

CONFERENCE COMMITTEE SUBSTITUTE

FOR

SENATE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 33

AN ACT

To repeal sections 209.150, 209.152, and 209.200, RSMo, and to enact in lieu thereof four new sections relating to individuals with mental disabilities.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

1 Section A. Sections 209.150, 209.152, and 209.200, RSMo,  
2 are repealed and four new sections enacted in lieu thereof, to be  
3 known as sections 9.149, 209.150, 209.152, and 209.200, to read  
4 as follows:

5 9.149. December fourth shall be designated as "PKS Day" in  
6 Missouri. Pallister-Killian Mosaic Syndrome, commonly known as  
7 Pallister-Killian Syndrome or PKS, is a disorder usually caused  
8 by the presence of an abnormal extra chromosome and is  
9 characterized by vision and hearing impairments, seizure  
10 disorders, and early childhood, intellectual disability,  
11 distinctive facial features, sparse hair, areas of unusual skin  
12 coloring, weak muscle tone, and other birth defects. It is  
13 recommended to the people of the state that this day be  
14 appropriately observed by participating in awareness and  
15 educational activities on the symptoms and impact of Pallister-  
16 Killian Syndrome and to support programs of research, education,  
17 and community service.

1           209.150. 1. Every person with a visual, aural or  
2    [physical] other disability including diabetes, as defined in  
3    section 213.010, shall have the same rights afforded to a person  
4    with no such disability to the full and free use of the streets,  
5    highways, sidewalks, walkways, public buildings, public  
6    facilities, and other public places.

7           2. Every person with a visual, aural or [physical] other  
8    disability including diabetes, as defined in section 213.010, is  
9    entitled to full and equal accommodations, advantages,  
10   facilities, and privileges of all common carriers, airplanes,  
11   motor vehicles, railroad trains, motor buses, taxis, streetcars,  
12   boats or any other public conveyances or modes of transportation,  
13   hotels, lodging places, places of public accommodation, amusement  
14   or resort, and other places to which the general public is  
15   invited, subject only to the conditions and limitations  
16   established by law and applicable alike to all persons.

17          3. Every person with a visual, aural or [physical] other  
18    disability including diabetes, as defined in section 213.010,  
19    shall have the right to be accompanied by a guide dog, hearing  
20    dog, or service dog, which is especially trained for the purpose,  
21    in any of the places listed in subsection 2 of this section  
22    without being required to pay an extra charge for the guide dog,  
23    hearing dog or service dog; provided that such person shall be  
24    liable for any damage done to the premises or facilities by such  
25    dog.

26          4. As used in sections 209.150 to 209.190, the term  
27    "service dog" means any dog specifically trained to assist a  
28    person with a physical or mental disability by performing  
29    necessary [physical] tasks or doing work which the person cannot

1 perform. Such tasks shall include, but not be limited to,  
2 pulling a wheelchair, retrieving items, [and] carrying supplies,  
3 and search and rescue of an individual with a disability.

4 209.152. Not to exceed the provisions of the Americans With  
5 Disabilities Act, any trainer, from a recognized training center,  
6 of a guide dog, hearing assistance dog or service dog, or any  
7 member of a service dog team, as defined in section 209.200,  
8 shall have the right to be accompanied by such dog in or upon any  
9 of the premises listed in section 209.150 while engaged in the  
10 training of the dog without being required to pay an extra charge  
11 for such dog. Such trainer or service dog team member shall be  
12 liable for any damage done to the premise of facilities by such  
13 dog.

14 209.200. As used in sections 209.200 to 209.204, not to  
15 exceed the provisions of the Americans With Disabilities Act, the  
16 following terms shall mean:

17 (1) "Disability", as defined in section 213.010 including  
18 diabetes;

19 (2) "Service dog", a dog that is being or has been  
20 specially trained to do work or perform tasks which benefit a  
21 particular person with a disability. Service dog includes but is  
22 not limited to:

23 (a) "Guide dog", a dog that is being or has been specially  
24 trained to assist a particular blind or visually impaired person;

25 (b) "Hearing dog", a dog that is being or has been  
26 specially trained to assist a particular deaf or hearing-impaired  
27 person;

28 (c) "Medical alert or respond dog", a dog that is being or  
29 has been trained to alert a person with a disability that a

1 particular medical event is about to occur or to respond to a  
2 medical event that has occurred;

3 (d) "Mobility dog", a dog that is being or has been  
4 specially trained to assist a person with a disability caused by  
5 physical impairments;

6 (e) "Professional therapy dog", a dog which is selected,  
7 trained, and tested to provide specific physical therapeutic  
8 functions, under the direction and control of a qualified handler  
9 who works with the dog as a team as a part of the handler's  
10 occupation or profession. Such dogs, with their handlers,  
11 perform such functions in institutional settings, community-based  
12 group settings, or when providing services to specific persons  
13 who have disabilities. Professional therapy dogs do not include  
14 dogs, certified or not, which are used by volunteers in  
15 visitation therapy;

16 (f) "Search and rescue dog", a dog that is being or has  
17 been trained to search for or prevent a person with a mental  
18 disability, including but not limited to verbal and nonverbal  
19 autism, from becoming lost;

20 (3) "Service dog team", a team consisting of a trained  
21 service dog, a disabled person or child, and a person who is an  
22 adult and who has been trained to handle the service dog.

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29 John Lamping

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Jeff Grisamore