

SECOND REGULAR SESSION

# SENATE BILL NO. 885

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR GRAHAM.

Pre-filed December 18, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

3850S.011

## AN ACT

To repeal section 210.861, RSMo, and to enact in lieu thereof one new section relating to the community children's services fund.

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

Section A. Section 210.861, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 210.861, to read as follows:

210.861. 1. **Prior to establishment of a tax prescribed by section**  
2 **210.860 or section 67.1775, RSMo, the governing body of the city or**  
3 **county or city not within a county may appoint a board of directors**  
4 **consisting of nine members, who shall be residents of the city or county**  
5 **or city not within a county.** When the tax prescribed by section 210.860 or  
6 section 67.1775, RSMo, is established, the governing body of the city or county or  
7 city not within a county shall appoint a board of directors consisting of nine  
8 members, who shall be residents of the city or county or city not within a county,  
9 **if one has not previously been appointed.** All board members shall be  
10 appointed to serve for a term of three years, except that of the first board  
11 appointed, three members shall be appointed for one-year terms, three members  
12 for two-year terms and three members for three-year terms. Board members may  
13 be reappointed. In a city not within a county, or any county of the first  
14 classification with a charter form of government with a population not less than  
15 nine hundred thousand inhabitants, or any county of the first classification with  
16 a charter form of government with a population not less than two hundred  
17 thousand inhabitants and not more than six hundred thousand inhabitants, or  
18 any noncharter county of the first classification with a population not less than  
19 one hundred seventy thousand and not more than two hundred thousand

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

20 inhabitants, or any noncharter county of the first classification with a population  
21 not less than eighty thousand and not more than eighty-three thousand  
22 inhabitants, or any third classification county with a population not less than  
23 twenty-eight thousand and not more than thirty thousand inhabitants, or any  
24 county of the third classification with a population not less than nineteen  
25 thousand five hundred and not more than twenty thousand inhabitants the  
26 members of the community mental health board of trustees appointed pursuant  
27 to the provisions of sections 205.975 to 205.990, RSMo, shall be the board  
28 members for the community children's services fund. The directors shall not  
29 receive compensation for their services, but may be reimbursed for their actual  
30 and necessary expenses.

31           2. The board shall elect a chairman, vice chairman, treasurer, and such  
32 other officers as it deems necessary for its membership. Before taking office, the  
33 treasurer shall furnish a surety bond, in an amount to be determined and in a  
34 form to be approved by the board, for the faithful performance of his or her duties  
35 and faithful accounting of all moneys that may come into his or her hands. The  
36 treasurer shall enter into the surety bond with a surety company authorized to  
37 do business in Missouri, and the cost of such bond shall be paid by the board of  
38 directors. The board shall administer and expend all funds generated pursuant  
39 to section 210.860 or section 67.1775, RSMo, in a manner consistent with this  
40 section.

41           3. **Once established, the board may, in its own name, engage in**  
42 **and contract for any and all types of services, actions, or endeavors, not**  
43 **contrary to the law, necessary to the successful and efficient**  
44 **prosecution and continuation of the business and purposes for which**  
45 **it is created, including conducting needs assessments, engaging in**  
46 **planning for the delivery of services, applying for grants from federal,**  
47 **state, or local governments or other public or private entities,**  
48 **accepting donations, and expending funds.**

49           4. The board may contract with public or not-for-profit agencies licensed  
50 or certified where appropriate to provide qualified services and may place  
51 conditions on the use of such funds. The board shall reserve the right to audit  
52 the expenditure of any and all funds. The board and any agency with which the  
53 board contracts may establish eligibility standards for the use of such funds and  
54 the receipt of services. No member of the board shall serve on the governing  
55 body, have any financial interest in, or be employed by any agency which is a

56 recipient of funds generated pursuant to **this section and** section 210.860 or  
57 section 67.1775, RSMo.

58 [4.] **5.** Revenues collected and deposited in the community children's  
59 services fund may be expended for the purchase of the following services:

60 (1) Up to thirty days of temporary shelter for abused, neglected, runaway,  
61 homeless or emotionally disturbed youth; respite care services; and services to  
62 unwed mothers;

63 (2) Outpatient chemical dependency and psychiatric treatment programs;  
64 counseling and related services as a part of transitional living programs;  
65 home-based and community-based family intervention programs; unmarried  
66 parent services; crisis intervention services, inclusive of telephone hotlines; and  
67 prevention programs which promote healthy lifestyles among children and youth  
68 and strengthen families;

69 (3) Individual, group, or family professional counseling and therapy  
70 services; psychological evaluations; and mental health screenings.

71 [5.] **6.** Revenues collected and deposited in the community children's  
72 services fund may not be expended for inpatient medical, psychiatric, and  
73 chemical dependency services, or for transportation services.

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