (S407)
03/30/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S527)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee (0390S.04C)
04/21/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS (S748)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 155 *** 0766L.01T

SENATE SPONSOR: Taylor HOUSE HANDLER: Ruestman

HB 155 - This act designates a portion of State Highway E in McDonald County from the Arkansas state line north to State Highway 76 as the "Albert Brumley Memorial Highway".
STEPHEN WITTE

01/04/2005 Prefiled (H)
01/05/2005 Read first time (H) (H24)
01/06/2005 Read second time (H) (H31)
01/27/2005 Referred: Transportation (H) (H175)
02/02/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H556)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H556)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H616)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H758 / S537)
03/30/2005 S First Read (S537)
04/04/2005 Second Read and Referred S Transportation Committee (S571)
04/12/2005 Hearing Conducted S Transportation Committee
04/12/2005 Voted Do Pass S Transportation Committee-Consent
04/12/2005 Reported from S Transportation Committee to Floor - Consent (S646-647)
05/02/2005 S Third and Passed - Consent (S868 / H1392)
05/02/2005 Truly Agreed To and Finally Passed (H1392)

EFFECTIVE: August 28, 2005

*** HB 163 *** HCS HBs 163, 213 & 216 0737L.02P

SENATE SPONSOR: Gross HOUSE HANDLER: Smith

HCS/HBs 163, 213 & 216 - Currently, any World War II veteran who wants to receive a medallion, medal, and certificate of appreciation must have been a Missouri resident before August 28, 2000, and must have made application for the medals prior to July 1, 2004. Veterans of the Korean Conflict who wanted to receive the medallion, medal, and certificate of appreciation must have been Missouri residents before August 28, 2003, and must have made application for the medals prior to January 1, 2005. This act authorizes veterans of World War II or the Korean Conflict to receive the medals of appreciation as long as they are a resident of Missouri, had been a resident at the time of entering or being discharged from the military, or had been a resident at the time of death. The application deadlines for both medical programs are removed. In both programs, the act requires that the medallions, medals, and certificates be awarded until the supply is exhausted. When there are fewer than 100 medallions, medals, and certificates for either program, the Adjutant General must notify the General Assembly.

The act contains an emergency clause.

This act is similar to SB 199 (2005).

DONALD THALHUBER

01/04/2005 Prefiled (H)
01/05/2005 Read first time (H) (H24)
01/06/2005 Read second time (H) (H31)
01/25/2005 Referred: Veterans (H148)
02/02/2005 Public Hearing Held (H)
02/09/2005 Executive Session Held (H)
02/23/2005 Executive Session Held (H)
03/01/2005 HCS Reported Do Pass by Consent (H) (H438)
03/01/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H438)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/02/2005 Rules - Reported Do Pass by Consent (H) (H468)
03/10/2005 Perfected by Consent (H) (H592)
03/15/2005 Third read and passed (EC adopted) (H) (H640-642 / S459)
03/15/2005 S First Read (w/EC) (S459)
03/30/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S527)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S647)
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: Emergency Clause

*** HB 174 *** HCS HB 174 0554L.02T

SENATE SPONSOR: Taylor HOUSE HANDLER: Wood

HCS/HB 174 - This act requires that the license of a real estate broker or salesperson shall be revoked or, in the case of an applicant, shall not be issued, if such person is found guilty of certain felonies. The license revocation or denial may be appealed to the administrative hearing commission. A definition of "exclusive brokerage agreement" is created to authorize a real estate broker to act as the exclusive limited agent on behalf of their client provided that the parties have entered into a written agency agreement. The act specifies certain services which must be provided by a broker who has entered into an exclusive brokerage agreement.

JIM ERTLE

01/06/2005 Introduced and read first time (H) (H30)
01/10/2005 Read second time (H) (H36)
02/10/2005 Referred: Professional Registration & Licensing (H) (H283)
02/16/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
02/24/2005 HCS Reported Do Pass (H) (H405)
02/24/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H405)
03/01/2005 Executive Session Held (H)
03/02/2005 Reported Do Pass (H) (H468)
03/09/2005 HCS adopted in House (H) (H553)
03/09/2005 Perfected (H) (H553)
03/14/2005 Third read and passed (H) (H600-601 / S441)
03/14/2005 S First Read (S441)
04/04/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S570)
04/18/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/18/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee
04/21/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor (S748)
04/28/2005 Bill Placed on Informal Calendar (S842)
05/05/2005 S Third Read and Passed (S1020-1021)
05/05/2005 Truly Agreed To and Finally Passed (S1021 / H1560)

EFFECTIVE: August 28, 2005

*** HB 180 *** 0338L.01P

SENATE SPONSOR: Ridgeway HOUSE HANDLER: Johnson

HB 180 - This act alters statutes regarding military leave for Kansas City police officers and civilian employees. Members of the Police Retirement System of Kansas City and the Civilian Employees' Retirement System of the Police Department of Kansas City who are on leave of absence due to military service in which the United States has declared war, a compulsory draft, or the combat mobilization of any units of the military reserves are entitled to service credit for the time spent in the military service. During their military service, members are not required to pay any member contributions into the retirement system.

Should it becomes necessary for the years of the service to be included in the calculation of the member's compensation, the member will be deemed to have received the same compensation throughout the period of service as the member's base annual salary immediately prior to the commencement of the leave of absence.

Eligible members who are absent because of the military leave are entitled to federal employment and re-employment rights.
ADRIANE CROUSE

01/06/2005 Introduced and read first time (H) (H31)
01/10/2005 Read second time (H) (H36)
01/27/2005 Referred: Local Government (H) (H175)
03/10/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H589)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H589)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H793-794 / S559)
03/31/2005 S First Read (S559)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S571)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S647)
04/14/2005 Removed S Consent Calendar (S683)

EFFECTIVE: August 28, 2005

*** HB 186 *** SCS HCS HB 186 0848S.08C

SENATE SPONSOR: Scott HOUSE HANDLER: Emery

SCS/HCS/HB 186 - This act relates to county government.

SECTIONS 56.060, 56.631, 56.640, 56.650, 56.660
Currently, only certain counties are allowed to appoint a county counselor. This act removes this limitation so that any county may do so.

SECTIONS 56.312 & 136.150
Currently, a collection fee of 20% on back taxes recovered by the circuit or prosecuting attorney is deposited into the county treasury with ½ being designated for the use of such person?s office and ½ being expended by the county. This act provides that all of the collection fee shall be deposited by the county treasurer or the county executive into a separate fund to be expended by the prosecuting or circuit attorney for use in his or her office. The funds will not be budgeted by the governing body of St. Louis or any county, but instead upon the request of the circuit or prosecuting attorney by the treasurer or executive.

SECTION 56.765
Currently, one-half of all moneys collected from a $1 surcharge on criminal cases are deposited into the county treasury. Under this act, such money would be deposited into a separate interest-bearing fund to be expended by the prosecuting or circuit attorney. The funds will not be budgeted by the governing body of St. Louis City or the county, but instead will be expended upon the request of the prosecuting or circuit attorney for the purpose of additional training. Extra money in the fund will remain in the fund regardless of whether the county commission or governing body grants approval. This act also allows the money to be spent on

expenses incurred from operating the office and other investigation or prosecution-related expenses.

SECTION 64.940

This act requires that any expenditure made by the Jackson County Sports Authority that is over $5,000, including professional service contracts, must be competitively bid.

SECTION 66.403

Under this act, no person shall be elected to serve more than eight years total as the county executive or in the legislature of Jackson County. In applying this section, service resulting from an election prior to this act becoming effective, or service of less than two years, in the case of a member elected after the effective date of this section to complete the term of another person shall not be counted.

SECTION 67.055

This act states that any moneys received or collected to fund additional costs incurred by any county office, excluding moneys collected before September 1, 2005, shall be subject to "The County Budget Law" (Sections 50.525 to 50.745).

SECTION 67.1159

When any tax, interest, or penalty imposed in relation to the St. Charles County Convention and Sports Facilities Authority is not paid when due, the authority may file for record a notice of lien in the recorder's office. The notice will specify the amount due and the name of the liable person. From the time of filing such notice, the amount of tax shall have the force and effect of a lien against the real and personal property of the business of such person or the facility giving rise to the tax.

Under this act, a lien may be released by filing a release of the lien executed by a duly authorized agent of the authority upon payment or upon receipt of sufficient security, or by final judgment holding such lien to have been erroneously imposed.

Each recorder shall receive statutory fee for the filing of each notice of lien and for each release of lien filed for record. The authority is authorized to collect an additional penalty from each taxpayer equal to the cost of filing a notice of lien or release with respect to such taxpayer.

Any person operating or managing a business or facility who owes taxes, penalty, or interest, or is required to file any report with the authority, must notify, in writing, the authority at least 10 days prior to any sale of the entire business or a major part thereof. The notice includes the name of the business or facility and the owner, the intended date of purchase, and the name of the person purchaser and person collecting the tax. Any person who takes with notice of delinquent tax or noncompliance is considered to be taking subject to any tax, penalty, or interest owed by the seller.

The authority shall have the power to bring a civil action to enjoin the operation of a business or facility, if the business or facility has a tax, penalty, or interest which is unpaid or is violation of the statutes relating to the authority.

SECTION 67.1305

This act allows the governing body of any city or county to impose, by order or ordinance after voter approval, a sales tax for economic development purposes. The tax shall not be more than 1/2 of 1 %. Any city or county that imposes a tax under sections 67.1300 or 67.1303 shall not impose this tax.

All sales tax collected pursuant to this section will be collected by the Director of Revenue, less 1% for the cost of collection. The money will be deposited into the "Local Option Economic Development Sales Tax Trust Fund". The director must keep records of the money in the trust fund and the records shall be open to the officers of the city, county, or the public. No later than the 10th day of each month, the director will distribute the money deposited in the trust fund during the previous month to the city or county which levied the tax.

If a city or county abolishes the tax, it must notify the director at least 90 days before the repeal. The director may order retention in the trust fund for a period of one year, of 2% of the amount collected after receipt of such notice of the repeal in order to cover possible refunds or overpayment and redeem dishonored checks. After a year, the director will return the balance to the city or county and close the account.

Revenue generated by this tax cannot be used for retail development projects unless they are for

redevelopment of downtown areas or historic projects. At least 20% of the revenue generated by this tax must be used for long-term economic development preparation. No more than 25% of the revenue generated may be used for administrative purposes.

Each city or county imposing this tax must establish an Economic Development Tax Board. The board is for volunteers and shall consist of 5 members for a city and 7 members for a county, appointed by various local entities or officials.

The board, subject to approval of the governing body, shall consider economic development plans, economic development projects, or designations of an economic development area. It shall provide notice and hold hearings. The board will make recommendations to the governing body within 90 days of a hearing and the governing body will then have the final determination on use and expenditure of money from the trust fund. There are specific requirements that projects and plans outside of the city or county must meet in order for the board to make a recommendation to use such trust fund money.

When this tax is imposed within a special taxing district, it shall be excluded from the calculation of revenues available to such districts and no revenues from the tax will be used for the purposes of such district unless recommended by the board and approved by the governing body.

The board must report at least annually to the governing body on the use of the money in the trust fund and on progress of any plan, project, or designation adopted. It must also submit a report each year by March 1 to the Joint Committee on Economic Development.

Any city or county which adopts this sales tax may submit the question of repeal to the voter on any date. When a governing body receives a petition, signed by 10% of the voters, calling for an election to repeal the sales tax, it must submit a proposal doing so to the voters.

SECTIONS 67.1775 & 210.860, 210.861

The act authorizes cities in addition to counties to levy a sales tax and a property tax for the purpose of providing service for children and families. Revenues derived from this tax shall be deposited in the county treasury to the credit of the Community Children's Services Fund to provide funds for counseling and related services to children and youth in the county which will promote healthy lifestyles among children and youth and strengthen families.

SECTION 67.1809

This act specifies the jurisdiction of the regional taxicab commission. Under this act, the regional taxicab commission may exercise jurisdiction over any person who engages in the business of transporting passengers in commerce, wholly within the regional taxicab district, in any motor vehicle designed or used to transport not more than eight passengers including the driver.

The jurisdiction of the regional taxicab commission shall not apply to:

(1) Operators who are required to be licensed, supervised and regulated by the state highways and transportation commission. The regional taxicab commission's jurisdiction shall not extend to motor vehicles transporting passengers within the district in interstate commerce, and those interstate operations are subject to the powers of the state highways and transportation commission;

(2) Motor vehicles that are operated exclusively by not-for-profit corporations or governmental entities, whose operations within the regional taxicab district are subsidized, wholly or in part, with public transit funding (federal or state);

(3) Vehicles that transport one or more passengers upon the public highways in a continuous journey from a place of origin within the regional taxicab district to a destination outside the district, or from a place of origin outside the district to a destination within the district, either with or without a return trip to the point of origin.

Every person, partnership or corporation who becomes subject to the jurisdiction of the regional taxicab commission which was previously under the jurisdiction (through permit or certificate) of the state highways and transportation commission is deemed to be licensed, permitted and authorized by the regional taxicab commission, and the vehicles and drivers used by such motor carriers are hereby deemed to be licensed, permitted and authorized by the regional taxicab commission to operate and engage in the transportation of

passengers within the regional taxicab district , to the same extent as they were formerly licensed, permitted and authorized by the highways and transportation commission on August 27, 2005. Such motor carriers, drivers and vehicles are exempt from applying for any license, certificate, permit or other credential issued or required by the regional taxicab commission, except that the regional taxicab commission may, after December 31, 2005, require such motor carriers and drivers to apply and pay the regular fees for annual renewals of such licenses, permits, certificates or other credentials, pursuant to uniform requirements applicable to all motor carriers, vehicles and drivers operating within the regional taxicab district.

SECTION 67.1922 & 67.1934

Currently, certain counties with significant lake shoreline are authorized, upon voter approval, to impose a single retail sales tax not to exceed 1.5% for the purpose of promoting water quality, infrastructure, and tourism. This act modifies such authorization so that voters can approve one or more retail sales taxes not to exceed 1.5% in the aggregate for the purpose of affecting water quality, infrastructure, or tourism, singularly or in any combination.

SECTION 67.2555

This act requires any expenditure over $5000 made by the Jackson County Executive be competitively bid.

SECTION 82.850

This act permits the City of Independence and Joplin to levy up to a two percent sales tax on food to be known as the "Museum and Tourism-Related Tax", to be used for museums and tourism-related activities. The act defines museum and tourism-related activities that will qualify for the tax revenue and establishes how the tax will be collected. The act provides a procedure for repealing the tax.

SECTION 94.270

This act prohibits St. Peters from levying or collecting a license fee on hotels in an amount exceeding $1000 and prohibits the city of Berkeley from levying or collecting such a fee over $12,000 per year. Any city under this section may increase a hotel license tax by 5% per year but the total tax levied shall not exceed 1/8% of such hotel gross revenue.

SECTION 94.660

This act increases, from ½ of one percent to one percent, a transportation sales tax that St. Louis City and St. Louis County may propose, by order or ordinance, for submission to the voters.

SECTION 94.700

This act modifies the definition of "city" to mean any incorporated city, town, or village with a population of 100 or more. Currently, it includes any city, town, or village with a population of more than 200.

SECTION 94.837

This act authorizes the cities of Canton, La Grange, and Edina to impose a transient guest tax, upon voter approval, on all hotels and motels within their city limits, which cannot exceed 5% per occupied room per night.

SECTION 94.838

This act authorizes the City of Lamar Heights to impose, upon voter approval, a room tax of not more than 6% per night and a local sales tax on food of not more than 2%. These taxes will be in addition to any other taxes authorized by law and used solely for capital improvements. The act provides a procedure to repeal the tax.

This section has an emergency clause.

SECTION 115.348

This act prohibits a person from qualifying as a candidate for any public elective office who has been convicted of, or pled guilty to, any felony or misdemeanor under the laws of the United States.

This portion of the act is similar to SB 1226 (2004).

SECTION 144.044

This act creates a partial sales tax exemption for the sale of modular units. For the purpose of use tax in

relation to the sale of modular units, the manufacturer of such modular units will be considered the contractor and the tax rate will be computed on the use tax rate where the modular unit is being placed.

This section is identical to SB 245 (2005).

SECTION 144.518

This act exempts, machines or parts for machines used in a commercial, coin-operated amusement and vending business where sales tax is paid on the gross receipts derived from the use of the machines, from Section 82.850.

SECTION 184.357

This act authorizes, upon voter approval, an increase in the property tax rate for certain history museum subdistricts.

SECTION 198.345

This act authorizes nursing home districts in Marion and Ralls counties to maintain assisted living facilities.

SECTIONS 321.552 & 321.554

This act exempts St. Louis County from provisions allowing the governing body of an ambulance or fire protection district to impose, upon voter approval, a sales tax of up to ½ of one percent on retail sales in the district.

SECTION 473.770 & 470.771

This act allows public administrators to delegate certain duties to a deputy. Specifically, a deputy who is a licensed attorney can execute inventories, settlements, surety bonds, pleadings, and other court documents filed in the name of the public administrator.

SECTION 483.260

This act removes Section 483.260, RSMo, from law. This section allows the clerk of the circuit court of St. Louis city to employ an attorney or attorneys for assistance.

SECTION 570.120

Currently, a person is guilty of passing a bad check if:

- He or she makes or issues a check knowing that it will not be paid by the drawee or that there is no such drawee; or

- If he or she does so knowing that there are insufficient funds, no account, or no drawee and does not pay the check within 10 days after receiving notice.

Under this act, a person would also be guilty of passing a bad check with any other form of presentment involving the transmission of account information, not just a check.

Under this act, passing a bad check is a Class A misdemeanor unless certain circumstances exist, including when the issuer has no account with the drawee or if there was no such drawee at the time the check was issued. In such cases, passing bad checks is a Class C felony. Currently, a person is guilty of a Class D felony under such circumstances.

A prosecuting attorney who takes an action under this section collects an administrative handling cost from the issuer in an amount of $25 for checks of less than $100, $50 for checks between $100 and $250, and $50 plus an additional 10% fee of the face amount for checks of $250 or more, with a maximum fee being $100. Currently, the amount of the administrative handling cost varies depending on the amount of the check, however, the scale differs from the one in this act.

Under this act, the money can be used for lawful expenses incurred by the attorney in operation of his or her office. This is in addition to the current allowable uses which include, but are not limited to, office supplies, postage, witness preparation, and additional staff.

This act removes the provision which states that in all cases where a prosecutor receives notice of a violation with respect to a payroll check or order, if he or she finds a violation, shall file an information or seek

indictment within 60 days.

SECTION 1

This act allows Madison County to impose a sales tax, upon voter approval, for public recreational projects and programs. The sales tax may be at a rate of up to 1% and the revenue will be deposited into the "County Recreation Sales Trust Fund". The sales tax will expire 20 years after the date it becomes effective unless extended by the voters.

SECTION 2

No official of Jackson County who pleads guilty to or is convicted of a federal felony shall receive any county pension.

SUSAN HENDERSON

01/10/2005 Introduced and read first time (H) (H36)
01/11/2005 Read second time (H) (H42)
01/25/2005 Referred: Ways and Means (H) (H148)
02/09/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
03/01/2005 HCS Reported Do Pass (H) (H438)
03/01/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H438)
03/03/2005 Executive Session Held (H)
03/03/2005 Reported Do Pass (H) (H482)
03/09/2005 HCS adopted in House (H)
03/09/2005 Perfected with amendments (H) (H531-547)
03/10/2005 Third read and passed (EC adopted) (H) (H577-579 / S431-432)
03/10/2005 S First Read (w/EC) (S431-432)
04/04/2005 Second Read and Referred S Ways & Means Committee (S570)
04/07/2005 Hearing Conducted S Ways & Means Committee
04/14/2005 SCS Voted Do Pass S Ways & Means Committee (0848S.08C)
04/21/2005 Reported from S Ways & Means Committee to Floor w/SCS (S748)
04/28/2005 Bill Placed on Informal Calendar (S842-843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: Emergency Clause-1 section

*** HB 192 *** HCS HB 192 0502L.03P

HOUSE HANDLER: Sander

HCS/HB 192 - This act pertains to waste tires.

The act reinstates the tire fee at fifty cents. The act sets the date of the reinstatement beginning the first day of the month no more than sixty days following the effective date of the act; the fee is set to terminate January 2010.

The act directs the Department of Natural Resources to report by January 1, 2009, a complete accounting of tire cleanups - this includes those completed or in progress, the costs associated with these cleanups, number of tires remaining at that time, balance of the fund and enforcement actions initiated to address scrap tires.

The act provides preference to Missouri vendors bidding on contracts by the department for the removal or clean up of scrap tires. A five percent preference and ten bonus points shall be given to any vendor that meets one or more of the following factors:

- Vendors residing in Missouri for two years preceding the bid;
- Non - resident vendors that employ at least twenty Missouri residents and have maintained their principal place of business in the state for two years preceding the bid;
- Vendors that reside in Missouri that employ at least seventy-five percent of their workers from Missouri for the entire term of the project;
- Non - resident vendors that employ at least twenty Missouri residents and have maintained their principal place of business in the state for two years preceding the bid; for the entire term of the project, these vendors shall employ at least seventy-five percent of their workers from Missouri;
- Vendors that provide written certification that the end use of the tires will be for fuel purposes or for the manufacture of a useable good or product; landfilling of tires, tire chips, or tire shreds shall not permit a

vendor a preference.

The act has an emergency clause.

MEGAN WORD

01/11/2005 Introduced and read first time (H) (H41)
01/12/2005 Read second time (H) (H51)
02/10/2005 Referred: Conservation and Natural Resources (H) (H283)
02/23/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
04/12/2005 HCS Reported Do Pass (H) (H993)
04/12/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H993)
04/14/2005 Executive Session Held (H)
04/14/2005 Reported Do Pass (H) (H1067)
04/28/2005 HCS adopted in House (H) (H1335)
04/28/2005 Perfected with amendments (H) (H1335)
05/03/2005 Third Read and Passed (H) (H1436-1437)
05/03/2005 Emergency Clause Adopted (H)
05/04/2005 S First Read (w/EC) (S993)
05/05/2005 Second Read and Referred S Governmental Accountability & Fiscal Oversight Committee (S1032)
05/09/2005 Hearing Scheduled S Governmental Accountability & Fiscal Oversight Committee

EFFECTIVE: Emergency Clause

*** HB 196 *** SCS HB 196 0474S.02C

SENATE SPONSOR: Koster HOUSE HANDLER: Wildberger

SCS/HB 196 - This act requires a prosecution for the crimes of arson, knowingly burning or exploding, recklessly burning or exploding, and negligently burning or exploding to commence within five years.

In addition to the current provisions of Section 569.040, RSMo, a person commits the crime of arson in the first degree when he or she damages a building or inhabitable structure, by starting a fire or explosion, in an attempt to produce methamphetamine.

A person who commits arson in the first degree in this manner is guilty of a Class B felony unless a person suffers serious physical injury or has died as a result of a fire or explosion started in an attempt by the defendant to produce methamphetamine.

SUSAN HENDERSON

01/11/2005 Introduced and read first time (H) (H41)
01/12/2005 Read second time (H) (H51)
01/27/2005 Referred: Crime Prevention and Public Safety (H) (H175)
03/01/2005 Public Hearing Held (H)
04/05/2005 Executive Session Held (H)
04/06/2005 Reported Do Pass (H) (H912)
04/06/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H912)
04/11/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H997)
04/20/2005 Perfected with amendments (H) (H1152)
04/21/2005 Third Read and Passed (H) (H1192 / S763)
04/25/2005 S First Read (S763)
04/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S843)
05/05/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
05/05/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0474S.02C)
05/05/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S1031)
05/09/2005 S Formal Calendar H Bills for Third Reading w/SCS

EFFECTIVE: August 28, 2005

*** HB 205 *** 0923L.01P

HOUSE HANDLER: Salva

HB 205 - This act provides that no child support check or other correspondence shall contain the Social

Security number of any child support obligee, obligor, or the child entitled to the support, unless otherwise required by federal law or court order. Social Security numbers may be retained as confidential records. Any records of the Family Support Division in the Department of Social Services which contain Social Security numbers are not subject to public disclosure unless required by court order or federal law.
ADRIANE CROUSE

01/11/2005 Introduced and read first time (H) (H42)
01/12/2005 Read second time (H) (H51)
01/27/2005 Referred: Children and Families (H) (H175)
02/23/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
03/17/2005 Reported Do Pass (H) (H695)
03/17/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H695)
03/30/2005 Executive Session Held (H)
03/30/2005 Reported Do Pass (H) (H780)
04/19/2005 Perfected (H) (H1122)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S756)
04/25/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S775)

EFFECTIVE: August 28, 2005

*** HB 208 *** SCS HCS HB 208 0899S.06C

SENATE SPONSOR: Crowell HOUSE HANDLER: Icet

SCS/HCS/HB 208 - This act requires a plaintiff in an action for damages in excess of $3,000 against a licensed professional based on the rendering of or failure to render professional services to file an affidavit with the court. The affidavit must state that the plaintiff has obtained the written opinion of a legally qualified professional declaring the defendant failed to use the care that a reasonably prudent and careful individual would have used under similar circumstances and that the failure to use reasonable care directly caused or contributed to the damages alleged in the petition. The affidavit must be filed no later than 90 days after the filing of the petition. If the plaintiff fails to file the affidavit, the case must be dismissed without prejudice. A "legally qualified professional" means an individual licensed in the same profession as the defendant and either actively practicing in substantially the same specialty, or within five years of retirement from the specialty, as the defendant.

This act is similar to a provision in SB 385 (2005).
JIM ERTLE

01/12/2005 Introduced and read first time (H) (H51)
01/13/2005 Read second time (H) (H54)
01/27/2005 Referred: Judiciary (H) (H175)
03/01/2005 Public Hearing Held (H)
03/01/2005 Executive Session Held (H)
03/03/2005 Executive Session Held (H)
03/03/2005 HCS Reported Do Pass (H) (H481)
03/03/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H481)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass (H) (H557)
03/16/2005 Taken up for perfection (H) (H662)
03/16/2005 Laid Over (H) (H662)
03/16/2005 Taken up for perfection (H) (H669)
03/16/2005 Perfected (H) (H669)
03/31/2005 Third read and passed (H) (H815-816 / S562)
03/31/2005 S First Read (S562)
04/04/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S571)
04/18/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/28/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0899S.06C)
04/28/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S836)
05/04/2005 Bill Placed on Informal Calendar
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 209 *** SCS HCS HB 209 0648S.06C

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Cooper

SCS/HCS/HB 209 - This legislation pertains to taxes on telecommunications companies.

Beginning on July 1, 2006, the Director of the Department of Revenue will collect, administer and distribute telecommunications business license tax revenues in accordance with this act. The business license tax will be based solely on the gross receipts of telecommunications companies for retail sale of telecommunications services subject to sales tax. New language provides for the determination of the existing tax base. Telecommunications companies must file quarterly returns with the Director of Revenue with an attached schedule setting forth the total amount of taxable gross receipts for the quarter and the amount of business license tax due to each municipality. The municipalities must file the total amount of tax revenue collected for the previous fiscal year; any inconsistency arising from these numbers shall be resolved through an audit preformed by the state auditor. The Director of Revenue will distribute the appropriate amount of tax revenues to each municipality and, in exchange will, retain a collection fee of one percent including interest on all funds collected and distributed.

The maximum rate of the gross receipts percentage for any municipality shall not exceed 5% for any bills rendered on or after July 1, 2006. However certain municipalities will be exempt from the limitation and readjustment of tax rates. The Director of Revenue and any municipality will have authority to audit telecommunications companies. The statute of limitations for claims of non-payment or underpayment of the business license tax is three years. Telecommunications companies are permitted to pass the tax onto its retail customers only if the company itemizes the tax on the customer's bill.
JASON ZAMKUS

01/12/2005 Introduced and read first time (H) (H51)
01/13/2005 Read second time (H) (H54)
01/27/2005 Referred: Ways and Means (H) (H175)
02/16/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/30/2005 HCS Reported Do Pass (H) (H779)
03/30/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H779)
03/31/2005 Reported Do Pass (H) (H820)
04/12/2005 Taken up for perfection (H) (H973)
04/12/2005 Laid Over (H) (H976)
04/12/2005 Taken up for perfection (H) (H978)
04/12/2005 HCS adopted in House (H) (H979)
04/12/2005 Perfected with amendments (H) (H978)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S754)
04/25/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S775)
04/27/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
05/02/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee (0648S.06C)
05/02/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS
05/04/2005 Bill Placed on Informal Calendar (S985)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 215 *** HCS HB 215 0632L.04T

SENATE SPONSOR: Koster HOUSE HANDLER: Pearce

HCS/HB 215 - This act allows the City of Warrensburg to annex areas along the road or highway up to 2.5 miles from the existing city boundary.

This act is similar to SB 490 (2005).
SUSAN HENDERSON

01/13/2005 Introduced and read first time (H) (H81)
01/18/2005 Read second time (H) (H86)

01/27/2005 Referred: Local Government (H) (H176)
02/03/2005 Public Hearing Held (H)
02/24/2005 Executive Session Held (H)
02/24/2005 HCS Reported Do Pass by Consent (H) (H405)
02/24/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H405)
03/01/2005 Executive Session Held (H)
03/02/2005 Reported Do Pass (H) (H468)
03/08/2005 Re-committed to Committee (H) (H506)
03/09/2005 Executive Session Held (H)
03/09/2005 Rules - Reported Do Pass by Consent (H) (H557)
03/17/2005 Perfected by Consent (H) (H698)
03/30/2005 Third read and passed (H) (H750 / S536)
03/30/2005 S First Read (S536)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S570)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S625)
04/25/2005 S Third and Passed - Consent (S772)
04/25/2005 Truly Agreed To and Finally Passed (S772 / H1222)

EFFECTIVE: August 28, 2005

*** HB 219 *** 0905L.01P

SENATE SPONSOR: Wheeler HOUSE HANDLER: Salva

HB 219 - This act designates a reading room in the Missouri State Archives as the "Alex M. Petrovic Reading Room".
MEGAN WORD

01/13/2005 Introduced and read first time (H) (H81)
01/18/2005 Read second time (H) (H86)
01/27/2005 Referred: Administration and Accounts (H176)
03/10/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H587)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H587)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H794-795 / S559)
03/31/2005 S First Read (S559)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S571)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S647)
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: August 28, 2005

*** HB 229 *** SCS HB 229 0794S.03C

SENATE SPONSOR: Gross HOUSE HANDLER: Portwood

SCS/HB 229 - This act creates the Homestead Exemption Tax Credit. The act:

- Prohibits a claimant from receiving the homestead exemption credit in a year following the year in which the claimant received the property tax credit;

- Extends homestead exemption credit to property owned in trust. The trust may receive a credit, provided the prior owner meets all other requirements and such owners income is imputed to the trust for purposes of determining qualification under the maximum upper limit;

- Creates an exception to the disqualification for improvements made to property which exceed five percent of the prior years appraised value for improvements made to accommodate a disabled person for applications filed after 2005.

The homestead exemption limit for claims filed in 2005 and 2006 shall be based on the increase in tax liability from 2004 to 2005.

An eligible owner who otherwise satisfies the requirements for receiving a homestead exemption shall not apply for the credit more than once during the period ranging from April 1, 2005 to September 30, 2006.

Current law bases the homestead exemption on the increase to tax liability from the prior year. The act moves this back an additional year.

In the event collector of the county determines that an individual is ineligible prior to issuing the credit, the credit shall be void and any corresponding moneys shall lapse to the state to be credited to the general revenue fund.

After 2005, the one-quarter of one percent distributed to the county assessment funds is terminated.

This act is identical to the SCS/SB 338.
JASON ZAMKUS

01/13/2005 Introduced and read first time (H) (H82)
01/18/2005 Read second time (H) (H86)
01/25/2005 Referred: Senior Citizen Advocacy (H148)
02/03/2005 Public Hearing Held (H)
02/17/2005 Executive Session Held (H)
02/17/2005 Reported Do Pass by Consent (H) (H358)
02/17/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H358)
02/28/2005 Executive Session Held (H)
02/28/2005 Rules - Reported Do Pass by Consent (H) (H414)
03/08/2005 Perfected by Consent (H) (H522)
03/09/2005 Third read and passed (H) (H550 / S424-425)
03/09/2005 S First Read (S424-425)
03/30/2005 Second Read and Referred S Ways & Means Committee (S527)
04/14/2005 Hearing Conducted S Ways & Means Committee
04/14/2005 SCS Voted Do Pass S Ways & Means Committee-Consent (0794S.03C)
04/14/2005 Reported from S Ways & Means Committee to Floor w/SCS - Consent (S681)
05/03/2005 SCS S adopted (S918 / H1452)
05/03/2005 S Third and Passed - Consent (S918-919 / H1452)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 230 *** 0793L.01P

SENATE SPONSOR: Gross HOUSE HANDLER: Portwood

HB 230 - The act prohibits an individual from claiming both the circuit breaker income tax credit and the homestead property tax exemption credit.
JASON ZAMKUS

01/13/2005 Introduced and read first time (H) (H82)
01/18/2005 Read second time (H) (H86)
01/27/2005 Referred: Senior Citizen Advocacy (H176)
02/10/2005 Public Hearing Held (H)
02/17/2005 Executive Session Held (H)
02/17/2005 Reported Do Pass by Consent (H) (H358)
02/17/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H358)
02/28/2005 Executive Session Held (H)
02/28/2005 Rules - Reported Do Pass by Consent (H) (H414)
03/08/2005 Perfected by Consent (H) (H522)
03/09/2005 Third read and passed (H) (H551 / S425)
03/09/2005 S First Read (S425)

03/30/2005 Second Read and Referred S Ways & Means Committee (S527)
04/14/2005 Hearing Conducted S Ways & Means Committee

EFFECTIVE: August 28, 2005

*** HB 232 *** SCS HCS#2 HB 232 0293S.06C

SENATE SPONSOR: Ridgeway HOUSE HANDLER: Portwood

SCS/HCS#2/HB 232 - Under this act, health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of fees. The fee is based on copying, in an amount not more than seventeen dollars and five cents plus forty cents per page for the cost of supplies and labor, postage, and notary fees, with the notary fees not to exceed two dollars. Current law provides that the provider may charge a handling fee of fifteen dollars plus a fee of thirty-five cents per page for copies of documents made on a standard photocopy machine.
ADRIANE CROUSE

01/13/2005 Introduced and read first time (H) (H82)
01/18/2005 Read second time (H) (H86)
02/10/2005 Referred: Health Care Policy (H) (H283)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/03/2005 HCS Reported Do Pass by Consent (H) (H481)
03/03/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H481)
03/07/2005 Executive Session Held (H)
03/10/2005 Returned to Committee of Origin (H) (H591)
03/14/2005 Executive Session Held (H)
03/14/2005 HCS Reported Do Pass by Consent (H) (H616)
03/14/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H616)
03/16/2005 Executive Session Held (H)
03/16/2005 Rules - Reported Do Pass by Consent (H) (H672)
03/31/2005 Perfected by Consent (H) (H821)
04/04/2005 Third read and passed (H) (H851-853 / S572-573)
04/04/2005 S First Read (S572-573)
04/05/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S579)
04/13/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/13/2005 SCS Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent (0293S.06C)
04/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor w/SCS - Consent (S681)
05/03/2005 SCS S adopted (S918 / H1452)
05/03/2005 S Third and Passed - Consent (S918 / H1452)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 236 *** 0907L.02P

SENATE SPONSOR: Taylor HOUSE HANDLER: Goodman

HB 236 - This act designates the National Guard Armory in Pierce City as the "Lawrence A. Witte" National Guard Armory.
MEGAN WORD

01/18/2005 Introduced and read first time (H) (H113)
01/19/2005 Read second time (H) (H118)
01/25/2005 Referred: Corrections and Public Institutions (H148)
03/02/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H553)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H553)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H759 / S538)
03/30/2005 S First Read (S538)

04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S571)
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: August 28, 2005

*** HB 243 *** 0450L.01P

SENATE SPONSOR: Dolan HOUSE HANDLER: May

HB 243 - This act designates a portion of U. S. Highway 63 in Phelps County as the "Korean War Veterans Association Memorial Highway". The intersection of U. S. Highway 63 and the parallel 38 degrees north latitude will be indicated as the "38th Parallel" by signs.
STEPHEN WITTE

01/18/2005 Introduced and read first time (H) (H114)
01/19/2005 Read second time (H) (H118)
01/25/2005 Referred: Transportation (H) (H148)
02/02/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
03/02/2005 Reported Do Pass by Consent (H) (H466)
03/02/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H466)
03/07/2005 Executive Session Held (H)
03/07/2005 Rules - Reported Do Pass by Consent (H) (H496)
03/15/2005 Perfected by Consent (H) (H650)
03/17/2005 Third read and passed (H) (H686-687 / S495)
03/17/2005 S First Read (S495)
03/30/2005 Second Read and Referred S Transportation Committee (S539)
04/05/2005 Hearing Conducted S Transportation Committee
04/12/2005 Voted Do Pass S Transportation Committee-Consent
04/12/2005 Reported from S Transportation Committee to Floor - Consent (S647)
05/02/2005 S Third and Passed - Consent (S868-869 / H1392)
05/02/2005 Truly Agreed To and Finally Passed (H1392)

EFFECTIVE: August 28, 2005

*** HB 248 *** 1009L.01T

SENATE SPONSOR: Dolan HOUSE HANDLER: Pearce

HB 248 - This act allows lenders of motor vehicle time sale loans to collect a fee in advance for permitting the debtor to defer monthly loan payments on loans of $600 or more, provided the debtor agrees in writing. The cannot be greater than the lesser of $50 or 10% of the payments deferred. A minimum fee of $25 is permitted. If an extension is made, the debtor must pay a monthly payment before any further extensions are permitted. The original loan terms must remain the same. This act does not apply to pre-computed loans.
JIM ERTLE

01/18/2005 Introduced and read first time (H) (H114)
01/19/2005 Read second time (H) (H118)
01/25/2005 Referred: Financial Institutions (H148)
02/08/2005 Public Hearing Held (H)
02/08/2005 Executive Session Held (H)
02/08/2005 Reported Do Pass by Consent (H) (H269)
02/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H269)
02/14/2005 Executive Session Held (H)
02/14/2005 Rules - Reported Do Pass by Consent (H) (H294)
03/03/2005 Third read and passed by Consent (H)
03/03/2005 S First Read (S362)
03/30/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S526)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S624)
04/25/2005 S Third and Passed - Consent (S768-769)

04/25/2005 Truly Agreed To and Finally Passed (S769 / H1223)

EFFECTIVE: August 28, 2005

*** HB 258 *** 0764L.02P

SENATE SPONSOR: Nodler HOUSE HANDLER: Cunningham

HB 258 - This act repeals the current law requirement that school districts take an annual census of children up to age 21 with disabilities.

Further, the act removes provisions concerning funding for the census, and removes references to the repealed sections.

DONALD THALHUBER

01/18/2005 Introduced and read first time (H) (H114)
01/19/2005 Read second time (H) (H118)
02/17/2005 Referred: Elementary and Secondary Education (H355)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H589)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H589)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H795-796 / S559-560)
03/31/2005 S First Read (S559-560)
04/04/2005 Second Read and Referred S Education Committee (S571)
04/12/2005 Hearing Conducted S Education Committee
04/12/2005 Voted Do Pass S Education Committee-Consent
04/12/2005 Reported from S Education Committee to Floor - Consent (S648)
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: August 28, 2005

*** HB 260 *** 1002L.01T

SENATE SPONSOR: Vogel HOUSE HANDLER: Deeken

HB 260 - This act authorizes the state to convey land to the Regional West Fire Protection District.

This act has an emergency clause.

This act is identical to SB 174 (2005).

SUSAN HENDERSON

01/19/2005 Introduced and read first time (H) (H118)
01/20/2005 Read second time (H) (H123)
01/27/2005 Referred: Local Government (H) (H176)
03/07/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/31/2005 Third read and passed (H) (H796-798 / S560)
03/31/2005 S First Read (w/EC) (S560)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S571)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S625)
04/25/2005 S Third and Passed - EC adopted - Consent (S772-773)
04/25/2005 Truly Agreed To and Finally Passed (w/EC) (S773 / H1223)
05/02/2005 Signed by House Speaker (H1390)

05/02/2005 Signed by Senate President (S870)
05/02/2005 Delivered to Governor (H1390)

EFFECTIVE: Emergency Clause

*** HB 261 *** 1067L.01P

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Deeken

HB 261 - The act creates two new benefit options in the Missouri Local Government Employees' Retirement System (LAGERS). Members covered by the new benefit programs will receive a benefit equal to 1.75% of the member's final average salary multiplied by the number of years of creditable service. Certain members retiring due to early retirement, 80 and out, or mandatory retirement will receive a temporary allowance equal to .25% of the member's final average salary multiplied by the number of years of creditable service. This temporary benefit will terminate at the end of the calendar month in which the member dies or attains age 65. After August 28, 2005, political subdivisions may not elect coverage under the two eliminated programs.
ADRIANE CROUSE

01/19/2005 Introduced and read first time (H) (H118)
01/20/2005 Read second time (H) (H123)
01/27/2005 Referred: Retirement (H) (H176)
02/16/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H799-800 / S560)
03/31/2005 S First Read (S560)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S571)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee - Consent
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S647)
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: August 28, 2005

*** HB 269 *** 0988L.01P

SENATE SPONSOR: Vogel HOUSE HANDLER: Bruns

HB 269 - This act authorizes firefighters, peace officers and emergency medical personnel, who are injured in the line of duty, to recover damages from the person whose reckless, malicious, or willful act or omission caused the injury. Currently, the "firefighter's rule" provides that a firefighter brought in contact with an emergency situation who is injured in the line of duty may not recover against the person whose ordinary negligence created the emergency.
JIM ERTLE

01/19/2005 Introduced and read first time (H) (H118)
01/20/2005 Read second time (H) (H123)
01/27/2005 Referred: Judiciary (H) (H176)
02/15/2005 Public Hearing Held (H)
03/01/2005 Executive Session Held (H)
03/01/2005 Reported Do Pass by Consent (H) (H438)
03/01/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H438)
03/03/2005 Executive Session Held (H)
03/03/2005 Rules - Reported Do Pass by Consent (H) (H482)
03/14/2005 Perfected by Consent (H) (H618)
03/15/2005 Third read and passed (H) (H643-644 / S459)
03/15/2005 S First Read (S459)
03/30/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S539)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent

04/12/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S632)
04/14/2005 Removed S Consent Calendar (S683)

EFFECTIVE: August 28, 2005

*** HB 276 *** HCS HB 276 0765L.02C

SENATE SPONSOR: Nodler HOUSE HANDLER: Cunningham

HCS/HB 276 - This act alters laws regarding special education to comply with the recent reauthorization of the federal Individuals with Disabilities Education Act (IDEA). Currently, challenges to decisions about certain disciplinary placements require the child to remain in the interim placement until the challenge is resolved or the interim period elapses, whichever is earlier. Parents and the school are permitted to reach an agreement that does not follow this restriction. Serious bodily injury is added to the list of reasons for disciplinary action that may result in an interim alternative setting, which parents may challenge.

Mediation must be offered to parents and the school before a request for a hearing; currently, it is available after a hearing is requested. The act clarifies that mediation agreements must be signed by the parties and specifies who may sign for the school. These agreements are legally binding and enforceable in state and federal court.

Due process hearing requests and responses to requests must conform to the IDEA. The chair of the hearing panel or the hearing officer may determine sufficiency and must implement the process and procedures relating to sufficiency of notice. The school must call a preliminary meeting, referred to as a resolution session, which must follow federal guidelines in its procedures and for any resulting agreement.
DONALD THALHUBER

01/19/2005 Introduced and read first time (H) (H119)
01/20/2005 Read second time (H) (H123)
01/25/2005 Referred: Elementary and Secondary Education (H148)
02/02/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass (H) (H589)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H589)
04/04/2005 Executive Session Held (H)
04/04/2005 Reported Do Pass (H) (H859)
04/14/2005 Third read and passed (H) (H1052-1053 / S685)
04/14/2005 S First Read (S685)
04/18/2005 Second Read and Referred S Education Committee (S697)
04/26/2005 Hearing Conducted S Education Committee
04/26/2005 Voted Do Pass S Education Committee
04/28/2005 Reported from S Education Committee to Floor (S836)
05/04/2005 Bill Placed on Informal Calendar (S985)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 280 *** 1061L.01T

SENATE SPONSOR: Green HOUSE HANDLER: Walsh

HB 280 - Currently, election judges must take, when time permits, voting ballots and equipment to physically disabled voters who are unable to enter polling places. This act removes the condition that such act only shall be one "when time permits".
JIM ERTLE

01/19/2005 Introduced and read first time (H) (H119)
01/20/2005 Read second time (H) (H123)
02/10/2005 Referred: Elections (H) (H284)
03/02/2005 Public Hearing Held (H)

03/08/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H554)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H554)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H760 / S538)
03/30/2005 S First Read (S538)
04/04/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S571)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S624)
04/25/2005 S Third and Passed - Consent (S767-768)
04/25/2005 Truly Agreed To and Finally Passed (S768 / H1223)

EFFECTIVE: August 28, 2005

*** HB 286 *** HCS HB 286 0360L.03P

SENATE SPONSOR: Days HOUSE HANDLER: Bland

HCS/HB 286 - This act establishes the Emancipation Day Commission, the purpose of which is to establish a memorial designating June 19th, or Juneteenth as "Emancipation Day". The commission is also directed in the act to establish a statewide Juneteenth Heritage and Cultural Festival, recognizing the economic and cultural values of African Americans.

The commission shall be made up of ten members to be appointed by the Governor, all membership information is laid out in the act.
MEGAN WORD

01/20/2005 Introduced and read first time (H) (H123)
01/24/2005 Read second time (H) (H139)
02/10/2005 Referred: Special Committee on Urban Issues (H284)
02/21/2005 Hearing Scheduled, Bill Not Heard (H)
02/28/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H)
03/16/2005 Executive Session Held (H)
03/16/2005 Reported Do Pass (H) (H672)
04/18/2005 HCS adopted in House (H) (H1092)
04/18/2005 Perfected (H) (H1092)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S755)
04/25/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S775)

EFFECTIVE: August 28, 2005

*** HB 297 *** SCS HCS HB 297 0895S.04C

SENATE SPONSOR: Nodler HOUSE HANDLER: Pearce

SCS/HCS/HB 297 - This substitute renders several alterations to the state's education policy.

SECTION 105.458 - This section raises the amount school board members may accept for performing services for (or selling property to) their district from $1,500 to $5,000.

This section is identical to the perfected SB 306.

SECTION 160.522 - Currently, school districts are required to produce an annual accountability report card for each school building, distribute copies to the households with students, and make copies available to other members of the public upon request. This section transfers the responsibility for producing the report

card to DESE, specifying that there will be report cards for each district, each public school building in a district, and each charter school. The report card will be designed to satisfy federal and state statistical disclosure requirements about academic achievement, finances, staff, and other indicators.

This section makes changes to the contents of the report card and clarifies existing requirements. The requirement to report participation rates in several programs and activities is removed. The report card must disclose each school that has been identified as a priority school under state law or as needing improvement or requiring specific improvement measures under federal law. Districts must provide the report card information by December 1, or as soon as it is ready, and give preference to distribution methods that will include the information with other important information, such as student report cards.

This section is identical to the HCS/HB 297.

SECTION 168.104 - The current definition of "teacher" in the teacher tenure act includes certified teachers who teach at the pre-kindergarten level.

This section modifies the aforementioned definition by requiring that such prekindergarten teachers, in order to fit the definition of teacher, must teach in a prekindergarten program in which no fees are charged to parents and guardians.

This section is identical to the perfected SCS/SB 266.

SECTIONS 168.211 and 168.261 - These sections regard the superintendent and teachers of the St. Louis Public school system.

These sections alter the current statutory requirement that the superintendent's supervision of the school system be subject the control of the board and instead asserts that the superintendent's supervision of the school system be subject to policies established by the board.

Current law mandates that the superintendent hire a treasurer, a commissioner of school buildings, and as many associate and assistant superintendents as the superintendent deems necessary. These sections alter the aforementioned mandate so that the superintendent has the option as to whether to fill such positions.

Current law requires that only the district's teaching appointments and promotions be based on merit. Under the provisions of these sections, all of the district's employee appointments and promotions will be merit based.

These sections are identical to the perfected SB 298.

SECTION 168.221 - Currently, both metropolitan school district 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 section removes school principals from the section.

This section is identical to the perfected SB 299.

SECTION 168.515 - Current law states that when a school district interrupts its career ladder program and in a subsequent school year renews its participation, the district must reenter the program on the cost-sharing basis specified in statute.

This section would allow any school district that participated in the career ladder program prior to the 2001-2002 school year but ceased its participation at any time from July 1, 2001, to July 1, 2005, to resume participation in the program at the same matching level for which the district qualified during its last year of participation, provided that the district reenters the program no later than July 1, 2006.

This section is identical to the perfected SB 285.
DONALD THALHUBER

01/24/2005 Introduced and read first time (H) (H140)
01/25/2005 Read second time (H) (H144)
01/25/2005 Referred: Elementary and Secondary Education (H148)
02/02/2005 Public Hearing Held (H)
02/02/2005 Executive Session Held (H)

02/03/2005 HCS Reported Do Pass by Consent (H) (H220)
02/03/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H220)
02/10/2005 Rules - Reported Do Pass by Consent (H) (H281)
03/03/2005 Third read and passed by Consent (H)
03/03/2005 S First Read (S362)
03/30/2005 Second Read and Referred S Education Committee (S527)
04/05/2005 Hearing Conducted S Education Committee
04/12/2005 SCS Voted Do Pass S Education Committee - Consent (0895S.04C)
04/13/2005 Reported from S Education Committee to Floor w/SCS - Consent (S663)
05/03/2005 SCS S adopted (S916 / H1452)
05/03/2005 S Third and Passed - Consent (S916-917 / H1452)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 320 *** SCS HB 320 0146S.04C

SENATE SPONSOR: Nodler HOUSE HANDLER: Muschany

SCS/HB 320 - This act creates a mechanism to prevent a school district from oscillating between unaccredited and provisionally accredited status. If a school district that has been classified as unaccredited within the past five years and has become provisionally accredited should lose its provisional accreditation, it will lapse on June 30 or at a later date determined by the State Board of Education.

Alterations are made to the required hearing on the plans for continuing the educational process after lapse, which must be held at least 60 days before the district lapses. A special administrative board, which may be appointed by the state board to monitor an unaccredited district, is also given standing to enjoin school board actions that might result in wastage 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 terms and conditions the board establishes.

Further, this act establishes a "Model School Wellness Program" within DESE to establish school-based pilot programs that focus on encouraging students to establish and maintain healthy lifestyles, as defined in the act.

School districts may apply for one-year grants for school year 2005-2006. The department shall establish selection criteria and methods for distribution of funds to school districts applying for such funds. The department shall promulgate rules in order to implement the act.

A school district that receives a grant under this section shall use the funds to plan and implement the program in a diverse sampling of schools in each district. The programs shall address students' academic success as well as health concerns, and encourage links between the school and home settings to promote active healthy lifestyles across the students' learning environments. The tobacco prevention initiative shall focus on grades four and five to target students before they transition into middle grades. The obesity prevention programs will cover sequential wellness education across grades kindergarten through fifth grades.

The wellness pilot program sunsets on August 28, 2011.
DONALD THALHUBER

01/25/2005 Introduced and read first time (H) (H147)
01/26/2005 Read second time (H) (H152)
02/17/2005 Referred: Elementary and Secondary Education (H355)
03/16/2005 Public Hearing Held (H)
03/30/2005 Executive Session Held (H)
03/30/2005 Reported Do Pass (H) (H779)
03/30/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H779)
04/04/2005 Executive Session Held (H)
04/04/2005 Reported Do Pass (H) (H859)
04/18/2005 Perfected (H) (H1092)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S755)
04/25/2005 Second Read and Referred S Education Committee (S775)
05/03/2005 Hearing Conducted S Education Committee

05/05/2005 SCS Voted Do Pass S Education Committee (0146S.04C)
05/05/2005 Reported from S Education Committee to Floor w/SCS (S1031)
05/09/2005 S Formal Calendar H Bills for Third Reading w/SCS

EFFECTIVE: August 28, 2005

*** HB 321 *** 1179L.01P

SENATE SPONSOR: Bartle HOUSE HANDLER: Yates

HB 321 - This act creates the Assistive Technology Trust Fund, which will consist of federal grants, gifts, donations, bequests from individuals, private organizations, foundations, or other sources granted or given for assistive technology devices and services for individuals with disabilities. Moneys in the fund are to be used to establish and maintain assistive technology programs and services provided by Missouri Assistive Technology. The Missouri Assistive Technology Advisory Council is required to employ staff as necessary, enter into grants and contracts with public and private entities, and administer the fund.
JASON ZAMKUS

01/25/2005 Introduced and read first time (H) (H147)
01/26/2005 Read second time (H) (H152)
02/17/2005 Referred: Ways and Means (H) (H355)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H591)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H591)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H800-801 / S560)
03/31/2005 S First Read (S560)
04/04/2005 Second Read and Referred S Ways & Means Committee (S571)
04/07/2005 Hearing Conducted S Ways & Means Committee
04/14/2005 Voted Do Pass S Ways & Means Committee-Consent
04/14/2005 Reported from S Ways & Means Committee to Floor - Consent (S681)
05/09/2005 S Consent Calendar (4/14)

EFFECTIVE: August 28, 2005

*** HB 323 *** 0394L.02P

SENATE SPONSOR: Shields HOUSE HANDLER: Johnson

HB 323 - This act removes outmoded language and provisions from the Kansas City Police and Civilian Employees' Retirement Systems. The act also adds definitions for "consultant", and "surviving spouse".

A member of the police plan may choose to purchase creditable service prior to retirement, rather than during the first two years of returning to police service.

This act provides that any member, police or civilian, convicted of a felony prior to separation from active service shall not be entitled to any benefit from the system except the return of the member's accumulated contributions.

This act deletes reference to medical care costs or hospitalization for supplemental benefit that was in current law.

This specifies that as to both plans, to be eligible for a pension, members must be vested in the retirement system.

This act is similar/identical to HB 323 (2005).
ADRIANE CROUSE

01/25/2005 Introduced and read first time (H) (H147)
01/26/2005 Read second time (H) (H152)
02/17/2005 Referred: Retirement (H) (H355)
02/23/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)

03/10/2005 Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/31/2005 Third read and passed (H) (H801-802 / S560)
03/31/2005 S First Read (S560)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S571)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S647)
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: August 28, 2005

*** HB 334 *** HCS HB 334 1026L.02P

SENATE SPONSOR: Crowell HOUSE HANDLER: Smith

HCS/HB 334 - This act renders several alterations to the state employees retirement system, summarized below by section.

SECTION 104.010.1 (7) - This subdivision adds language that would allow the board to promulgate rules necessary to accommodate any change in the state payroll system as it relates to how final average compensation is calculated for purposes of determining a retirement benefit.

SECTION 104.010.1 (20)(a) - This paragraph alters the required hours for benefit eligibility under the definition of "employee" from 1,000 hours to 1,040 hours.

SECTION 104.010.1 (20)(b) - This paragraph clarifies that a retiree is not a legislative employee. Also changes the required hours for benefit eligibility from 1,000 hours to 1,040 hours.

SECTION 104.010.1 (27) - This subdivision clarifies that a member means an employee, retiree, or terminated-vested member.

SECTION 104.335.6 - This section removes cash-out provisions that are no longer in effect for active employees.

SECTION 104.342.8 - This subsection alters the word "compensation" to "contribution" as it relates to the process of certifying contribution rates.

SECTION 104.344 - This section removes language that allows members to purchase contract service.

SECTION 104.352 & 104.354 - These sections only correct numerical statutory references.

SECTION 104.378 - The changes to this section would allow a survivor of a member to receive or transfer service so long as the service had not been transferred prior to member's death under the statutory references contained in the section.

SECTION 104.395 - This section clarifies that a member must request a pop-up in the event of a spouse's death and states when such an election may occur.

SECTION 104.450 - This section deals with the makeup of the board of trustees by adding definitions for the terms "retiree" and "employees" as they pertain to membership on the board. Language also in included that directs the board to determine the procedures for nomination and election of elective board members by board rule.

SECTION 104.410.6 - This subsection makes clear that members on long-term disability are to be treated like active employees as it relates to insurance and retirement benefits.

SECTION 104.490.1 - This subsection changes the correction of error language by requiring errors be corrected within a ten-year period.

SECTION 104.601 - This section adds language clarifying that an employee working in multiple benefit eligible provisions cannot accrue more than a total of ten hours of sick leave per month for purposes of computing years of service in the calculation of a retirement benefit.

SECTION 104.603 - This section incorporates and includes administrative law judges, legal advisors, and judges into the current provisions that affect re-employment of retirees under Chapter 104, RSMo, so that all retirees of plans administered by MOSERS would be treated in the same manner - the retirement benefits of any retiree who is reemployed into a benefit eligible position after retirement would be terminated while so employed. Upon re-retirement, an additional annuity would be calculated for the retiree based on the position held while reemployed. The section also clarifies that the system (MOSERS or MoDot and Patrol Employees' Retirement System) that paid the original annuity will be responsible for paying the additional annuity.

SECTION 104.606 - This section states that members must apply and complete service purchase services under Chapters 104 and 105, RSMo, prior to retirement.

SECTION 104.607 - This section creates an excess benefit plan that would allow the board of trustees of either system to pay benefits presently subject to Internal Revenue Code 415 limitations.

SECTION 104.620 - This section extends the final beneficiary payment provisions contained in Chapter 104, RSMo, to judges and members of the ALJ plan.

SECTION 104.800.1 - The provisions of this subsection affect transferred service between MOSERS and MPERS. The existing statutory language is clarified by breaking out the specific categories of service that are eligible for transfer.

SECTION 104.1003 (13) - This subdivision changes the required hours for benefit eligibility under the definition of "employee" from 1000 hours to 1040 hours.

SECTION 104.1003 (13)(e) - This paragraph amends the definition of “employee” to include part-time legislative employees.

SECTION 104.1003 (16) - This subdivision adds language that would allow the board to promulgate rules necessary to accommodate any change in the state payroll system as it relates to how final average compensation is calculated for purposes of determining a retirement benefit.

SECTION 104.1012 - This section adds indemnification language for the board as it relates to education and advice given to members for retirement planning.

SECTION 104.1015 - This sections adds language that requires any change in plan election to be completed prior to mailing or electronically transferring the first annuity payment to such member.

SECTION 104.1021.2 - This subsection adds language that clarifies that an employee working in multiple benefit eligible provisions cannot accrue more than a total of ten hours of sick leave per month for purposes of computing years of service in the calculation of a retirement benefit.

SECTION 104.1021.11 - This subsection changes the vesting requirement for service purchase transfers for legislators from two full biennial assemblies to three full biennial assemblies. The current law vesting requirement for legislators is three full biennial assemblies.

SECTION 104.1021.13 - This subsection would allow a survivor of a member to receive or transfer service (if the service had not been transferred prior to a member's death) under the statutory references contained in this section.

SECTION 104.1024.1 - This subsection adds clarifying language stating that annuity payments shall be issued by the last day of each month provided that all documentation required for the calculation and payment of benefits is received.

SECTION 104.1024.4 - This subsection clarifies that the temporary benefit ceases at age 62.

SECTION 104.1027 - This section clarifies the latest time that a member can change a benefit election.

SECTION 104.1030.3 - This subsection clarifies that MOSERS can pay beneficiary payments to the natural parent or the legal guardian of minor child until age 18; thereafter the benefit may be paid to the child until age 21.

SECTION 104.1042.1 - This subsection clarifies that members on long-term disability are to be treated like active employees as it relates to insurance and retirement benefits.

SECTION 104.1025.1 (5) - This subdivision removes unnecessary wording from the contribution rate language for the College and University Retirement Plan (CURP).

SECTION 104.1072.4 - This subdivision concerns life insurance benefits for retirees. A retiree may retain his or her optional life insurance at the level it was the month prior to retirement. The optional life insurance can be retained until the member's earliest age for eligibility for reduced Social Security benefits. Language has been added that stipulates the optional insurance cannot be retained beyond age 62, except what is permitted in subsection (2).

SECTION 104.1205.2 - This subsection adds indemnification language for the board as it relates to education and advice given to members for retirement planning.

SECTION 104.1215 - This section clarifies that an employee must participate and receive contributions in the CURP for six years before electing to become a member of MOSERS.

SECTION 476.682.4 - This subsection clarifies the currently ambiguous language regarding how senior judges are covered under the judicial plan and adds language to "increase prospectively" retirement benefits of senior judges and commissioners after receiving credit for each additional year or part of a year if it causes their total service to equal 12 years.
ADRIANE CROUSE

01/26/2005 Introduced and read first time (H) (H162)
01/27/2005 Read second time (H) (H173)
02/10/2005 Referred: Retirement (H) (H284)
02/16/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H648)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H802-803 / S560)
03/31/2005 S First Read (S560)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S571)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/19/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee
04/21/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor (S749)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 342 *** 0823L.01T

SENATE SPONSOR: Koster HOUSE HANDLER: Baker

HB 342 - This act authorizes the Cass County Commission to seek the formation of a board of election commissioners in Cass County. Upon majority vote of the Commission, the question of whether to form a board of election commissioners in Cass County shall be placed on the ballot.

This act is identical to SB 257 (2005).
JIM ERTLE

01/26/2005 Introduced and read first time (H) (H162)
01/27/2005 Read second time (H) (H173)
02/10/2005 Referred: Local Government (H) (H284)
02/24/2005 Public Hearing Held (H)
03/03/2005 Executive Session Held (H)

03/03/2005 Reported Do Pass by Consent (H) (H482)
03/03/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H482)
03/07/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H761 / S538)
03/30/2005 S First Read (S538)
04/04/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S571)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S625)
04/25/2005 S Third and Passed - Consent (S769)
04/25/2005 Truly Agreed To and Finally Passed (S769 / H1223)

EFFECTIVE: August 28, 2005

*** HB 343 *** HB 343 0822S.04C

SENATE SPONSOR: Koster HOUSE HANDLER: Baker

SCS/HB 343 - Under this act, the budget officer:

- In counties of the first classification with more than 100,000 people according to the 1970 census, is appointed by the county commission

- In counties of the first classification with less than 100,000 people according to the 1970 census, is the county auditor

- In Cass County and counties of the second classification, is the presiding commissioner unless the commission designates the county clerk

- In counties of the third and fourth classification, is the county clerk.

This act allows local government officials to accept cash, personal checks, business checks, money orders, credit cards, or electronic transfers of funds for the payment of any city or county tax or license. The local government can charge the person a fee equal to the amount charged to the county or city by the bank, processor, or issuer of the electronic payment.
SUSAN HENDERSON

01/26/2005 Introduced and read first time (H) (H162)
01/27/2005 Read second time (H) (H173)
02/10/2005 Referred: Local Government (H) (H284)
02/24/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/08/2005 Reported Do Pass Consent with amendments (H) (H521)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H521)
03/09/2005 Executive Session Held (H)
03/09/2005 Rules - Reported Do Pass by Consent (H) (H557)
03/17/2005 Perfected by Consent (H) (H698)
03/29/2005 Third read and passed (H) (H723 / S517)
03/29/2005 S First Read (S517)
03/30/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S539)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent (0822S.04C)
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S625)
04/14/2005 Removed S Consent Calendar (S683)

EFFECTIVE: August 28, 2005

*** HB 344 *** 0821L.01P

HOUSE HANDLER: Baker

HB 344 - This act allows a nursing home district to establish and maintain apartments for seniors that provide, at a minimum, housing, food, and emergency call buttons, in Marion and Ralls counties.

Currently, any county may operate a public health center. Whenever the county commission is presented with a petition signed by at least 10% of the voters asking that an annual tax be levied the county shall submit the question to the voters at an election.

In addition to the current method, this act would require the Cass County Commission to submit the question of establishing a public health center to the voters if the commission, by a majority vote, chooses to do so.

SUSAN HENDERSON

01/26/2005 Introduced and read first time (H) (H162)
01/27/2005 Read second time (H) (H173)
02/10/2005 Referred: Local Government (H) (H284)
02/24/2005 Public Hearing Held (H)
03/03/2005 Executive Session Held (H)
03/03/2005 Reported Do Pass by Consent (H) (H482)
03/03/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H482)
03/07/2005 Executive Session Held (H)
03/07/2005 Reported Do Pass (H) (H496)
04/12/2005 Perfected with amendments (H)
04/14/2005 Third read and passed (H) (H1051-1052 / S685)
04/14/2005 S First Read (S685)
04/18/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S697)
04/27/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
05/02/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee

EFFECTIVE: August 28, 2005

*** HB 345 *** 0820L.01T

SENATE SPONSOR: Koster HOUSE HANDLER: Baker

HB 345 - This act requires that the County Commissioner and County Highway Engineer, as members of the county planning board, be nonvoting members in Cass County.

Currently, these individuals are members on the board with voting power in Cass County.

This act is identical to SB 259 (2005).

SUSAN HENDERSON

01/26/2005 Introduced and read first time (H) (H162)
01/27/2005 Read second time (H) (H173)
02/10/2005 Referred: Local Government (H) (H284)
02/24/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/08/2005 Reported Do Pass by Consent (H) (H521)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H521)
03/09/2005 Executive Session Held (H)
03/09/2005 Rules - Reported Do Pass by Consent (H) (H557)
03/17/2005 Perfected by Consent (H) (H698)
03/29/2005 Third read and passed (H) (H724 / S517)
03/29/2005 S First Read (S517)
03/30/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S539)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S625)
04/25/2005 S Third and Passed - Consent (S773)

04/25/2005 Truly Agreed To and Finally Passed (S773 / H1223)

EFFECTIVE: August 28, 2005

*** HB 347 *** SS SCS HCS HB 347 0817S.10F

SENATE SPONSOR: Dolan HOUSE HANDLER: Pratt

SCS/HCS/HB 347 - This act permits contractors to repair construction defects prior to the commencement of litigation.

Contractors must 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. Additionally, the contractor must provide the homeowner with a flowchart describing the various time frame guidelines processes required by this act (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 may 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. None of the written statements made in attempt to reach an agreement of the parties may be used against either party 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 date for the inspection within 14 days. The inspection shall occur within 14 days from the date that the homeowner elects to allow the contractor to inspect. Within 14 days after the inspection, the contractor shall serve a report to the claimant on the scope of the inspection and the findings and results of the inspection, and 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 may be mediated.

All civil actions that do not follow the requirements of this act shall be dismissed without prejudice. However, 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, including garage doors, 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.

If the contractor fails to comply with the requisites of the act, or fails to respond or make agreed upon repairs, the claimant shall not be required to wait 90 days before filing suit. The parties may seek mediation before commencing any civil action. Mediation must be non-binding and independently administered. The parties share the cost of the mediator's charges. 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 cause of action upon which liability may be based or to limit any causes of action otherwise available to a homeowner or contractor. Furthermore, nothing in this act shall be construed to prevent contracts between homeowners and contractors calling for binding arbitration. This act does not apply to an action brought by an insurer if payment was made by the insurer pursuant to a claim under an insurance policy (Section 431.315).

The act prohibits a racially discriminatory restrictive covenant in any declaration or other governing document of a homeowners association. The board of directors of any association shall amend, without approval of the owners, any declaration or other governing document that includes a restrictive covenant and shall restate the declaration or document without the restrictive covenant. If, after notice to the association, it fails to remove a restrictive covenant, the commission on human rights, a city or county where the development is located, or any person may bring an action for injunctive relief. The court may award attorney fees to the prevailing party. The provisions of this section will become effective on January 1, 2006 (Section 213.041).

This act is identical to SS/SCS/SB 168 (2005).
JIM ERTLE

01/26/2005 Introduced and read first time (H) (H163)
01/27/2005 Read second time (H) (H173)
02/10/2005 Referred: Local Government (H) (H284)
02/17/2005 Public Hearing Held (H)
02/21/2005 Executive Session Held (H)
02/21/2005 HCS Reported Do Pass (H) (H368)
02/21/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H368)
02/22/2005 Executive Session Held (H)
02/22/2005 Reported Do Pass (H) (H377)
02/24/2005 HCS adopted in House (H) (H402)
02/24/2005 Perfected with amendments (H) (H400)
03/01/2005 Third read and passed (H)
03/01/2005 S First Read (S326)
03/30/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S526)
04/04/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0817S.07C)
04/14/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S682)
04/28/2005 Bill Placed on Informal Calendar (S842)
05/03/2005 SS for SCS S offered (Dolan)(0817S.10F) (S914)
05/03/2005 Bill Placed on Informal Calendar (S914)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 348 *** HCS HB 348 0631L.03P

SENATE SPONSOR: Koster HOUSE HANDLER: Pearce

HCS/HB 348 - The act establishes the "Missouri Military Preparedness and Enhancement Commission". Member appointment is included in the act. The commission's duties include preparing a biennial strategic plan and an annual report. The commission is funded by appropriation, and the Department of Economic Development will provide administrative support staff.

Additionally, the governing body or the county planning commission of Johnson County must provide for the planning and zoning within the unincorporated area extending 3,000 feet from the boundaries of Whiteman Air Force Base and the area within the perimeter of accident potential zones one and two.

The act also contains provisions regarding student resident status. Military personnel stationed in Missouri, as well as their spouses and unemancipated children, will be considered Missouri residents.

The act contains an emergency clause.
ANDY LYSKOWSKI

01/26/2005 Introduced and read first time (H) (H163)
01/27/2005 Read second time (H) (H173)
02/17/2005 Referred: Job Creation and Economic Development (H) (H356)
02/23/2005 Public Hearing Held (H)
02/28/2005 Executive Session Held (H)
03/01/2005 HCS Reported Do Pass (H) (H437)
03/01/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H437)
03/03/2005 Executive Session Held (H)
03/03/2005 Reported Do Pass (H) (H482)

03/15/2005 Perfected with amendments (H) (H633)
03/17/2005 Third read and passed (EC adopted) (H) (H682-684 / S495)
03/17/2005 S First Read (w/EC) (S495)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S570)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee-Consent
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S647)
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: Emergency Clause

*** HB 353 *** SCS HCS HB 353 0830S.07C

SENATE SPONSOR: Bartle HOUSE HANDLER: Lipke

SCS/HCS/HB 353 - This act relates to crime.

SECTION 1.160 - This act removes a provision requiring defendants to be sentenced according to the law in place at the time of the sentencing, rather than the law as it existed at the time of the crime, whenever the change in law reduced the penalty for the offense.

SECTION 8.177 - This act authorizes the Missouri Capitol Police to arrest a person anywhere in Cole County, when there is probable cause to believe the person committed a crime within capitol police jurisdiction or when a person commits a crime in the presence of an on-duty capitol police officer.

SECTION 43.010 - This act defines the term "MULES" - the Missouri Uniform Law Enforcement System.

SECTION 43.120 - Under this act, the Superintendent of the Highway Patrol is responsible for establishing policies and procedures, in cooperation with law enforcement, to protect the integrity of the MULES system.

SECTIONS 43.300 to 43.330 - This act creates the Governor?s Security Division within the Highway Patrol. The division will provide transportation and security for the Governor and other public officials.

SECTION 43.509 - This act requires the Department of Public Safety to establish rules and regulations to implement Section 43.500 to 43.543, which includes provisions relating to criminal history.

SECTION 43.532 - This act states that a person wishing to disseminate or rely on criminal history record information provided more than 30 days ago should initiate a new request for current information.

Section 43.535 - This act provides that law enforcement agencies may perform a criminal history review for only open records through the MULES system for the purpose of hiring municipal or county employees. The requesting entity must pay a fee to the central repository.

This act allows cities and counties to enact ordinances requiring fingerprints of job applicants or licensees in certain occupations for the purpose of conducting a criminal record review.

SECTION 43.543 - This act expands what entities may have individuals submit fingerprints to the Highway Patrol for the purpose of checking the person?s criminal history.

Sections 67.2540, 67.2546, 67.2548, 67.2552, 311.488, 567.080, & 573.503 - This act regulates sexually-oriented businesses.

This act defines numerous terms associated with sexually oriented businesses. The term “sexually oriented business” includes any adult cabaret or any business which offers its patrons goods of which a substantial portion are sexually-oriented material. No building, premises, structure, or other facility that contains any sexually oriented businesses shall contain any other kind of sexually oriented business.

This act prohibits the exhibition of films, videos, DVDs, or other video reproductions depicting specified sexual activities in viewing rooms at sexually oriented businesses unless the viewing room is visible from a continuous main aisle in the sexually-oriented business. A viewing room cannot be obscured by any curtain, door, or other enclosure. No viewing room can be occupied by more than one individual at a time and there shall be no aperture between viewing rooms which is designed or constructed to facilitate sexual activity

between persons in other rooms. A person who violates this provision is guilty of a class A misdemeanor.

If a sexually oriented business allows specified criminal activity or specified sexual activity on the premises or otherwise fails to comply with these requirements, it shall be considered a nuisance and closed pursuant to Section 567.080, RSMo.

This act prohibits anyone under the age of 21 from being employed by a sexually-oriented business. Violation of this section is a class A misdemeanor.

It is a class A misdemeanor for a person to knowingly and intentionally appear nude or depict, perform, or simulate specified sexual activities in a sexually oriented business. This section also makes it a class A misdemeanor for a person to knowingly or intentionally appear semi-nude unless the person is an employee who remains a specified distance away from the patrons and behind a railing.

It is a class A misdemeanor for an employee, while semi-nude in a business, to solicit any pay or gratuity from a customer or for a customer to pay an employee while he or she is in a semi-nude state.

It is a class A misdemeanor for an employee, while in a semi-nude state, to touch a customer or for a person to knowingly allow a person under 21 on the premises except for those on the premises for maintenance, repair work, or delivery of items.

This act prohibits a sexually oriented business from being open between the hours of midnight and 10 a.m. on weekdays and Saturdays. These businesses will be closed on state holidays and Sundays.

This act also explains that the purpose of this legislation is to protect public policy interests such as mitigating the adverse secondary effects of sexually oriented businesses, limiting harm to minors, and reduction of crime.

This act prohibits the Supervisor of the Division of Alcohol and Tobacco Control from issuing a liquor license to a sexually oriented business.

This act states that any room, building or other structure regularly used for lewdness and assignation purposes is a public nuisance. Currently, only those places where prostitution is conducted are considered public nuisances.

Under this act, any person who establishes, maintains, uses, owns, or leases a place for lewdness, assignation, or prostitution is guilty of maintaining a nuisance. If convicted, a person will be by a fine of not more than $1000 and/or a short jail sentence.

An action to enjoin such a nuisance may be brought if a lessee, sublessee employee or agent of the owner, assignee, or partner of the owner, knew the nuisance was being maintained. Currently, the law provides for such an injunction only if the owner knows of such activity.

This act makes it a class B misdemeanor for an adult cabaret or sexually oriented business employee to not complete a background check if required to do so by an order or ordinance. Currently, this section allows counties and St. Louis City to create an order or ordinance requiring employees of adult cabarets and sexually oriented businesses to complete background checks but there is no penalty for failing to do so.

SECTION 115.348 - This act prohibits a person from qualifying as a candidate for any public elective office who has been convicted of, or pled guilty to, any felony or misdemeanor under the laws of the United States.

This section act is identical to SB 542 (2005).

SECTION 195.017 - This act adds substances to the controlled substances schedules.

This section of the act is similar to SB 159 & HB 793 (2005).

SECTION 195.216 - This act creates the crime of distribution of a controlled substance within 2,000 feet of a park and makes the crime a class A felony.

This section of the act is similar to SB 350 (2005).

SECTION 211.031 - This act removes the juvenile court jurisdiction in cases involving children under the age of 17 who violate state or municipal ordinances prohibiting the possession or use of tobacco products.

SECTION 217.105 - This act removes the Corrections Officer Certification Commission?s authority over jailers.

This act is identical to SB 496 (2005).

SECTION 217.705 - In addition to other duties, this act provides that in the event a parolee is transferred to another probation and parole officer, the written record of the former officer shall be given to the new officer.

SECTION 217.735 - Under this act, the board of probation and parole shall require any individual, who has pleaded guilty to or is found guilty of two or more sexual offenses against a minor under Chapter 566, RSMo, that are classified as a felony or an unclassified offense with a sentence of one year or longer, to wear a remote electronic surveillance device as a condition of his or her parole. The board shall require the parolee to wear the device for the entire duration of the parole period. The department of public safety shall promulgate rules and regulations to effectuate the provisions of this section, including, but not limited to, procedures for the placement of electronic surveillance devices on parolees and monitoring of parolees.

SECTION 217.750 - This act adds failure to register as a sex offender to the list of violations for which the Board of Probation and Parole provides supervision services.

SECTIONS 302.321 & 302.541 - This act removes the requirement that the judge be an attorney in certain traffic cases.

SECTIONS 306.112 to 306.119 - This act adds chemical urine tests to the list of tests that may be conducted by the State Water Patrol to measure the blood-alcohol content of a person operating a water craft.

SECTION 306.140 - This act increases from $200 to $500 the damage amount that requires the filing of an accident report when there is damage to a water craft.

SECTION 306.147 - This act prohibits the use of any device that, when activated, allows a water craft?s muffler to exceed the maximum decibel levels allowed by law.

SECTION 479.230 - This act modifies procedures when a municipal judge becomes absent, sick or disqualified. For municipal courts with more than one judge, the presiding judge of the municipal court may request the presiding judge of the circuit court to designate a special municipal judge until the absence ceases. Alternatively, the presiding judge of the municipal court may issue designate a procedure where the municipal court administrator or court clerk may request the presiding judge of the circuit court to designate a special municipal judge.

In the absence of multiple judges or a written procedure, the mayor or chairman of the board of trustees may make such request of the presiding judge of the circuit court. If it is impossible for the mayor or chairman to reach the presiding judge of the circuit court, the mayor or the chairman may designate a special municipal judge until the presiding judge of the circuit court can designate a special municipal judge.

This act is identical to SB 534 (2005).

SECTION 540.031 - This act allows, rather than mandates, that grand juries examine public buildings.

SECTION 542.276 - This act requires that a search warrant must command that the described item be seized, photographed, or copied within 10 days and that such items may be filed with the issuing court, instead of the circuit clerk.

SECTION 544.170 - This act allows law enforcement agencies to hold a suspect arrested without a warrant for up to 24 hours before charging the person with a crime. Currently, suspects can be held for 24 hours when arrested for a Class A felony and 20 hours for lesser offenses.

SECTION 545.550 - This act provides that the sheriff granting a change of venue and the sheriff of the county into which the cause is removed, may agree as to which county?s jail will house the defendant. If they don't agree, the defendant will be housed in the county into which the cause is removed.

This act is similar to SB 448 (2005).

SECTION 556.036 - This act sets the statute of limitation for arson at five years

Under this act, a prosecution is commenced when information is filed for a misdemeanor or infraction and when the complaint is filed for a felony.

SECTION 557.036 - This act eliminates bifurcated trials in most instances.

SECTION 558.016 - This act removes the provision allowing first-time offenders convicted of a nonviolent class C or D felony to petition the court for early release after serving at least 120 days.

SECTION 558.019 - This act removes a provision allowing the board to convert an offender's consecutive prison sentences into concurrent sentences.

SECTION 559.016 & 559.036 - This act allows the court to add up to one year onto a person's probationary period when the person has violated the terms of his or her probation.

This act allows prosecutors to file a motion seeking the revocation of a person?s probation.

This act requires the court to temporarily suspend a person?s probationary period when issuing an arrest warrant for the person. When the arrest warrant is served, the probation period will begin to run again.

SECTION 559.105 - This act allows the court to order restitution be paid to the victim of tampering or auto theft, including the victim's insurance deductible payment, towing and storage fees, and any reasonable expenses incurred by the victim in prosecuting the offense.

This act prohibits the court or the Board or Probation and Parole from releasing a person early from probation and parole if the person has failed to pay restitution.

SECTION 559.115 - This act prohibits probation from being granted to offenders convicted of child molestation in the first degree when it is classified as a Class A felony.

SECTION 559.607 - This act authorizes municipal courts to contract with a public entity or employ a person to serve as the city's probation officer. Currently, such courts may only contract with a private entity to provide probation services. Persons found guilty of municipal ordinances and placed on probation will be required to pay a service fee to the court to pay for the probation services.

Currently, only cities which do not have probation services for persons convicted of ordinance violations may contract with private entities to provide probation services. This act authorizes any city to contract with a private or public entity or employ a probation officer to provide probation services.

Any city that does not have probation services or that contracts out those services with a private entity, may continue to contract with such entity or employ any qualified person and contract with the municipal division.

This act is similar to SB 342 (2005).

SECTION 565.081, 565.082, & 565.083 - Currently, Sections 565.081, 565.082, 565.083, RSMo, criminalize assault of a law enforcement officer or emergency personnel in the first, second, and third degree respectively. This act adds probation and parole officers to these sections.

SECTION 565.085 & 565.092 - This act creates the crime of endangering a corrections employee, visitor to a correctional facility, or other offender or prisoner if an offender or prisoner causes such person to come into contact with bodily fluids. This offense is a class D felony.

This act makes it a class C felony if a person endangers a corrections employee, visitor to a correctional facility, or other offender by knowingly putting the employee in danger of contracting HIV, Hepatitis B or Hepatitis C.

If a person causes an employee, visitor, or other offender to come in contact with an unidentified

substance, it is a class A misdemeanor.

This act also removes inmates and correctional facilities from Section 565.092, RSMo.

This act is identical to SCS/SB 93 (2005).

SECTION 566.083 - This act modifies the wording in Section 566.083.1(1), RSMo, so that the qualification of a person acting "knowingly" applies to both required elements, which includes knowingly exposing oneself to a child under the age of 14 and knowing that doing so would cause a reasonable adult to believe that the conduct would alarm a child.

This section of the act has an emergency clause.

SECTION 566.086 - This act creates the crime of sexual contact with a student which is a Class D felony. The crime is committed when teach has sexual contact with a student on school property.

SECTION 566.140 - This act removes financial conflict of interest restrictions on sex offender counseling program providers when there is only one qualified service provider within a reasonably accessible distance from the offender.

SECTION 568.045 - This act expands the crime of endangering the welfare of a child in the first degree. Currently, a person commits the offense if he or she produces or sells methamphetamine in the presence of a child under the age of 17. The crime is expanded to include producing, selling, or attempting to produce the drug within the residence of the child.

SECTION 568.050 - This act expands the crime of endangering the welfare of a child in the second degree. The offense is committed when a person operating a motor vehicle commits involuntary manslaughter, driving while intoxicated, or driving with excessive blood-alcohol content while a child under the age of 17 is in the vehicle.

SECTION 569.080 & Section 569.090 - This act makes evidence of prior acts of tampering admissible to prove the requisite knowledge or belief in a current tampering case. The act also makes tampering in the second degree a Class C felony when the person has a prior conviction for tampering in the first or second degree, auto theft, or receiving stolen property.

SECTION 570.040 - This act makes auto theft a Class B felony if a person has two prior convictions for stealing-related offenses. The person only has to have received a sentence of 10 days, rather than actually serving the sentence.

SECTION 570.080 - This act makes evidence of prior acts of receiving stolen property admissible to prove the requisite knowledge or belief in a current receiving of stolen property.

SECTION 570.120 - This act relates to bad checks.

Currently, a person is guilty of passing a bad check if:

- He or she makes or issues a check knowing that it will not be paid by the drawee or that there is no such drawee; or

- If he or she does so knowing that there are insufficient funds, no account, or no drawee and does not pay the check within 10 days after receiving notice.

Under this act, a person would also be guilty of passing a bad check with any other form of presentment involving the transmission of account information, not just a check.

Under this act, passing a bad check is a Class A misdemeanor unless certain circumstances exist, including when the issuer has no account with the drawee or if there was no such drawee at the time the check was issued. In such cases, passing bad checks is a Class C felony. Currently, a person is guilty of a Class D felony under such circumstances.

A prosecuting attorney who takes an action under this section collects an administrative handling cost from the issuer in an amount of $25 for checks of less than $100, $50 for checks between $100 and $250,

and $50 plus an additional 10% fee of the face amount for checks of $250 or more, with a maximum fee being $75. Currently, the amount of the administrative handling cost varies depending on the amount of the check, however, the scale differs from the one in this act.

In addition to the administrative handling cost, a prosecuting attorney shall collect $5 per check for deposit into the Missouri Office of Prosecution Services Fund. Under this act, the money can be used for lawful expenses incurred by the attorney in operation of his or her office. This is in addition to the current allowable uses which include, but are not limited to, office supplies, postage, witness preparation, and additional staff. Currently, $1 is collected for the fund.

This act removes the provision which states that in all cases where a prosecutor receives notice of a violation with respect to a payroll check or order, if he or she finds a violation, shall file an information or seek indictment within 60 days.

This act is identical to SB 425 (2005).

SECTION 570.255 - This act modifies the crime of illegal copying and distribution of sound recordings by lowering the threshold for a felony from 1,000 illegal copies to 100 illegal copies.

SECTION 570.300 - This act expands the crime of theft of cable service to include when a person knowingly attempts to tamper with any cable television equipment which results in the disruption or unauthorized use of a cable television system.

SECTION 575.185 - This act creates the crime of failure to provide identification to a law enforcement officer. A person commits the crime when he or she refuses to provide their name and address to a law enforcement officer or provides a false name or address during a lawful stop or detention.

SECTION 575.270 - This act removes the language stating that a person commits the crime of tampering with a witness "in an official proceeding".

This act is identical to SB 512 (2005).

SECTION 576.050 - This act provides that a person commits the crime of misuse of information if he or she knowingly obtains or recklessly discloses information from MULES or NCIC for private or personal use.

SECTION 577.023 - This act removes the reference to require that a judge be an attorney in certain traffic cases.

SECTION 577.041 - This act allows evidence of refusal of arrest to be evidence in a proceeding about assault of a law enforcement officer.

SECTION 577.500 - This act removes the requirement that the judge be an attorney in certain traffic cases.

SECTION 577.625 & 577.628 - This act creates the crimes of possession and distribution of prescription medication on school property without a valid prescription. This act makes possession under this section a Class C misdemeanor and distribution a Class B misdemeanor.

SECTION 578.500 - This act makes it a Class A misdemeanor to operate a video camera within a motion picture theater without the consent of the theater owner. A second or subsequent offense is a Class D felony. The owner of the movie theater is exempt from civil liability for detaining a person suspected of the offense, as long as the detention is reasonable.

SECTION 589.417 - This act allows each county sheriff to maintain a web page, available to the public, containing a list of the registered sexual offenders in the county with each offender's name, address, photograph, and the crimes for which the offender was required to register.

SECTION 595.209 - Currently, Section 595.209, RSMo, provides crime victims the right to be notified, upon written request, of certain information regarding the offender. This information includes notification of any decision by a parole board, juvenile releasing authority, or circuit court presiding over release pursuant to Chapter 552, RSMo. This act would also provide for notification of any decision by a circuit court presiding over release under Section 558.016, RSMo, or Section 217.362, RSMo.

Currently, Section 558.016, RSMo, provides for the sentencing of prior or persistent offenders. It also allows nonviolent offenders, who have committed a Class C or D felony and have no prior prison commitments, to be released after 120 days in order to complete the sentence on probation or parole, or other court-approved alternative sentence.

Currently, Section 217.362, RSMo, provides that a court may sentence certain offenders (non violent and not prior/persistent offenders) to drug or alcohol treatment.

This act requires that notification given to a crime victim of an offender?s release must utilize the statewide automated crime victim notification system. If the system cannot be used though, written notification by mail to the most current address will be sufficient.

SECTION 650.055 - This act also caps the amount of restitution that a person can receive each year after being exonerated by DNA testing to $36,500 until he or she receives the full amount he or she is owed.

This act contains a severability clause.

This act contains an emergency clause for Section 566.083, RSMo.
SUSAN HENDERSON

01/26/2005 Introduced and read first time (H) (H163)
01/27/2005 Read second time (H) (H173)
02/17/2005 Referred: Crime Prevention and Public Safety (H) (H356)
03/01/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass (H) (H554)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H554)
03/17/2005 Executive Session Held (H)
03/17/2005 Reported Do Pass (H) (H697)
04/18/2005 HCS adopted in House (H) (H1107)
04/18/2005 Perfected with amendments (H) (H1094)
04/19/2005 Referred: Fiscal Review (H) (H1134)
04/21/2005 Hearing Scheduled H Fiscal Review Committee
04/21/2005 Voted Do Pass H Fiscal Review Committee
04/21/2005 Reported Do Pass H Fiscal Review Committee
04/21/2005 Third read and passed (H) (H1184-1185 / S757)
04/21/2005 S First Read (S757)
04/25/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S775)
04/28/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/28/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (0830S.07C)
04/28/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S836)
05/02/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S850)
05/04/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
05/04/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
05/09/2005 S Formal Calendar H Bills for Third Reading (In Fiscal Oversight)

EFFECTIVE: Varies

*** HB 361 *** SCS HB 361 & HB 684 1072S.02C

SENATE SPONSOR: Bartle HOUSE HANDLER: Lipke

SCS/HB 361 & HB 684 - This act exempts traffic violations cases from the $15 criminal case surcharge used to fund the DNA profiling analysis of convicted felons.

This act requires that the sheriff of the county assigned to an offender perform the DNA sample collection when such qualified offender is under the custody and control of a company contracted by the county or court to perform supervision or treatment. Currently, the statute only provides for who will conduct the DNA sample collection when an offender is under the custody of the Department of Corrections or a county jail.

Currently, every individual who pleads guilty or is convicted of a felony or sexual offense, under Chapter 566, RSMo, or has been determined to be a sexually violent predator, must have a sample collected for purposes of DNA profiling analysis. This act specifies that the sample is collected upon entering or before

release from a Department of Corrections reception or diagnostic center, county jail, detention facility, state correctional facility, or other institution. Such institutions include those that are operated by a private, local, or state agency.

Portions of this act are similar to SB 423 (2005).
SUSAN HENDERSON

01/26/2005 Introduced and read first time (H) (H163)
01/27/2005 Read second time (H) (H173)
02/17/2005 Referred: Judiciary (H) (H356)
03/01/2005 Public Hearing Held (H)
03/01/2005 Executive Session Held (H)
03/01/2005 Reported Do Pass by Consent (H) (H438)
03/01/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H438)
03/03/2005 Executive Session Held (H)
03/03/2005 Rules - Reported Do Pass by Consent (H) (H482)
03/14/2005 Perfected by Consent (H) (H618)
03/15/2005 Third read and passed (H) (H644-645 / S459)
03/15/2005 S First Read (S459)
03/30/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S539)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/12/2005 SCS Voted Do Pass (w/SCS HB 361 and HB 684) S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (1072S.02C)
04/12/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent (S632)
05/02/2005 SCS S adopted (S862-863)
05/02/2005 S Third and Passed - Consent (S863 / H1392)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 362 *** SCS HCS HB 362 1070S.03C

SENATE SPONSOR: Bartle HOUSE HANDLER: Lipke

SCS/HCS/HB 362 - This act provides that when a court enters an order of expungement for arrest records or alcohol-related driving offenses, the expunged records shall be confidential and only available to the parties or by court order for good cause.

This act is identical to SB 422 (2005).
SUSAN HENDERSON

01/26/2005 Introduced and read first time (H) (H163)
01/27/2005 Read second time (H) (H173)
02/17/2005 Referred: Judiciary (H) (H356)
03/08/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass by Consent (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H555)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H762 / S538)
03/30/2005 S First Read (S538)
04/04/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S571)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (1070S.03C)
04/12/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent (S632)
05/02/2005 SCS S adopted (S865)
05/02/2005 S Third and Passed - Consent (S865-866 / H1393)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 365 *** HCS HB 365 1193L.03T

SENATE SPONSOR: Crowell HOUSE HANDLER: Munzlinger

HCS/HB 365 - This act allows the "County Sheriff's Revolving Fund" to be used to make necessary expenditures to process applications for concealed carry endorsements or renewals. Such expenditures include, but are not limited to, training, fingerprinting, background checks, employment of personnel, and purchase of equipment. Currently, the fund may be used only for the purchase of equipment and to provide training.

This act authorizes the sheriff of every county to pay costs and expenses for activities related to the issuing 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. If the maximum fee is inadequate to cover the actual expenses in a year and there are insufficient funds in the revolving fund, a sheriff may present specific and verified evidence of the unreimbursed expenses to the Office of Administration which, upon certification by the Attorney General, shall reimburse such sheriff for those expenses.

This act has an emergency clause.

This act is similar to SCS/SBs 157 & 234 (2005).
SUSAN HENDERSON

01/27/2005 Introduced and read first time (H) (H177)
01/31/2005 Read second time (H) (H185)
02/03/2005 Referred: Crime Prevention and Public Safety (H) (H220)
02/15/2005 Public Hearing Held (H)
02/22/2005 Executive Session Held (H)
02/23/2005 HCS Reported Do Pass (H) (H391)
02/23/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H391)
02/28/2005 Executive Session Held (H)
02/28/2005 HCS Reported Do Pass (H) (H414)
03/08/2005 HCS adopted in House (H) (H506)
03/08/2005 Perfected (H) (H506)
03/10/2005 Third read and passed (EC adopted) (H)
03/10/2005 S First Read (w/EC) (S431)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S571)
04/05/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/05/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee
04/07/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S607)
04/28/2005 Bill Placed on Informal Calendar (S842)
05/03/2005 S Third Read and Passed - EC adopted (S912-913 / H1451)
05/03/2005 Truly Agreed To and Finally Passed (w/EC) (S912-913 / H1451)

EFFECTIVE: Emergency Clause

*** HB 379 *** HCS HB 379 1232L.02T

SENATE SPONSOR: Crowell HOUSE HANDLER: Cooper

HCS/HB 379 - This act removes certain employees of the Division of Finance and Division of Credit Unions from the state merit employee system. The directors of the two divisions are authorized to maintain equitable salary schedules for examiners, professional staff and support personnel. The salary for bank and credit union examiners shall be based on a comparison of the salaries for similar positions at federal bank regulatory agencies and other states.

The act also authorizes the Division of Finance to collect an amount not to exceed 15% of certain estimated costs from banks and trust companies in order to conduct the examinations. Currently, the division was authorized to collect an amount equal to 15%. Fees and charges to bank and trust companies must be reviewed annually by the division of finance to determine whether the regulatory costs are offset by the fees and charges. The division may adjust the fees in order to fully recover such costs.

This act is similar to SB 318 (2005).
JIM ERTLE

01/27/2005 Introduced and read first time (H) (H178)
01/31/2005 Read second time (H) (H185)
02/10/2005 Referred: Financial Institutions (H284)
02/22/2005 Public Hearing Held (H)
02/22/2005 Executive Session Held (H)
02/23/2005 HCS Reported Do Pass by Consent (H) (H391)
02/23/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H391)
02/28/2005 Executive Session Held (H)
02/28/2005 Rules - Reported Do Pass by Consent (H) (H414)
03/08/2005 Perfected by Consent (H) (H522)
03/09/2005 Third read and passed (H) (H552 / S425)
03/09/2005 S First Read (S425)
03/30/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S527)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S625)
04/18/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S700)
04/20/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/20/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
04/20/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S731)
04/25/2005 S Third and Passed - Consent (S769-770)
04/25/2005 Truly Agreed To and Finally Passed (S770 / H1223)

EFFECTIVE: August 28, 2005

*** HB 388 *** HCS HB 388 1285L.02P

SENATE SPONSOR: Loudon HOUSE HANDLER: Yates

HCS/HB 388 - This act enacts various provisions relating to the disclosure and confidentiality of certain insurance-related documents.

NONPUBLIC RECORDS HELD BY THE DEPARTMENT OF INSURANCE - Under this act, certain records held by the Department of Insurance are classified as nonpublic records and not available for public disclosure. The nonpublic records are:

(1) Documents or materials contained in any consumer complaint file maintained by the Department of Insurance; and

(2) Documents and other materials submitted by insurance companies and producers relating to a department investigation.

These nonpublic records are not confidential and not subject to disclosure unless sought by subpoena by the appropriate body. The director may only produce the documents to another state or federal agency pursuant to a subpoena, lawful request or formal discovery material. The documents may become public once they are admitted into evidence in any administrative, civil or criminal proceeding. The director may release records related to a insurance company examination if the director finds the release to be in the public interest. No waiver of applicable privileges or claims of confidentiality shall result from the director's disclosure to governmental agencies, the National Association of Insurance Commissioners, or law enforcement authorities (section 374.071).

INSURANCE COMPLIANCE AUDITS - 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 and the prosecuting attorney or attorney general has made a good faith request or lawful subpoena for the information.

An administrative hearing officer or a court in any administrative hearing or civil proceeding initiated by the director may require public disclosure, after in-camera review, if the administrative hearing officer or court finds:

(1) The privilege is asserted for a fraudulent purpose;

(2) The material is not subject to the privilege; or

(3) The material contains evidence relevant to a breach of a civil duty owed by the insurer to others, and the director is unable to obtain the substantial equivalent of the information by independent means without incurring unreasonable cost and delay (Section 375.1065).

The privilege is deemed to be waived by the insurer 45 days after receiving a request for disclosure of a self-evaluative audit, 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 or after 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

01/27/2005 Introduced and read first time (H) (H179)
01/31/2005 Read second time (H) (H185)
02/17/2005 Referred: Insurance Policy (H356)
03/03/2005 Public Hearing Held (H)
03/03/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H555)
03/10/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass (H) (H591)
04/05/2005 HCS adopted in House (H) (H868-869)
04/05/2005 Perfected with amendments (H) (H869)
04/06/2005 Third read and passed (H) (H894 / S588-589)
04/06/2005 S First Read (S588-589)
04/14/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S687)
04/20/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/20/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee
04/21/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor (S748)
04/28/2005 Bill Placed on Informal Calendar (S842)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 393 *** CCS SS SCS HCS HB 393 1188L14T

SENATE SPONSOR: Scott HOUSE HANDLER: Byrd

CCS/SS/SCS/HCS/HB 393 - This act modifies provisions relating to tort reform.

SUITS AGAINST NONPROFIT CORPORATIONS - Section 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 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 120 days after the demand was received, then the court shall not award prejudgement interest to the claimant. The judgment shall state the applicable interest rate, which shall not vary once entered.

EVIDENCE OF MEDICAL BILLS - Section 490.715 - Parties may introduce evidence of the value of medical treatment rendered to a party. There shall be a rebuttable presumption that the dollar amount paid to the health care provider represents the value of the treatment rendered. Either party may ask the court, outside of the presence of the jury, to hear additional evidence to determine the value.

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 the county where cause of action accrued. 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 the county where an individual defendant resides or if the plaintiff resided in Missouri at the time the plaintiff was first injured, the county of the plaintiff's principal residence when the plaintiff was first injured. For a corporate defendant, venue shall be in either the county where the registered agent is located or, if the plaintiff resided in Missouri on the date of first injury, then the county containing the plaintiff's principal residence.
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.

In a wrongful death action, the plaintiff is considered first injured where the decedent was first injured by the wrongful acts of the defendant. These venue provisions will apply to both for-profit and non-profit entities. If the parties agree to a change in venue, then the court shall transfer to such county, provided that if other parties are added who do not consent, then the venue shall be transferred to an appropriate county. In medical malpractice tort actions, the plaintiff shall be considered injured only in the county where the plaintiff first received treatment for a medical condition at issue. (Section 538.232). The act also repeals Sections 508.040 (venue for corporations), Section 508.070 (venue for motor carriers) and 508.120 (disqualification of judge and change of venue). The act provides that statutory venue provisions will prevail over any contrary Supreme Court Rules. (Section 508.011).

PUNITIVE DAMAGES - Sections 510.263 and 510.265 - This section is made applicable to tort actions involving 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. No award of punitive damages shall exceed the greater of $500,000 or five times the net amount of the judgment against the defendant. The limits do not apply if the state is the plaintiff or the defendant is convicted of a felony related to the underlying case or to certain cases involving housing.

SUPERSEDEAS BONDS - Section 512.099 - This section limits the amount of a supersedeas bond to $50 million in all cases in which there is a count alleging a tort.

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 two years from the minor's 18th birthday. The statute of limitations with regard to failure to inform on test results does not include the act of informing the patient of results of negligently performed or

erroneous medical tests.

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. A peer review committee may be comprised of, and appointed by, employed health care professionals of a university. Interviews and memoranda of peer review committees are privileged. The disclosure of peer review documents to governmental agencies, accrediting agencies or other health care provider, whether proper or not, does not waive their non-discoverability or admissibility.

JOINT AND SEVERAL LIABILITY - Sections 537.067 and 538.230 -Provides for joint and several liability if a defendant bears 51% or more of the fault, but no joint and several liability if a defendant is less than 51% at fault. No joint and several liability for punitive damages. A party is responsible for payment of the proportionate share of an employee or if the liability is based on duty created by Federal Employers' Liability Act. Also, a party cannot disclose the impact of this section to the trier of fact. The act repeals current law regarding joint and several liability for health care providers and applies the changes in this act regard joint and several liability to health care providers.

WRONGFUL DEATH ACTIONS - Section 537.090 - For purposes of determining damages, if the deceased was not employed full time and was at least 50% responsible for the care of a minor, disabled or elderly person, then there shall be a rebuttable presumption that the value of the care provided is calculated based on 110% of the weekly state average weekly wage. If the decedent was a minor, there is a rebuttable presumption that the pecuniary loss suffered by the death are calculated based on the annual income of the parents.

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 approximately $570,000 (adjusted from its base amount of $350,000 in 1986) to $350,000. There shall be no inflation adjustment. No plaintiff shall recover more than $350,000 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 individuals and entities that provide, consult upon, refer, coordinate or arrange for health care services to the plaintiff and who is a defendant in a tort action involving improper health care. An individual or entity is not liable to plaintiff for actions of non-employees. The cap applies to claims for contribution. 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.

PERIODIC PAYMENTS - Section 538.220 - Requires future medical payments to 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 affidavit must state the name and address of the health provider offering the opinion. The health care provider offering the opinion must be licensed in the same profession and either practicing or within five years of retirement of practice in substantially the same specialty as the defendant. The time for filing the affidavit can be extended for up to 90 days.

At least 180 days after the filing of a petition, a defendant may file a request with the court that it examine in camera the opinion. If the opinion fails to meet the requirements of this section, then the court shall conduct a hearing within 30 days to determine if probable cause exists to believe that a health care provider will testify that the plaintiff was injured due to medical negligence by the defendant. If the court finds no probable cause, then the case will be dismissed and the plaintiff must pay the defendant's attorney fees and costs.

FREE CLINICS - Section 538.228 - A physician working without compensation from any party or third-party

provider at a free clinic, a city or county health department or a combined city-county health department shall be immune from civil liability unless the conduct was grossly negligent or willful or wanton or the physician maintained liability insurance for the treatment at the time it was rendered. This immunity will not apply to the performance of abortions. In order to fall under the limited liability, the treatment must be certified in advance as being rendered free of charge with no compensation from any party or third-party provider, or any attempt to obtain compensation from a third-party provider. Coverage under the state legal expense fund is not considered as maintaining liability insurance.

BENEVOLENT GESTURES - Section 538.229 - Prohibits statements, writings or benevolent gestures expressing sympathy made to the person or to the family of the person from being admitted into evidence. Nothing shall prohibit the admission of a statement of fault.

APPLICATION OF CERTAIN SECTIONS TO TORTS FOR IMPROPER HEALTH CARE - Section 538.300 - Sections involving collateral source evidence, pleading requirements, punitive damages, joint and several liability and the tort victims compensation fund will apply to tort actions involving improper healthcare. Under current law, these sections do not apply to such tort actions.

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, 2005.

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 and SB 271 (2005) and TAT/SS/SCS/HS/HCS/HB 1304 (2004).
JIM ERTLE

01/31/2005 Introduced and read first time (H) (H185)
02/01/2005 Read second time (H) (H192)
02/01/2005 Referred: Judiciary (H) (H194)
02/08/2005 Public Hearing Held (H)
02/09/2005 Executive Session Held (H)
02/10/2005 HCS Reported Do Pass (H) (H285)
02/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H285)
02/14/2005 Executive Session Held (H)
02/14/2005 Reported Do Pass (H) (H294)
02/15/2005 Taken up for perfection (H) (H301)
02/15/2005 Laid Over (H) (H305)
02/15/2005 Taken up for perfection (H) (H306)
02/15/2005 Laid Over (H) (H312)
02/16/2005 Taken up for perfection (H)
02/16/2005 Laid Over (H)
02/16/2005 Taken up for perfection (H)
02/16/2005 HCS adopted in House (H)
02/16/2005 Perfected with amendments (H)
02/17/2005 Third read and passed (H)
02/17/2005 S First Read (S245)
02/22/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S269)
02/28/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
03/07/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (1188S.08C)
03/08/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S397)
03/09/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S407)
03/09/2005 Hearing Conducted S Governmental Accountability and Fiscal Oversight Committee
03/09/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
03/09/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S408)
03/09/2005 SS for SCS S offered (Scott) (1188S.10F) (S408)
03/09/2005 SA 1 to SS for SCS S offered & defeated (Bartle)--(1188S10.25S) (S409-410)
03/09/2005 SA 2 to SS for SCS S offered & Ruled out of order (Bray)--(1188S10.01S) (S410-418)
03/09/2005 SA 3 to SS for SCS S offered & defeated (Bray)--(1188S10.28S) (S418-419)
03/09/2005 SA 4 to SS for SCS S offered (Griesheimer)--(1188S10.03S) (S419)
03/09/2005 SA 1 to SA 4 to SS for SCS S offered & adopted (Koster)--(1188S10.01F) (S419)

03/09/2005 SA 4 to SS for SCS, as amended, S adopted (S419)
03/09/2005 SA 5 to SS for SCS S offered (Dolan)--(1188S10.40S) (S419)
03/09/2005 SA 1 to SA 5 to SS for SCS S offered & adopted (Crowell)--(1188S10.02F) (S419-420)
03/09/2005 SA 5 to SS for SCS, as amended, S adopted (S420)
03/09/2005 SA 6 to SS for SCS S offered & adopted (Koster)--(1188S10.34S) (S420)
03/09/2005 SA 7 to SS for SCS S offered & adopted (Scott)--(1188S10.36S) (S420-421)
03/09/2005 SA 8 to SS for SCS S offered & defeated (Callahan)--(1188S10.03F) (S421-422)
03/09/2005 SA 9 to SS for SCS S offered & adopted (Stouffer)--(1188S10.37S) (S422)
03/09/2005 SA 10 to SS for SCS S offered & withdrawn (Scott)--(1188S10.41S) (S422)
03/09/2005 SA 11 to SS for SCS S offered & adopted (Bartle)--(1188S10.43S) (S422-423)
03/09/2005 SA 12 to SS for SCS S offered & defeated (Callahan)--(1188S10.04F) (S423)
03/09/2005 SA 13 to SS for SCS S offered & defeated (Callahan)--(1188S10.05F) (S423)
03/09/2005 SA 14 to SS for SCS S offered (Coleman)--(1188S10.06F) (S423)
03/09/2005 SSA 1 for SA 14 to SS for SCS S offered & withdrawn (Crowell)--(1188S10.07S) (S423-424)
03/09/2005 SA 14 to SS for SCS S withdrawn (S424)
03/09/2005 SS for SCS, as amended, S adopted (S424)
03/09/2005 S Third and Passed (S424)
03/10/2005 H refuses to concur in SS for SCS, as amended (H584)
03/10/2005 H requests S recede or grant conference (H584-585 / S433)
03/14/2005 S refused to recede & granted conference (S441-442 / H632)
03/14/2005 S conferees appointed: Scott, Bartle, Shields, Callahan, Wheeler (S442 / H632)
03/15/2005 H conferees appointed: Byrd, Pratt, Richard, Burnett, Johnson (90) (H632 / S451)
03/15/2005 CCR/CCS distributed in the House (1188L.14S) (H652-653)
03/16/2005 H adopts CCR (H664-665)
03/16/2005 CCS H Third Read and Passed (H665)
03/16/2005 CCR/CCS S offered & adopted (S477-478)
03/16/2005 CCS S Third Read and Passed (S478-479)
03/16/2005 Truly Agreed To and Finally Passed (H674)
03/17/2005 Signed by House Speaker (H690)
03/17/2005 Signed by Senate President (S494)
03/17/2005 Delivered to Governor (H690)
03/29/2005 Signed by Governor (H736-737)

EFFECTIVE: August 28, 2005

*** HB 394 *** SCS HCS HB 394 1301S.11C

SENATE SPONSOR: Engler HOUSE HANDLER: Byrd

SCS/HCS/HB 394 - The act makes several changes to the laws regarding malpractice insurance, particularly medical malpractice insurance.

INCREASED OVERSIGHT OVER MALPRACTICE INSURANCE - This act deletes the provision which excludes professional malpractice insurance policies within the definition of commercial casualty insurance under Sections 379.882 and 379.888. This act subjects insurers writing professional malpractice insurance to the provisions of Section 379.321, RSMo, regarding the filing of rating plans with the Department of Insurance. Insurers writing medical malpractice insurance will also be subject to the provisions of Sections 383.400 to 383.412. The act also allows long-term care facilities to become members of 383 associations (Section 383.010).

This act subjects certain malpractice associations (383s) to Section 379.321 dealing with rate filing and notice requirements of commercial casualty insurance, Sections 374.202 to 374.207 on the examination powers of the Director of the Department of Insurance, and sections 383.400 to 383.412 relating to notification, data reporting, and rating requirements (Section 383.035).

REPORTING OF MALPRACTICE RATES - This act requires the director, beginning December 31, 2005, and annually thereafter, to report to the General Assembly the actual rates charged for malpractice insurance and a comparison to the rates of the previous year (Section 383.079). This provision is contained within a group of sections entitled legal malpractice insurance.

REPORTING OF MEDICAL MALPRACTICE CLAIMS - This act modifies the term "insurer" to include every entity operating under Chapter 383 including self-insured health care providers for the purposes of reporting medical malpractice claims with the Department of Insurance (Section 383.105). Any insurer that fails to

timely report medical malpractice claim information shall be subject to penalties under Section 374.215 (Section 383.112).

MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION - Under this act, all policy forms issued by the joint underwriting association shall be approved by the director. Under the current law, the association can use the policy form after 30 days have elapsed and the director has not delivered written disapproval to the association (Section 383.160). This act requires the additional first-year association charge of joint underwriting association policyholders to be in the form of cash or a cash equivalent and not in the form of a promissory note (Section 383.165).

NOTICE OF NONRENEWAL OR CANCELLATION - This act prohibits insurance companies and other entities providing medical malpractice insurance from: (1) increasing premiums and other surcharges more than 25% without 60 days' prior notice to the insured; (2) refusing to renew policies without 60 days' prior notice, unless the refusal to renew is based upon nonpayment of insurance premiums or license termination or suspension or a material change in the insured's health care practice; and (3) ceasing to issue insurance policies without 180 days' prior notice to the Department. Any insurer that fails to provide the required notice, at the option of the insured, shall be required to continue the coverage (Section 383.400).

DEPARTMENT OF INSURANCE OVERSIGHT OF SETTING MEDICAL MALPRACTICE INSURANCE RATES - This act requires the Department of Insurance to establish risk-reporting categories for medical malpractice insurance premiums and regulations for their reporting by May 30, 2006 (Section 383.401). The act requires insurance companies providing malpractice insurance to provide the Department of Insurance, by June 1, 2006, and annually thereafter, reports on premium rates charged by category (Section 383.402). The Department of Insurance, by December 31, 2008, and annually thereafter, shall establish and publish a market rate reflecting the median of the actual rates charged for each risk-reporting category for the preceding year (Section 383.403).

ESTABLISHMENT OF RATES - This act provides that, after January 1, 2009, insurance premium rates charged by insurance companies and other entities providing malpractice insurance to health care providers in Missouri which are no greater than 30% higher or lower than the published market rate will be presumed reasonable, and rates greater than 30% higher or lower will be presumed unreasonable. The act authorizes medical malpractice insurers to adjust insurance premium rates by scheduled rating or individual risk rating credits or debits (Section 383.404 and Section 383.405).

The act establishes a procedure by which medical malpractice insurers can make premium rate changes otherwise presumed unreasonable under Section 383.405 (greater than 30%), including: prior notice to the Director (60 days prior to the effective date of the proposed rate change); a hearing (within 30 days after receipt of the insurer’s notice); and an appeals process for the insurer if the Director determines the rate change to be unjustified.

The act requires the department to establish reporting standards for insurers to report base rates for health care provider classifications in categories determined to be actuarially appropriate. The department will create a database, available to the public, comparing base rates charged by insurers. The database may distinguish between rates for different types of coverage (Section 383.408).

The act requires the department to establish reporting standards for insurers or an advisory organization designated by the department to report annually on medical malpractice insurance premiums, losses, exposures, and other information the department requires for the purpose of compiling a rate-making database. The information collected will be used in assisting medical malpractice insurers in developing future rates and will be considered confidential. The department shall remove any information that identifies a particular insurer (Section 383.409).

PENALTIES - The act establishes penalties (not to exceed $500 per violation or $5,000 if determined to be a wilful violation) for violations of the act. The act also authorizes the director to suspend the license of any rating organization or insurer that fails to comply with the provisions of this act (Section 383.412).

DEFINITION OF CLAIM - The act requires the Department of Insurance to promulgate rules defining the term "claim" as it applies to claims made for medical malpractice (Section 383.430).

INSURANCE COMPANY INTERVENTION TO DETERMINE COVERAGE- Under this act, whenever a civil action is filed and an insurer may be obligated to provide a defense to such action or indemnity for any

judgment rendered, the insurer shall have the right to intervene in such action and request the court to determine the extent of the it's coverage obligations, while reserving its rights with regard to providing coverage for the claims in the underlying civil action.

If an insurer does intervene, the court shall finally determine the extent of coverage before proceeding with the merits of the underlying action. The judgment of the trial court as to coverage shall be immediately appealable, notwithstanding issues relating to the underlying action remaining unresolved. When a judgment on the issues of coverage becomes final, the insurer shall be dismissed from the underlying action. If the insurer previously has undertaken the defense of the person named as a defendant in the underlying action and the final judgment on the coverage issues determines that it has no obligation to provide such defense, it may withdraw such defense (Section 507.091).

JOINT AND SEVERAL LIABILITY IN MEDICAL MALPRACTICE CLAIMS - Under this act, the principles of joint and several liability established in section 537.067 shall be applied (Section 38.230).
STEPHEN WITTE

01/31/2005 Introduced and read first time (H) (H186)
02/01/2005 Read second time (H) (H192)
02/01/2005 Referred: Insurance Policy (H194)
03/01/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass (H) (H589)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H589)
03/14/2005 Executive Session Held (H)
03/14/2005 Reported Do Pass (H) (H617)
03/16/2005 Taken up for perfection (H) (H662)
03/16/2005 Laid Over (H) (H663)
03/30/2005 Taken up for perfection (H) (H745)
03/30/2005 Laid Over (H) (H749)
03/30/2005 Taken up for perfection (H) (H774)
03/30/2005 HCS adopted in House (H) (H774)
03/30/2005 Perfected with amendments (H) (H774)
03/31/2005 Referred: Fiscal Review (H) (H816)
04/05/2005 Public Hearing Held (H)
04/05/2005 Executive Session Held (H)
04/05/2005 Reported Do Pass (H) (H868)
04/06/2005 Third read and passed (H) (H893-894)
04/06/2005 S First Read (S588)
04/14/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S687)
04/20/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/27/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/28/2005 SCS Voted Do Pass S Small Business, Insurance & Industrial Relations Committee (1301S.11C)
04/28/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS (S835)
05/02/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S850)
05/09/2005 Hearing Scheduled S Governmental Accountability & Fiscal Oversight Committee
05/09/2005 S Formal Calendar H Bills for Third Reading (In Fiscal Oversight)

EFFECTIVE: August 28, 2005

*** HB 395 *** 1306L.01T

SENATE SPONSOR: Taylor HOUSE HANDLER: Wood

HB 395 - This act extends the power to sell and convey all or part of the district's property to cities owning waterworks systems in exchange for the city paying for all outstanding bond obligations of the district. The change with this act is that all public water supply districts have that power, rather than just those water supply districts which are dependent upon purchases of water to supply their needs.

This act is identical to SB 265 (2005).
MEGAN WORD

01/31/2005 Introduced and read first time (H) (H186)
02/01/2005 Read second time (H) (H192)

02/10/2005 Referred: Local Government (H) (H284)
03/07/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H803-804 / S561)
03/31/2005 S First Read (S561)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S571)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S625)
04/25/2005 S Third and Passed - Consent (S773-774)
04/25/2005 Truly Agreed To and Finally Passed (S774 / H1223)

EFFECTIVE: August 28, 2005

*** HB 397 *** 1183L.01P

HOUSE HANDLER: Henke

HB 397 - This act modifies the definition of "other authorized health care practitioner" to include certified nurse practitioners for the purposes of obtaining disabled license plates and placards.
STEPHEN WITTE

01/31/2005 Introduced and read first time (H) (H186)
02/01/2005 Read second time (H) (H192)
02/17/2005 Referred: Health Care Policy (H) (H356)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/03/2005 Reported Do Pass by Consent (H) (H481)
03/03/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H481)
03/07/2005 Executive Session Held (H)
03/07/2005 Rules - Reported Do Pass by Consent (H) (H496)
03/15/2005 Perfected by Consent (H) (H650)
03/31/2005 Third read and passed (H) (H798-799 / S560)
03/31/2005 S First Read (S560)
04/04/2005 Second Read and Referred S Transportation Committee (S571)

EFFECTIVE: August 28, 2005

*** HB 400 *** HCS HB 400 0214L.02P

HOUSE HANDLER: Yates

HCS/HB 400 - This act creates the Dental Carve-Out Act of 2005.

This act requires the Division of Medical Services within the Department of Social Services to establish and implement a process for managing dental benefits for public assistance recipients. Various methodologies, programs, and practices can be used to determine the medical necessity and appropriateness of a recipient's treatment.

The division is allowed to place coverage limits on dental services, excluding state and federally mandated services. The limits must be determined by sound clinical practice guidelines.

The division shall establish a statewide uniform dental program and contract with a single source private entity to provide dental program management service coordination.

The division is prohibited from requiring a dentist to alter a patient's previous course of treatment unless the alteration is warranted by the patient's condition as initiated by the dentist.

Also, a single source private entity which receives the contract to provide dental program management services shall not discriminate against any licensed dentists who are willing to meet the terms and conditions set equally for all dentists for participation established by the single source private entity.

Further, any entity submitting a bid for a program established under the provisions of this act, shall be actuarially sound and provide proof of network and adequacy of network prior to the submission of the bid. No bid shall be accepted by the state of Missouri without meeting the provisions established by this section.

Finally, the Attorney General shall have full prosecutorial authority over any provider or recipient in any program established by this act.

This act is similar to SB 321 (2005).
ADRIANE CROUSE

01/31/2005 Introduced and read first time (H) (H186)
02/01/2005 Read second time (H) (H192)
02/17/2005 Referred: Insurance Policy (H356)
03/01/2005 Public Hearing Held (H)
03/03/2005 Executive Session Held (H)
03/30/2005 HCS Reported Do Pass (H) (H779)
03/30/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H779)
04/04/2005 Executive Session Held (H)
04/04/2005 Reported Do Pass (H) (H860)
04/19/2005 Taken up for perfection (H) (H1117)
04/19/2005 Laid Over (H) (H1118)
04/19/2005 Taken up for perfection (H) (H1119)
04/19/2005 HCS adopted in House (H) (H1120)
04/19/2005 Perfected with amendments (H) (H1119)
04/20/2005 Referred: Fiscal Review (H) (H1170)
04/25/2005 Executive Session Held (H)
04/25/2005 Reported Do Pass (H) (H1222)
04/28/2005 Third Read and Passed (H) (H1329-1330)
05/02/2005 S First Read (S850)
05/03/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S912)

EFFECTIVE: August 28, 2005

*** HB 402 *** 1112L.01T

SENATE SPONSOR: Shields HOUSE HANDLER: Schaaf

HB 402 - This act modifies provisions regarding the licensing of podiatrists. References to podiatry are changed to podiatric medicine. The act changes references to the registration of podiatrists to the licensure of podiatrists. The required examination for licensure shall be an exam offered by the National Board of Podiatric Medical Examiners as well as an exam on applicable Missouri law and regulations. The act deletes the requirement that the license contain the residence address of the individual. The act authorizes the board to require an additional fee for duplicate licenses if the person maintains more than one office.

Persons serving an internship/residency in a Missouri hospital may obtain a license from the board for a two-year period, instead of the current law which authorizes a one-year license with a one-year renewal. The act modifies provisions to require biennial license renewal, rather than annual license renewal. A retired podiatrist will be required to submit evidence of obtaining sufficient continuing education in order to reactivate the person's license. Each board member will receive $70, rather than the current $50, for each day devoted to board activities.

The act provides that if the board revokes the license of a podiatrist, the board may prohibit the person from reapplying for a period of time ranging from two to seven years. Before restoring any license which has been revoked or inactive for any reason, the board can require the person to obtain continuing medical education courses and pass specified examinations.

This act is substantially similar to SB 178 (2005).
JIM ERTLE

01/31/2005 Introduced and read first time (H) (H186)
02/01/2005 Read second time (H) (H192)

02/10/2005 Referred: Professional Registration & Licensing (H) (H284)
02/23/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/08/2005 Reported Do Pass by Consent (H) (H521)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H521)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H591)
03/22/2005 Perfected by Consent (H) (H712)
03/29/2005 Third read and passed (H) (H731 / S518)
03/29/2005 S First Read (S518)
03/30/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S539)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S624)
04/25/2005 S Third and Passed - Consent (S767)
04/25/2005 Truly Agreed To and Finally Passed (S767 / H1223)

EFFECTIVE: August 28, 2005

*** HB 410 *** 1169L.01P

HOUSE HANDLER: Flook

HB 410 - This act designates a portion of state route H in Clay County as the "Richard L. Harriman Highway."
STEPHEN WITTE

02/01/2005 Introduced and read first time (H) (H195)
02/02/2005 Read second time (H) (H204)
02/10/2005 Referred: Transportation (H) (H285)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass (H) (H556)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H556)
03/17/2005 Executive Session Held (H)
03/17/2005 Reported Do Pass (H) (H697)
04/11/2005 Perfected (H) (H955)
04/14/2005 Third read and passed (H) (H1049-1050 / S685)
04/14/2005 S First Read (S685)
04/18/2005 Second Read and Referred S Transportation Committee (S697)

EFFECTIVE: August 28, 2005

*** HB 413 *** 1150L.01P

SENATE SPONSOR: Coleman HOUSE HANDLER: Hubbard

HB 413 - This act requires the department of health and senior services to offer a vaccination program for first responders who may be exposed to infectious diseases when deployed to disaster locations as a result of a bioterrorism event.

The vaccinations shall include, but not be limited to, smallpox, anthrax, and other vaccinations recommended by the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices.

Participation in the program is voluntary, except for those first responders who have been determined by their employer to not be able to safely perform their duties without being vaccinated. The recommendations of the Centers for Disease Control shall be followed when providing appropriate screening for contraindications to vaccination for first responders. A first responder shall be exempt from vaccinations when a medical contraindication is indicated by a licensed physician.

If a shortage of the vaccines exists following a bioterrorism event, the director shall give priority for such vaccinations to persons exposed to the disease and to first responders who are deployed to the disaster

location.

The department shall provide education to first responders concerning vaccinations offered and the associated diseases. The department may contract with health care providers for the administration of the vaccination program.

The vaccination program shall become effective upon receipt of federal funding.

This act contains an emergency clause.

ADRIANE CROUSE

02/01/2005 Introduced and read first time (H) (H195)
02/02/2005 Read second time (H) (H204)
02/17/2005 Referred: Special Committee on Urban Issues (H356)
02/28/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/07/2005 Reported Do Pass by Consent (H) (H495)
03/07/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H495)
03/09/2005 Executive Session Held (H)
03/09/2005 Rules - Reported Do Pass by Consent (H) (H557)
03/17/2005 Perfected by Consent (H) (H698)
03/29/2005 Third read and passed (H) (H725-726 / S517)
03/29/2005 S First Read (S517)
03/30/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S539)
04/13/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/13/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent
04/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor - Consent (S681)
05/09/2005 S Consent Calendar (4/14)

EFFECTIVE: Emergency Clause

*** HB 417 *** SCS HB 417 1286S.02C

HOUSE HANDLER: Yates

SCS/HB 417 - This act makes modifies the law with respect to insurance claims adjudication practices and establishes the Uninsured Motorist Stipulation of Benefits Act of 2005.

An uninsured motorist involved in an accident with an insured motorist will waive his or her right to recover nonneconomic damages. The uninsured motorist's right to recovery would be limited to economic damages. This waiver will not apply if it can be proven that the insured motorist caused the accident and was under the influence of drugs or alcohol or is convicted of vehicular assault or homicide. The act will not apply to a motorist whose insurance policy was terminated for failure to pay the premium unless notice of termination for failure to pay was provided by the insurer at least 30 days prior to the time of the accident. Under this act, passengers in the uninsured motor vehicle are not subject to the waiver (Section 303.390).

This act enacts various provisions relating to the disclosure and confidentiality of certain insurance-related documents.

NONPUBLIC RECORDS HELD BY THE DEPARTMENT OF INSURANCE - Under this act, certain records held by the Department of Insurance are classified as nonpublic records and not available for public disclosure. The nonpublic records are:

(1) Documents or materials contained in any consumer complaint file maintained by the Department of Insurance; and

(2) Documents and other materials submitted by insurance companies and producers relating to a department investigation.

These nonpublic records are not confidential and not subject to disclosure unless sought by subpoena by the appropriate body. The director may only produce the documents to another state or federal agency pursuant to a subpoena, lawful request or formal discovery material. The documents may become public once they are admitted into evidence in any administrative, civil or criminal proceeding. The director may release records related to a insurance company examination if the director finds the release to be in the public

interest. No waiver of applicable privileges or claims of confidentiality shall result from the director's disclosure to governmental agencies, the National Association of Insurance Commissioners, or law enforcement authorities (section 374.071).

INSURANCE COMPLIANCE AUDITS - 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 and the prosecuting attorney or attorney general has made a good faith request or lawful subpoena for the information.

An administrative hearing officer or a court in any administrative hearing or civil proceeding initiated by the director may require public disclosure, after in-camera review, if the administrative hearing officer or court finds:

(1) The privilege is asserted for a fraudulent purpose;

(2) The material is not subject to the privilege; or

(3) The material contains evidence relevant to a breach of a civil duty owed by the insurer to others, and the director is unable to obtain the substantial equivalent of the information by independent means without incurring unreasonable cost and delay (Section 375.1065).

The privilege is deemed to be waived by the insurer 45 days after receiving a request for disclosure of a self-evaluative audit, 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 or after the effective date of this act (Section 375.1069).

The insurance compliance audit provisions are similar to those contained in HB 388 (2005), SB 55 (2005), SB 406 (2003), SB 1157 (2002) and HB 927 (2001).

INSURANCE COMPANY INTERVENTION TO DETERMINE COVERAGE- Under this act, whenever a civil action is filed and an insurer may be obligated to provide a defense to such action or indemnity for any judgment rendered, the insurer shall have the right to intervene in such action and request the court to determine the extent of the it's coverage obligations, while reserving its rights with regard to providing coverage for the claims in the underlying civil action.

If an insurer does intervene, the court shall finally determine the extent of coverage before proceeding with the merits of the underlying action. The judgment of the trial court as to coverage shall be immediately appealable, notwithstanding issues relating to the underlying action remaining unresolved. When a judgment on the issues of coverage becomes final, the insurer shall be dismissed from the underlying action. If the insurer previously has undertaken the defense of the person named as a defendant in the underlying action and the final judgment on the coverage issues determines that it has no obligation to provide such defense, it may withdraw such defense (section 507.091).
STEPHEN WITTE

02/02/2005 Introduced and read first time (H) (H212)
02/03/2005 Read second time (H) (H220)
02/17/2005 Referred: Insurance Policy (H356)
03/01/2005 Public Hearing Held (H)
03/03/2005 Executive Session Held (H)
03/30/2005 Reported Do Pass (H) (H779)
03/30/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H779)
04/04/2005 Executive Session Held (H)
04/04/2005 Reported Do Pass (H) (H860)
04/19/2005 Perfected with amendments (H) (H1120)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S755)
04/25/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S775)
04/27/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
05/02/2005 SCS Voted Do Pass S Small Business, Insurance & Industrial Relations Committee (1286S.02C)
05/05/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS (S1031)
05/09/2005 S Formal Calendar H Bills for Third Reading w/SCS

EFFECTIVE: August 28, 2005

*** HB 422 *** HCS HB 422 1224L.02T

SENATE SPONSOR: Crowell HOUSE HANDLER: Black

HCS/HB 422 - This act authorizes the Governor to convey state property in Mississippi County to the City of Charleston.
SUSAN HENDERSON

02/02/2005 Introduced and read first time (H) (H213)
02/03/2005 Read second time (H) (H220)
02/10/2005 Referred: Corrections and Public Institutions (H285)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass by Consent (H) (H554)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H554)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third read and passed (H) (H763 / S538)
03/30/2005 S First Read (S538)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S571)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S625)
05/02/2005 S Third and Passed - Consent (S857-858 / H1393)
05/02/2005 Truly Agreed To and Finally Passed (H1393)

EFFECTIVE: August 28, 2005

*** HB 423 *** SCS HB 423 1256S.03C

SENATE SPONSOR: Engler HOUSE HANDLER: Kuessner

SCS/HB 423 - This act designates a portion of state highway M within Washington County which is located within the city limits of Irondale as the "Trooper Robert Kolilis Memorial Highway". The act also designates a portion of U.S. Highway 54 in Camden County as the "Trooper Ross S. Creach Memorial Highway."

This act is similar to SCS/SB 227 (2005).
STEPHEN WITTE

02/02/2005 Introduced and read first time (H) (H213)
02/03/2005 Read second time (H) (H220)
02/10/2005 Referred: Transportation (H) (H285)
02/23/2005 Public Hearing Held (H)
02/23/2005 Executive Session Held (H)
03/02/2005 Reported Do Pass by Consent (H) (H466)
03/02/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H466)
03/07/2005 Executive Session Held (H)
03/07/2005 Rules - Reported Do Pass by Consent (H) (H496)
03/15/2005 Perfected by Consent (H) (H650)
03/17/2005 Third read and passed (H) (H687-688 / S496)
03/17/2005 S First Read (S496)
03/30/2005 Second Read and Referred S Transportation Committee (S539)
04/05/2005 Hearing Conducted S Transportation Committee
04/12/2005 SCS Voted Do Pass S Transportation Committee-Consent (1256S.03C)
04/12/2005 Reported from S Transportation Committee to Floor w/SCS - Consent (S647)
05/03/2005 SCS S adopted (S915)
05/03/2005 S Third and Passed - Consent (S915 / H1451)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 431 *** 1168L.01T

SENATE SPONSOR: Champion HOUSE HANDLER: Wright

HB 431 - This act allows certain buildings in the City of Springfield to be eligible to receive the sales and income tax increments of the Missouri Downtown and Rural Economic Stimulus Act (MODRESA) if they are located within the 100-year flood plain. Buildings located within the city's 100-year flood plain must be certified as flood proofed in accordance with the Federal Emergency Management Agency's standards or they will not be eligible to receive the MODRESA tax benefits.
ANDY LYSKOWSKI

02/02/2005 Introduced and read first time (H) (H213)
02/03/2005 Read second time (H) (H220)
02/17/2005 Referred: Job Creation and Economic Development (H) (H357)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/02/2005 Reported Do Pass by Consent (H) (H465)
03/02/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H465)
03/07/2005 Executive Session Held (H)
03/07/2005 Rules - Reported Do Pass by Consent (H) (H496)
03/15/2005 Perfected by Consent (H) (H650)
03/17/2005 Third read and passed (H) (H688-689 / S496)
03/17/2005 S First Read (S496)
03/30/2005 Second Read and Referred S Transportation Committee (S539)
04/04/2005 Re-referred S Economic Development, Tourism & Local Government Committee (S572)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626)
04/25/2005 S Third and Passed - Consent (S774)
04/25/2005 Truly Agreed To and Finally Passed (S774 / H1223)

EFFECTIVE: August 28, 2005

*** HB 437 *** SCS HB 437 1412S.07C

SENATE SPONSOR: Crowell HOUSE HANDLER: Jackson

SCS/HCS/HB 437 - 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, which is created in this act and which shall be administered by the command sergeants major of the Missouri National Guard, a command sergeants major of a reserve component or its equivalent and , a member of the reserves and a representative of the Missouri Veteran's Commission. The money shall be distributed to the families of Missouri residents who are members of the National Guard or the reserves and have been called to duty between September 11, 2001 and December 31, 2010. 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.

The act shall sunset in six years.

ADRIANE CROUSE

02/02/2005 Introduced and read first time (H) (H214)
02/03/2005 Read second time (H) (H220)
02/10/2005 Referred: Veterans (H285)
02/23/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/02/2005 HCS Reported Do Pass (H) (H466)
03/02/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H466)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass (H) (H557)
03/15/2005 HCS adopted in House (H) (H645)
03/15/2005 Perfected (H) (H645)
03/17/2005 Third read and passed (H) (H685-686 / S495)
03/17/2005 S First Read (S495)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S570)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/19/2005 SCS Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee (1412S.07C)
04/21/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor w/SCS (S749)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 440 *** HCS HB 440 1315L.05P

HOUSE HANDLER: Pratt

HCS/HB 440 - This act grants voting rights to a student curator or governing board member for the University of Missouri, Missouri State University, and Truman State University.

Currently, the boards have nonvoting student members. The act does not change the status of the nonvoting member but requires that the next appointment of a voting member be a full-time student, who will serve for two years. The substitute will sunset after four years, so that with the first available appointment after August 28, 2009, the voting student curator will be replaced with a non-student curator unless the General Assembly takes action to make the voting student curator position permanent.

This act is similar to SB 417 (2005).

DONALD THALHUBER

02/02/2005 Introduced and read first time (H) (H214)
02/03/2005 Read second time (H) (H220)
02/17/2005 Referred: Higher Education (H357)
03/01/2005 Hearing Scheduled, Bill Not Heard (H)
03/08/2005 Public Hearing Held (H)
03/30/2005 Executive Session Held (H)
03/30/2005 HCS Reported Do Pass (H) (H779)
03/30/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H779)
04/04/2005 Executive Session Held (H)

04/04/2005 Reported Do Pass (H) (H860)
04/18/2005 HCS adopted in House (H) (H1092)
04/18/2005 Perfected (H) (H1092)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S755)
04/25/2005 Second Read and Referred S Education Committee
05/03/2005 Hearing Conducted S Education Committee
05/03/2005 Voted Do Pass S Education Committee
05/05/2005 Reported from S Education Committee to Floor (S1031)
05/09/2005 S Formal Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 441 *** SS SCS HCS HB 441 1367S.05F

SENATE SPONSOR: Cauthorn HOUSE HANDLER: Behnen

SS/SCS/HCS/HB 441 - This act creates restrictions regarding the sale of products containing ephedrine and pseudoephedrine.

This act places ephedrine, its salts, optical isomers and salts of optical isomers, when it is the only active medicinal ingredient, on Schedule IV for controlled substances. This act also places any compound, mixture, or preparation containing any detectable quantity of pseudoephedrine or ephedrine on Schedule V for controlled substances. However, products in a liquid or liquid-filled gel capsule form are excluded.

If any of the compounds, mixtures, or preparations containing ephedrine or pseudoephedrine on Schedule V are dispensed, sold, or distributed in a pharmacy without a prescription, they must be sold from behind a pharmacy counter where the public is not permitted and by a pharmacist or registered technician. Within 30 days of this act becoming effective, it must be ensured that the products are for sale behind the counter. Anyone buying these products must be at least 18 years old. The pharmacist must have a person buying these products furnish a photo ID showing his or her birth date if the pharmacist does not know the person.

Within 90 days of this act becoming effective, pharmacists and technicians must maintain a written or electronic log of each transaction. The log must include information, such as the name and address of the purchaser, the amount of the product purchased, the date of the purchase, and the name of the pharmacist or technician who dispensed the product. People selling liquid and gel capsules are exempt from this requirement. All the logs, records and documents maintained about these products shall be open for inspection and copying by law enforcement officers.

Within 30 days of this act becoming effective, any business selling these products that does not have a state and federal controlled substances registration must return them to a manufacturer or distributor or transfer them to a registrant. This is not required of businesses selling exempted products, including liquid, liquid-filled gel caps and other products exempted by the Dept. Of Health.

Any person who violates these provisions is guilty of a class A misdemeanor.

Manufacturers may apply with the Department of Health and Senior Services for exemption from the Schedule and the Department may grant such an exemption is the product is not used to illegally manufacture methamphetamine or other drugs. The Department will also create rules on how the pseudoephedrine and ephedrine products on Schedule V will be stored.

Currently, only the amount of ephedrine or pseudoephedrine that can be purchased at one time is limited. This act provides that no person can sell or dispense, and no one can purchase or receive products containing more than nine grams of ephedrine or pseudoephedrine within a 30 day period.

This act is similar to HCS/SCS/SBs 10 & 27 (2005).

This act has an emergency clause.
SUSAN HENDERSON

02/02/2005 Introduced and read first time (H) (H214)
02/03/2005 Read second time (H) (H220)
02/03/2005 Referred: Crime Prevention and Public Safety (H) (H220)

02/08/2005 Public Hearing Held (H)
02/08/2005 Executive Session Held (H)
02/09/2005 HCS Reported Do Pass (H) (H274)
02/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H274)
02/14/2005 Executive Session Held (H)
02/14/2005 Reported Do Pass (H) (H294)
02/16/2005 HCS adopted in House (H)
02/16/2005 Perfected with amendments (H)
02/17/2005 Third read and passed - EC adopted (H)
02/17/2005 S First Read (w/EC) (S246)
03/30/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S526)
04/04/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee (1367S.04C)
04/14/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS (S683)
04/28/2005 Bill Placed on Informal Calendar (S842)
05/03/2005 SS for SCS S offered (Cauthorn) (1367S.05F) (S913)
05/03/2005 SA 1 to SS for SCS S offered & withdrawn (Dougherty)--(1367S04.02S) (S913)
05/03/2005 SS for SCS S adopted (S913)
05/03/2005 S Third Read and Passed - EC adopted (S913-914 / H1451)
05/09/2005 H Calendar H Bills with S Amendments (SS for SCS)

EFFECTIVE: Emergency Clause

*** HB 443 *** HCS HB 443 1204S.04C

SENATE SPONSOR: Mayer HOUSE HANDLER: Sander

SCS/HCS/HB 443 - This act alters provisions regarding the Public School Retirement System of Missouri (PSRS).

The act:

(1) Alters the name of the Nonteacher School Employee Retirement System (NTRS) to the Public Education Employee Retirement System;

(2) Excludes from the definition of "salary" employer-paid premiums for medical insurance for a spouse and children and employer contributions to deferred compensation plans;

(3) Requires the cost of the remaining credit not paid by the member purchasing prior service credit by June 30 of each year to be recalculated each July 1 in lieu of charging interest. Members filing purchase applications prior to January 1, 2006 may elect to continue to have the cost of their purchases based on the calculation in effect prior to January 1, 2006;

(4) Allows members who have prior nonfederal public employment or who were employed in a position covered by Social Security and who worked at least 20 hours a week on a regular basis to purchase equivalent creditable service;

(5) Adds a term-certain retirement option under which a lump sum will be paid to a beneficiary if all guaranteed payments to the retired individual and their beneficiary are less than the member's accumulated contributions;

(6) Provides an order of distribution for any benefits payable upon the death of a member or the death of a deceased member's beneficiary;

(7) Specifies that if a member of PSRS has received disability retirement, they are not eligible to elect a distribution under the partial lump sum option plan. This provision is already in the NTRS;

(8) Allows a member's beneficiary, in lieu of receiving any benefit from the retirement system, to elect that the benefits be payable to the deceased member's children;

(9) Repeals Section 169.555, RSMo, which regards contribution rates; and

(10) Allows the NTRS to establish a qualified governmental excess benefit arrangement plan.

(11) Allows certain information related to investment activities to be closed under Chapter 610, RSMo, so long as the disclosure of such information would jeopardize the ability of the board to implement a decision or to achieve investment objectives.
DONALD THALHUBER

02/03/2005 Introduced and read first time (H) (H249)
02/07/2005 Read second time (H) (H259)
02/17/2005 Referred: Retirement (H) (H357)
02/23/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H804-805 / S561)
03/31/2005 S First Read (S561)
04/04/2005 Second Read and Referred S Education Committee (S571)
04/12/2005 Hearing Conducted S Education Committee
04/12/2005 SCS Voted Do Pass S Education Committee-Consent (1204S.04C)
04/13/2005 Reported from S Education Committee to Floor w/SCS - Consent (S663)
05/03/2005 SCS S adopted (S917)
05/03/2005 S Third and Passed - Consent (S917-918 / H1452)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 445 *** 0901L.01T

SENATE SPONSOR: Klindt HOUSE HANDLER: Guest

HB 445 - The codification of municipal ordinances may incorporate by reference, state statutes relating to vehicle equipment regulations in Chapter 307, RSMo.
SUSAN HENDERSON

02/03/2005 Introduced and read first time (H) (H249)
02/07/2005 Read second time (H) (H259)
02/17/2005 Referred: Local Government (H) (H357)
03/03/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/08/2005 Reported Do Pass by Consent (H) (H521)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H521)
03/09/2005 Executive Session Held (H)
03/09/2005 Rules - Reported Do Pass by Consent (H) (H557)
03/17/2005 Perfected by Consent (H) (H698)
03/29/2005 Third read and passed (H) (H727 / S517)
03/29/2005 S First Read (S517)
03/30/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S539)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626)
05/02/2005 S Third and Passed - Consent (S858 / H1393)
05/02/2005 Truly Agreed To and Finally Passed (H1393)

EFFECTIVE: August 28, 2005

*** HB 448 *** HCS HB 448 1258L.02T

SENATE SPONSOR: Coleman HOUSE HANDLER: Villa

HCS/HB 448 - This act increases the maximum amount of compensation payable to St. Louis police officers. The act provides that the salaries assume 26 biweekly installments falling within the effective date.

If 27 installments fall within the time period, it is assumed that the salaries will be adjusted accordingly to reflect the an extra pay period.

This act has an emergency clause.

This act is similar to SB 301 (2005).

SUSAN HENDERSON

02/03/2005 Introduced and read first time (H) (H250)
02/07/2005 Read second time (H) (H259)
02/17/2005 Referred: Local Government (H) (H357)
02/24/2005 Public Hearing Held (H)
03/03/2005 Executive Session Held (H)
03/03/2005 HCS Reported Do Pass by Consent (H) (H482)
03/03/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H482)
03/07/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third Read and Passed (H) (H764-765 / S558)
03/30/2005 Emergency Clause Adopted (H)
03/31/2005 S First Read (w/EC) (S558)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S571)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626)
04/25/2005 S Third and Passed - EC adopted - Consent (S774)
04/25/2005 Truly Agreed To and Finally Passed (w/EC) (S774-775 / H1223)
05/02/2005 Signed by House Speaker (H1390)
05/02/2005 Signed by Senate President (S870)
05/02/2005 Delivered to Governor (H1390)

EFFECTIVE: Emergency Clause

*** HB 450 *** SCS HB 450 0929S.04C

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Meiners

SCS/HB 450 - This act allows the owner, operator, or employees or a restaurant bar to allow patrons to carry out unfinished bottles of wine. It is not unlawful under this act, for patrons to carry out wine if they ordered a meal, the bottles are at least partially consumed during the meal, the restaurant bar provides a dated receipt for the bottles, and the restaurant bar securely reseals the bottles and places them in sealed tamper-proof bags. Under this act, any person who transports unfinished bottles of wine will not be considered to have violated any law regarding open containers in vehicles.

This act creates the Missouri Wine and Grape Board. The purpose of the board is to further the growth and development of the grape growing industry in the state of Missouri. In order to reach these goals, the board may participate in activities with other groups and organizations to develop better grape varieties, develop research projects, utilize expertise of the board members and experts in the proper fields of study, furnish information and data to grape growers and vintners, and participate in studies, programs, and information dissemination in the areas of sales, promotions, and effective distribution of Missouri wines.

The principal office of the board will be located in Jefferson City, but it may have offices elsewhere if needed. The board will act as an organization within the Department of Agriculture and will be the sole recipient of funding from the "Missouri Wine and Grape Fund".

No officer or employee shall be considered to have given up his or her office or employment by accepting membership on the board.

The act provides that the board will have 11 members. Seven of the members will represent the Missouri grape and wine industry, the food service industry, or the medai marketing industry. These members will be current members of the Missouri Grape and Wine Advisory Board. When the terms of these members expire, the seven positions will be filled by having the Governor appoint new members, with the advice and consent

of the Senate, for four year terms. No appointed board member can serve more than two consecutive terms. The board will also have four ex officio members, including the President of the Missouri Grape Growers Association, the President of the Missouri Vintners Association, the President of the Missouri Wine Marketing and Research Council, and the Director of the Department of Agriculture. The members shall be voting members and their terms will coincide with the time they hold the elected or appointed office.

The act provides for the schedule of where and how often the board must meet. It also specifies how many members are necessary for a quorum and voting. The board members can be removed from office by the Governor for malfeasance, neglect of duty, or other cause after notice of a public hearing.

The act requires the board to select a chairperson and vice chairperson. They can also elect other officers if necessary. The board members will not receive compensation for their duties, but they shall be reimbursed for their expenses.

The board must employ an executive director who will serve as the secretary of the board and will administer and manage the affairs and business of the board. The board may also employ experts. The director and other employees will be eligible for all corresponding benefits. The director, as secretary, will be responsible for keeping the records of the board.

To fulfill their goals and duties, the board will have power to:

- Receive and accept aid or contributions for purposes consistent with this act;

- Work with and counsel viticulture and enology experts on the needs of grape producers and wine makers in order to make the best strains of grape varieties;

- Review progress and reports from experts;

- Confer and cooperate with other boards and councils;

- Approve and recommend amendments to these powers; and

- Perform other duties necessary to proper operation of the board.

The board must submit an annual report to the Governor and General Assembly on the activities of the prior year.

Currently the charges imposed under Section 311.554, RSMo, are deposited to the credit of a separate account in the Marketing Development Fund, created by Section 261.035, RSMo. Beginning July 1, 2006, this act would require such charges to be deposited into the "Missouri Wine and Grape Fund", which is created by this act. There is a six cents per gallon charge for the selling of wine which can only be used for market development in developing programs for growing, selling, and marketing of grapes and grape products grown in Missouri. There is an additional six cent per gallon charge which can only be used for research and advertisement of grapes and grape products in Missouri. The Missouri Wine and Grape Board will receive money from this fund.

This act allows culinary students who are eighteen years of age or older to taste, but not consume or imbibe, any beer, ale, porter, wine, or other similar malt or fermented beverage as part of the required curriculum.

The act explicitly disallows a student under the age of twenty-one to receive any beer, ale, porter, wine, or other similar malt or fermented beverage unless the beverage is delivered as part of the student's required curriculum and the beverage is used only for instructional purposes during classes conducted as part of the curriculum.
SUSAN HENDERSON

02/03/2005 Introduced and read first time (H) (H250)
02/07/2005 Read second time (H) (H259)
02/10/2005 Referred: Local Government (H) (H285)
03/10/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)

03/14/2005 Executive Session Held (H)
03/14/2005 Returned to Committee of Origin (H) (H617)
03/15/2005 Executive Session Held (H)
03/15/2005 Reported Do Pass by Consent (H) (H647)
03/15/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H647)
03/17/2005 Executive Session Held (H)
03/17/2005 Rules - Reported Do Pass by Consent (H) (H697)
04/04/2005 Third read and passed (H) (H854-855 / S573)
04/04/2005 S First Read (S573)
04/05/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S579)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent (0929S.04C)
04/12/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S632)
05/02/2005 SCS S adopted (S866)
05/02/2005 S Third and Passed - Consent (S866-867 / H1393)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 453 *** 1205L.01T

SENATE SPONSOR: Crowell HOUSE HANDLER: May

HB 453 - This act authorizes the Governor to convey state property in Phelps County to the City of St. James.
SUSAN HENDERSON

02/03/2005 Introduced and read first time (H) (H250)
02/07/2005 Read second time (H) (H259)
02/10/2005 Referred: Corrections and Public Institutions (H285)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H554)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H554)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third Read and Passed with amendments (H) (H765-767 / S558)
03/31/2005 S First Read (S558)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S571)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626)
05/02/2005 S Third and Passed - Consent (S858 / H1393)
05/02/2005 Truly Agreed To and Finally Passed (H1393)

EFFECTIVE: August 28, 2005

*** HB 455 *** 1330L.01P

SENATE SPONSOR: Klindt HOUSE HANDLER: Quinn

HB 455 - This act eliminates the current requirement that only landowners living within the watershed district can be elected to serve as trustees of the watershed district; under the act landowners within the district may enjoy that opportunity.
MEGAN WORD

02/03/2005 Introduced and read first time (H) (H250)
02/07/2005 Read second time (H) (H259)
02/17/2005 Referred: Conservation and Natural Resources (H) (H357)
03/09/2005 Public Hearing Held (H)

03/10/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H588)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H588)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H805-806 / S561)
03/31/2005 S First Read (S561)
04/04/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S571)
04/13/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
04/13/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee-Consent
04/13/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor - Consent
05/09/2005 S Consent Calendar (4/13)

EFFECTIVE: August 28, 2005

*** HB 456 *** SCS HB 456 1036S.02C

SENATE SPONSOR: Engler HOUSE HANDLER: Kuessner

SCS/HB 456 - This act allows prosecutors to have discretion as whether a grand jury will examine public buildings and report on their condition, instead of mandating such examination.
SUSAN HENDERSON

02/03/2005 Introduced and read first time (H) (H250)
02/07/2005 Read second time (H) (H259)
02/17/2005 Referred: Judiciary (H) (H357)
03/01/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/08/2005 Reported Do Pass by Consent (H) (H520)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H520)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H591)
03/22/2005 Perfected by Consent (H) (H712)
03/29/2005 Third read and passed (H) (H732 / S518)
03/29/2005 S First Read (S518)
03/30/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S539)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 SCS Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent (1036S.02C)
04/12/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent (S632)
05/02/2005 SCS S adopted (S866)
05/02/2005 S Third and Passed - Consent (S866 / H1393)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 461 *** HCS HB 461 0735L.06P

SENATE SPONSOR: Griesheimer HOUSE HANDLER: Sutherland

HCS/HB 461 - The act adds studio broadcast equipment, transmitter and antenna equipment, and broadcast towers to the property tax depreciation schedules for broadcasting equipment. Depreciation tables are established to determine the true value in money of television broadcasting equipment beginning January 1, 2008, and radio broadcasting equipment beginning January 1, 2006. For tax rate setting purposes, the substitute requires each taxing authority to exclude from its total assessed valuation 72% of the total amount of business personal property that is the subject of an appeal at the State Tax Commission or in a court. This exclusion will only apply to the portion of property that is disputed in the appeal. If the taxing authority uses a multi-rate approach, this exclusion is made from the personal property class. The commission will provide the total assessed value for which an appeal is pending no later than August 20 of each year. Whenever an appeal is resolved and the result causes money to be paid to the authority, the taxing authority is not required to make an additional adjustment to its rates during the same fiscal cycle once the deadline for setting rates

has passed. However, the taxing authority will adjust its rates due to the payment in the next rate setting cycle to offset the payment in the next taxable year. "Business personal property" is defined as tangible personal property used in a trade or business or used to produce income and has a determinable life of longer than one year, with some exceptions. In order to establish uniformity, each assessor will use the standardized schedule of depreciation established in the substitute to determine the assessed valuation of depreciable tangible personal property. Each assessor will value depreciable tangible personal property by applying the class life and recovery period to the original cost of the property according to the federal Modified Accelerated Cost Recovery System life tables. The estimated value of property determined using the life tables is presumed to be correct; however, an estimation may be disproved by substantial and persuasive evidence of the true value under any method approved by the commission. These methods include appraisal using accepted techniques in accordance with the Uniform Standards of Professional Appraisal Practice or by proof of functional or economic obsolescence or physical deterioration. The salvage or scrap value of depreciable tangible personal property may only be considered if the property is not in use on the assessment date. This act does not apply to business personal property placed in service before January 2, 2006.

JASON ZAMKUS

02/03/2005 Introduced and read first time (H) (H251)
02/07/2005 Read second time (H) (H259)
02/17/2005 Referred: Ways and Means (H) (H357)
02/23/2005 Public Hearing Held (H)
03/30/2005 Executive Session Held (H)
03/31/2005 HCS Reported Do Pass (H) (H820)
03/31/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H820)
04/04/2005 Executive Session Held (H)
04/04/2005 Reported Do Pass (H) (H860)
04/11/2005 HCS adopted in House (H) (H955)
04/11/2005 Perfected (H) (H955)
04/14/2005 Third read and passed (H) (H1048-1049 / S685)
04/14/2005 S First Read (S685)
04/18/2005 Second Read and Referred S Ways & Means Committee (S697)
04/21/2005 Hearing Conducted S Ways & Means Committee
04/21/2005 Voted Do Pass S Ways & Means Committee
04/28/2005 Reported from S Ways & Means Committee to Floor (S835)
05/04/2005 Bill Placed on Informal Calendar (S985)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 462 *** HCS HBs 462 & 463 1377L.02P

SENATE SPONSOR: Shields HOUSE HANDLER: Smith

HCS/HBs 462 & 463 - This act provides that any mental health professional, substance abuse counselor, or health care provider may in good faith render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for any civil damages for acts or omissions in rendering such interventions, other than in the event of gross negligence. This same immunity applies to any other person who has been trained to provide suicide prevention interventions.

Mental health facilities or mental health programs may disclose information and records to parents, legal guardians, treatment professionals, law enforcement officers, and other individuals who could use such information to mitigate the likelihood of a suicide.

This act establishes the Suicide Prevention Advisory Committee within the Department of Mental Health. The advisory committee shall, among other duties, provide oversight, technical support, and outcome prevention activities. In addition, the committee shall make information on prevention and mental health intervention models available to community groups implementing suicide prevention programs and review and recommend changes to existing or proposed statutes, rules, and policies to prevent suicides.

The Department of Mental Health in consultation with the department of health and senior services shall seek funding from the Centers of Disease Control and Prevention to participate in the National Violent Death Reporting System (NVDRS) to obtain better information about violent deaths, including suicide. If such funding is not available by July 1, 2006, the departments shall develop a state-based reporting system based on the NVDRS.

There is a six-year sunset provision for the advisory committee.
ADRIANE CROUSE

02/03/2005 Introduced and read first time (H) (H251)
02/07/2005 Read second time (H) (H259)
02/17/2005 Referred: Health Care Policy (H) (H357)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass by Consent (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H555)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third Read and Passed (H) (H767-768 / S558)
03/31/2005 S First Read (S558)
04/04/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S571)
04/13/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/13/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent
04/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor - Consent (S681)
05/09/2005 S Consent Calendar (4/14)

EFFECTIVE: August 28, 2005

*** HB 468 *** SCS HCS HB 468 1391S.05C

SENATE SPONSOR: Scott HOUSE HANDLER: Richard

SCS/HCS/HB 468 - This act modifies provisions relating to the linked deposit program and other duties of the State Treasurer.

Any written contract between the state treasurer and a depositary of state funds may be for a period of up to five years. (Section 30.250). Currently, the state treasurer must give consideration to the comparative yield to be derived in determining where to invest state moneys. This act repeals that requirement and instead requires the treasurer to give consideration to the benefits to the economy and welfare of the state when state money is invested in banking institutions of this state, as well as the aggregate return in earnings and taxes on deposits and investments. (Section 30.260).

The State Treasurer is required to use only certain securities as collateral for moneys deposited by the treasurer into financial institutions, unless the treasurer determines that any of such securities may place state public funds at risk. The list of approved securities is modified to add mortgage securities, including qualified individual loans secured by deeds of trust on residential, commercial or farm real estate. Such mortgage securities must meet certain requirements to ensure that the financial institution is compliant with current standards of the Federal Home Loan Bank of Des Moines, Iowa. The act sets forth collateral requirements for different types of mortgage securities. Each financial institution pledging such mortgage securities must report monthly to the State Treasurer to ensure that the securities meet collateral requirements. The list of approved securities is also modified to include any investment in which the State Treasurer may invest. These two new additions to the list are not authorized for political subdivisions. (Section 30.270).

The State Treasurer is authorized to enter into agreements with private entities to provide services relating to the State Treasurer's statutory and constitutional duties. (Section 30.286).

The act modifies numerous provisions regarding the linked deposit program, which allows financial institutions to make lower interest rate loans to certain types of agri-businesses, job enhancement businesses, educational institutions, real estate development and other entities in order to stimulate economic development. The act modifies certain definitions, including: "eligible agribusiness" by deleting the requirement that the business must employ ten or more persons; "eligible beginning farmer" by increasing the limit on the size and value of a farm in order to qualify under the definition; and "linked deposit" by removing language setting the interest rate floor for such loans at two percent. (Section 30.750).

Currently, the State Treasurer may invest in linked deposits as long as the aggregate amount does not exceed $360 million. The act raises that aggregate amount to $720 million. The act doubles the cap on the

amount of money which can currently be invested in linked deposits for different types of qualified businesses and other entities. Further, the act repeals language which limited the state Treasurer's ability to commingle allocations among the types of linked deposits. (Sections 30.753 and 30.830). Currently, linked deposits made to certain eligible agribusinesses cannot exceed $100,000. The act caps such linked deposits at a dollar limit determined by the state treasurer. Beginning August 28, 2005, lending institutions shall give consideration to eligible borrowers who have not previously received linked deposits, but nothing prohibits a lending institution from making a linked deposit to an eligible borrower who has previously received a linked deposit. (Section 30.756).

The State Treasurer is authorized to place linked deposits with a lending institution at certain below-market rates, provided that the linked deposit rate is not below one percent. All linked deposit rates are determined and calculated by the State Treasurer. The agreement between the State Treasurer and the lending institution receiving linked deposits shall specify that the original deposit plus renewals shall not exceed five years. Each year, the lending institution must repay the state treasurer any linked deposit principal received from the borrower in the previous year. Certain lines of credit are excluded from the repayment provisions of this act. The state treasurer shall make a good faith effort to ensure that linked deposit loans are going to female and minority-owned entities (Section 30.758).

The act deletes a requirement that the State Treasurer annually report on the linked deposit program to the General Assembly, since current law requires a similar report by the linked deposit review committee. The linked deposit loan interest rate shall be reduced by the amount established in making the linked deposit. (Section 30.760). The act extends the expiration of the linked deposit program from 2007 to 2015. (Section 30.767). The State Treasurer is authorized to renew linked deposits for certain agribusinesses for additional, up to five-year, terms, instead of the current one-year terms. (Section 30.840).

The act creates a new category of borrower that may participate in the linked deposit program relating to the creation of facilities producing goods derived from agricultural commodities or producing an energy source derived from a renewable domestically grown organic compound, such as ethanol. The Missouri Agricultural and Small Business Development Authority is required to determine eligible facility borrowers, based on the borrower's ability to repay the loan, the economic conditions of the area in which the agricultural property is located, and the prospect for success of the project. An eligible facility borrower cannot receive a linked deposit loan for more than $70 million. (Section 30.860).

The act creates the "State Treasurer's General Operations Fund." Moneys in the fund shall be used to pay for personal service, equipment and other expenses of the State Treasurer in carrying out official duties. The State Treasurer shall deduct the costs incurred by the State Treasurer in administering official duties of the treasurer from the interest earned on the state's investments and deposit such deducted moneys in the Fund. The total costs of the State Treasurer for personal service, equipment and other expenses cannot exceed 15 basis points of the total average daily fund balance of funds in the state treasury. The provisions of this section shall not apply to certain road funds. (Section 1).

The act repeals a section that required any bank account with more than $10,000 to be obtained through an open and competitive process. (Section 30.247).

This act contains an emergency clause for Section 1.

This act is similar to SCS/SB 270 (2005).
JIM ERTLE

02/07/2005 Introduced and read first time (H) (H260)
02/08/2005 Read second time (H) (H268)
02/10/2005 Referred: Financial Institutions (H285)
02/15/2005 Public Hearing Held (H)
02/15/2005 Executive Session Held (H)
02/16/2005 HCS Reported Do Pass (H) (H343)
02/16/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H343)
02/21/2005 Executive Session Held (H)
02/21/2005 Reported Do Pass (H) (H367)
02/23/2005 HCS adopted in House (H) (H391)
02/23/2005 Perfected with amendments (H) (H388)
02/24/2005 Referred: Fiscal Review (H) (H403)
03/01/2005 Executive Session Held (H)
03/01/2005 Reported Do Pass (H)

03/01/2005 Third Read and passed (H)
03/01/2005 S First Read (S326-327)
03/30/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S526)
04/18/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/18/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee (1391S.05C)
04/21/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS (S748)
04/25/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S775)
04/28/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
04/28/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S836)
04/28/2005 Bill Placed on Informal Calendar (S842)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: Varies

*** HB 473 *** 1353L.01P

SENATE SPONSOR: Bartle HOUSE HANDLER: Yates

HB 473 - Current law requires district boards to convene a hearing in order to determine whether a pupil shall be granted a waiver of certain registration requirements. This act would allow districts to convene a committee of their board in order to rule on such residency waiver requests.

This act is similar to SCS/SBs 103 & 115.
DONALD THALHUBER

02/07/2005 Introduced and read first time (H) (H260)
02/08/2005 Read second time (H) (H268)
02/17/2005 Referred: Elementary and Secondary Education (H357)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H589)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H589)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H806-807 / S561)
03/31/2005 S First Read (S561)
04/04/2005 Second Read and Referred S Education Committee (S571)
04/12/2005 Hearing Conducted S Education Committee
04/12/2005 Voted Do Pass S Education Committee-Consent
04/12/2005 Reported from S Education Committee to Floor - Consent (S648)
05/09/2005 S Consent Calendar (4/12)

EFFECTIVE: August 28, 2005

*** HB 474 *** HCS HB 474 1448L.02P

HOUSE HANDLER: Yates

SCS/HCS/HB 474 - Under this act, whenever a civil action is filed and an insurer may be obligated to provide a defense to such action or indemnity for any judgment rendered, the insurer shall have the right to intervene in such action and request the court to determine the extent of the it's coverage obligations, while reserving its rights with regard to providing coverage for the claims in the underlying civil action.

If an insurer does intervene, the court shall finally determine the extent of coverage before proceeding with the merits of the underlying action. The judgment of the trial court as to coverage shall be immediately appealable, notwithstanding issues relating to the underlying action remaining unresolved. When a judgment on the issues of coverage becomes final, the insurer shall be dismissed from the underlying action. If the insurer previously has undertaken the defense of the person named as a defendant in the underlying action and the final judgment on the coverage issues determines that it has no obligation to provide such defense, it may withdraw such defense (Section 507.091).
STEPHEN WITTE

02/07/2005 Introduced and read first time (H) (H260)
02/08/2005 Read second time (H) (H268)
02/17/2005 Referred: Insurance Policy (H357)
03/05/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass by Consent (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H555)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H591)
03/17/2005 Objection Filed. Removed from Consent Calendar - Rule 44 (b) (H703)
04/26/2005 HCS adopted in House (H) (H1256)
04/26/2005 Perfected (H) (H1254)
04/28/2005 Third Read and Passed (H) (H1332-1333)
05/02/2005 S First Read (S850)
05/03/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S912)
05/04/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
05/05/2005 SCS Voted Do Pass S Small Business, Insurance & Industrial Relations Committee (1448S.03C)

EFFECTIVE: August 28, 2005

*** HB 479 *** 1166L.02T

SENATE SPONSOR: Ridgeway HOUSE HANDLER: Ervin

HB 479- This act authorizes the disincorporation of a regional recreational district in Clay County upon the request of the district if it enacts a resolution to disincorporate and has less than $1,000 total debt and no real property.
JASON ZAMKUS

02/08/2005 Introduced and read first time (H) (H268)
02/09/2005 Read second time (H) (H274)
02/17/2005 Referred: Local Government (H) (H357)
03/03/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/08/2005 Reported Do Pass by Consent (H) (H521)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H521)
03/09/2005 Executive Session Held (H)
03/09/2005 Rules - Reported Do Pass by Consent (H) (H557)
03/17/2005 Perfected by Consent (H) (H698)
03/29/2005 Third read and passed (H) (H728 / S517)
03/29/2005 S First Read (S517)
03/30/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S539)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626)
05/03/2005 S Third and Passed - Consent (S914-915 / H1451)
05/03/2005 Truly Agreed To and Finally Passed (S914-915 / H1451)

EFFECTIVE: August 28, 2005

*** HB 486 *** 1426L.01T

SENATE SPONSOR: Vogel HOUSE HANDLER: Bruns

HB 486 - Currently, a person who provides assessment services for the state in sexual offender cases cannot be related within the third degree of consanguinity or affinity to any person who has a financial interest in a sex offender counseling program. This act removes such prohibition when there is only one qualified service provider within a reasonably accessible distance from the offender.
SUSAN HENDERSON

02/09/2005 Introduced and read first time (H) (H275)
02/10/2005 Read second time (H) (H281)

02/17/2005 Referred: Crime Prevention and Public Safety (H) (H357)
03/01/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H554)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H554)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H592)
03/22/2005 Perfected by Consent (H) (H712)
03/29/2005 Third read and passed (H) (H733 / S518)
03/29/2005 S First Read (S518)
03/30/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S539)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 Voted Do Pass - Consent S Judiciary and Civil & Criminal Jurisprudence Committee
04/12/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S632)
05/02/2005 S Third and Passed - Consent (S865 / H1393)
05/02/2005 Truly Agreed To and Finally Passed (H1393)

EFFECTIVE: August 28, 2005

*** HB 487 *** SS SCS HB 487 1532S.06F

SENATE SPONSOR: Dolan HOUSE HANDLER: Bruns

SCS/HB 487 - This act makes several changes with respect to the titling and registration of motor vehicles as well as the licensing of drivers.

CAPITOL POLICE - This act adds Missouri Capitol Police vehicles to the definition of "emergency vehicle" for purposes of yielding the right-of-way (Section 304.022).

CRIMINAL BACKGROUND CHECK BY SCHOOL DISTRICTS RATHER THAN DEPARTMENT OF REVENUE - Under this act, school districts shall be responsible for conducting criminal background checks for school bus drivers. Drivers may continue to operate school busses pending the results of the background check (Section 168.133). The Department of Revenue will no longer be responsible for obtaining criminal background checks or for collecting fingerprints from school bus operators (Section 43.530.2). The act provides that each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement shall be made on an annual basis. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This provision applies to drivers employed by the school district or under contract with the school district (Section 1). On an annual basis, each school district shall provide training in at least eight hours of duration to each school bus driver employed by the school district or under contract with the school district. Such training shall provide special instruction in school bus driving (Section 2).

SCHOOL BUS LICENSE ENDORSEMENT - This act modifies the current law regarding school bus endorsements (Section 302.272). School bus examinations for drivers 70 years of age or older must be completed annually. Out-of-state residents will be exempt from Missouri's school bus endorsement requirements if the person possesses a valid driver's license and a school bus endorsement from their state of residence.

FEE OFFICE FEES - This act provides that a fee office may charge a fee of $2.50 for instruction permits, nondriver licenses, chauffeur licenses and driver's licenses issue for three years or less. A $5.00 fee may be charged for licenses or instruction permits exceeding three years in length. The current law allows a fee office to impose a $5.00 fee regardless of the length of term (Section 136.055).

CREDIT FOR TRADE-IN - This act provides that the bill of sale that a person must submit to the Department of Revenue to claim a trade-in sales tax exemption does not have to be notarized (Section 144.025).

PRIOR SALVAGE VEHICLE - This act provides that if an insurance company pays a claim on a salvage vehicle and the insured is retaining ownership of the vehicle, as prior salvage, the vehicle will not be subject to the in-depth Highway Patrol inspection in order for a title to be obtained (Section 301.020.4 and section 301.190.10). This portion of the act is similar to SB 488 (2005).

PROOF OF PAYMENT OF PERSONAL PROPERTY TAXES - This act modifies the provision of law regarding supplying proof that a person has paid his or her personal property taxes. Under this act, an applicant for a motor vehicle registration can supply proof by submitting a statement certified by a county or township collector for the previous year that no taxes were assessed or due and the applicant has no unpaid taxes on the collector's tax roll for any subsequent year (Section 301.025).

LICENSE PLATE DESIGN ADVISORY COMMITTEE - This act changes the date in which the advisory committee to study a new license plate design must meet. Under the current law, the committee must meet prior to April 1, 2006, to develop the new plate and the final design was due by that date. The act establishes a new date of January 1, 2008 (Section 301.129).

LICENSE PLATE TABS AND LICENSE PLATE REISSUANCE - The act revises the date in which the Department of Revenue must issue license plate tabs that include information to assure that the tabs correlate with the correct license plates. The current law dictates a date of January 1, 2009, while the act establishes a date of January 1, 2011 (Section 301.130.6). The act also changes the date in which new license plate must be reissued. Under the current law, new license plates were to be reissued between January 1, 2007, and December 31, 2009. The new reissuance period is between January 1, 2010, and December 31, 2012 (Section 301.130.9). Under this act, the department of corrections will no longer erect and maintain tabs beginning January 1, 2011. The current law provides that this task was to end on January 1, 2009 (Section 301.290).

REPOSSESSED TITLE - This act modifies the procedure for obtaining a "Repossessed Title". Under the current law, a lienholder must submit an application describing the repossessed vehicle, an affidavit stating that the debtor defaulted and a copy of the security agreement. Under the act, the lienholder does not have to submit a copy of the security agreement, but must state in the affidavit that the lienholder has obtained written consent of all lienholders of record to repossess the vehicle or has provided all lienholders with written notice of the repossession. The lienholder must also give the owner and lienholders 10 days written notice that an application for a repossessed tile will be made. Under the current law, if the application is not accompanied by the written consent of lienholders, the department of revenue will not issue a repossessed title unless the department first gave such parties 10 days notice (Section 301.215).

MOTOR VEHICLE TRANSACTIONS WITHOUT CONTEMPORANEOUS EXCHANGE OF TITLE - This act allows a motor vehicle dealer to purchase, or accept as a trade in, and later sell, a motor vehicle without a title from a seller provided certain procedures are followed. Under this act, a vehicle dealer may obtain a duplicate or replacement title in the owner's name if the owner's title has been lost, stolen, mutilated, or destroyed and is not available for assignment. The licensed dealer must procure a power of attorney from the owner authorizing the dealer to obtain a duplicate or replacement title in the owner's name and sign any title assignments on the owner's behalf. The application to the department of revenue for the duplicate or replacement title shall be accompanied by the executed power of attorney, or a copy thereof, and the application shall contain the appropriate mailing address of the dealer. Under current law, only the lawful holder of the title (owner) may obtain a duplicate or replacement title (section 301.300). Under this act, a dealer may purchase, or accept as a trade in, a vehicle without a title if the seller provides the dealer the following:

(1) A signed written contract between the licensed dealer and the owner of the vehicle; and
(2) Physical delivery of the vehicle to the licensed dealer; and
(3) A power of attorney from the owner to the licensed dealer, authorizing the licensed dealer to obtain a duplicate or replacement title in the owner's name and sign any title assignments on the owner's behalf.

If these steps are followed, the sale or trade of the vehicle to the dealer shall be consider final.

If a licensed dealer purchases the vehicle from the seller in conformance with this act, the licensed dealer may sell the vehicle prior to receiving and assigning to the purchaser the certificate of title. The sale of the vehicle to the purchaser shall be considered final if:

(1) All outstanding liens created on the vehicle have been paid in full; and
(2) The dealer has obtained proof or other evidence from the department of revenue confirming that no outstanding child support liens exist upon the vehicle at the time of sale; and
(3) The dealer has obtained proof or other evidence from the Department of Revenue confirming that all applicable state sales tax has been satisfied on the sale of the vehicle to the owner; and
(4) The dealer has signed and submitted an application for duplicate or replacement title for the vehicle.

A licensed dealer shall, within five business days of obtaining a vehicle without a title, apply for a duplicate or replacement title. Upon receipt of a duplicate or replacement title, the dealer shall assign and deliver said certificate of title to the purchaser of the vehicle within five business days.

If the dealer fails to comply with this act, the dealer shall be liable to the purchaser for actual damages, plus court costs and reasonable attorney fees. If the dealer fails to assign and deliver the duplicate or replacement certificate of title to the purchaser, then the purchaser, may deliver to the director a copy of the contract for sale of the vehicle and a copy of the application provided by the dealer to the purchaser. The director shall give the dealer notice informing the dealer that the director intends to cancel any prior certificate of title issued to the dealer on the vehicle and issue to the purchaser a certificate of title in the name of the purchaser, subject to any liens incurred by the purchaser in connection with the purchase of the vehicle, unless the dealer, within 10 business days from the date of the director's notice, files with the director a written objection to the director taking such action. If the dealer does timely file a written objection with the director, then the director shall not take any further action without an order from a court of competent jurisdiction. However, if the dealer does not timely file a written objection with the director, then the director shall cancel the prior certificate of title issued to the dealer on the vehicle and issue a certificate of title to the purchaser or the vehicle, subject to any liens incurred by the purchaser in connection with the purchase of the vehicle.

If a seller fraudulently misrepresents to the dealer that it is the owner of the vehicle, then the seller shall be liable to the dealer or subsequent purchaser for any damages resulting from such misrepresentation. Prior to seeking court costs or attorney fees authorized under this act, the aggrieved party must deliver an itemized written demand of its actual damages to the party from whom damages are sought and the party from whom damages are sought has not satisfied the written demand within 30 days after receipt of the written demand (section 301.894). These provisions are similar to those contained in SCS/SB 253 (2005) and HB 552 (2005).

DRIVER LICENSE PROVISIONS - The act reorganizes the language contained in section 302.177 for readability regarding the issuance of six-year and three-year licenses, their respective fees, and that licenses will expire on the applicant's birthday unless licensed for a shorter period due to other requirements of law (Section 302.177). The act also modifies the provision of law regarding the application process for a commercial driver's license (Section 302.272). The act clarifies that CDLs issued to 21 to 69 year old individuals shall expire on the 6th year after issuance unless the license must be issued for a shorter period due to other requirements of law or for staggering of work. For individuals under 18, or for those 70 years of age or older, the license shall expire the 3rd year after issuance unless the license must be issued for a shorter period due to other requirements of law (Section 302.375). The act provides that a CDL containing a hazardous materials endorsement issued to a person 70 years of age or older shall not be issued for a period exceeding three years.

JURISDICTION OF REGIONAL TAXICAB COMMISSION - This act clarifies the jurisdiction of the regional taxicab commission. Under this act, the regional taxicab commission may exercise jurisdiction over any person who engages in the business of transporting passengers in commerce, wholly within the regional taxicab district, in any motor vehicle designed or used to transport not more than eight passengers including the driver.

The jurisdiction of the regional taxicab commission shall not apply to:

(1) Operators who are required to be licensed, supervised and regulated by the state highways and transportation commission. The regional taxicab commission's jurisdiction shall not extend to motor vehicles transporting passengers within the district in interstate commerce, and those interstate operations are subject to the powers of the state highways and transportation commission;

(2) Motor vehicles that are operated exclusively by not-for-profit corporations or governmental entities, whose operations within the regional taxicab district are subsidized, wholly or in part, with public transit funding (federal or state);

(3) Vehicles that transport one or more passengers upon the public highways in a continuous journey from a place of origin within the regional taxicab district to a destination outside the district, or from a place of origin outside the district to a destination within the district, either with or without a return trip to the point of origin.

Every person, partnership or corporation who becomes subject to the jurisdiction of the regional taxicab commission which was previously under the jurisdiction (through permit or certificate) of the state highways and transportation commission is deemed to be licensed, permitted and authorized by the regional taxicab commission, and the vehicles and drivers used by such motor carriers are hereby deemed to be licensed, permitted and authorized by the regional taxicab commission to operate and engage in the transportation of passengers within the regional taxicab district , to the same extent as they were formerly licensed, permitted and authorized by the highways and transportation commission on August 27, 2005. Such motor carriers, drivers and vehicles are exempt from applying for any license, certificate, permit or other credential issued or required by the regional taxicab commission, except that the regional taxicab commission may, after December 31, 2005, require such motor carriers and drivers to apply and pay the regular fees for annual renewals of such licenses, permits, certificates or other credentials, pursuant to uniform requirements applicable to all motor carriers, vehicles and drivers operating within the regional taxicab district (Section 67.1809).

This act contains an emergency clause for the school bus and commercial driver license provisions.
STEPHEN WITTE

02/09/2005 Introduced and read first time (H) (H275)
02/10/2005 Read second time (H) (H281)
02/17/2005 Referred: Transportation (H) (H357)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H556)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H556)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third Read and Passed (H) (H768-769 / S559)
03/31/2005 S First Read (S559)
04/04/2005 Second Read and Referred S Transportation Committee (S571)
04/12/2005 Hearing Conducted S Transportation Committee
04/12/2005 SCS Voted Do Pass S Transportation Committee (1532S.03C)
04/21/2005 Reported from S Transportation Committee to Floor w/SCS (S749)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/04/2005 SS for SCS S offered (Dolan) (1532S.06F) (S995-996)
05/04/2005 SA 1 to SS for SCS S offered & adopted (Dolan)--(1532S06.01S) (S996)
05/04/2005 SA 2 to SS for SCS S offered & adopted (Vogel)--(1532S06.03S) (S996)
05/04/2005 SA 3 to SS for SCS S offered & adopted (Vogel)--(1532S06.02S) (S996-997)
05/04/2005 SA 4 to SS for SCS S offered & adopted (Taylor)--(1532S06.01S) (S997-999)
05/04/2005 SS for SCS, as amended, S adopted (S999)
05/04/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S999)
05/05/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
05/05/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
05/05/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S1021)
05/05/2005 S Third Read and Passed - EC adopted (S1024-1025)
05/09/2005 H Calendar H Bills with S Amendments (SS for SCS)

EFFECTIVE: August 28, 2005

*** HB 498 *** HCS HB 498 0788L.02P

HOUSE HANDLER: Kratky

HCS/HB 498 - This act allows the court to order restitution be paid to the victim of tampering or auto theft, including the victim's insurance deductible payment, towing and storage fees, and any reasonable expenses incurred by the victim in prosecuting the offense.

This act prohibits the court or the Board or Probation and Parole from releasing a person early from probation and parole if the person has failed to pay restitution.

This act makes evidence of prior acts of tampering admissible to prove the requisite knowledge or belief in a current tampering case. The act also makes tampering in the second degree a Class C felony when the person has a prior conviction for tampering in the first or second degree, auto theft, or receiving stolen

property.

This act expands the crime of stealing to include obtaining control over property or services under circumstances that a reasonable person would know it was stolen and clarifies that the crime occurs when undercover police are posing as the sellers of stolen property.

This act makes auto theft a Class B felony if a person has two prior convictions for stealing-related offenses.

SUSAN HENDERSON

02/09/2005 Introduced and read first time (H) (H276)
02/10/2005 Read second time (H) (H281)
02/17/2005 Referred: Crime Prevention and Public Safety (H) (H358)
03/29/2005 Public Hearing Held (H)
04/05/2005 Executive Session Held (H)
04/06/2005 HCS Reported Do Pass (H) (H912)
04/06/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H912)
04/11/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H997)
04/20/2005 HCS adopted in House (H) (H1150)
04/20/2005 Perfected (H) (H1150)
04/21/2005 Third Read and Passed (H) (H1187-1188 / S763)
04/25/2005 S First Read (S763)
04/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S843)
05/05/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
05/05/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
05/05/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S1031)
05/09/2005 S Formal Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 500 *** SCS HCS HB 500 & 533 1475S.04C

SENATE SPONSOR: Koster HOUSE HANDLER: Smith

SCS/HCS/HBs 500 & 533 - The act requires that the unemployment experience rate transfer with a business if both employers involved in the transfer have substantially common ownership, management, or control of the business and the transfer was made to lower the rating. The rate and liabilities of both employers will be recalculated. The rate does not transfer with the business if the employer acquiring the business is not an employer in the state at the time of the acquisition.

If an employer knowingly violates, attempts to violate, or knowingly advises another in a manner that results in a violation of the provisions relating to the determination of an unemployment experience rate, the employer's rate will be the greater of the maximum rate or the employer's rate plus 2% for the current year and the following three rate years.

Out-of-state employers will be subject to a civil penalty of up to $5,000 that will be deposited into the Special Employment Security Fund. A person violating any provision relating to the unemployment experience rating is guilty of a class A misdemeanor for the first offense and a class D felony for any subsequent offense.

The act also amends the definition of employment as it pertains to unemployment compensation. The act states that owners and operators who lease motor vehicles with drivers to a for-hire motor carrier shall not be deemed employed for purposes of unemployment security.

ANDY LYSKOWSKI

02/09/2005 Introduced and read first time (H) (H276)
02/10/2005 Read second time (H) (H281)
02/24/2005 Referred: Workforce Development and Workplace Safety (H) (H403)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
04/11/2005 HCS Reported Do Pass (H) (H964)
04/11/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H964)
04/12/2005 Reported Do Pass (H) (H997)
04/26/2005 HCS adopted in House (H) (H1256)
04/26/2005 Perfected with amendments (H) (H1256)

04/28/2005 Third Read and Passed (H) (H1334-1335)
05/02/2005 S First Read (S850)
05/03/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S912)
05/04/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
05/04/2005 SCS Voted Do Pass S Small Business, Insurance & Industrial Relations Committee (1475S.04C)
05/04/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCS (S1005)
05/05/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S1018)
05/09/2005 Hearing Scheduled S Small Business, Insurance & Industrial Relations Committee
05/09/2005 S Formal Calendar H Bills for Third Reading w/SCS (Fiscal Oversight)

EFFECTIVE: January 1, 2006

*** HB 513 *** HCS HB 513 1565L.03P

SENATE SPONSOR: Loudon HOUSE HANDLER: Zweifel

HCS/HB 513 - This act designates a portion of State Highway 370 in St. Louis County from the intersection of Interstate 270 west to the Blanchette Bridge as the "Officer Scott Armstrong Memorial Highway".

STEPHEN WITTE

02/10/2005 Introduced and read first time (H) (H286)
02/14/2005 Read second time (H) (H294)
02/17/2005 Referred: Transportation (H) (H358)
03/02/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass by Consent (H) (H556)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H556)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H617)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third Read and Passed with amendments (H) (H769 / S559)
03/31/2005 S First Read (S559)
04/04/2005 Second Read and Referred S Transportation Committee (H571)
04/12/2005 Hearing Conducted S Transportation Committee
04/12/2005 Voted Do Pass S Transportation Committee-Consent
04/13/2005 Reported from S Transportation Committee to Floor - Consent
05/09/2005 S Consent Calendar (4/13)

EFFECTIVE: August 28, 2005

*** HB 515 *** SCS HCS HB 515 1536S.03C

SENATE SPONSOR: Taylor HOUSE HANDLER: Wood

SCS/HCS/HB 515 - This act adds wireless telephone services to the list of exempt businesses from a tax voted on by the board of directors in a tourism community enhancement district.

The act raises the minimum number of members of the board of directors in each tourism district to seven.

BOARD SELECTION AND TERM

Three members are selected by the governing body in that district which collected the largest amount of retail sales tax in the year preceding the establishment of the district and shall serve for a term of three years. Two members are selected by the governing body that collected the second largest amount of retail sales tax within the district in the year preceding the establishment of the district and shall serve for two years. In the event that no such place exists in the district, two members are selected by the governing body that collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district. The remaining members shall serve a term of one year each. One member is selected by the governing body which collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district. One member is selected by the governing body of the county that collected the second largest amount. Every member shall either be a resident of the district, own real property in the district, be employed by a business in the district or operate a business in the district.

VACANCIES

Any vacancy in the board is filled in the same way the person who vacated the position was selected within sixty days of the vacancy, and the new person serves the remainder of the term. Should no person be selected in the sixty days, the remaining members of the board shall select a person to serve the remainder of the vacated seat.

OTHER PROVISIONS

If a tourism community enhancement district is already in existence, one additional board member shall be appointed by the governing body that collected the largest amount of retail sales tax in that district in the preceding year. This is a one year appointment. The additional board members are appointed by the second largest collector of retail sales tax for a two year term. Thereafter, all board members shall serve three year terms. The first a second board positions, when expired, are appointed by the governing body that collected the largest amount of retail sales tax. The third and fourth board positions are appointed by the governing body with the second largest amount. The fifth board position is appointed by the governing body which collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district.

The act has a new provision which allows the board, by a majority vote, to submit a tax of not more than one percent on all retail sales except sales of food (as defined in section 144.014). Other retail sales are already exempted by statute.

The act also allows one percent of the revenues collected from the tax authorized by the act to be held in reserve to be used by the board for the reimbursement or administrative expenses involved with the board's duties listed in the act. Any excess fund from this one percent may be used in the same manner as the following section.

Ninety-eight percent of the revenues collected from the tax shall be used for marketing, advertising and promotion of tourism. The district shall enter into agreements with organizations to promote public relations, tourism and the like for the benefit of the district. Two percent of the revenues may be distributed among each destination marketing organization, located in each school district, for marketing based upon a marketing plan which shall be submitted each year by the marketing organizations located in the district if the marketing plan is approved by the board.

One percent of the revenues collected from the tax may be retained by the Missouri Department of Revenue or any other entity responsible for the collection of sales tax.

This act eliminates the previous calculations for the distribution of revenue collected from the tax. Additionally, members of the board of directors may be removed by a majority vote of the appointing governing body whereas previously it was a two-thirds vote.

ANDY LYSKOWSKI

02/10/2005 Introduced and read first time (H) (H286)
02/14/2005 Read second time (H) (H294)
03/03/2005 Referred: Tourism (H480)
03/08/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/08/2005 HCS Reported Do Pass by Consent (H) (H522)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H522)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H592)
03/22/2005 Perfected by Consent (H) (H712)
03/29/2005 Third Read and Passed (H) (H734 / S536)
03/30/2005 S First Read (S536)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S570)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S626)
05/02/2005 SCS S adopted (S859)
05/02/2005 S Third and Passed - Consent (S859 / H1393)

05/09/2005 H Calendar H Bills with S Amendments(SCS)

EFFECTIVE: August 28, 2005

*** HB 518 *** SCS HCS HBs 518, 288, 418 & 635 1262S.08C

SENATE SPONSOR: Dolan HOUSE HANDLER: St. Onge

SCS/HCS/HBs 581, 288, 418 & 635 - This act makes numerous changes to various motor vehicle laws.

LOCAL LOG TRUCK - This act allows harvesting equipment to be transported upon a local log truck (section 301.010).

PRIMARY SEAT BELT ENFORCEMENT/CHILD BOOSTER SEATS - 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 (section 307.178). This act provides that if there are more persons than there are seat belts, then the passengers who are unable to wear seat belts shall sit in the area behind the front seat unless the vehicle is designed only for a front-seated area. This provision shall not apply to passengers who are accompanying a driver who possesses an intermediate driver's license (section 307.178).

This act requires children less than four years old to use an appropriate child passenger restraint system. The act requires children four years of age through five years of age to be secured in a child booster seat. Children six years of age or older must use a child passenger restraint system, child booster seat or safety belt appropriate for that child. The fine for violating this section is $25. No court costs shall be charged and no points shall be assessed. A person may avoid 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. This act is substantially similar to SCS/SB 221 et al (2005), SB 710 (2004), SB 9 (2003), SB 647 (2002) and SB 549 (2001)(sections 307.179 and 476.385).

AIRBAG FRAUD - Under this act, persons who install airbags that do not meet federal safety standards or install airbags that have been installed in another motor vehicle without disclosing such fact shall be guilty of a Class D felony (Section 307.156).

AFFIRMATIVE DEFENSE FOR PROCEEDING THROUGH REDLIGHT WITH A MOTORCYCLE ("DEAD RED")- This act provides that a person operating a motorcycle who enters or crosses an intersection controlled by a traffic-control signal against a red light shall have an affirmative defense to that charge if the person establishes all of the following conditions:

(1) The motorcycle has been brought to a complete stop;
(2) The traffic-control signal continues to show a red light for an unreasonable time;
(3) The traffic-control signal is apparently malfunctioning or, if programmed or engineered to change to a green light only after detecting the approach of a motor vehicle, the signal has apparently failed to detect the arrival of the motorcycle; and
(4) No motor vehicle or person is approaching on the street or highway to be crossed or entered or is so far away from the intersection that it does not constitute an immediate hazard.

The affirmative defense applies only to a violation for entering or crossing an intersection controlled by a traffic-control signal against a red light and does not provide a defense to any other civil or criminal action (Section 304.281).

CLUTCH'S LAW (FAILURE TO YIELD RIGHT OF WAY) - This act increases the penalties and imposes driver's license points on any person failing to yield the right-of-way when the violation results in physical injury, serious physical injury, or death to a person. Any person violating Section 304.351 (failure to yield right-of-way) which results in physical injury will be assessed a fine of not less than $200 and have 8 points assessed against his or her driver's license. If a serious physical injury results, the person shall be guilty of a Class B misdemeanor and a fine of not less than $500 surcharge will be imposed and 8 points will be assessed. If the failure to yield violation leads to a fatality, the person shall be guilty of a Class A misdemeanor and a fine of not less than $1,000 will be imposed and 12 points will be assessed against his or her driver's license (sections 302.302 and 304.351). This act is similar to SB 1192 (2004), SB 259 (2003), SB 1077 and HB 1534 (2002).

LANE RESTRICTION BY LARGE TRUCKS - This act prohibits trucks (in excess of 48,000 pounds) from being driven in the far left-hand lane on interstate highways, freeways or expressways in the urban areas of this state. This prohibition shall not apply in certain circumstances. This provision passed in HB 327 et al (omnibus transportation bill) in 2003, but was vetoed by the Governor. The act is also similar to SB 384 (2003) (Section 304.015).

NO PASSING WHEN MARKED WITH SOLID YELLOW STRIPE - This act prohibits driving to the left hand side of the a roadway when it is clearly marked with a solid yellow center stripe indicating a no passing zone or an unsafe location to overtake or drive to the left side of the roadway, except that this shall not apply when executing a lawful turn or when avoiding debris in the roadway (Section 304.016).

ABANDONED MOTOR VEHICLES - Under this act, law enforcement officers may authorize a towing company to immediately move any vehicle left unattended on any interstate highway or freeway in an urbanized area. Currently, a vehicle must be abandoned for at least four hours (section 304.155).

HIGHWAY WORK ZONE PROTECTION - This act increases various penalties for offenses occurring within highway work zones or construction zones. Under this act, any person convicted of a second or subsequent moving violation within a work zone shall be assessed a fine of $75. The act provides that a person who is convicted of speeding or passing a vehicle within a work zone when a highway worker is present a second or subsequent time shall be assessed a fine of $300 in addition to any other fine authorized by law (Section 304.582).

This act imposes 8 points on a person's license who commits the offense of endangerment of highway worker (license suspension) and 12 points for aggravated endangerment of a highway worker (license revocation).

The act also creates the crime of "endangerment of a highway worker". The act provides that if a person commits the offense of endangerment of a highway worker in which no injury or death results the person shall be guilty of a Class A misdemeanor and shall have their driver's license suspended. The person shall be guilty of aggravated endangerment of a highway worker if a death or injury results. If an a highway worker is injured, the person shall be guilty of a Class D felony and shall have his or her license revoked. If a death results, the person shall be guilty of a Class C felony and have his or her license revoked. A person commits the offense of endangerment of a highway worker if the motorist:

(1) Exceeds the posted speed limit by 25 mph or more;
(2) Passes another vehicle in a work zone and such offense results in the death or injury of a highway worker;
(3) Fails to stop for a work zone flagman or fails to obey traffic control signals erected in the work zone;
(4) Drives through or around the work zone by any lane not clearly designated for such purpose;
(5) Physically assaults or attempts to assault a highway worker with a motor vehicle or other instrument;
(6) Intentionally strikes or moves barrels, barriers, signs or other devices erected to control the flow of traffic for a reason other than avoidance of an obstacle, an emergency or to protect the health and safety of another person; or
(7) Commits various offenses in which points may be assessed under Section 302.302.

TREATMENT OF PRIOR AND PERSISTENT OFFENDERS INVOLVING MUNICIPAL INTOXICATED-RELATED TRAFFIC OFFENSES - This act clarifies that the penalty enhancement provisions in Section 577.023 relating to prior/persistent offenders should be applied consistently whether in municipal, county, and state courts. Specifically, this act clarifies that when an individual is charged under a municipal ordinance the individual is not entitled to suspended imposition of sentence if he/she meets the definition and classification as prior or persistent offender under Section 577.023.1(2) and (3).

CERTIFICATION OF ALCOHOL RELATED REPORTS - This act requires alcohol related reports submitted to the Department of Revenue by law enforcement officers to be certified rather than verified. The act requires law enforcement officers to certify the alcohol arrest reports under penalties of perjury prior to filing the reports with the department (Section 302.510 and 577.041). The reports shall be admissible as prima facie evidence at administrative hearings. The act repeals the requirement for license surrender in order to obtain a hearing on administrative alcohol arrests (Section 302.530). These provisions are similar to ones contained in SB 490 (2003).
STEPHEN WITTE

02/10/2005 Introduced and read first time (H) (H286)
02/14/2005 Read second time (H) (H294)

02/24/2005 Referred: Transportation (H) (H403)
03/02/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass (H) (H556)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H556)
03/17/2005 Executive Session Held (H)
03/17/2005 Reported Do Pass (H) (H697)
04/05/2005 HCS adopted in House (H) (H873)
04/05/2005 Perfected (H) (H873)
04/06/2005 Third read and passed (H) (H898-899 / S589)
04/06/2005 S First Read (S589)
04/14/2005 Second Read and Referred S Transportation Committee (S687)
04/19/2005 Hearing Conducted S Transportation Committee
04/19/2005 SCS Voted Do Pass S Transportation Committee (1262S.08C)
04/28/2005 Reported from S Transportation Committee to Floor w/SCS (S835-836)
05/02/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S850)
05/09/2005 Hearing Scheduled S Governmental Accountability & Fiscal Oversight Committee
05/09/2005 S Formal Calendar H Bills for Third Reading (In Fiscal Oversight)

EFFECTIVE: Varies

*** HB 524 *** 0559L.01T

SENATE SPONSOR: Scott HOUSE HANDLER: May

HB 524 - This act provides that lobbyists are no longer required to make reports to the Missouri Ethics Commission on proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed.

This act is identical to SB 241 (2005).
JIM ERTLE

02/10/2005 Introduced and read first time (H) (H287)
02/14/2005 Read second time (H) (H294)
02/17/2005 Referred: Elections (H) (H358)
02/22/2005 Public Hearing Held (H)
03/01/2005 Executive Session Held (H)
03/02/2005 Reported Do Pass by Consent (H) (H465)
03/02/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H465)
03/09/2005 Executive Session Held (H)
03/09/2005 Rules - Reported Do Pass by Consent (H) (H557)
03/17/2005 Perfected by Consent (H) (H698)
03/29/2005 Third read and passed (H) (H729 / S517)
03/29/2005 S First Read (S517-518)
03/30/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S539)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S624)
04/25/2005 S Third and Passed - Consent (S768)
04/25/2005 Truly Agreed To and Finally Passed (S768 / H1223)

EFFECTIVE: August 28, 2005

*** HB 525 *** HCS HB 525 1355L.02P

SENATE SPONSOR: Scott HOUSE HANDLER: May

HCS/HB 525 - This act modifies provisions regarding lobbyist reporting requirements and campaign finance disclosure for public officials.

Reports of lobbyist activities are due no later than January 5th of each year or within five days after beginning activities as a lobbyist. Lobbyists are no longer required to make reports to the Missouri Ethics Commission on proposed legislation or action by the executive branch or judicial branch which the lobbyist or

lobbyist principal supported or opposed.

Certain candidates for elective office are required to file financial interest statements no later than March 31st or within 10 days of filing for office, whichever is later for the preceding calendar year. Candidates for election in April shall file such statements by January 31st for the preceding calendar year. Candidates nominated by a political party committee shall file such statements within 10 days of nomination. The Missouri Ethics Commission shall be the filing officer in any case where no filing officer is designated for the filing of a financial interest statement. Any document postmarked by midnight of the day designated for filing shall be deemed as timely filed.

The Commission is required to provide notice, not actual notice, of certain actions to the subject of a complaint filed with the Commission. Notice requirements are also modified regarding the assessment of late fees by the Commission. Appeals of actions of the Commission may be appealed to the circuit court of Cole County, rather than the administrative hearing commission.

Every committee which is required to file a statement of organization may exclude bank account numbers from the statement when the report is filed with an officer other than the Commission. All records of committee receipts and expenditures shall be available for inspection by the Commission, rather than the current campaign finance review board. Written reports are not required for any candidate whose officer for filing is the Commission if the report is filed electronically with the Commission.

The act reorganizes sections of law concerning reporting requirements for out-of-state committees and reporting requirements for candidates nominated by political party committees. Currently, continuing committees are required to file electronic reports if the committee makes contributions of more than $15,000. This act changes the amount to $5,000 and includes political party committees and campaign committees within this requirement.

The act provides that an individual who seeks nomination to a public office by nomination of a political party committee shall be subject to campaign finance disclosure requirements, with certain modifications relating to reporting dates. The act repeals a section of law that requires the Commission to print a summary of all laws over which the Commission has enforcement power.

This act is similar to SS#2/SCS/HS/HCS/HB 1150 (2004).
JIM ERTLE

SSA 1 FOR SA 1 - REQUIRES THE MISSOURI ETHICS COMMISSION TO STUDY THE EFFECTIVENESS OF THE CURRENT CAMPAIGN FINANCE SYSTEM AND TO RECOMMEND IMPROVEMENTS TO THE GENERAL ASSEMBLY BY JANUARY 1, 2006.

SA 3 - MODIFIES THE INFORMATION THAT MUST BE PROVIDED TO THE SECRETARY OF STATE WHEN A GROUP WISHES TO FORM A NEW POLITICAL PARTY. THIS AMENDMENT IS IDENTICAL TO SCS/SB 84 (2005).

SA 6 - REQUIRES ELECTION AUTHORITIES TO MAINTAIN THE DATE OF VOTER REGISTRATION AND MAKE SUCH DATE AVAILABLE TO THE PUBLIC.

02/10/2005 Introduced and read first time (H) (H287)
02/14/2005 Read second time (H) (H294)
02/17/2005 Referred: Elections (H) (H358)
03/01/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass (H) (H588)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H588)
03/16/2005 Executive Session Held (H)
03/16/2005 Reported Do Pass (H) (H673)
04/18/2005 HCS adopted in House (H) (H1087)
04/18/2005 Perfected (H) (H1087)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S755)
04/25/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S775)
05/02/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
05/02/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee

05/03/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor (S974)
05/04/2005 SA 1 S offered (Green)--(1335L02.01S) (S985-986)
05/04/2005 SSA 1 for SA 1 S offered & adopted (Shields)--(1335L02.03S) (S986-987)
05/04/2005 SA 2 S offered & defeated (Graham)--(1355L02.01F) (S987-988)
05/04/2005 SA 3 S offered & adopted (Bray)--(1355L02.04S) (S988-989)
05/04/2005 SA 4 S offered & defeated (Coleman)--(1355L02.02F) (S989)
05/04/2005 SA 5 S offered & withdrawn (Loudon)--(1355L02.06S) (S989-990)
05/04/2005 SA 6 S offered & adopted (Callahan)--(0122sga05.01S) (S990-991)
05/04/2005 S Third Read and Passed, as amended (S991 / H1491-1494)
05/09/2005 H Calendar H Bills with S Amendments (SSA 1 for SA 1, SA 3, SA 6)

EFFECTIVE: August 28, 2005

*** HB 528 *** SCS HB 528 0071S.02C

SENATE SPONSOR: Clemens HOUSE HANDLER: Cunningham

SCS/HB 528 - This act authorizes the ultimate vendor, delivering bulk sales of gasoline to a certified farmer, after January 1, 2006, to make a claim for a refund of the motor fuel tax at the time of delivery. Under the act, the ultimate vender shall not be liable for any fraud or tax evasion committed by the farmer with respect to the motor fuel tax.
STEPHEN WITTE

02/10/2005 Introduced and read first time (H) (H287)
02/14/2005 Read second time (H) (H294)
02/24/2005 Referred: Agriculture Policy (H403)
03/08/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H587)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H587)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H807-808 / S561)
03/31/2005 S First Read (S561)
04/04/2005 Second Read and Referred S Transportation Committee (S571)
04/12/2005 Hearing Conducted S Transportation Committee
04/12/2005 SCS Voted Do Pass S Transportation Committee-Consent (0071S.02C)
04/12/2005 Reported from S Transportation Committee to Floor - Consent (S647)
04/12/2005 Committee Report corrected to reflect adoption of SCS
05/03/2005 SCS S adopted (S915-916)
05/03/2005 S Third and Passed - Consent (S916 / H1452)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 530 *** 1449L.01P

SENATE SPONSOR: Loudon HOUSE HANDLER: Moore

HB 530 - This act treats American Sign Language (ASL) as a foreign language for the granting of academic credit at public elementary and secondary schools and public higher education institutions. Students may receive academic credit for demonstrating proficiency or completing a course with a passing grade. The credit may be used to satisfy the foreign language or language arts requirements, including entrance requirements of public higher education institutions.

Nothing in the act prohibits a department within a higher education institution from establishing specific language requirements for its majors that cannot be met by ASL, nor does the act prohibit the offering of non-credit courses in ASL.

This act is similar to SB 454 (2005).
DONALD THALHUBER

02/10/2005 Introduced and read first time (H) (H287)
02/14/2005 Read second time (H) (H294)

02/24/2005 Referred: Higher Education (H403)
03/15/2005 Public Hearing Held (H)
03/15/2005 Executive Session Held (H)
03/15/2005 Reported Do Pass (H) (H647)
03/15/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H647)
03/17/2005 Executive Session Held (H)
03/17/2005 Reported Do Pass (H) (H697)
04/18/2005 Perfected (H) (H1092)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S755)
04/25/2005 Second Read and Referred S Education Committee
05/03/2005 Hearing Conducted S Education Committee
05/03/2005 Voted Do Pass S Education Committee
05/04/2005 Reported from S Education Committee to Floor (S1005-1006)
05/09/2005 S Formal Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 531 *** HCS HB 531 1606L.02T

SENATE SPONSOR: Champion HOUSE HANDLER: Wright

HCS/HB 531 - This act authorizes the Governor to convey state property in Greene County to the Greater Ozarks Association for Retarded Citizens.
SUSAN HENDERSON

02/14/2005 Introduced and read first time (H) (H295)
02/15/2005 Read second time (H) (H301)
02/17/2005 Referred: Corrections and Public Institutions (H358)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass by Consent (H) (H554)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H554)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H618)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third Read and Passed (H) (H770-771 / S558)
03/31/2005 S First Read (S558)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S571)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626)
05/02/2005 S Third and Passed - Consent (S859 / H1394)
05/02/2005 Truly Agreed To and Finally Passed (H1394)

EFFECTIVE: August 28, 2005

*** HB 539 *** SCS HB 539 0149S.06C

SENATE SPONSOR: Nodler HOUSE HANDLER: Icet

SCS/HB 539 - Currently, the definition of "severely handicapped children" includes handicapped children under the age of 21 who, because of the extent of the handicapping condition, are unable to benefit from or meaningfully participate in programs in the public schools for handicapped children. This act alters the aforementioned definition by striking the current provisions and instead inserts language so the definition only includes those children who meet the eligibility criteria for severely handicapped children as identified in state regulations that implement the individuals with disabilities education act.

Also, the act requires the Department of Elementary and Secondary Education (DESE) to reimburse school districts for the educational costs of high-need children with an individualized education program exceeding three times the current expenditure per average daily attendance.

The act deletes two sections of current law that require the State Board of Education to provide special

education services for all severely handicapped children residing in school districts if such school districts are unable to provide appropriate programs of special instruction for severely handicapped children.

Further, the act allows school districts to provide salary incentives or modifications, which may include but are not limited to credit for all prior years of service in another district, in order to attract and retain teachers. In order to offer such incentives, a district shall submit any proposed salary incentives or modifications for approval by DESE, which must either approve or reject the district's request within thirty days. The department shall base the decision on factors including, but not limited to, the district's demonstrated need to attract teachers certified in department-identified shortage areas or the district's demonstrated need to attract and retain teachers possessing the qualities, experience, or credentials that are exceptionally well suited to a district's needs for academic improvement. In exchange for such incentives, teachers may be required to teach in the district offering the incentive for a period of up to three school years.
DONALD THALHUBER

02/15/2005 Introduced and read first time (H) (H327)
02/16/2005 Read second time (H) (H333)
02/24/2005 Referred: Elementary and Secondary Education (H403)
03/02/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass (H) (H589)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H589)
03/16/2005 Executive Session Held (H)
03/16/2005 Reported Do Pass (H) (H673)
04/11/2005 Perfected (H) (H959)
04/14/2005 Third read and passed (H) (H1050-1051 / S685)
04/14/2005 S First Read (S685)
04/18/2005 Second Read and Referred S Education Committee (S697)
04/26/2005 Hearing Conducted S Education Committee
05/03/2005 SCS Voted Do Pass S Education Committee (0149S.06C)
05/03/2005 Reported from S Education Committee to Floor w/SCS (S974)
05/05/2005 Bill Placed on Informal Calendar (S1016)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 560 *** HCS HB 560 0644L.05P

HOUSE HANDLER: Wright

HCS/HB 560 - This act limits the number of excursion gambling boat operator licenses that may be issued by the Missouri Gaming Commission to a total of 13. After January 1, 2012, the number of licenses will be limited to the total number issued at that time. If any existing license expires, is forfeited, revoked, surrendered, or becomes invalid, the commission may only replace that license with a licensee located in the same city or county as the former licensee. Any new licenses issued prior to January 1, 2012, may only be issued in the counties of Jackson, Clay, Platte, St. Louis, Jefferson, or St. Charles or the City of St. Louis.
JASON ZAMKUS

02/16/2005 Introduced and read first time (H) (H343)
02/17/2005 Read second time (H) (H348)
02/24/2005 Referred: Rules (H) (H403)
03/16/2005 Public Hearing Held (H)
04/06/2005 Executive Session Held (H)
04/06/2005 HCS Reported Do Pass (H) (H913)
04/27/2005 HCS adopted in House (H) (H1287)
04/27/2005 Perfected (H) (H1286)
04/28/2005 Third Read and Passed (H) (H1333-1334)
05/02/2005 S First Read (S851)
05/03/2005 Second Read and Referred S Ways & Means Committee (S912)

EFFECTIVE: August 28, 2005

*** HB 563 *** HCS HB 563 1612L.02P

SENATE SPONSOR: Shields HOUSE HANDLER: Rucker

HCS/HB 563 - This act gives any drainage district, levee district, or drainage and levee district five years

after the lapse of the corporate charter to reinstate and extend the time of its corporate existence through the circuit court having jurisdiction.
MEGAN WORD

02/16/2005 Introduced and read first time (H) (H343)
02/17/2005 Read second time (H) (H348)
02/24/2005 Referred: Agriculture Policy (H403)
03/08/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass by Consent (H) (H587)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H587)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H808-809 / S561)
03/31/2005 Emergency Clause adopted (H) (H809-810 / S561)
03/31/2005 S First Read (w/EC) (S561)
04/04/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S571)
04/13/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
04/13/2005 Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee-Consent
04/13/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor - Consent
05/09/2005 S Consent Calendar (4/13)

EFFECTIVE: Emergency Clause

*** HB 564 *** 1498L.01P

SENATE SPONSOR: Coleman HOUSE HANDLER: Boykins

HB 564 - Under this act, a person replacing stolen license plate tabs may receive two sets of two license plate tabs a year at no cost. The current law provides one set of two free license plate tabs. Under this act, a citation shall not be issued for missing license plate tabs if the person indicates to law enforcement that the tabs have been stolen and a check of the person's motor vehicle registration record reveals that the vehicle is properly registered. Court costs shall be waived in cases where a citation has been improperly issued.

This act is similar to SB 378 (2005).
STEPHEN WITTE

02/16/2005 Introduced and read first time (H) (H343)
02/17/2005 Read second time (H) (H348)
02/24/2005 Referred: Special Committee on Urban Issues (H404)
03/07/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/07/2005 Reported Do Pass by Consent (H) (H495)
03/07/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H495)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass (H)
03/15/2005 Perfected with amendments (H) (H645)
03/17/2005 Third read and passed (H) (H684-685 / S495)
03/17/2005 S First Read (S495)
03/30/2005 Second Read and Referred S Transportation Committee (S539)
04/05/2005 Hearing Conducted S Transportation Committee
04/12/2005 Voted Do Pass S Transportation Committee
04/21/2005 Reported from S Transportation Committee to Floor (S749)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 567 *** 1387L.01T

SENATE SPONSOR: Crowell HOUSE HANDLER: Stevenson

HB 567 - This act changes the deadline for filing exceptions to 30 days from the date of notice of the

condemnation commissioners' report. Currently, the deadline is 10 days from the date of notice.
SUSAN HENDERSON

02/16/2005 Introduced and read first time (H) (H343)
02/17/2005 Read second time (H) (H348)
02/24/2005 Referred: Judiciary (H) (H404)
03/01/2005 Public Hearing Held (H)
03/01/2005 Executive Session Held (H)
03/03/2005 Executive Session Held (H)
03/03/2005 Reported Do Pass by Consent (H) (H481)
03/03/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H481)
03/07/2005 Executive Session Held (H)
03/07/2005 Rules - Reported Do Pass by Consent (H) (H496)
03/15/2005 Perfected by Consent (H) (H650)
03/17/2005 Third read and passed (H) (H689-690 / S496)
03/17/2005 S First Read (S496)
03/30/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S539)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
04/12/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S632)
05/02/2005 S Third and Passed - Consent (S864 / H1394)
05/02/2005 Truly Agreed To and Finally Passed (H1394)

EFFECTIVE: August 28, 2005

*** HB 568 *** HCS#2 HB 568 1225L.06P

SENATE SPONSOR: Nodler HOUSE HANDLER: Stevenson

HCS#2/HB 568 - This act prohibits a child, who has been taken into the custody of the state or the jurisdiction of a juvenile court, from being reunited with a parent or being placed back in the home in which the parent or any person living in the home has been found guilty or plead guilty to certain sexual offenses or offenses against the family when a child was the victim. The Child Support Division may exercise discretion in the placement of a child in a home with a parent when the parent or person living in the home has been found guilty or plead guilty for similar offenses in another state.

This act prohibits a court from awarding custody or unsupervised visitation, granting visitation rights, or modifying an order granting or denying visitation rights to a parent or non-custodial parent if the parent or a person living with the parent has been found guilty or plead guilty to certain sexual offenses or offenses against the family when a child was the victim.

The court may exercise discretion in the placement of a child in a home or granting, awarding or modifying of visitation rights with a parent when the parent or person living in the home has been found guilty or plead guilty for similar offenses in another state.

This act removes the provision stating that the child may be returned to the care and custody of a non-offending parent so long as the parent does not have a full order of protection entered against such parent.
ADRIANE CROUSE

02/16/2005 Introduced and read first time (H) (H344)
02/17/2005 Read second time (H) (H348)
02/24/2005 Referred: Children and Families (H) (H404)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass by Consent (H) (H587)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H587)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Returned to Committee of Origin (H) (H811)
04/04/2005 Executive Session Held (H)
04/06/2005 Executive Session Held (H)
04/06/2005 HCS Reported Do Pass (H) (H912)

04/06/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H912)
04/11/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H997)
04/19/2005 HCS adopted in House (H) (H1123)
04/19/2005 Perfected (H) (H1122)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S756)
04/25/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S775)
04/28/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/28/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
04/28/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S836)
05/04/2005 Bill Placed on Informal Calendar (S985)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 576 *** HCS HB 576 1303L.02P

SENATE SPONSOR: Nodler HOUSE HANDLER: Flook

HCS/HB 576 - This act modifies laws regarding the Small Business Regulatory Fairness Board and the procedures necessary for obtaining judicial review of administrative decisions. Currently, the board is allowed to conduct hearings and solicit input from business owners regarding government agencies' rules or proposed rules, after which the board provides input to the agencies creating the rules.

The act requires, rather than allows, the board to carry out these functions. Currently, any person can petition an agency for the adoption, amendment, or repeal of a rule. The act requires the agency to submit a written response to these petitions to the board within 60 days of the receipt of the petition. If the agency determines that no change in a rule is needed, any small business affected by the rule may seek a review by the board.

Each agency promulgating a rule that affects small business must submit, every two years, a list of these rules to the General Assembly and the board. The agency must also submit reports explaining why any rule should be continued. Within 45 days of being notified by the board of a rule that has generated complaints from small businesses, the agency must submit a written response to the board.

The act grants any small business that is adversely affected by a final agency action the right to sue in circuit court for compliance with the procedures specified in the substitute. These suits must be commenced within one year of a rule becoming final. The act also specifies that if an agency fails to issue a final decision on a contested case within either 60 days after the conclusion of a hearing or within 180 days after the receipt by the agency of a written request for the issuance of a final decision, whichever time is earlier, the person is considered to have exhausted all administrative remedies and is entitled to judicial review in circuit court. The court is allowed to conduct a de novo review of the agency's decision upon application of any party when the action of the agency under review involves only the application of the law to the facts by the agency. ANDY LYSKOWSKI

SCA 1 - INCLUDES WHAT HAPPENS IF AN AGENCY OTHER THAN THE ADMINISTRATIVE HEARING COMMISSION OR ANY BOARD ESTABLISHED TO PROVIDE INDEPENDENT REVIEW UNDER CHAPTER 536, RSMO, FAILS TO ISSUE A FINAL DECISION

02/16/2005 Introduced and read first time (H) (H344)
02/17/2005 Read second time (H) (H348)
02/24/2005 Referred: Small Business (H) (H404)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/08/2005 HCS Reported Do Pass (H) (H521)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H521)
03/10/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass (H) (H592)
04/18/2005 HCS adopted in House (H) (H1087)
04/18/2005 Perfected (H) (H1087)
04/19/2005 Referred: Fiscal Review (H) (H1134)
04/21/2005 Third read and passed (H) (H1183-1184 / S756)
04/21/2005 S First Read (S756)

04/25/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S775)
04/27/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
04/28/2005 Voted Do Pass w/SCA 1 S Small Business, Insurance & Industrial Relations Committee--(1303L02.01S)
04/28/2005 Reported from S Small Business, Insurance & Industrial Relations Committee to Floor w/SCA 1 (S835)
05/02/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S850)
05/04/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
05/04/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
05/05/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S1021)
05/05/2005 SCA 1 S adopted (S1022)
05/05/2005 SA 1 S offered & Ruled out of order (Bray)--(1303L02.01S) (S1022-1023)
05/05/2005 S Third Read and Passed, as amended (S1024)

EFFECTIVE: August 28, 2005

*** HB 577 *** HCS HB 577 0076L.03T

SENATE SPONSOR: Purgason HOUSE HANDLER: Kuessner

HCS/HB 577 - This act raises the amount an elected or appointed official or employee of the state or political subdivision can accept for performing services or selling, renting, or leasing property to their state agency or political subdivision from $1,500 to $5,000.

This act is similar to SB 306 (2005).
JIM ERTLE

02/16/2005 Introduced and read first time (H) (H344)
02/17/2005 Read second time (H) (H348)
02/24/2005 Referred: Local Government (H) (H404)
03/07/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H810-811 / S562)
03/31/2005 S First Read (S562)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S571)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626)
05/02/2005 S Third and Passed - Consent (S860 / H1394)
05/02/2005 Truly Agreed To and Finally Passed (h1394)

EFFECTIVE: August 28, 2005

*** HB 592 *** 1665L.01P

SENATE SPONSOR: Dolan HOUSE HANDLER: Cooper

HB 592 - This act requires jackpots over $1,200 won by self-excluded problem gamblers on excursion gambling boats be deposited into the Compulsive Gamblers Fund.
ANDY LYSKOWSKI

02/17/2005 Introduced and read first time (H) (H360)
02/21/2005 Read second time (H) (H367)
02/24/2005 Referred: Rules (H) (H404)
03/02/2005 Public Hearing Held (H)
03/02/2005 Executive Session Held (H)
03/02/2005 Reported Do Pass by Consent (H) (H468)
03/10/2005 Perfected by Consent (H) (H592)

03/15/2005 Third read and passed (H) (H642-643)
03/15/2005 S First Read (S459)
03/30/2005 Second Read and Referred S Ways & Means Committee (S539)
04/07/2005 Hearing Conducted S Ways & Means Committee
04/14/2005 Voted Do Pass S Ways & Means Committee
04/21/2005 Reported from S Ways & Means Committee to Floor (S748)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 596 *** 1652L.01P

SENATE SPONSOR: Shields HOUSE HANDLER: Schaaf

HB 596 - This act allows employers to provide or contract for health insurance benefits at a reduced premium rate for employees who do not smoke or use tobacco products.
ADRIANE CROUSE

02/21/2005 Introduced and read first time (H) (H368)
02/22/2005 Read second time (H) (H377)
02/24/2005 Referred: Insurance Policy (H404)
03/08/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H555)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H555)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H592)
03/22/2005 Perfected by Consent (H) (H712)
03/30/2005 Third read and passed (H) (H751 / S536-537)
03/30/2005 S First Read (S536-537)
04/04/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S570)
04/13/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/13/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee
04/21/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor (S748)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 600 *** 1702L.01T

SENATE SPONSOR: Clemens HOUSE HANDLER: Cooper

HB 600 - This act requires applicants for licensure as a professional counselor, after August 28, 2007, to complete a minimum of three hours of graduate level coursework in diagnostic systems. All licensed professional counselors shall be required to pay a renewal fee and submit evidence of the completion of continuing education.

This act is identical to SB 347 (2005).
JIM ERTLE

02/21/2005 Introduced and read first time (H) (H368)
02/22/2005 Read second time (H) (H377)
02/24/2005 Referred: Professional Registration & Licensing (H) (H404)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/16/2005 Executive Session Held (H)
03/16/2005 Rules - Reported Do Pass by Consent (H) (H673)
03/31/2005 Perfected by Consent (H) (H821)
04/04/2005 Third read and passed (H) (H853-854 / S573)
04/04/2005 S First Read (S573)

04/05/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S579)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor - Consent (S625)
04/25/2005 S Third and Passed - Consent (S769)
04/25/2005 Truly Agreed To and Finally Passed (S769 / H1223)

EFFECTIVE: August 28, 2005

*** HB 606 *** HCS HB 606 1348L.02P

SENATE SPONSOR: Kennedy HOUSE HANDLER: Lembke

HB 606 - This act removes a provision that limited increased allowances in the computation of a member's average final compensation as to various benefits throughout the system to a total of three children.
ADRIANE CROUSE

02/22/2005 Introduced and read first time (H) (H381)
02/23/2005 Read second time (H) (H387)
02/24/2005 Referred: Retirement (H) (H404)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass by Consent (H) (H590)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H590)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H811-812 / S562)
03/31/2005 S First Read (S562)
04/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S571)
04/12/2005 Hearing Conducted S Pensions, Veterans' Affairs and General Laws Committee
04/12/2005 Voted Do Pass S Pensions, Veterans' Affairs and General Laws Committee
04/12/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor - Consent (S648)
04/12/2005 Bill returned to S Pensions, Veterans' Affairs and General Laws Committee by unanimous consent; bill erroneously reported as a consent bill (S657)
04/21/2005 Reported from S Pensions, Veterans' Affairs and General Laws Committee to Floor (S749)
04/28/2005 Bill Placed on Informal Calendar (S843)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 617 *** SCS HB 617 1630S.05C

SENATE SPONSOR: Purgason HOUSE HANDLER: Kelly

HB 617 - This act excludes Douglas, Ozark, Webster, and Wright Counties from the watershed improvement district. Language provides the opportunity for these counties to be included in watershed improvement districts with a petition signed by at least 20% of the qualified voters of the county requesting inclusion and upon countywide voter approval at the next general election.

The act eliminates provisions allowing well- volume monitoring and the licensing of septic system maintenance providers within a watershed district, eliminates the requirement that persons installing on-site sewage disposal systems be registered by the Department of Health and Senior Services, and requires the department to investigate only sewage complaints received from an aggrieved party or adjacent landowner and not those received from any two residents of the county.
MEGAN WORD

02/23/2005 Introduced and read first time (H) (H392)
02/24/2005 Read second time (H) (H400)
03/03/2005 Referred: Conservation and Natural Resources (H) (H480)
03/30/2005 Public Hearing Held (H)
04/07/2005 Executive Session Held (H)

04/08/2005 Reported Do Pass with amendments (H) (H946)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H946)
04/12/2005 Reported Do Pass (H) (H997)
04/19/2005 Perfected with amendments (H) (H1123)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S755-756)
04/25/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S775)
04/27/2005 Hearing Conducted S Agriculture, Conservation, Parks & Natural Resources Committee
04/27/2005 SCS Voted Do Pass S Agriculture, Conservation, Parks & Natural Resources Committee (1630S.05C)
05/03/2005 Reported from S Agriculture, Conservation, Parks & Natural Resources Committee to Floor w/SCS (S974)
05/05/2005 Bill Placed on Informal Calendar (S1016)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 618 *** SCS HB 618 1755S.02C

SENATE SPONSOR: Dolan HOUSE HANDLER: Bearden

SCS/HB 618 - Under the current law, the Highway Patrol cannot have more than 965 officers, patrol officers, and radio personnel. This act exempts members assigned to the Division of Drug and Crime Control from these caps. This act also adds Missouri Capitol Police vehicles to the definition of "emergency vehicle" for purposes of yielding the right-of-way. This provisions is contained in HB 447 (2005).
STEPHEN WITTE

02/23/2005 Introduced and read first time (H) (H392)
02/24/2005 Read second time (H) (H400)
03/03/2005 Referred: Transportation (H) (H480)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H556)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H556)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H618)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third Read and Passed (H) (H771-772 / S559)
03/31/2005 S First Read (S559)
04/04/2005 Second Read and Referred S Transportation Committee (S571)
04/12/2005 Hearing Conducted S Transportation Committee
04/12/2005 Voted Do Pass S Transportation Committee-Consent
04/12/2005 Reported from S Transportation Committee to Floor w/SCS - Consent (S647)
04/19/2005 Referred S Governmental Accountability & Fiscal Oversight Committee (S712)
04/20/2005 Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee
04/20/2005 Voted Do Pass S Governmental Accountability & Fiscal Oversight Committee
04/20/2005 Reported from S Governmental Accountability & Fiscal Oversight Committee to Floor (S731)
05/03/2005 SCS S adopted (S916 / H1452)
05/03/2005 S Third and Passed - Consent (S916 / H1452)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 630 *** HCS HB 630 1666L.02P

SENATE SPONSOR: Purgason HOUSE HANDLER: Pollock

HCS/HB 630 - The act allows a not-for-profit corporation to apply for reinstatement if it had been forfeited after 1978 for failure to file an annual report.
ANDY LYSKOSKI

02/23/2005 Introduced and read first time (H) (H393)
02/24/2005 Read second time (H) (H400)
03/03/2005 Referred: Judiciary (H) (H480)
03/08/2005 Public Hearing Held (H)

03/10/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass by Consent (H) (H589)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H589)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H812-813 / S562)
03/31/2005 S First Read (S562)
04/04/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S571)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee-Consent
04/12/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor - Consent (S632)
05/02/2005 SPA 1 S offered & adopted (Purgason)--(1666L02.01S) (S864)
05/02/2005 S Third and Passed, as amended - Consent (S864 / H1394)
05/09/2005 H Calendar H Bills with S Amendments (SPA 1)

EFFECTIVE: August 28, 2005

*** HB 631 *** HCS HB 631 1766L.03T

SENATE SPONSOR: Gibbons HOUSE HANDLER: Portwood

HCS/HB 631 - This act authorizes the Governor to convey land in St. Louis County to Manchester United Methodist Church in exchange for receiving another parcel of land from the church.

The act allows the state to convey a piece of land in exchange for another similar piece or for a sale price to be determined by the Commission of Administration. If the state conveys the piece of land, the Manchester United Methodist Church shall build a new group home on another piece of land in accordance with specifications approved by the Commissioner of Administration and convey the home and property to the state in exchange. The church shall have the right of first refusal to purchase the land conveyed to the state if the General Assembly authorizes the right to sell it in the future. As alternative consideration, the church may build a new group home on the property owned by the church and lease the property to the state for $1 per year for a minimum of 20 years or until the state stops using the property for a group home.

This act has an emergency clause.

This act is identical to SCS/SB 502 (2005).
SUSAN HENDERSON

02/23/2005 Introduced and read first time (H) (H393)
02/24/2005 Read second time (H) (H400)
02/28/2005 Referred: Corrections and Public Institutions (H420)
03/02/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 HCS Reported Do Pass by Consent (H) (H554)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H554)
03/14/2005 Executive Session Held (H)
03/14/2005 Rules - Reported Do Pass by Consent (H) (H618)
03/29/2005 Perfected by Consent (H) (H735)
03/30/2005 Third Read and Passed (H) (H772-773 / S559)
03/30/2005 Emergency Clause Adopted (H)
03/31/2005 S First Read (w/EC) (S559)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S571)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626)
05/02/2005 S Third and Passed - EC adopted - Consent (S860-861)
05/02/2005 Truly Agreed To and Finally Passed (w/EC) (S860-861)
05/02/2005 Signed by House Speaker (H1390)
05/02/2005 Signed by Senate President (S870)
05/02/2005 Delivered to Governor (H1390)

EFFECTIVE: Emergency Clause

*** HB 638 *** SCS HB 638 1341S.03C

SENATE SPONSOR: Wheeler HOUSE HANDLER: Cunningham

SCS/HB 638 - Currently, Section 182.707, RSMo, requires the board of trustees of the urban public library district to employ a duly qualified graduate librarian as the chief executive and administrative officer of the district.

This act removes the requirement that such person be a duly qualified librarian.

This act is identical to SB 380 (2005).
SUSAN HENDERSON

02/24/2005 Introduced and read first time (H) (H406)
02/28/2005 Read second time (H) (H413)
03/03/2005 Referred: Special Committee on Urban Issues (H480)
03/07/2005 Public Hearing Held (H)
03/07/2005 Executive Session Held (H)
03/07/2005 Reported Do Pass by Consent (H) (H495)
03/07/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H495)
03/09/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H592)
03/22/2005 Perfected by Consent (H) (H712)
03/30/2005 Third read and passed (H) (H752 / S537)
03/30/2005 S First Read (S537)
04/04/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S570)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent (1341S.03C)
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S626)
05/02/2005 SCS S adopted (S861)
05/02/2005 S Third and Passed - Consent (S861 / H1394)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 640 *** HCS HB 640 1534L.02P

HOUSE HANDLER: Pearce

HCS/HB 640 - This act pertains to unsolicited commercial electronic mail.

The act adds several new definitions related to electronic mail to Section 407.1135 RSMo.

The act makes it a criminal offense to initiate the transmission of certain unsolicited email messages; the circumstances by which that transmission is classified as criminal are laid out in the act.

The act makes the transmission of multiple unsolicited e-mail messages, a Class C felony. The circumstances by which these transmissions are classified as criminal are laid out in the act.

The act provides the opportunity for the Attorney General or any e-mail service provider that is injured by a violation of the provisions of the substitute to bring a civil action against an offender. The civil action must be commenced at any time within two years of the transmission. In addition to awarding temporary, preliminary or permanent injunctive relief against the offender, the court may impose a civil penalty against the offender in an amount that is the lesser of $25,000 for each day a violation occurs or not less than $2 but not more than $8 for each commercial e-mail message violation. The act allows the court to assess separate civil penalties for people found to have committed multiple violations. The act lays out guidelines for damages to be awarded by the court if such a civil action is brought.

The act directs people sending unsolicited e-mail messages to provide recipients the capability to remove

themselves from the sender's email lists, after which the sender must remove the recipient within three business days. The act also restricts the sale or transfer of an unsolicited commercial e-mail recipient's e-mail address information to another person or organization.
MEGAN WORD

02/24/2005 Introduced and read first time (H) (H406)
02/28/2005 Read second time (H) (H413)
03/03/2005 Referred: Utilities (H480)
03/09/2005 Public Hearing Held (H)
03/30/2005 Executive Session Held (H)
04/04/2005 HCS Reported Do Pass (H) (H859)
04/04/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H859)
04/06/2005 Executive Session Held (H)
04/06/2005 Reported Do Pass (H) (H914)
04/20/2005 HCS adopted in House (H) (H1150)
04/20/2005 Perfected (H) (H1150)
04/21/2005 Third Read and Passed (H) (H1188-1189 / S763)
04/25/2005 S First Read (S763)
04/28/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S843)

EFFECTIVE: August 28, 2005

*** HB 649 *** HCS HB 649 1279L.03P

HOUSE HANDLER: Fares

HCS/HB 649 - Beginning January 1, 2006, this act authorizes a fifty percent tax credit to elderly and disabled persons who have lived in their home for at least twenty years and who have spent at least ten percent of their household income on real property taxes. An elderly person will not be able to claim this credit if they filed a valid claim under Section 137.016, RSMo, for the same tax year. An eligible taxpayer is not allowed to claim the tax credit for the year their homestead is sold. The provisions of the act will expire six years from the effective date.
JASON ZAMKUS

02/24/2005 Introduced and read first time (H) (H407)
02/28/2005 Read second time (H) (H413)
03/03/2005 Referred: Senior Citizen Advocacy (H480)
03/10/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 HCS Reported Do Pass (H) (H591)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H591)
04/04/2005 Executive Session Held (H)
04/04/2005 Reported Do Pass (H) (H860)
04/19/2005 HCS adopted in House (H) (H1129)
04/19/2005 Perfected with amendments (H) (H1128)
04/20/2005 Referred: Fiscal Review (H) (H1170)
04/25/2005 Executive Session Held (H)
04/25/2005 Reported Do Pass (H) (H1222)
04/28/2005 Third Read and Passed (H) (H1330-1331)
05/02/2005 S First Read (S850)
05/03/2005 Second Read and Referred S Ways & Means Committee (S912)

EFFECTIVE: August 28, 2005

*** HB 665 *** HCS HB 665 1811L.03P

SENATE SPONSOR: Scott HOUSE HANDLER: Behnen

HCS/HB 665 - This act modifies numerous law regarding professional registration and the Division of Professional Registration.

VETERINARIANS - SECTION 71.620 - Adds veterinarians to the list of professions which are exempt from paying municipal taxes or licensing fees.

DEPARTMENT OF REVENUE - SECTIONS 143.775 to 143.779 and 620.1900 - The act requires the Department of Revenue to send a written notice to certain licensees who are delinquent on any state taxes or

have failed to file state income tax returns for any of the three years preceding their professional license renewal, stating that the license will be suspended 120 days from the date of the notice unless a tax compliance letter is received by the appropriate licensing authority. The license suspension will only apply to the professional license currently up for renewal. The department must issue a tax compliance letter when the licensee files and pays the delinquent taxes, interest, and additions due or enters into and complies with a payment plan. A licensee who continues to engage in the licensed activity while his or her license is suspended is guilty of a class A misdemeanor.

LICENSE FEE FOR EMERGENCY PERSONNEL - SECTION 190.550 - The Department of Health and Senior Services must establish a fee schedule to be paid by applicants for specific emergency personnel licenses. Moneys collected by the department will be deposited into the Missouri Public Health Services Fund. These provisions will not apply to persons employed by volunteer ambulance services.

GEOLOGISTS - SECTION 256.468 - Removes the grandfather provisions regarding the licensing of geologists.

PRIVATE INVESTIGATORS - SECTIONS 324.1100 to 324.1148, 571.030 and 621.045 - Establishes the Board of Private Investigator Examiners within the Division of Professional Registration. No person can provide private investigative services without first being licensed. The act creates provisions regarding the makeup and duties of the board, persons who are exempt from licensure; requirements for proof of liability insurance; fees; background checks on applicants; denial and discipline of licenses; types and terms of licenses; and reciprocity. Licensees are allowed to disclose to the board, any law enforcement agency, a prosecutor, or the licensee's own representative any information regarding a criminal offense or to instruct their clients to do so if they are victims of a criminal act. Licensees are prohibited from making false reports, presenting themselves as a state or federal officer, or manufacturing false evidence. Certain identifying evidence must be filed with the board by licensees. Private investigators or investigator agencies are required to maintain complete records of business transactions. Records may be confidentially examined by the authority of the board under certain circumstances. Licensed private investigators are allowed to carry concealed weapons.

BARBERS AND COSMETOLOGISTS - CHAPTERS 328 and 329 - Effective July 1, 2006, the State Board of Barber Examiners and the State Board of Cosmetology shall be combined to become the State Board of Cosmetology and Barber Examiners. The board shall consist of eleven members with nine of the members licensed as cosmetologists, a cosmetology school owner and barbers. The act provides that parental consent must be given for a minor to obtain body waxing on or near genitalia. The act increases from 750 to 800 the number of hours a manicurist apprentice must complete in order to be licensed. Persons are allowed to make application for the required licensing examination if they are a graduate of a foreign cosmetology program and the board determines that the program has educational requirements which are substantially the same as an educational establishment licensed by the board. Certain licensed barbers and cosmetologists may take the "Class MO - manicurist" licensing examination. Temporary licenses shall only be valid for sixty days and shall expire if the licensee fails the licensing examination.

DENTAL HYGIENISTS - SECTIONS 332.302 to 332.312 - Establishes the Dental Hygienist Distance Learning Committee and authorizes the Department of Economic Development to contract with an institution of higher education to establish a distant dental hygienist learning program for the purpose of off-site clinical and didactic training. The program must meet all standards established by the Council on Dental Accreditation. The committee shall dissolve once it issues a report to the general assembly and the governor regarding distance learning for dental hygienists.

PHYSICIAN ASSISTANTS - 334.735 - Removes conflicting language regarding the education, training and certification requirements for licensure as a physician assistant.

MEDICAL IMAGING AND RADIATION THERAPY - 334.1000 TO 334.1024 - The act establishes the Medical Imaging and Radiation Therapy Board of Examiners within the Division of Professional Registration. All persons administering medical imaging and radiation therapy procedures are required to be licensed by the board. Physicians, dentists, chiropractors, podiatrists, registered nurses, certain qualified persons currently practicing medical imaging and radiation therapy are exempt from licensure. The act creates education and training requirements for licensure as radiographers, radiation therapists, nuclear medicine technologists, and dental radiographers. The board is authorized to certify programs for medical imaging and radiation therapy in medical facilities, dental facilities, educational institutions, or other public or private institutions. In addition, the board may establish continuing education requirements, conditions for reciprocity with other states and

discipline of licenses. Further, the board is granted subpoena power.

NURSES - 335.068 - Currently, the state board of nursing cannot maintain documentation of a complaint filed by a prisoner against a nurse unless disciplinary action is taken. The act extends this provision to all complaints filed against a nurse.

BOARD OF COUNSELORS AND THERAPISTS - 337.543 to 337.565 - Combines the State Committee for Professional Counselors and the State Committee of Marital and Family Therapists to become the State Board of Counselors and Therapists. All members of the new board shall be appointed by the governor with the advice and consent of the senate. The Board may issue and enforce subpoenas. The act modifies causes for discipline of a license with regard to alcohol or drug abuse and disciplinary action by another state.

SOCIAL WORKERS - 337.600 to 337.653 - Requires applicants for licensure as clinical social workers to complete 3,000 hours of supervised clinical experience under a licensed clinical social worker within a specified period of time. The act removes the requirement that clinical social workers applying for a Missouri license pass an examination on Missouri laws and regulations governing the practice of social work and be a member in good standing of the Academy of Certified Social Workers. The State Committee for Social Workers may require a minimum of 30 hours of continuing education for license renewal. The committee shall establish ethical standards based on the code of ethics of the National Association of Social Workers. Finally, the act clarifies the practice of baccalaureate social work.

PHARMACISTS - 338.095 to 338.560 - It shall be illegal for any person other than the patient or their representative to accept a prescription being dispensed unless that person is located on the premises of the dispensing physician or a licensed pharmacy. The Missouri State Board for Pharmacy may establish a well-being committee to aid pharmacists who suffer from illness, substance abuse, mental illness, or physical impairments. The board will enter into contractual agreements with nonprofit corporations for the purpose of creating, supporting, and maintaining the committee. All communications involving the licensee and the committee are confidential and not considered public records. The committee may disclose information about an impaired licensee when it is necessary to further the intervention, treatment, or rehabilitation of the licensee; the release is authorized by the licensee; the committee must make a report to the board; or the information is subject to a court order. The Board of Pharmacy may prepare an equitable salary schedule for employees attributed to the inspection licensed entities.

NURSING HOME ADMINISTRATORS - Section 344.040 - The act requires all nursing home administrators licenses to expire on June 30 following the year it was issued and every other year thereafter. An administrator seeking a renewal must file an application during the month of May of the year of their renewal, accompanied by a fee, as provided by rule, payable to the Department of Health and Senior Services. The board shall provide by rule as to whether licenses issued or renewed during 2006 may be for either a one- or two-year term.

ATHLETE AGENTS - 436.218 - The act modifies the definition of "student athlete" within the provisions regarding athletic contracts.

BAIL BOND AGENTS - Chapter 374 - This act requires individuals to be a member of a statewide professional association before being licensed by the Department of Insurance as a bail bond agent, general bail bond agent, or surety recovery agent. The director will establish the requirements that an association must meet in order for it be a recognized statewide professional association of which an applicant may be a member in order to be licensed. The director shall not mandate membership in any particular association. Upon renewal of the license, a person must show continuing membership in one of the statewide professional association.

SETTLEMENT NEGOTIATIONS - Section 621.045 - The act removes the requirement that the a professional licensing board wait 30 days before informing a licensee that they are in violation of their licensing requirements prior to engaging in settlement negotiations and shortens the time from 60 to 30 days that the licensee has to consider the settlement offer prior to contacting the respective board to discuss the settlement offer.

SONOGRAPHERS AND VASCULAR TECHNOLOGISTS - Section 1 - Requires sonographers or vascular technologists who are Missouri Medicaid Program providers to be credentialed by the appropriated accrediting body specified in the act.

Provisions of this act are similar to HCS/SB 177 (2005).
JIM ERTLE

03/01/2005 Introduced and read first time (H) (H439)
03/02/2005 Read second time (H) (H448)
03/03/2005 Referred: Professional Registration & Licensing (H) (H481)
03/09/2005 Public Hearing Held (H)
04/12/2005 Executive Session Held (H)
04/12/2005 HCS Reported Do Pass (H) (H995)
04/12/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H995)
04/13/2005 Executive Session Held (H)
04/19/2005 Reported Do Pass (H) (H1136)
04/26/2005 HCS adopted in House (H) (H1254)
04/26/2005 Perfected with amendments (H) (H1245)
04/28/2005 Referred: Fiscal Review (H) (H1336)
05/02/2005 Executive Session Held (H)
05/02/2005 Reported Do Pass (H) (H1391)
05/03/2005 Third read and passed (H) (H1408-1409 / S919)
05/03/2005 S First Read (S919)
05/04/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S984)
05/09/2005 Hearing Scheduled S Financial & Governmental Organizations and Elections Committee

EFFECTIVE: Varies

*** HB 678 *** SCS HB 678 0645S.04C

SENATE SPONSOR: Bartle HOUSE HANDLER: Byrd

SCS/HB 678 - The act allows a corporation to specify that classes or series of its stock will be uncertificated shares. The corporation must specify this in its articles of incorporation or its bylaws. Every holder of stock represented by certificate is entitled to have a certificate from the corporation. Upon request, a corporation must furnish to holders of uncertificated shares information regarding the voting powers, designations, and preferences along with other special rights of each class of stock. The act also adds the provision entitling holders of uncertificated shares to receive a statement of holdings from the company. Remedies outlined in Section 351.405 for the rights of dissenting shareholders with respect to a transaction are the exclusive remedy for the shareholder unless there is fraud or lack of authorization for the transaction.
ANDY LYSKOWSKI

03/01/2005 Introduced and read first time (H) (H440)
03/02/2005 Read second time (H) (H448)
03/03/2005 Referred: Judiciary (H) (H481)
03/08/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/08/2005 Reported Do Pass by Consent (H) (H520)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H520)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H592)
03/22/2005 Perfected by Consent (H) (H712)
03/30/2005 Third read and passed (H) (H753 / S537)
03/30/2005 S First Read (S537)
04/04/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S570)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent (0645S.04C)
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S624)
04/25/2005 SA 1 to SCS S offered & adopted (Bartle)--(0645S04.01S) (S766-777)
04/25/2005 SCS, as amended, S adopted (S767)
04/25/2005 S Third and Passed - Consent (S767 / H1223)

EFFECTIVE: August 28, 2005

*** HB 681 *** 1611L.01P

SENATE SPONSOR: Days HOUSE HANDLER: Chappelle-Nadal

HB 681 - Under this act, the Office of Advocacy and Assistance for the Elderly is renamed as the Office of Advocacy and Assistance for Senior Citizens.
ADRIANE CROUSE

03/01/2005 Introduced and read first time (H) (H440)
03/02/2005 Read second time (H) (H448)
03/03/2005 Referred: Senior Citizen Advocacy (H481)
03/10/2005 Public Hearing Held (H)
03/10/2005 Executive Session Held (H)
03/10/2005 Reported Do Pass by Consent (H) (H591)
03/10/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H591)
03/15/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H649)
03/30/2005 Perfected by Consent (H) (H780)
03/31/2005 Third read and passed (H) (H813-814 / S562)
03/31/2005 S First Read (S562)
04/04/2005 Second Read and Referred S Aging, Families, Mental & Public Health Committee (S571)
04/13/2005 Hearing Conducted S Aging, Families, Mental & Public Health Committee
04/13/2005 Voted Do Pass S Aging, Families, Mental & Public Health Committee-Consent
04/14/2005 Reported from S Aging, Families, Mental & Public Health Committee to Floor - Consent (S681)
05/09/2005 S Consent Calendar (4/14)

EFFECTIVE: August 28, 2005

*** HB 684 *** 1964L.01P

HOUSE HANDLER: Lipke

HB 684 - This act requires that the sheriff of the county assigned to an offender perform the DNA sample collection when such qualified offender is under the custody and control of a company contracted by the county or court to perform supervision or treatment. Currently, the statute only provides for who will conduct the DNA sample collection when an offender is under the custody of the Department of Corrections or a county jail.

Currently, every individual who pleads guilty or is convicted of a felony or sexual offense, under Chapter 566, RSMo, or has been determined to be a sexually violent predator, must have a sample collected for purposes of DNA profiling analysis. This act specifies that the sample is collected upon entering or before release from a Department of Corrections reception or diagnostic center, county jail, detention facility, state correctional facility, or other institution. Such institutions include those that are operated by a private, local, or state agency.

This act is similar to SB 423 (2005).
SUSAN HENDERSON

03/01/2005 Introduced and read first time (H) (H440)
03/02/2005 Read second time (H) (H448)
03/03/2005 Referred: Crime Prevention and Public Safety (H) (H481)
03/08/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H554)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H554)
03/10/2005 Executive Session Held (H)
03/10/2005 Rules - Reported Do Pass by Consent (H) (H592)
03/22/2005 Perfected by Consent (H) (H712)
03/30/2005 Third read and passed (H) (H754 / S537)
03/30/2005 S First Read (S537)
04/04/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S632)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/12/2005 Bill Combined w/SCS HB 361 and HB 684

EFFECTIVE: August 28, 2005

SENATE SPONSOR: Purgason HOUSE HANDLER: Franz

SCS/HB 685 - This act authorizes the Board of Governors of Southwest Missouri State University to convey property in Howell County and Springfield.

This act has an emergency clause.

This act is similar to SB 364 (2005).
SUSAN HENDERSON

03/02/2005 Introduced and read first time (H) (H468)
03/03/2005 Read second time (H) (H477)
03/10/2005 Referred: Corrections and Public Institutions (H585)
03/16/2005 Public Hearing Held (H)
03/16/2005 Executive Session Held (H)
03/16/2005 Reported Do Pass by Consent (H) (H671)
03/16/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H671)
03/17/2005 Executive Session Held (H)
03/17/2005 Rules - Reported Do Pass by Consent (H) (H697)
04/04/2005 Third read and passed - EC adopted (H) (H855-857 / S573)
04/04/2005 S First Read (w/EC) (S573)
04/05/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S579)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee - Consent (1833S.02C)
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS - Consent (S626)
05/02/2005 SCS S adopted (S861)
05/02/2005 S Third and Passed - EC adopted - Consent (S861-862 / H1394)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: Emergency Clause

*** HB 688 *** SCS HB 688 1946S.03C

SENATE SPONSOR: Bartle HOUSE HANDLER: Byrd

SCS/HB 688 - This act provides that a court shall grant a stay of all administrative and court proceedings in which a member of the general assembly is an attorney for any party, a necessary witness, or a party to a civil action during the period from January 1st to June 1st or whenever the general assembly is in session. Such stay shall also apply to any order requiring a member of the general assembly to serve as a juror. The stay will not apply: to a court proceeding where the member of the general assembly is a criminal defendant; if the member waives the stay; to any unemployment compensation cases; or to any proceeding seeking injunctive relief. The court of appeals shall have original jurisdiction over any application for termination or modification of a stay.

For continuances under current law when the general assembly is in veto session or special session, the act requires a court to grant a continuance if the party files written notice within 20 days of the session, rather than the filing of an affidavit. No proceedings can occur until the adjournment of the general assembly session for three, rather than the current 20, days. For out-of-session committee hearings, no proceedings can occur for one day, rather than the current 10 days, before or after the hearing.
JIM ERTLE

03/02/2005 Introduced and read first time (H) (H469)
03/03/2005 Read second time (H) (H477)
03/03/2005 Referred: Judiciary (H) (H481)
03/08/2005 Public Hearing Held (H)
03/08/2005 Executive Session Held (H)
03/08/2005 Reported Do Pass by Consent (H) (H521)
03/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H521)
03/10/2005 Executive Session Held (H)
03/15/2005 Rules - Reported Do Pass by Consent (H) (H650)
03/30/2005 Perfected by Consent (H) (H780)

03/31/2005 Third read and passed (H) (H814-815 / S562)
03/31/2005 S First Read (S562)
04/04/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S571)
04/11/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
04/11/2005 SCS Voted Do Pass - Consent S Judiciary and Civil & Criminal Jurisprudence Committee (1946S.03C)
04/12/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor w/SCS - Consent (S632)
05/02/2005 SCS S adopted (S863)
05/02/2005 S Third and Passed - Consent (S863-864 / H1395)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 697 *** HCS HB 697 0696L.02P

HOUSE HANDLER: Lembke

HCS/HB 697 - This act revises the law with respect to emissions testing for motor vehicles. Under the act, emissions testing on certain motor vehicles will not be required prior to a sale or transfer if the testing and approval occurred within 90 days immediately preceding the sale or transfer. The act exempts from emissions testing motor vehicles within four years of the specific model year and motor vehicles owned by persons 65 years of age or older with not more than 5,000 miles per year on the odometer of the vehicle since its last emissions testing.

Under the act, motor vehicles which fail emissions standards testing may be repaired by a mechanic of the owner's choice. The waiver amount by the Clean Air Commission will include the labor costs associated with the repairs. The waiver amount is adjusted from $450 to $300 for motor vehicles of 1997 and subsequent model years.

Under the act, the Department of Natural Resources is required to consult and negotiate with the federal Environment Protection Agency regarding any rule change which may adversely impact the state's compliance with the federal Clean Air Act. Any proposed rule to be promulgated or modified will be sent to the Join Interim Committee On Emissions (which is established by the act to operate in the 2005 legislative interim) by September 1, 2005. The committee will provide its recommendations on any proposed rule by November 1, 2005 (Section 1).

The act has an effective date of January 1, 2006 except for section 1 regarding proposed rule changes and establishing the Joint Interim Committee on Emissions.
STEPHEN WITTE

03/02/2005 Introduced and read first time (H) (H469)
03/03/2005 Read second time (H) (H477)
03/10/2005 Referred: Transportation (H) (H585)
03/16/2005 Public Hearing Held (H)
03/30/2005 Public Hearing Held (H)
04/06/2005 Executive Session Held (H)
04/07/2005 HCS Reported Do Pass (H) (H938)
04/07/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H938)
04/11/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H997)
04/20/2005 Taken up for perfection (H) (H1146)
04/20/2005 Laid Over (H) (H1148)
04/25/2005 Taken up for perfection (H) (H1215)
04/25/2005 Laid Over (H) (H1216)
04/26/2005 Taken up for perfection (H) (H1254)
04/26/2005 HCS adopted in House (H) (H1254)
04/26/2005 Perfected with amendments (H) (H1254)
04/27/2005 Referred: Fiscal Review (H) (H1306)
05/02/2005 Executive Session Held (H)
05/03/2005 Reported Do Pass (H) (H1404)
05/03/2005 Third read and passed (H) (H1409-1410 / S919)
05/03/2005 S First Read (S919)
05/04/2005 Second Read and Referred S Transportation Committee (S984)

05/09/2005 Hearing Scheduled S Transportation Committee

EFFECTIVE: Varies

*** HB 700 *** 1971L.01P

SENATE SPONSOR: Cauthorn HOUSE HANDLER: Moore

HB 700 - This act authorizes the Board of Probation and Parole to charge offenders placed under the supervision of the board a fee of up to $60 a month. All fees will be deposited into the Inmate Fund within the state treasury and may be used for community corrections and intervention services for offenders. The board will adopt rules sanctioning offenders for nonpayment and establishing, waiving, collecting, and using the fees.

The act also makes it a Class C felony for any person held in a correctional setting within this state who is knowingly infected with HIV, hepatitis B, or hepatitis C to intentionally cause another person to come into contact with any of their bodily fluids.
SUSAN HENDERSON

03/02/2005 Introduced and read first time (H) (H470)
03/03/2005 Read second time (H) (H477)
03/10/2005 Referred: Corrections and Public Institutions (H585)
03/16/2005 Public Hearing Held (H)
03/16/2005 Executive Session Held (H)
03/16/2005 Reported Do Pass (H) (H671)
03/16/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H671)
03/30/2005 Executive Session Held (H)
03/30/2005 Reported Do Pass (H) (H780)
04/05/2005 Perfected with amendments (H) (H875)
04/06/2005 Third read and passed (H) (H897-898 / S589)
04/06/2005 S First Read (S589)
04/14/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S687)
04/25/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
05/02/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee
05/03/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor (S974)
05/05/2005 Bill Placed on Informal Calendar (S1016)
05/05/2005 S Third Read and Passed (S1021-1022)
05/05/2005 Truly Agreed To and Finally Passed (S1021-1022)

EFFECTIVE: August 28, 2005

*** HB 707 *** SCS HB 707 1970S.02C

SENATE SPONSOR: Scott HOUSE HANDLER: Cunningham

SCS/HB 707 - This act modifies provisions relating to banking.

The act repeals a provision requiring bank examiners to be members of a political party. All employees of the division of finance shall be required to take an oath that, in part, provides they shall not reveal the condition or affairs of any financial institution regulated by the division of finance. The director of the Division of Finance is authorized to compel the attendance of witnesses and production of documents in an examination or investigation. The director may seek judicial enforcement of a subpoena by application to an appropriate court. Current law authorizes the director to seek the removal of a corporate officer subject to the regulation of the division for certain malfeasance. The act extends such authority to officers of financial institutions.

The act removes a requirement that the division must petition the circuit court where a bank is located for an order appointing the FDIC as liquidating agent of a bank. When a bank restates its articles of agreement, the act sets forth a procedure for the bank to amend its articles of incorporation at the same time. Currently, a bank must seek the approval of the division to open a branch office. A drop box for deposit purposes shall not be considered a branch. A branch office can be temporarily closed for any reasonable period of time for repairs or purposes decided by the board of directors, provided notice is posted at the entrance and given to the division of finance. Any loan or extension of credit to an officer or director of a bank must be made in

accordance with Federal Reserve Board regulations.

The act repeals sections setting forth requirements for banks maintaining reserves against aggregate deposits. In its place, the act requires banks and trust companies to maintain reserves against aggregate deposits as provided by the Federal Reserve Act. A bank's required surplus fund cannot be created or increased by the net earnings of the bank. A bank must account for every item of income and expense to determine the amount of net income or loss for a dividend period.

The term "foreign corporation" is changed to "out-of-state bank or trust company" and includes a federally regulated thrift institution. Unless such out-of-state bank or trust company verifies to the division it satisfies certain capital requirements and maintains a bond for faithful performance of fiduciary duties, the director may require a bond of at least one million dollars.

This act is identical to SB 476 (2005).
JIM ERTLE

03/03/2005 Introduced and read first time (H) (H483)
03/07/2005 Read second time (H) (H494)
03/07/2005 Referred: Financial Institutions (H495)
03/15/2005 Public Hearing Held (H)
03/15/2005 Executive Session Held (H)
03/15/2005 Reported Do Pass by Consent (H) (H647)
03/15/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H647)
03/17/2005 Executive Session Held (H)
03/17/2005 Rules - Reported Do Pass by Consent (H) (H698)
04/01/2005 Perfected by Consent (H) (H837)
04/05/2005 Third read and passed (H) (H870-871 / S581)
04/05/2005 S First Read (S581)
04/06/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S586)
04/11/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
04/11/2005 SCS Voted Do Pass S Financial & Governmental Organizations and Elections Committee - Consent (1970S.02C)
04/11/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor w/SCS - Consent (S624)
04/25/2005 SCS S adopted (S766)
04/25/2005 S Third and Passed - Consent (S766 / H1224)
05/09/2005 H Calendar H Bills with S Amendments (SCS)

EFFECTIVE: August 28, 2005

*** HB 738 *** 2030L.01P

SENATE SPONSOR: Scott HOUSE HANDLER: Behnen

HB 738 - Currently, applicants for a real estate appraiser's license must complete all the necessary experience requirements within three years of passing the qualifying exam. This act authorizes applicants to complete these requirements within two years.

This act contains an emergency clause.
JIM ERTLE

03/09/2005 Introduced and read first time (H) (H559)
03/10/2005 Read second time (H) (H573)
03/10/2005 Referred: Professional Registration & Licensing (H) (H586)
03/16/2005 Public Hearing Held (H)
03/16/2005 Executive Session Held (H)
03/17/2005 Reported Do Pass (H) (H696)
03/17/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H696)
03/30/2005 Executive Session Held (H)
03/30/2005 Reported Do Pass (H) (H780)
04/04/2005 Perfected with amendments (H) (H858)
04/06/2005 Third read and passed (H) (H890-892 / S588)
04/06/2005 S First Read (w/EC) (S588)

04/14/2005 Second Read and Referred S Financial & Governmental Organizations and Elections Committee (S687)
04/25/2005 Hearing Conducted S Financial & Governmental Organizations and Elections Committee
05/02/2005 Voted Do Pass S Financial & Governmental Organizations and Elections Committee
05/03/2005 Reported from S Financial & Governmental Organizations and Elections Committee to Floor (S974)
05/04/2005 Bill Placed on Informal Calendar (S985)
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: Emergency Clause

*** HB 743 *** 2040L.01T

SENATE SPONSOR: Engler HOUSE HANDLER: Kingery

HB 743 - This act authorizes the Governor to convey state property in Madison County to the United States government for national forest purposes.
SUSAN HENDERSON

03/09/2005 Introduced and read first time (H) (H560)
03/10/2005 Read second time (H) (H573)
03/10/2005 Referred: Corrections and Public Institutions (H586)
03/16/2005 Public Hearing Held (H)
03/16/2005 Executive Session Held (H)
03/16/2005 Reported Do Pass by Consent (H) (H671)
03/16/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H671)
03/17/2005 Executive Session Held (H)
03/17/2005 Rules - Reported Do Pass by Consent (H) (H698)
04/04/2005 Third read and passed (H) (H857-858 / S573)
04/04/2005 S First Read (S573)
04/05/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S579)
04/06/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee
04/11/2005 Voted Do Pass S Economic Development, Tourism & Local Government Committee-Consent
04/11/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor - Consent (S626-627)
05/02/2005 S Third and Passed - Consent (S862 / H1395)
05/02/2005 Truly Agreed To and Finally Passed (H1395)

EFFECTIVE: August 28, 2005

*** HB 789 *** 1758L.01P

HOUSE HANDLER: Salva

HB 789 - This act expands the current state and local sales and use tax exemption for sales made to or by civic and charitable organizations by allowing an exemption for sales outside their civic and charitable activities and functions.
JASON ZAMKUS

03/15/2005 Introduced and read first time (H) (H650)
03/16/2005 Read second time (H) (H661)
03/16/2005 Referred: Local Government (H) (H671)
03/31/2005 Public Hearing Held (H)
04/11/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H995)
04/12/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H995)
04/21/2005 Executive Session Held (H)
04/21/2005 Reported Do Pass (H) (H1198)
04/27/2005 Perfected (H) (H1287)
05/03/2005 Third Read and Passed (H) (H1435-1436)
05/04/2005 S First Read (S993)
05/05/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S1032)
05/09/2005 Hearing Scheduled S Pensions, Veterans' Affairs and General Laws Committee

EFFECTIVE: August 28, 2005

*** HB 824 *** HCS HB 824 1906L.02P

SENATE SPONSOR: Klindt HOUSE HANDLER: Hobbs

HCS/HB 824 - This act pertains to environmental regulation.

The act modifies the land reclamation act first by exempting the excavation of mineral or fill dirt for the purposes of construction or land improvement from the surface mining permitting process. Excavations that are to be considered for construction and land improvement purposes are laid out in the act. If it is found, by the staff director of the Land Reclamation Commission, that excavation thought to be exempt from permitting, is indeed determined to be surface mining and appropriate for permitting, notification to that effect shall be sent in writing to the owner of the property. The act allows for the owner to request an informal conference with the director within fifteen days to discuss the determination, and no more than thirty calendar days after such conference, a written determination shall be sent to the owner of the property from the director. There is an appeal option laid out in the act; the property owner may request a hearing before the Land Reclamation Commission if the decision by the director is unacceptable. The act does allow the excavation to continue while a determination is contested.

The act transfers authority to hear appeals granted to the Hazardous Waste Management Commission, Land Reclamation Commission, Safe Drinking Water Commission, Air Conservation Commission, and the Clean Water Commission, to the Administrative Hearing Commission. The authority to render final decisions after appeals heard by the Administrative Hearing Commission remains with the commissions listed in the act. The funds used to cover the costs associated with these appeals shall come from appropriations from the various commissions privy to this process.

The act modifies the amount which is to be paid by permitted air contaminant sources; currently the minimum and maximum limits for these fees can be adjusted on an annual basis. The act changes that; with this act those fees may still be adjusted on an annual basis but shall not be less than twenty-five dollars per ton of regulated air contaminant and not more than forty dollars per ton of regulated air contaminant.
MEGAN WORD

03/17/2005 Introduced and read first time (H) (H699)
03/22/2005 Read second time (H) (H711)
03/31/2005 Referred: Conservation and Natural Resources (H) (H817)
04/06/2005 Public Hearing Held (H)
04/07/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H948)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H948)
04/12/2005 Reported Do Pass (H) (H998)
04/20/2005 HCS adopted in House (H) (H1156)
04/20/2005 Perfected with amendments (H) (H1154)
04/21/2005 Third Read and Passed (H) (H1193 / S764)
04/25/2005 S First Read (S764)
04/28/2005 Second Read and Referred S Commerce, Energy and the Environment Committee (S843)
05/03/2005 Hearing Conducted S Commerce, Energy and the Environment Committee
05/03/2005 Voted Do Pass S Commerce, Energy and the Environment Committee
05/03/2005 Reported from S Commerce, Energy and the Environment Committee to Floor (S974)
05/04/2005 Bill Placed on Informal Calendar
05/09/2005 S Inf Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 827 *** HCS HB 827 1737L.04P

HOUSE HANDLER: Portwood

HCS/HB 827 - This act modifies provisions relating to medical assistance for employed persons with disabilities.

This act requires the Department of Social Services to determine the eligibility of an employed disabled person requesting medical assistance whose family income is less than 250% of the federal poverty level.

This act requires an applicant to work at least 40 hours per month, have a gross annual income of less than $18,000, and pay a $65 application fee. Further, an individual's personal assets cannot exceed $1,000,

while a couple's assets cannot exceed $2,000. An independent living development account with a value less than $10,000 per year, a medical expense account with a value less than $5,000 per year, and a combined spousal income up to $32,500 per year will not be considered assets for determining eligibility. This act also provides that an individual whose income is greater than 80% of the federal poverty level will have to pay a premium between $100 and $400 based on their previous month's income. Also, any person's income exceeding the limit for permanent and total disability benefits in Section 208.151, RSMo, will pay a premium equal to the amount of a person's spend down amount. Nonpayment of a premium will result in the denial or termination of medical assistance.

The Family Support Division will be required to conduct an annual income and eligibility review of every recipient at least once a year, no later than 12 months after the recipient's last eligibility determination. Persons renewing their applications are to provide documentation of eligibility each year or be denied participation in the program for that year.

This act prohibits an individual who is eligible under this section but is also eligible for the Missouri Medicaid Program and the federal Medicare Program from being eligible for continued prescription drug or medication assistance. Further, an individual who has been enrolled for four consecutive months and lost his or her job due to a medical condition or some other reason not attributable to the enrollee will be allowed to retain eligibility in this program for an additional three months.

Medical assistance will only be available if annual appropriations are made for eligibility. The provisions of this act do not apply to persons already receiving aid or assistance under certain state plans. The provisions of this act will expire six years from the effective date.
ADRIANE CROUSE

03/17/2005 Introduced and read first time (H) (H699)
03/22/2005 Read second time (H) (H711)
03/31/2005 Referred: Senior Citizen Advocacy (H817)
04/07/2005 Public Hearing Held (H)
04/07/2005 Executive Session Held (H)
04/07/2005 HCS Reported Do Pass (H) (H938)
04/07/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H938)
04/11/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H998)
04/19/2005 HCS adopted in House (H) (H1132)
04/19/2005 Perfected with amendments (H) (H1129)
04/20/2005 Third read and passed (H)
04/21/2005 S First Read (S756)
04/25/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S775)

EFFECTIVE: August 28, 2005

*** HB 832 *** 2047L.01P

SENATE SPONSOR: Wilson HOUSE HANDLER: Brooks

HB 832 - The act prohibits a racially discriminatory restrictive covenant in any declaration or other governing document of a homeowners association. The board of directors of any association shall amend, without approval of the owners, any declaration or other governing document that includes a restrictive covenant and shall restate the declaration or document without the restrictive covenant. If, after notice to the association, it fails to remove a restrictive covenant, the commission on human rights, a city or county where the development is located, or any person may bring an action for injunctive relief. The court may award attorney fees to the prevailing party.

This act is similar to a provision contained in SCS/HCS/HB 347 (2005) and HCS/SS/SCS/SB 168 (2005).
JIM ERTLE

03/17/2005 Introduced and read first time (H) (H699)
03/22/2005 Read second time (H) (H711)
03/31/2005 Referred: Special Committee on Urban Issues (H817)
04/07/2005 Public Hearing Held (H)
04/12/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H996)
04/12/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H996)
04/13/2005 Executive Session Held (H)

04/13/2005 Reported Do Pass (H) (H1039)
04/20/2005 Perfected (H) (H1151)
04/21/2005 Third Read and Passed (H) (H1191-1192 / S764)
04/25/2005 S First Read (S764)
04/28/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S843)
05/05/2005 Hearing Conducted S Judiciary and Civil & Criminal Jurisprudence Committee
05/05/2005 Voted Do Pass S Judiciary and Civil & Criminal Jurisprudence Committee
05/05/2005 Reported from S Judiciary and Civil & Criminal Jurisprudence Committee to Floor (S1031)
05/09/2005 S Formal Calendar H Bills for Third Reading

EFFECTIVE: August 28, 2005

*** HB 863 *** SCS HB 863 2076S.04C

SENATE SPONSOR: Taylor HOUSE HANDLER: Wasson

SCS/HCS/HB 863 - This act creates the "Downtown Revitalization Preservation Program".

A redevelopment plan will include a general description of the program undertaken to accomplish the redevelopment projects and related objectives.

A redevelopment plan may be adopted by a municipality in reliance on findings that a reasonable person would believe: 1) the redevelopment area is a blighted or conservation area and has not been subject to growth through investment by private enterprise, 2) the plan conforms to the comprehensive plan for the redevelopment of the municipality as a whole, 3) generally the estimated dates of completion have been stated, 4) a relocation plan is developed if a business or residence must be moved, and 5) the plan does not include the redevelopment of a gambling establishment.

Before adopting a redevelopment plan, a municipality must provide notice and hold a public hearing. The act provides the procedure that must be followed by a municipality prior to adoption, including when changes are allowed to be made, and how notification must be given. After adoption of an ordinance designating a redevelopment area, no ordinance can be adopted altering the exterior boundaries of the area affecting the general land uses established under the plan or project without a public hearing.

A municipality must submit an application to the Dept. Of Economic Development for review and determination as to approval of the disbursement of project costs from the Downtown Revitalization Preservation Fund, which is created in this act. The application must be forwarded and approved by the Commissioner of Administration. This act sets limits on disbursements from the fund and lays out requirements for the information which must be included in the application.

Redevelopment projects can only receive disbursements from the fund for 25 years. A municipality that receives money from the fund must place it in a separate account from other net new revenues within the special allocation fund.

A redevelopment project approved for financing cannot thereafter elect to receive tax increment financing under the Real Property Tax Increment Allocation Redevelopment Act and continue to receive the downtown revitalization financing.
SUSAN HENDERSON

03/30/2005 Introduced and read first time (H) (H783)
03/31/2005 Read second time (H) (H792)
03/31/2005 Referred: Job Creation and Economic Development (H) (H817)
04/06/2005 Public Hearing Held (H)
04/06/2005 Executive Session Held (H)
04/06/2005 HCS Reported Do Pass (H) (H913)
04/06/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H913)
04/11/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H998)
04/21/2005 Third read and passed (H) (H1185-1186 / S757)
04/21/2005 S First Read (S757)
04/25/2005 Second Read and Referred S Economic Development, Tourism & Local Government Committee (S775)
04/27/2005 Hearing Conducted S Economic Development, Tourism & Local Government Committee

05/02/2005 SCS Voted Do Pass S Economic Development, Tourism & Local Government Committee (2076S.04C)
05/04/2005 Reported from S Economic Development, Tourism & Local Government Committee to Floor w/SCS (S1005)
05/09/2005 S Formal Calendar H Bills for Third Reading w/SCS

EFFECTIVE: August 28, 2005

*** HB 866 *** HCS HB 866 2125L.02P

HOUSE HANDLER: Wilson

HCS/HB 866 - Under this act, any person who employs a fraudulent scheme, makes a false statement of material fact, or engages in other fraudulent practices with respect to an insurance transaction shall be fined not more than $100,000 or imprisoned not more than 10 years, or both. A court may also order that a person convicted of insurance fraud to pay restitution. The act also provides that the director may refer evidence of fraudulent insurance acts to the appropriate prosecuting attorney for criminal proceedings.
STEPHEN WITTE

03/30/2005 Introduced and read first time (H) (H784)
03/31/2005 Read second time (H) (H792)
03/31/2005 Referred: Insurance Policy (H817)
04/05/2005 Public Hearing Held (H)
04/05/2005 Executive Session Held (H)
04/08/2005 HCS Reported Do Pass (H) (H949)
04/08/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H949)
04/12/2005 Reported Do Pass (H) (H998)
04/20/2005 HCS adopted in House (H) (H1150)
04/20/2005 Perfected with amendments (H) (H1149)
04/21/2005 Third Read and Passed (H) (H1186-1187 / S763)
04/25/2005 S First Read (S763)
04/28/2005 Second Read and Referred S Small Business, Insurance & Industrial Relations Committee (S843)
05/04/2005 Hearing Conducted S Small Business, Insurance & Industrial Relations Committee
05/05/2005 Voted Do Pass S Small Business, Insurance & Industrial Relations Committee

EFFECTIVE: August 28, 2005

*** HB 880 *** 1832L.01P

SENATE SPONSOR: Wilson HOUSE HANDLER: Hughes

HB 880 - This act establishes the MBE/WBE (Minority business enterprise/Women's business enterprise) Oversight Review Committee within the Office of Administration. The committee shall increase and maintain participation of certified socially and economically disadvantaged small business concerns or minority business enterprises in supplies, services, and construction contracts with the state. A study of the availability of socially and economically disadvantaged small business concerns and minority business enterprises in the marketplace must be completed by December 31, 2007. The Office of Administration will staff the committee and aid in the performance of the committee's duties.

The provisions of the act will expire six years from the effective date.
ANDY LYSKOWSKI

03/30/2005 Introduced and read first time (H) (H785)
03/31/2005 Read second time (H) (H792)
03/31/2005 Referred: Special Committee on Urban Issues (H817)
04/06/2005 Public Hearing Held (H)
04/06/2005 Executive Session Held (H)
04/12/2005 Reported Do Pass (H) (H996)
04/12/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H996)
04/20/2005 Executive Session Held (H)
04/20/2005 Reported Do Pass (H) (H1172)
04/27/2005 Perfected (H) (H1287)
05/03/2005 Third read and passed (H) (H1410-1411 / S919)
05/03/2005 S First Read (S919)
05/04/2005 Second Read and Referred S Pensions, Veterans' Affairs and General Laws Committee (S984)

EFFECTIVE: August 28, 2005

*** HB 972 *** HCS HB 972 2161L.04P

HOUSE HANDLER: Jetton

HCS/HB 972 - This act creates the crime of aggravated vehicular manslaughter. A person commits this crime if he or she while in an intoxicated condition, operates a motor vehicle in this state, and when so operating with criminal negligence:

(1) Causes the death of any person not a passenger in the vehicle operated by the defendant, or
(2) Causes the death of two or more persons, or
(3) Causes the death of any person while the defendant's blood alcohol is greater than or equal to .20 percent of alcohol by weight in the defendant's blood.

Committing the crime of aggravated vehicular manslaughter is a Class B felony.

This act creates two new types of offenders for the purposes of applying the enhanced penalties and prison requirements of Section 577.023.

The act modifies the definition of a "persistent offender". Under the provisions of the act, a "persistent offender" is a person convicted of two or more intoxication-related traffic offenses. Under the current law, the prior offenses must have occurred within 10 years of the offense for which the person is being charged.

The act defines an "aggravated offender" as a person who has pleaded to or been found guilty of:

(1) Three or more intoxication-related traffic offenses; or

(2) One intoxicated-related traffic offense and certain enumerated crimes (involuntary manslaughter, aggravated vehicular manslaughter, assault in the second degree, or assault of a law enforcement officer).

This act defines a "chronic offender" as a person who has pleaded guilty to or has been found guilty of:

(1) Four or more intoxication-related traffic offenses;

(2) On two or more of separate occasions certain enumerated crimes (e.g. involuntary manslaughter, aggravated vehicular manslaughter, assault in the second degree); or

(3) Two or intoxicated-related traffic offenses plus has been found guilty of certain enumerated crimes (e.g. involuntary manslaughter, aggravated vehicular manslaughter, assault in the second degree).

Any person who is found guilty of a DWI or driving with an excessive blood alcohol content (BAC) and is proved to be an aggravated offender shall be guilty of a class C felony. Aggravated offenders shall not be eligible for parole or probation until they serve a minimum of 60 days imprisonment.

Any person who is found guilty of a DWI or driving with an excessive blood alcohol content (BAC) and is proved to be a chronic offender shall be guilty of a Class B felony. Chronic offenders shall not be eligible for parole or probation until they serve a minimum of two years imprisonment.
SUSAN HENDERSON

04/01/2005 Introduced and read first time (H) (H838)
04/04/2005 Read second time (H) (H851)
04/07/2005 Referred: Special Committee on General Laws (H935)
04/14/2005 Public Hearing Held (H)
04/14/2005 Executive Session Held (H)
04/14/2005 HCS Reported Do Pass (H) (H1067)
04/14/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H1067)
04/18/2005 Executive Session Held (H)
04/19/2005 Reported Do Pass (H) (H1136)
04/28/2005 HCS adopted in House (H) (H1329)
04/28/2005 Perfected (H) (H1326)
05/02/2005 Referred: Fiscal Review (H) (H1391)
05/03/2005 Executive Session Held (H)

05/03/2005 Reported Do Pass (H) (H1404)
05/03/2005 Third Read and Passed (H) (H1435)
05/04/2005 S First Read (S993)
05/05/2005 Second Read and Referred S Judiciary and Civil & Criminal Jurisprudence Committee (S1032)

EFFECTIVE: August 28, 2005

*** HCR 1 *** 0748L.01I

SENATE SPONSOR: Shields HOUSE HANDLER: Dempsey

HCR001 Dempsey, Tom
********** NO BILL SUMMARY **********

01/05/2005 Offered (H) (H16)
01/05/2005 Adopted (H) (H16)
01/05/2005 S First Read (S26)
01/11/2005 S Adopted (S65-66 / H46)
01/11/2005 S Escort Committee Appointed-Bartle, Loudon, Crowell, Mayer, Ridgeway, Koster, Coleman, Callahan, Wilson, Green (S66 / H46)
01/12/2005 H Escort Committee Appointed - Parker, Yates, Goodman, Wright-137, Flook, Fares, Robinson, El-Amin, Spreng, Lowe (H47 / S71)

*** HCR 2 *** 0747L.01I

SENATE SPONSOR: Shields HOUSE HANDLER: Dempsey

HCR002 Dempsey, Tom
********** NO BILL SUMMARY **********

01/05/2005 Offered (H) (H16)
01/05/2005 Adopted (H) (H16)
01/05/2005 S First Read (S26)
01/24/2005 SA 1 S offered & adopted (Shields) (S106)
01/24/2005 S passed, as amended (S106)
01/25/2005 H concurs in SA1 (H144-145)
01/25/2005 H passed, as amended (H145-146)
01/25/2005 S Escort Committee appointed: Gibbons, Shields, Coleman, Crowell, Clemens, Nodler, Days, Callahan, Wheeler, Kennedy (S112 / H149)
01/26/2005 H Escort Committee appointed: Phillips, Black, Myers, Wright, Denison, Sutherland, Boykins, Fraser, Lampe, Wagner (H153 / S118)
01/26/2005 S Escort Committee change: Wilson replaces Wheeler (S118 / H153)

*** HCR 9 *** 0159L.01I

HOUSE HANDLER: Bivins

HCR 9 - This resolution urges the United States Congress to immediately repeal the Government Pension Offset and Windfall Elimination Provision of the Social Security Act.
ADRIANE CROUSE

01/06/2005 Offered (H) (H30)
02/10/2005 Referred: Rules (H) (H282)
02/17/2005 Executive Session Held (H)
02/17/2005 Reported Do Pass (H) (H351)
04/13/2005 H adopted (H1013 / S671)
04/13/2005 Reported to the Senate (S671-672)
04/18/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S700)
04/21/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S849)
05/09/2005 Resolutions

*** HCR 10 *** 0749L.01I

HOUSE HANDLER: Dempsey

HCR010 Dempsey, Tom
********** NO BILL SUMMARY **********

01/11/2005 Offered (H) (H43)
01/11/2005 Adopted (H) (H43)
01/11/2005 S First Read (S67)
01/31/2005 S adopted (S138)

*** HCR 11 *** 0590L.01I

SENATE SPONSOR: Stouffer HOUSE HANDLER: Sander

HCR 11 - This resolution encourages the Missouri Congressional delegation to end the abuse of tort laws against the firearms industry.
JIM ERTLE

01/11/2005 Offered (H) (H40)
02/10/2005 Referred: Rules (H) (H282)
02/17/2005 Executive Session Held (H)
02/17/2005 Reported Do Pass (H) (H351)
04/06/2005 Adopted (H) (H899 / S589-590)
04/06/2005 S First Read (S589-590)
04/11/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S627)
04/14/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S849)
05/09/2005 Resolutions

*** HCR 15 *** 0825L.01I

SENATE SPONSOR: Koster HOUSE HANDLER: Baker

HCR 10 - This resolution urges the Governor, the President of the United States, and the United States Congress to oppose efforts to allow trucks to enter Missouri without prior inspection at the United States border.
STEPHEN WITTE

01/26/2005 Offered (H) (H151)
02/10/2005 Referred: Rules (H) (H282)
02/17/2005 Public Hearing Held (H)
02/21/2005 Executive Session Held (H)
02/21/2005 Reported Do Pass (H) (H367)
04/13/2005 H adopted (H1013 / S672)
04/13/2005 Reported to the Senate (S672)
04/18/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S700)
04/21/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S849)
05/09/2005 Resolutions

*** HCR 20 *** 1421L.01I

SENATE SPONSOR: Dolan HOUSE HANDLER: Rupp

HCR 20 - This resolution declares October fifteenth of each year to be "Pregnancy and Infant Loss Remembrance Day" in the state of Missouri.
ADRIANE CROUSE

02/15/2005 Introduced and read first time (H) (H326)
02/16/2005 Read second time (H) (H333)
02/24/2005 Referred: Children and Families (H) (H402)
03/09/2005 Public Hearing Held (H)
03/09/2005 Executive Session Held (H)
03/09/2005 Reported Do Pass by Consent (H) (H553)
03/09/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H553)
03/16/2005 Executive Session Held (H)

03/16/2005 Reported Do Pass (H) (H672)
04/14/2005 Third read and passed (H) (H1023-1024)
04/14/2005 S First Read (S684-685)
04/18/2005 Second Read and Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S700)
04/21/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S849)
05/09/2005 Resolutions

*** HCR 23 *** 1363L.01I

SENATE SPONSOR: Mayer HOUSE HANDLER: Sutherland

HCR 23 - This resolution recognizes that through education and the screening of women, the development of cervical cancer is greatly reduced. The resolution also supports the Missouri Department of Health and Senior Services and the Missouri Cancer Consortium in the identification of priority strategies, new technologies, including new introduced therapies and preventative vaccines in preventing and controlling cervical cancer.
ADRIANE CROUSE

02/23/2005 Offered (H) (H387)
03/03/2005 Referred: Health Care Policy (H) (H479)
03/16/2005 Public Hearing Held (H)
04/06/2005 Executive Session Held (H)
04/13/2005 Reported Do Pass (H) (H1033)
04/13/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H1033)
04/18/2005 Executive Session Held (H)
04/19/2005 Reported Do Pass (H) (H1135)
04/27/2005 H adopted
04/27/2005 Reported to the Senate (S813-814)
04/28/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee (S839-840)
05/05/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S1015-1016)
05/05/2005 Resolutions
05/05/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
05/05/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee

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*** HCR 24 *** HCS HCR 24 1720L.02C

SENATE SPONSOR: Coleman HOUSE HANDLER: Bowman Sr.

HCS/HCR 24 - This resolution encourages a mandated high school course in personal finance economics. The Missouri Council on Economic Education submitted a study to the Governor encouraging the acceptance of its recommendations including providing curriculum resource to school districts for use with teachers and students that would prepare students about personal finance economics.
DONALD THALHUBER

02/23/2005 Offered (H) (H387)
03/03/2005 Referred: Elementary and Secondary Education (H479)
03/16/2005 Public Hearing Held (H)
03/30/2005 Executive Session Held (H)
03/30/2005 HCS Reported Do Pass (H) (H777)
03/30/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H777)
04/04/2005 Executive Session Held (H)
04/04/2005 Reported Do Pass (H) (H859)
04/13/2005 HCS adopted (H) (H1013 / S673)
04/13/2005 Reported to the Senate (S673)
04/18/2005 Referred S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Hearing Conducted S Rules, Joint Rules, Resolutions & Ethics Committee
04/21/2005 Voted Do Pass S Rules, Joint Rules, Resolutions & Ethics Committee
05/02/2005 Reported from S Rules, Joint Rules, Resolutions & Ethics Committee to Floor (S849)
05/09/2005 Resolutions

*** HJR 16 *** HCS HJR 16 1511L.02P

HOUSE HANDLER: Chinn

HCS/HJR 16 - This constitutional amendment will, upon voter approval, extend the parks and soils sales and use tax to 2016. The tax will be resubmitted to the voters every ten years thereafter.
JASON ZAMKUS

02/17/2005 Introduced and read first time (H) (H359)
02/21/2005 Read second time (H) (H367)
02/21/2005 Referred: Conservation and Natural Resources (H) (H367)
02/23/2005 Public Hearing Held (H)
03/03/2005 Executive Session Held (H)
03/14/2005 HCS Reported Do Pass (H) (H616)
03/14/2005 Referred: Rules pursuant to Rule 25(26)(f) (H) (H616)
03/16/2005 Executive Session Held (H)
03/16/2005 Reported Do Pass (H) (H672)
04/04/2005 HCS adopted in House (H) (H858)
04/04/2005 Perfected (H) (H858)
04/06/2005 Third read and passed (H) (H892-893 / S588)
04/06/2005 S First Read (S588)
04/14/2005 Second Read and Referred S Agriculture, Conservation, Parks & Natural Resources Committee (S687)

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