

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 575
97TH GENERAL ASSEMBLY

4166H.06C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 8.597, 21.440, 21.445, 21.450, 21.455, 21.460, 21.465, 21.530, 21.535, 21.537, 21.795, 21.800, 21.801, 21.820, 21.835, 21.850, 21.910, 21.920, 30.953, 30.954, 30.956, 30.959, 30.962, 30.965, 30.968, 30.971, 33.150, 33.850, 37.250, 135.210, 135.230, 167.042, 167.195, 191.115, 191.934, 197.291, 208.952, 208.955, 210.153, 215.261, 215.262, 217.025, 217.550, 217.567, 262.950, 301.129, 313.001, 320.092, 338.321, 348.439, 361.120, 383.250, 386.145, 476.681, 620.050, 620.602, 620.1300, 630.010, 630.461, and 650.120, RSMo, section 105.955 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, section 208.275 as enacted by senate substitute for senate committee substitute for house committee substitute for house bill no. 555 merged with senate substitute no. 2 for house bill no. 648, ninety-sixth general assembly, first regular session, section 208.275 as enacted by senate committee substitute for house committee substitute for house bill no. 464, ninety-sixth general assembly, first regular session, and section 476.055 as enacted by conference committee substitute for house committee substitute for senate bill no. 636, ninety-sixth general assembly, second regular session, and to enact in lieu thereof twenty new sections relating to the existence of certain committees.

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

Section A. Sections 8.597, 21.440, 21.445, 21.450, 21.455, 21.460, 21.465, 21.530,
2 21.535, 21.537, 21.795, 21.800, 21.801, 21.820, 21.835, 21.850, 21.910, 21.920, 30.953, 30.954,
3 30.956, 30.959, 30.962, 30.965, 30.968, 30.971, 33.150, 33.850, 37.250, 135.210, 135.230,
4 167.042, 167.195, 191.115, 191.934, 197.291, 208.952, 208.955, 210.153, 215.261, 215.262,

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

5 217.025, 217.550, 217.567, 262.950, 301.129, 313.001, 320.092, 338.321, 348.439, 361.120,
6 383.250, 386.145, 476.681, 620.050, 620.602, 620.1300, 630.010, 630.461, and 650.120, RSMo,
7 section 105.955 as truly agreed to and finally passed by conference committee substitute no. 3
8 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second
9 regular session, section 208.275 as enacted by senate substitute for senate committee substitute
10 for house committee substitute for house bill no. 555 merged with senate substitute no. 2 for
11 house bill no. 648, ninety-sixth general assembly, first regular session, section 208.275 as
12 enacted by senate committee substitute for house committee substitute for house bill no. 464,
13 ninety-sixth general assembly, first regular session, and section 476.055 as enacted by conference
14 committee substitute for house committee substitute for senate bill no. 636, ninety-sixth general
15 assembly, second regular session, are repealed and twenty new sections enacted in lieu thereof,
16 to be known as sections 21.795, 21.820, 21.880, 33.150, 135.210, 135.230, 208.952, 210.153,
17 217.025, 217.550, 217.567, 320.092, 348.439, 361.120, 386.145, 476.681, 620.050, 620.1300,
18 630.010, and 650.120, to read as follows:

21.795. 1. There is established a permanent joint committee of the general assembly to
2 be known as the "Joint Committee on Transportation Oversight" to be composed of seven
3 members of [the standing transportation committees of both] the senate and **seven members of**
4 the house of representatives [and] , **as well as** three nonvoting ex officio members. Of the
5 fourteen members to be appointed to the joint committee, the seven senate members of the joint
6 committee shall be appointed by the president pro tem of the senate and minority leader of the
7 senate and the seven house members shall be appointed by the speaker of the house of
8 representatives and the minority floor leader of the house of representatives. The seven senate
9 members shall be composed, as nearly as may be, of majority and minority party members in the
10 same proportion as the number of majority and minority party members in the senate bears to the
11 total membership of the senate. No major party shall be represented by more than four members
12 from the house of representatives. **No fewer than four of the seven senate members shall be**
13 **members of the standing transportation committee of the senate, and no fewer than four**
14 **of the seven house members shall be members of the standing transportation committee of**
15 **the house of representatives.** The ex officio members shall be the state auditor, the director of
16 the oversight division of the committee on legislative research, and the commissioner of the
17 office of administration or the designee of such auditor, director or commissioner. The joint
18 committee shall [be chaired jointly by both chairs of the senate and house transportation
19 committees] **select a chair and a vice chair, one of whom shall be the chair of the senate**
20 **transportation committee and one of whom shall be the chair of the house transportation**
21 **committee. The positions of chair and vice chair shall alternate every other year between**
22 **the senate and house.** A majority of the committee shall constitute a quorum, but the

23 concurrence of a majority of the members, other than the ex officio members, shall be required
24 for the determination of any matter within the committee's duties.

25 2. The department of transportation shall submit a written report prior to December
26 thirty-first of each year to the governor and the lieutenant governor. The report shall be posted
27 to the department's internet website so that general assembly members may elect to access a copy
28 of the report electronically. The written report shall contain the following:

29 (1) A comprehensive financial report of all funds for the preceding state fiscal year
30 which shall include a report by independent certified public accountants, selected by the
31 commissioner of the office of administration, attesting that the financial statements present fairly
32 the financial position of the department in conformity with generally accepted government
33 accounting principles. This report shall include amounts of:

34 (a) State revenues by sources, including all new state revenue derived from highway
35 users which results from action of the general assembly or voter-approved measures taken after
36 August 28, 2003, and projects funded in whole or in part from such new state revenue, and
37 amounts of federal revenues by source;

38 (b) Any other revenues available to the department by source;

39 (c) Funds appropriated, the amount the department has budgeted and expended for the
40 following: contracts, right-of-way purchases, preliminary and construction engineering,
41 maintenance operations and administration;

42 (d) Total state and federal revenue compared to the revenue estimate in the fifteen-year
43 highway plan as adopted in 1992. All expenditures made by, or on behalf of, the department for
44 personal services including fringe benefits, all categories of expense and equipment, real estate
45 and capital improvements shall be assigned to the categories listed in this subdivision in
46 conformity with generally accepted government accounting principles;

47 (2) A detailed explanation of the methods or criteria employed to select construction
48 projects, including a listing of any new or reprioritized projects not mentioned in a previous
49 report, and an explanation as to how the new or reprioritized projects meet the selection methods
50 or criteria;

51 (3) The proposed allocation and expenditure of moneys and the proposed work plan for
52 the current fiscal year, at least the next four years, and for any period of time expressed in any
53 public transportation plan approved by either the general assembly or by the voters of Missouri.
54 This proposed allocation and expenditure of moneys shall include the amounts of proposed
55 allocation and expenditure of moneys in each of the categories listed in subdivision (1) of this
56 subsection;

57 (4) The amounts which were planned, estimated and expended for projects in the state
58 highway and bridge construction program or any other projects relating to other modes of

59 transportation in the preceding state fiscal year and amounts which have been planned, estimated
60 or expended by project for construction work in progress;

61 (5) The current status as to completion, by project, of the fifteen-year road and bridge
62 program adopted in 1992. The first written report submitted pursuant to this section shall include
63 the original cost estimate, updated estimate and final completed cost by project. Each written
64 report submitted thereafter shall include the cost estimate at the time the project was placed on
65 the most recent five-year highway and bridge construction plan and the final completed cost by
66 project;

67 (6) The reasons for cost increases or decreases exceeding five million dollars or ten
68 percent relative to cost estimates and final completed costs for projects in the state highway and
69 bridge construction program or any other projects relating to other modes of transportation
70 completed in the preceding state fiscal year. Cost increases or decreases shall be determined by
71 comparing the cost estimate at the time the project was placed on the most recent five-year
72 highway and bridge construction plan and the final completed cost by project. The reasons shall
73 include the amounts resulting from inflation, department-wide design changes, changes in project
74 scope, federal mandates, or other factors;

75 (7) Specific recommendations for any statutory or regulatory changes necessary for the
76 efficient and effective operation of the department;

77 (8) An accounting of the total amount of state, federal and earmarked federal highway
78 funds expended in each district of the department of transportation; and

79 (9) Any further information specifically requested by the joint committee on
80 transportation oversight.

81 3. Prior to February fifteenth of each year, the committee shall hold an annual meeting
82 and call before its members, officials or employees of the state highways and transportation
83 commission or department of transportation, as determined by the committee, for the sole
84 purpose of receiving and examining the report required pursuant to subsection 2 of this section.
85 The committee shall not have the power to modify projects or priorities of the state highways and
86 transportation commission or department of transportation. The committee may make
87 recommendations to the state highways and transportation commission or the department of
88 transportation. Disposition of those recommendations shall be reported by the commission or
89 the department to the joint committee on transportation oversight.

90 4. In addition to the annual meeting required by subsection 3 of this section, the
91 committee shall meet two times each year. The co-chairs of the committee shall establish an
92 agenda for each meeting that may include, but not be limited to, the following items to be
93 discussed with the committee members throughout the year during the scheduled meeting:

94 (1) Presentation of a prioritized plan for all modes of transportation;

95 (2) Discussion of department efficiencies and expenditure of cost-savings within the
96 department;

97 (3) Presentation of a status report on department of transportation revenues and
98 expenditures, including a detailed summary of projects funded by new state revenue as provided
99 in paragraph (a) of subdivision (1) of subsection 2 of this section; and

100 (4) Implementation of any actions as may be deemed necessary by the committee as
101 authorized by law.

102 The co-chairs of the committee may call special meetings of the committee with ten days'
103 notice to the members of the committee, the director of the department of transportation, and the
104 department of transportation.

105 5. The committee shall also review all applications for the development of specialty
106 plates submitted to it by the department of revenue. The committee shall approve such
107 application by a majority vote. The committee shall approve any application unless the
108 committee receives:

109 (1) A signed petition from five house members or two senators that they are opposed to
110 the approval of the proposed license plate and the reason for such opposition;

111 (2) Notification that the organization seeking authorization to establish a new specialty
112 license plate has not met all the requirements of section 301.3150;

113 (3) A proposed new specialty license plate containing objectionable language or design;

114 (4) A proposed license plate not meeting the requirements of any reason promulgated
115 by rule.

116 The committee shall notify the director of the department of revenue upon approval or
117 denial of an application for the development of a specialty plate.

118 6. The committee shall submit records of its meetings to the secretary of the senate and
119 the chief clerk of the house of representatives in accordance with sections 610.020 and 610.023.

21.820. 1. There is established a joint committee of the general assembly to be known
2 as the "Joint Committee on **Oversight and** Government Accountability" to be composed of
3 seven members of the senate and seven members of the house of representatives. The senate
4 members of the joint committee shall be appointed by the president pro tem and minority floor
5 leader of the senate and the house members shall be appointed by the speaker and minority floor
6 leader of the house of representatives. Each member shall be appointed for a term of two years
7 or until a successor has been appointed to fill the member's place when his or her term has
8 expired. Members may be reappointed to the joint committee. No party shall be represented by
9 more than four members from the house of representatives nor more than four members from the
10 senate. A majority of the committee shall constitute a quorum, but the concurrence of a majority

11 of the members shall be required for the determination of any matter within the committee's
12 duties.

13 2. The joint committee shall:

14 (1) [Make a continuing study and analysis of inefficiencies, fraud and misconduct in state
15 government] **Study and analyze the operations and performance of all branches of state**
16 **government, including, but not limited to:**

17 (a) **The management of state programs, as defined in section 23.253;**

18 (b) **The procurement of goods and services by state agencies;**

19 (c) **All leases and proposed leases of real property funded with state moneys; and**

20 (d) **All construction, repairs, or maintenance on any state-funded capital**
21 **improvements project, excluding capital improvements projects or highway improvements**
22 **of the state transportation department funded by motor fuel tax revenues;**

23 (2) [Determine the appropriate method of obtaining data on each entity of state
24 government that will provide relevant information at least biennially for the identification of
25 potential and actual inefficiencies in each state entity's function, duties, and performance;

26 (3)] Determine from its study and analysis the need for changes in statutory law, rules,
27 or policies; [and]

28 (3) **Make recommendations to the general assembly for legislative action to**
29 **reorganize state government, including the elimination, reduction, or consolidation of**
30 **agencies or programs;**

31 (4) Make any other [recommendation] **recommendations** to the general assembly for
32 **legislative action** necessary to [reduce inefficiencies] **improve performance, promote**
33 **efficiency and economy, and prevent or detect waste, fraud, or abuse** in state government;
34 **and**

35 (5) Identify and acknowledge government agencies and officials who perform functions
36 in an efficient and effective manner.

37 3. The joint committee shall meet within thirty days after its creation and organize by
38 selecting a chairperson and a vice chairperson, one of whom shall be a member of the senate and
39 the other a member of the house of representatives. The chairperson shall alternate between
40 members of the house and senate every two years after the committee's organization.

41 4. The committee shall meet at least four times a year. The committee may meet at
42 locations other than Jefferson City when the committee deems it necessary.

43 5. The committee shall be staffed by legislative personnel as is deemed necessary to
44 assist the committee in the performance of its duties.

45 6. The members of the committee shall serve without compensation but shall be entitled
46 to reimbursement from the joint contingent fund for actual and necessary expenses incurred in
47 the performance of their official duties.

48 7. It shall be the duty of the committee to compile a full report of its activities for
49 submission to the general assembly. The report shall be submitted not later than the fifteenth of
50 January of each year in which the general assembly convenes in regular session and shall include
51 any recommendations which the committee may have for legislative action as well as any
52 recommendations for administrative or procedural changes in the internal management or
53 organization of state government agencies and departments. Copies of the report containing such
54 recommendations shall be sent to the appropriate directors of state or local government agencies
55 or departments included in the report.

56 **8. The joint committee shall review certain state departments and any successor**
57 **department, including all executive or administrative boards, bureaus, commissions, and**
58 **other agencies assigned to such department by law or by the governor as provided by law,**
59 **according to the following schedule:**

60 **(1) No later than January 1, 2016, and every ten years thereafter:**

- 61 **(a) The office of the governor;**
62 **(b) The office of administration; and**
63 **(c) The department of agriculture;**

64 **(2) No later than January 1, 2018, and every ten years thereafter:**

- 65 **(a) The office of the lieutenant governor;**
66 **(b) The department of natural resources; and**
67 **(c) The department of insurance, finance, and professional registration;**

68 **(3) No later than January 1, 2020, and every ten years thereafter:**

- 69 **(a) The office of the secretary of state;**
70 **(b) The department of labor and industrial relations; and**
71 **(c) The department of economic development;**

72 **(4) No later than January 1, 2022, and every ten years thereafter:**

- 73 **(a) The office of the state treasurer;**
74 **(b) The department of revenue; and**
75 **(c) The department of social services;**

76 **(5) No later than January 1, 2024, and every ten years thereafter:**

- 77 **(a) The office of the attorney general;**
78 **(b) The department of mental health; and**
79 **(c) The department of health and senior services.**

21.880. 1. There is hereby established a permanent joint committee of the general assembly, which shall be known as the "Joint Committee on the Justice System" and shall be composed of the following members:

(1) The chairs of the senate and house committees on the judiciary;

(2) The ranking minority members of the senate and house committees on the judiciary;

(3) Two members of the senate appointed by the president pro tempore of the senate, one of whom shall be a member of the senate committee on appropriations;

(4) The chair of the house committee with jurisdiction over matters relating to criminal laws, law enforcement, and public safety;

(5) The chair of the house committee with jurisdiction over matters relating to state correctional institutions;

(6) A member of the senate appointed by the minority floor leader of the senate;

(7) A member of the house of representatives appointed by the minority floor leader of the house of representatives;

(8) Three nonvoting ex officio members who shall be the chief justice of the Missouri supreme court, the state auditor, and the attorney general, or their designees.

2. No more than three members from each house shall be of the same political party.

3. The joint committee shall meet within thirty days after its creation and organize by selecting a chair and vice chair, one of whom shall be the senate judiciary chair and one of whom shall be the house judiciary chair. The positions of chair and vice chair shall alternate every two years thereafter between the senate and house. After its organization, the committee shall meet regularly, at least twice a year, at such time and place as the chair designates, including locations other than Jefferson City. A majority of the members of the committee shall constitute a quorum, but the concurrence of a majority of the members, other than the ex officio members, shall be required for the determination of any matter within the committee's duties.

4. In order to promote the effective administration of justice and public safety, it shall be the duty of the joint committee to:

(1) Review and monitor:

(a) The state's justice system;

(b) The state's criminal laws, law enforcement, and public safety;

(c) The state's correctional institutions and penal and correctional issues; and

(d) All state government efforts related to terrorism, bioterrorism, and homeland security;

37 **(2) Receive reports from the judicial branch, state or local government agencies or**
38 **departments, and any entities attached to them for administrative purposes;**

39 **(3) Conduct an ongoing study and analysis of the state's justice system and related**
40 **issues;**

41 **(4) Determine the need for changes in statutory law, rules, policies, or procedures;**

42 **(5) Make any recommendations to the general assembly for legislative action; and**

43 **(6) Perform other duties authorized by concurrent resolution of the general**
44 **assembly.**

45 **5. By January 15, 2016, and every year thereafter, it shall be the duty of the joint**
46 **committee to file with the general assembly a report of its activities, along with any findings**
47 **or recommendations the committee may have for legislative action.**

48 **6. The joint committee shall establish a permanent subcommittee on the Missouri**
49 **criminal code, which shall conduct and supervise a continuing program of revision**
50 **designed to maintain the cohesiveness, consistency, and effectiveness of the criminal laws**
51 **of the state. In connection with this program, the committee may select an advisory**
52 **committee on the Missouri criminal code, composed of a representative of the Missouri**
53 **supreme court, a representative of the office of the attorney general, and other individuals**
54 **known to be interested in the improvement of the state's criminal laws, and may authorize**
55 **the payment of any actual and necessary expenses incurred by such members while**
56 **attending meetings with the committee or the subcommittee on the Missouri criminal code.**
57 **The subcommittee on the Missouri criminal code shall present to the general assembly in**
58 **each tenth year such criminal code revision bills as it finds appropriate to accomplish its**
59 **purpose.**

60 **7. The joint committee may make reasonable requests for staff assistance from the**
61 **research and appropriations staffs of the senate and house and the joint committee on**
62 **legislative research, and may employ such personnel as it deems necessary to carry out the**
63 **duties imposed by this section, within the limits of any appropriation for such purpose. In**
64 **the performance of its duties, the committee may request assistance or information from**
65 **all branches of government and state departments, agencies, boards, commissions and**
66 **offices.**

67 **8. The members of the committee shall serve without compensation, but any actual**
68 **and necessary expenses incurred in the performance of the committee's official duties by**
69 **the joint committee, its members, and any staff assigned to the committee shall be paid**
70 **from the joint contingent fund.**

2 33.150. The original of all accounts, vouchers and documents approved or to be
approved by the commissioner of administration shall be preserved in his office; and copies

3 thereof shall be given without charge to any person, county, city, town, township and school or
4 special road district interested therein, that may require the same for the purpose of being used
5 as evidence in the trial of the cause, and like copies shall be furnished to any corporation or
6 association requiring the same, under tender of the fees allowed by law; provided, that, during
7 each biennial session of the general assembly, the commissioner of administration may[, in the
8 presence of a joint committee of the house of representatives and senate,] destroy by burning or
9 by any other method [satisfactory to said joint committee all] paid accounts, vouchers and
10 duplicate receipts of the state treasurer and other documents which may have been on file in the
11 office of the commissioner of administration or his predecessor as custodian of such documents
12 for a period of five years or longer, except such documents as may at the time be the subject of
13 litigation or dispute. [Said joint committee shall consist of four members of the house of
14 representatives, to be appointed by the speaker of the house of representatives, and two members
15 of the senate, to be appointed by the president pro tem of the senate.]

135.210. 1. Any governing authority which desires to have any portion of a city or
2 unincorporated area of a county under its control designated as an enterprise zone shall hold a
3 public hearing for the purpose of obtaining the opinion and suggestions of those persons who
4 will be affected by such designation. The governing authority shall notify the director of such
5 hearing at least thirty days prior thereto and shall publish notice of such hearing in a newspaper
6 of general circulation in the area to be affected by such designation at least twenty days prior to
7 the date of the hearing but not more than thirty days prior to such hearing. Such notice shall state
8 the time, location, date and purpose of the hearing. The director, or the director's designee, shall
9 attend such hearing.

10 2. After a public hearing is held as required in subsection 1 of this section, the governing
11 authority may file a petition with the department requesting the designation of a specific area as
12 an enterprise zone. Such petition shall include, in addition to a description of the physical,
13 social, and economic characteristics of the area:

14 (1) A plan to provide adequate police protection within the area;

15 (2) A specific and practical process for individual businesses to obtain waivers from
16 burdensome local regulations, ordinances, and orders which serve to discourage economic
17 development within the area to be designated an enterprise zone; except that, such waivers shall
18 not substantially endanger the health or safety of the employees of any such business or the
19 residents of the area;

20 (3) A description of what other specific actions will be taken to support and encourage
21 private investment within the area;

22 (4) A plan to ensure that resources are available to assist area residents to participate in
23 increased development through self-help efforts and in ameliorating any negative effects of
24 designation of the area as an enterprise zone;

25 (5) A statement describing the projected positive and negative effects of designation of
26 the area as an enterprise zone; and

27 (6) A specific plan to provide assistance to any person or business dislocated as a result
28 of activities within the zone. Such plan shall determine the need of dislocated persons for
29 relocation assistance; provide, prior to displacement, information about the type, location and
30 price of comparable housing or commercial property; provide information concerning state and
31 federal programs for relocation assistance and provide other advisory services to displaced
32 persons. Public agencies may choose to provide assistance under the Uniform Relocation and
33 Real Property Acquisition Act, 42 U.S.C. section 4601, et seq. to meet the requirements of this
34 subdivision.

35 3. Notwithstanding the provisions of section 135.250, the director of the department of
36 economic development shall, prior to the designation of any enterprise zone, submit to the joint
37 committee on [economic development policy and planning, established in section 620.602] **tax**
38 **policy**, rules and regulations pertaining to the designation of enterprise zones. Following
39 approval by the joint committee, such rules and regulations shall be issued pursuant to the
40 provisions of section 536.021. Upon approval of an enterprise zone designation by the
41 department, the director shall submit such enterprise zone designation to the joint committee for
42 its approval. An enterprise zone designation shall be effective upon such approval by the joint
43 committee. The director shall report annually to the joint committee the number and location
44 of all enterprise zones designated, together with the business activity within each designated
45 enterprise zone.

46 4. No more than fifty such areas may be designated by the director as an enterprise zone
47 under the provisions of this subsection, except that any enterprise zones authorized apart from
48 this subsection by specific legislative enactment, on or after August 28, 1991, shall not be
49 counted toward the limitation set forth in this subsection. After fifty enterprise zones, plus any
50 others authorized apart from this subsection by specific legislative enactment first designated on
51 or after August 28, 1991, have been designated by the director, additional enterprise zones may
52 be authorized apart from this subsection by specific legislative enactment, except that if an
53 enterprise zone designation is cancelled under the provision of subsection 5 of this section, the
54 director may designate one area as an enterprise zone for each enterprise zone designation which
55 is cancelled.

56 5. Each designated enterprise zone or satellite zone must report to the director on an
57 annual basis regarding the status of the zone and business activity within the zone. On the fifth

58 anniversary of the designation of each zone after August 8, 1989, and each five years thereafter,
59 the director shall evaluate the activity which has occurred within the zone during the previous
60 five-year period, including business investments and the creation of new jobs. The director shall
61 present the director's evaluation to the joint legislative committee on [economic development
62 policy and planning] **tax policy**. If the director finds that the plan outlined in the application for
63 designation was not implemented in good faith, or if such zone no longer qualifies under the
64 original criteria, or if the director finds that the zone is not being effectively promoted or
65 developed, the director may recommend to the committee that the designation of that area as an
66 enterprise zone be cancelled. All agreements negotiated under the benefits of such zone shall
67 remain in effect for the originally agreed upon duration. The committee shall schedule a hearing
68 on such recommendation for not later than sixty days after the recommendation is filed with it.
69 At the hearing, interested parties, including the director, may present witnesses and evidence as
70 to why the enterprise zone designation for that particular area should be continued or cancelled.
71 Within thirty days after the hearing the committee shall determine whether or not the designation
72 should be continued. If it is not continued, the director shall remove the designation from the
73 area and, following the procedures outlined in this section, award the designation of an enterprise
74 zone to another applicant. If an area has requested a designated enterprise zone, and met all
75 existing statutory requirements, but has not been designated such, then the applicant may appeal
76 to the joint legislative committee on [economic development policy and planning] **tax policy** for
77 a hearing to determine its eligibility for such a designation. The review of the director's
78 evaluation and the hearing thereon, and any appeal as provided for in this subsection, by the joint
79 legislative committee on [economic development policy and planning] **tax policy** shall be an
80 additional duty for that body.

135.230. 1. The exemption or credit established and allowed by section 135.220 and the
2 credits allowed and established by subdivisions (1), (2), (3) and (4) of subsection 1 of section
3 135.225 shall be granted with respect to any new business facility located within an enterprise
4 zone for a vested period not to exceed ten years following the date upon which the new business
5 facility commences operation within the enterprise zone and such exemption shall be calculated,
6 for each succeeding year of eligibility, in accordance with the formulas applied in the initial year
7 in which the new business facility is certified as such, subject, however, to the limitation that all
8 such credits allowed in sections 135.225 and 135.235 and the exemption allowed in section
9 135.220 shall be removed not later than fifteen years after the enterprise zone is designated as
10 such. No credits shall be allowed pursuant to subdivision (1), (2), (3) or (4) of subsection 1 of
11 section 135.225 or section 135.235 and no exemption shall be allowed pursuant to section
12 135.220 unless the number of new business facility employees engaged or maintained in
13 employment at the new business facility for the taxable year for which the credit is claimed

14 equals or exceeds two or the new business facility is a revenue-producing enterprise as defined
15 in paragraph (d) of subdivision (6) of section 135.200. In order to qualify for either the
16 exemption pursuant to section 135.220 or the credit pursuant to subdivision (4) of subsection 1
17 of section 135.225, or both, it shall be required that at least thirty percent of new business facility
18 employees, as determined by subsection 4 of section 135.110, meet the criteria established in
19 section 135.240 or are residents of an enterprise zone or some combination thereof, except
20 taxpayers who establish a new business facility by operating a revenue-producing enterprise as
21 defined in paragraph (d) of subdivision (6) of section 135.200 or any taxpayer that is an
22 insurance company that established a new business facility satisfying the requirements of
23 subdivision (8) of section 135.100 located within an enterprise zone after June 30, 1993, and
24 before December 31, 1994, and that employs in excess of three hundred fifty new business
25 facility employees at such facility each tax period for which the credits allowable pursuant to
26 subdivisions (1) to (4) of subsection 1 of section 135.225 are claimed shall not be required to
27 meet such requirement. A new business facility described as SIC 3751 shall be required to
28 employ fifteen percent of such employees instead of the required thirty percent. For the purpose
29 of satisfying the thirty-percent requirement, residents must have lived in the enterprise zone for
30 a period of at least one full calendar month and must have been employed at the new business
31 facility for at least one full calendar month, and persons qualifying because they meet the
32 requirements of section 135.240 must have satisfied such requirement at the time they were
33 employed by the new business facility and must have been employed at the new business facility
34 for at least one full calendar month. The director may temporarily reduce or waive this
35 requirement for any business in an enterprise zone with ten or less full-time employees, and for
36 businesses with eleven to twenty full-time employees this requirement may be temporarily
37 reduced. No reduction or waiver may be granted for more than one tax period and shall not be
38 renewable. The exemptions allowed in sections 135.215 and 135.220 and the credits allowed
39 in sections 135.225 and 135.235 and the refund established and authorized in section 135.245
40 shall not be allowed to any "public utility", as such term is defined in section 386.020. For the
41 purposes of achieving the fifteen-percent employment requirement set forth in this subsection,
42 a new business facility described as NAICS 336991 may count employees who were residents
43 of the enterprise zone at the time they were employed by the new business facility and for at least
44 ninety days thereafter, regardless of whether such employees continue to reside in the enterprise
45 zone, so long as the employees remain employed by the new business facility and residents of
46 the state of Missouri.

47 2. Notwithstanding the provisions of subsection 1 of this section, motor carriers, barge
48 lines or railroads engaged in transporting property for hire or any interexchange
49 telecommunications company that establish a new business facility shall be eligible to qualify

50 for the exemptions allowed in sections 135.215 and 135.220, and the credits allowed in sections
51 135.225 and 135.235 and the refund established and authorized in section 135.245, except that
52 trucks, truck-trailers, truck semitrailers, rail or barge vehicles or other rolling stock for hire,
53 track, switches, bridges, barges, tunnels, rail yards and spurs shall not constitute new business
54 facility investment nor shall truck drivers or rail or barge vehicle operators constitute new
55 business facility employees.

56 3. Notwithstanding any other provision of sections 135.200 to 135.256 to the contrary,
57 motor carriers establishing a new business facility on or after January 1, 1993, but before January
58 1, 1995, may qualify for the tax credits available pursuant to sections 135.225 and 135.235 and
59 the exemption provided in section 135.220, even if such new business facility has not satisfied
60 the employee criteria, provided that such taxpayer employs an average of at least two hundred
61 persons at such facility, exclusive of truck drivers and provided that such taxpayer maintains an
62 average investment of at least ten million dollars at such facility, exclusive of rolling stock,
63 during the tax period for which such credits and exemption are being claimed.

64 4. Any governing authority having jurisdiction of an area that has been designated an
65 enterprise zone may petition the department to expand the boundaries of such existing enterprise
66 zone. The director may approve such expansion if the director finds that:

67 (1) The area to be expanded meets the requirements prescribed in section 135.207 or
68 135.210, whichever is applicable;

69 (2) The area to be expanded is contiguous to the existing enterprise zone; and

70 (3) The number of expansions do not exceed three after August 28, 1994.

71 5. Notwithstanding the fifteen-year limitation as prescribed in subsection 1 of this
72 section, any governing authority having jurisdiction of an area that has been designated as an
73 enterprise zone by the director, except one designated pursuant to this subsection, may file a
74 petition, as prescribed by the director, for redesignation of such area for an additional period not
75 to exceed seven years following the fifteenth anniversary of the enterprise zone's initial
76 designation date; provided:

77 (1) The petition is filed with the director within three years prior to the date the tax
78 credits authorized in sections 135.225 and 135.235 and the exemption allowed in section
79 135.220 are required to be removed pursuant to subsection 1 of this section;

80 (2) The governing authority identifies and conforms the boundaries of the area to be
81 designated a new enterprise zone to the political boundaries established by the latest decennial
82 census, unless otherwise approved by the director;

83 (3) The area satisfies the requirements prescribed in subdivisions (3) and (4) of section
84 135.205 according to the United States Census Bureau's American Community Survey, based

85 on the most recent of five-year period estimate data in which the final year of the estimate ends
86 in either zero or five or other appropriate source as approved by the director;

87 (4) The governing authority satisfies the requirements prescribed in sections 135.210,
88 135.215 and 135.255;

89 (5) The director finds that the area is unlikely to support reasonable tax assessment or
90 to experience reasonable economic growth without such designation; and

91 (6) The director's recommendation that the area be designated as an enterprise zone is
92 approved by the joint committee on [economic development policy and planning] **tax policy**, as
93 otherwise required in subsection 3 of section 135.210.

94 6. Any taxpayer having established a new business facility in an enterprise zone except
95 one designated pursuant to subsection 5 of this section, who did not earn the tax credits
96 authorized in sections 135.225 and 135.235 and the exemption allowed in section 135.220 for
97 the full ten-year period because of the fifteen-year limitation as prescribed in subsection 1 of this
98 section, shall be granted such benefits for ten tax years, less the number of tax years the benefits
99 were claimed or could have been claimed prior to the expiration of the original fifteen-year
100 period, except that such tax benefits shall not be earned for more than seven tax periods during
101 the ensuing seven-year period, provided the taxpayer continues to operate the new business
102 facility in an area that is designated an enterprise zone pursuant to subsection 5 of this section.
103 Any taxpayer who establishes a new business facility subsequent to the commencement of the
104 ensuing seven-year period, as authorized in subsection 5 of this section, may qualify for the tax
105 credits authorized in sections 135.225 and 135.235, and the exemptions authorized in sections
106 135.215 and 135.220, pursuant to the same terms and conditions as prescribed in sections
107 135.100 to 135.256. The designation of any enterprise zone pursuant to subsection 5 of this
108 section shall not be subject to the fifty enterprise zone limitation imposed in subsection 4 of
109 section 135.210.

208.952. 1. There is hereby established [the] **a permanent "Joint Committee on MO**
2 **HealthNet"**. [The committee shall have as its purpose the study of the resources needed to
3 continue and improve the MO HealthNet program over time.] **It shall be the duty of the**
4 **committee to make a continuing study and analysis of the MO HealthNet program.** The
5 committee shall consist of ten members:

6 (1) The chair and the ranking minority member of the house committee on the budget;

7 (2) The chair and the ranking minority member of the senate committee on
8 appropriations [committee];

9 (3) The chair and the ranking minority member of the house committee on appropriations
10 for health, mental health, and social services;

11 (4) The chair and the ranking minority member of the **standing** senate committee [on
12 health and mental health] **assigned to consider MO HealthNet legislation and matters;**

13 (5) A representative chosen by the speaker of the house of representatives; and

14 (6) A senator chosen by the president pro tem of the senate.

15 No more than three members from each house shall be of the same political party.

16 2. A chair of the committee shall be selected by the members of the committee.

17 3. The committee shall meet [as necessary] **at least three times a year. In the event**
18 **of three consecutive absences on the part of any member, such member may be removed**
19 **from the committee.**

20 4. [Nothing in this section shall be construed as authorizing the committee to hire
21 employees or enter into any employment contracts] **The committee may employ such**
22 **personnel or enter into such employment contracts as it deems necessary to carry out the**
23 **duties imposed by this section, within the limits of any appropriation for such purpose.**
24 **The compensation of such personnel and the expenses of the committee shall be paid from**
25 **the joint contingent fund or jointly from the senate and house contingent funds until an**
26 **appropriation is made therefor.**

27 5. [The committee shall receive and study the five-year rolling MO HealthNet budget
28 forecast issued annually by the legislative budget office.

29 6.] The committee shall **annually conduct a rolling five-year MO HealthNet forecast**
30 **and** make recommendations in a report to the general assembly by January first each year,
31 beginning in [2008] **2016**, on anticipated growth in the MO HealthNet program, needed
32 improvements, anticipated needed appropriations, and suggested strategies on ways to structure
33 the state budget in order to satisfy the future needs of the program.

210.153. 1. There is hereby created in the department of social services the "Child
2 Abuse and Neglect Review Board", which shall provide an independent review of child abuse
3 and neglect determinations in instances in which the alleged perpetrator is aggrieved by the
4 decision of the children's division. The division may establish more than one board to assure
5 timely review of the determination. **In providing an independent review, the boards and**
6 **their members shall act as unbiased finders of fact and shall be independent of any control**
7 **or interference by the department of social services or employees of the department of**
8 **social services. The boards shall act independently so as to assure that due process of the**
9 **law is afforded to all parties involved in the proceedings.**

10 2. [The] **Each** board shall consist of nine members, who shall be appointed by the
11 governor with the advice and consent of the senate[, and shall include:

12 (1) A physician, nurse or other medical professional;

13 (2) A licensed child or family psychologist, counselor or social worker;

14 (3) An attorney who has acted as a guardian ad litem or other attorney who has
15 represented a subject of a child abuse and neglect report;

16 (4) A representative from law enforcement or a juvenile office.

17 3. Other members of the board may be selected from:

18 (1) A person from another profession or field who has an interest in child abuse or
19 neglect;

20 (2) A college or university professor or elementary or secondary teacher;

21 (3) A child advocate;

22 (4) A parent, foster parent or grandparent]. **Each board member shall be a resident
23 of the state of Missouri. The term of office of each board member shall be three years. At
24 the time of their appointment, no more than five members of any board shall be of the
25 same political party as the governor.**

26 [4.] **3.** The following persons may [participate in a child abuse and neglect review board
27 review] **offer testimony in review proceedings before the board:**

28 (1) Appropriate children's division staff and legal counsel for the department;

29 (2) The alleged perpetrator, who may be represented pro se or be represented by legal
30 counsel. The alleged perpetrator's presence is not required for the review to be conducted. The
31 alleged perpetrator may submit a written statement for the board's consideration in lieu of
32 personal appearance; [and]

33 (3) Witnesses **and such other persons as the board may call for expert advice**
34 providing information on behalf of the child, the alleged perpetrator or the department.
35 [Witnesses] **Such persons** shall only be allowed to attend that portion of the review in which
36 they are presenting information;

37 (4) **A physician, nurse, or other medical professional;**

38 (5) **A licensed child or family psychologist, counselor, or social worker;**

39 (6) **An attorney who has acted as a guardian ad litem or other attorney who has
40 represented a subject of a child abuse and neglect report;**

41 (7) **A representative from law enforcement or a juvenile office;**

42 (8) **A person from another profession or field who has an interest in child abuse or
43 neglect;**

44 (9) **A college or university professor or elementary or secondary teacher;**

45 (10) **A child advocate; or**

46 (11) **A parent, foster parent, or grandparent.**

47 [5.] **4.** The members of the board shall serve without compensation, but shall receive
48 reimbursement for reasonable and necessary expenses actually incurred in the performance of
49 their duties.

50 [6.] 5. All records and information compiled, obtained, prepared or maintained by the
51 child abuse and neglect review board in the course of any review shall be confidential
52 information.

53 [7.] 6. The department shall promulgate rules and regulations governing the operation
54 of the child abuse and neglect review board except as otherwise provided for in this section.
55 These rules and regulations shall, at a minimum, [describe the length of terms] **provide that all**
56 **witnesses are subject to cross examination, describe** the selection of the chairperson,
57 confidentiality, notification of parties and time frames for the completion of the review.

58 [8.] 7. Findings [of probable cause to suspect prior to August 28, 2004, or findings] by
59 a preponderance of the evidence [after August 28, 2004,] of child abuse and neglect by the
60 division which are substantiated by court adjudication shall not be heard by the child abuse and
61 neglect review board.

62 **8. No employee, former employee, contractor, or an immediate family member of**
63 **an employee, former employee, or contractor of the department of social services shall**
64 **serve on the board.**

217.025. 1. The general supervision, management and control of the department of
2 corrections shall be in the director of corrections, who shall be appointed by the governor, by and
3 with the advice and consent of the senate.

4 2. The director shall be a person of recognized character and integrity, and have such
5 education, training, proven executive ability and experience as will fit for the successful
6 performance of the official duties of the director. The director shall have education, training and
7 experience in correctional management. The director shall be a citizen of the United States, but
8 need not be a resident of the state of Missouri at the time of appointment. Before entering into
9 the official duties of office, the director shall take an oath or affirmation to support the
10 Constitution of the United States and the Constitution of the State of Missouri and to faithfully
11 demean himself or herself in the office of the director. The director shall enter into a good and
12 sufficient corporate surety bond, payable to the state of Missouri, conditioned upon the faithful
13 discharge and performance of the official duties of the director. The bond shall be approved by
14 the attorney general as to form and by the governor as to its sufficiency. The premium on the
15 bond shall be paid by the state. The director shall devote full time to the official duties of the
16 director, with primary responsibility being to ensure that positive efforts are made to ensure the
17 public safety. The secondary responsibility of the director shall be to institute various
18 rehabilitative programs which should include, but are not limited to, the areas of education,
19 vocational training, treatment, counseling and guidance and an overall approach aimed at
20 reducing recidivism.

21 3. The director shall establish the duties and responsibilities of employees of the
22 department, shall supervise their work assignments and may require reports from any employee
23 as to his conduct and management relating to the correctional centers and programs of the
24 department. The director shall also be responsible for the implementation of uniform policies
25 and procedures governing offenders and staff.

26 4. The director shall have control and jurisdiction over all persons who are legally
27 sentenced, assigned and committed to the custody and supervision of the department.

28 5. The director shall have control and jurisdiction over all real estate, buildings,
29 equipment, machinery, correctional centers and products properly belonging to, or used by, or
30 in connection with any facility within the department except where such control and jurisdiction
31 are reserved to others by law.

32 6. The director shall make and enforce such rules, regulations, orders and findings as the
33 director may deem necessary for the proper management of all correctional centers and persons
34 subject to the department's control.

35 7. The director shall establish and maintain correctional centers and units, as provided
36 by appropriations, for the segregation of male and female offenders, and for the classification of
37 offenders based on the level of security, supervision and program needs.

38 8. The director shall prepare and submit an annual budget of all funds necessary to be
39 expended by the department and by the divisions of the department.

40 9. The director shall prepare and submit to the governor and the general assembly a
41 written report of the administration of his duties, together with such recommendations and
42 suggestions as the director may deem advisable. It may include projects, plans,
43 accomplishments, together with statistics and summaries of financial receipts and expenditures.
44 The director shall also advise the governor and the [joint committee on corrections] **house and**
45 **senate standing committees with jurisdiction over corrections issues or penal and**
46 **correctional institutions** as to any improvements that may appear necessary for the efficiency,
47 economy and general well-being of offenders, correctional centers, programs, and the
48 department.

49 10. The director shall initiate and direct the development of a long-range plan to provide
50 comprehensive integrated programs to accomplish the purpose of this chapter.

217.550. 1. The department shall establish and operate at its correctional centers a
2 vocational enterprise program which includes industries, services, vocational training, and
3 agribusiness operations. The director shall have general supervision over planning,
4 establishment and management of all vocational enterprise operations provided by and within
5 the department and shall decide at which correctional center each vocational enterprise shall be
6 located, taking into consideration the offender custody levels, the number of offenders in each

7 correctional center so the best service or distribution of labor may be secured, location and
8 convenience of the correctional centers in relation to the other correctional centers to be supplied
9 or served and the machinery presently contained in each correctional center.

10 2. No service shall be established or renewed without prior approval by the advisory
11 board of vocational enterprises program established by section 217.555 [and the joint committee
12 on corrections established by sections 21.440 to 21.465]. Both the board and the committee shall
13 make a finding that the establishment of the service shall be beneficial to those offenders
14 involved and shall not adversely affect any statewide economic group or industry.

15 3. The annual report of Missouri vocational enterprises submitted to the director shall
16 include:

17 (1) A list of the correctional industries, services, vocational training programs, and
18 agribusinesses in operation;

19 (2) A list of correctional industries, services, vocational training programs, and
20 agribusinesses started, terminated, moved, expanded, or reduced during the period;

21 (3) The average number of offenders employed in each correctional industry, service,
22 vocational training program, or agribusiness operation;

23 (4) The volume of sales of articles, services, and materials manufactured, grown,
24 processed or provided;

25 (5) An operating statement showing the profit or loss of each industry, service,
26 vocational training program, and agribusiness operation;

27 (6) The amount of sales to state agencies or institutions, to political subdivisions of the
28 state, or any other entity with which the vocational enterprise program does business, and the
29 amount of open market sales, if any; and

30 (7) Such other information concerning the correctional industries, services, vocational
31 training programs, and agribusiness operations as requested by the director.

217.567. 1. Notwithstanding the provisions of any other law to the contrary, the director
2 is hereby authorized to contract with a private individual, corporation, partnership or other lawful
3 entity for inmate work or vocational training projects involving the manufacture and processing
4 of goods, wares or merchandise, or any service-related business or commercial enterprise deemed
5 by the director to be consistent with the proper employment, training and rehabilitation of
6 offenders.

7 2. Any contract authorized by this section shall be in compliance with federal law, shall
8 be competitively negotiated by the department and the private entity, shall not result in the
9 displacement of civilian workers employed in the community or state, and shall be subject to the
10 approval of the advisory board of vocational enterprises program created pursuant to section
11 217.555 [and the joint committee on corrections created pursuant to sections 21.440 to 21.465].

12 3. The director may lease space in one or more buildings or portions of buildings on the
13 grounds of any correctional center, together with the real estate needed for reasonable access to
14 and egress from the leased premises to a private individual, corporation, partnership or other
15 lawful entity for the purpose of establishing and operating a business enterprise. The enterprise
16 shall at all times observe practices and procedures regarding security as the lease may specify or
17 as the correctional center superintendent may temporarily stipulate during periods of emergency.
18 The enterprise shall be deemed a private enterprise and is subject to all federal and state laws
19 governing the operation of similar private business enterprises as specified by the authorized
20 contract.

21 4. Subject to the approval of the director and upon such terms as may be prescribed, any
22 lessee operating such an enterprise may employ and discharge from employment selected
23 offenders of the correctional center where the enterprise is operated or from other correctional
24 centers in close proximity. Offenders assigned to such an enterprise are subject to all
25 departmental and divisional rules in addition to rules and regulations promulgated by the
26 authorized contractor. Offenders assigned to such an enterprise for employment purposes shall
27 be required to pay a percentage of their wages as established by the director of not less than five
28 percent nor more than twenty percent of gross wages to the crime victims' compensation fund,
29 section 595.045.

30 5. The director shall establish policies and procedures for determining the specific wages
31 paid, workers' compensation benefits and deductions from wages to include room and board;
32 federal, state and Social Security taxes; and family support. All deductions must not total more
33 than eighty percent of gross wages. Provisions of the Fair Labor Standards Act shall apply to
34 contractual offender workers.

320.092. 1. Tax credits issued pursuant to sections 135.400, 135.750 and 320.093 shall
2 be subject to oversight provisions. Effective January 1, 2000, notwithstanding the provisions of
3 section 32.057, the board, department or authority issuing tax credits shall annually report to the
4 office of administration, president pro tem of the senate, **and** the speaker of the house of
5 representatives[, and the joint committee on economic development] regarding the tax credits
6 issued pursuant to sections 135.400, 135.750 and 320.093 which were issued in the previous
7 fiscal year. The report shall contain, but not be limited to, the aggregate number and dollar
8 amount of tax credits issued by the board, department or authority, the number and dollar amount
9 of tax credits claimed by taxpayers, and the number and dollar amount of tax credits unclaimed
10 by taxpayers as well as the number of years allowed for claims to be made. This report shall be
11 delivered no later than November of each year.

12 2. The reporting requirements established pursuant to subsection 1 of this section shall
13 also apply to the department of economic development and the Missouri development finance

14 board established pursuant to section 100.265. The department and the Missouri development
15 finance board shall report on the tax credit programs which they respectively administer that are
16 authorized under the provisions of chapters 32, 100, 135, 178, 253, 348, 447 and 620.

348.439. The tax credits issued in sections 348.430 to 348.439 by the Missouri
2 agricultural and small business development authority shall be subject to oversight provisions.
3 Effective January 1, 2000, notwithstanding the provisions of section 32.057, the authority shall
4 annually report to the office of administration, president pro tem of the senate, **and** the speaker
5 of the house of representatives[, and the joint committee on economic development] regarding
6 the tax credits authorized pursuant to sections 348.430 to 348.439 which were issued in the
7 previous fiscal year. The report shall contain, but not be limited to, the aggregate number and
8 dollar amount of tax credits issued by the authority, the number and dollar amount of tax credits
9 claimed by taxpayers, and the number and dollar amount of tax credits unclaimed by taxpayers
10 as well as the number of years allowed for claims to be made. This report shall be delivered no
11 later than November of each year.

361.120. 1. The director of finance shall preserve all records, reports and papers of every
2 kind pertaining to the division of finance for a period of ten years, and shall permanently
3 preserve all records, reports and papers of a permanent value, including articles of association
4 and all amendments thereto, and all articles of merger or consolidation and amendments thereto.
5 The director of finance shall make a written report to the governor whenever required by the
6 governor.

7 2. During each biennial session of the general assembly the director shall[, in the
8 presence of a joint committee of the house of representatives and the senate,] destroy by burning
9 or by any other method [satisfactory to said joint committee] the records, papers and reports
10 which may be disposed of pursuant to this section. [The joint committee shall consist of four
11 members of the house of representatives to be appointed by the speaker of the house of
12 representatives and two members of the senate to be appointed by the president pro tem of the
13 senate.]

386.145. The chairman of the public service commission[, in the presence of the speaker
2 of the house of representatives or some member of the house of representatives designated in
3 writing by said speaker and the president pro tem of the senate or some member of the senate
4 designated in writing by said president pro tem,] may destroy by burning, or otherwise dispose
5 of as ordered by the public service commission, such records, financial statements and such
6 public documents which shall at the time of destruction or disposal have been on file in the office
7 of the public service commission for a period of five years or longer and which are determined
8 by the public service commission to be obsolete or of no further public use or value, except such
9 records and documents as may at the time be the subject of litigation or dispute.

476.681. 1. Any retired judge or retired commissioner receiving retirement benefits
2 under any of the applicable provisions of this chapter, who is willing to serve as a senior judge
3 or senior commissioner, respectively, may make application for such service with the clerk of
4 the supreme court on forms provided by the clerk. The application shall contain information
5 relating to the prior legal and judicial experience of the applicant, the applicant's physical and
6 mental health, and the times of the applicant's availability. The clerk may request physical or
7 mental examinations of any applicant and may request that the applicant furnish or authorize the
8 furnishing of any relevant medical or other health records. An application shall be submitted to
9 the supreme court for approval or disapproval and shall be valid for a period of one year from
10 the date of approval.

11 2. Upon written request of the chief judge of any district of the court of appeals or the
12 presiding judge of any circuit, the supreme court may appoint a senior judge or senior
13 commissioner from the file of approved applications maintained by the clerk of the supreme
14 court. Appointments to serve shall be based on caseload and need, as determined by the supreme
15 court in its discretion, taking into consideration reports filed pursuant to section 476.412,
16 [recommendations made by the judicial resources commission created herein] and such other
17 matters that the court deems relevant. The appointment may be made for a specific case or cases
18 or for a specified period of time not to exceed one year. The appointment may be extended for
19 additional periods of time not to exceed one year each if the appointed senior judge or senior
20 commissioner maintains an annual updated and approved application for appointment. Persons
21 serving as a senior judge or senior commissioner pursuant to the provisions of this section shall
22 receive compensation as provided in section 476.682.

620.050. 1. There is hereby created, within the department of economic development,
2 the "Entrepreneurial Development Council". The entrepreneurial development council shall
3 consist of seven members from businesses located within the state and licensed attorneys with
4 specialization in intellectual property matters. All members of the council shall be appointed by
5 the governor with the advice and consent of the senate. The terms of membership shall be set
6 by the department of economic development by rule as deemed necessary and reasonable. Once
7 the department of economic development has set the terms of membership, such terms shall not
8 be modified and shall apply to all subsequent members.

9 2. The entrepreneurial development council shall, as provided by department rule,
10 impose a registration fee sufficient to cover costs of the program for entrepreneurs of this state
11 who desire to avail themselves of benefits, provided by the council, to registered entrepreneurs.

12 3. There is hereby established in the state treasury, the "Entrepreneurial Development
13 and Intellectual Property Right Protection Fund" to be held separate and apart from all other
14 public moneys and funds of the state. The entrepreneurial development and intellectual property

15 right protection fund may accept state and federal appropriations, grants, bequests, gifts, fees and
16 awards to be held for use by the entrepreneurial development council. Notwithstanding
17 provisions of section 33.080 to the contrary, moneys remaining in the fund at the end of any
18 biennium shall not revert to general revenue.

19 4. Upon notification of an alleged infringement of intellectual property rights of an
20 entrepreneur, the entrepreneurial development council shall evaluate such allegations of
21 infringement and may, based upon need, award grants or financial assistance to subsidize legal
22 expenses incurred in instituting legal action necessary to remedy the alleged infringement.
23 Pursuant to rules promulgated by the department, the entrepreneurial development council may
24 allocate moneys from **the** entrepreneurial development and intellectual property right protection
25 fund, in the form of low-interest loans and grants, to registered entrepreneurs for the purpose of
26 providing financial aid for product development, manufacturing, and advertising of new
27 products.

28 5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created
29 under the authority delegated in this section shall become effective only if it complies with and
30 is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section
31 and chapter 536 are nonseverable and if any of the powers vested with the general assembly
32 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule
33 are subsequently held unconstitutional, then the grant of rulemaking authority and any rule
34 proposed or adopted after August 28, 2008, shall be invalid and void.

35 **6. The provisions of this section shall expire on December 31, 2015.**

620.1300. A cost benefit analysis shall be prepared to evaluate the effectiveness of all
2 tax credit programs, as defined by section 135.800, and all programs operated by the department
3 of economic development for which the department approves tax credits, loans, loan guarantees,
4 or grants. Each analysis shall be conducted by the state auditor, and shall include, but not be
5 limited to, the costs for each program, the direct state and indirect state benefits and the direct
6 local and indirect local benefits associated with each program, the safeguards to protect
7 noneconomic influences in the award of programs administered by the department, and the
8 likelihood of the economic activity taking place without the program. The result of each analysis
9 shall be published and distributed, by January 1, 2001, and at least every four years thereafter,
10 to the governor, the speaker of the house of representatives, the president pro tem of the senate,
11 the chairman of the house budget committee, the chairman of the senate appropriations
12 committee, **and** the joint committee on tax policy[, and the joint committee on economic
13 development policy and planning].

630.010. 1. The state mental health commission, established by the omnibus
2 reorganization act of 1974, section 9, appendix B, RSMo, shall be composed of seven members

3 appointed by the governor, by and with the advice and consent of the senate. The terms of
4 members appointed under the reorganization act before August 13, 1980, shall continue until the
5 terms under which the members were regularly appointed expire. The terms shall be for four
6 years. Each commissioner shall hold office until his successor has been appointed and qualified.

7 2. The commission shall be comprised of members who are not prohibited from serving
8 by sections 105.450 to 105.482, as amended, and who are not otherwise employed by the state.
9 The commission shall be composed of the following:

10 (1) A physician recognized as an expert in the treatment of mental illness;

11 (2) A physician, **licensed clinical psychologist, or other licensed clinician**, recognized
12 as an expert in the evaluation or [habilitation] **treatment** of persons with an intellectual disability
13 or developmental disability;

14 (3) A representative of groups who are consumers or families of consumers interested
15 in the services provided by the department in the treatment of mental illness;

16 (4) A representative of groups who are consumers or families of consumers interested
17 in the services provided by the department in the habilitation of persons with an intellectual
18 disability or developmental disability;

19 (5) A person recognized for his expertise in general business matters and procedures;

20 (6) A person recognized for his interest and expertise in dealing with alcohol or drug
21 abuse; and

22 (7) A person recognized for his interest or expertise in community mental health
23 services.

24 3. Vacancies occurring on the commission shall be filled by appointment by the
25 governor, by and with the advice and consent of the senate, for the unexpired terms. In case of
26 a vacancy when the senate is not in session, the governor shall make a temporary appointment
27 until the next session of the general assembly, when he shall nominate someone to fill the office.

28 4. The commission shall elect from its members a chairman and a secretary. Meetings
29 shall be held at least once a month, and special meetings may be held at the call of the chairman.

30 5. The department shall pay the commission members one hundred dollars per day for
31 each day, or portion thereof, they actually spend in transacting the business of the commission
32 and shall reimburse the commission members for necessary expenses actually incurred in the
33 performance of their official duties.

650.120. 1. There is hereby created in the state treasury the "Cyber Crime Investigation
2 Fund". The treasurer shall be custodian of the fund and may approve disbursements from the
3 fund in accordance with sections 30.170 and 30.180. [Beginning with the 2010 fiscal year and
4 in each subsequent fiscal year, the general assembly shall appropriate three million dollars to the
5 cyber crime investigation fund.] The department of public safety shall be the administrator of

6 the fund. Moneys in the fund shall be used solely for the administration of the grant program
7 established under this section. Notwithstanding the provisions of section 33.080 to the contrary,
8 any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the
9 general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as
10 other funds are invested. Any interest and moneys earned on such investments shall be credited
11 to the fund.

12 2. The department of public safety shall create a program to distribute grants to
13 multijurisdictional internet cyber crime law enforcement task forces, multijurisdictional
14 enforcement groups, as defined in section 195.503, that are investigating internet sex crimes
15 against children, and other law enforcement agencies. The program shall be funded by the cyber
16 crime investigation fund created under subsection 1 of this section. Not more than three percent
17 of the money in the fund may be used by the department to pay the administrative costs of the
18 grant program. The grants shall be awarded and used to pay the salaries of detectives, **assistant**
19 **prosecuting and circuit attorneys**, and computer forensic personnel whose focus is
20 investigating internet sex crimes against children, including but not limited to enticement of a
21 child, possession or promotion of child pornography, provide funding for the training of law
22 enforcement personnel and prosecuting and circuit attorneys as well as their assistant prosecuting
23 and circuit attorneys, and purchase necessary equipment, supplies, and services. The funding for
24 such training may be used to cover the travel expenses of those persons participating.

25 3. A panel is hereby established in the department of public safety to award grants under
26 this program and shall be comprised of the following members:

27 (1) The director of the department of public safety, or his or her designee;

28 (2) Two members [shall be] appointed by the director of the department of public safety
29 from a list of six nominees submitted by the Missouri Police Chiefs Association;

30 (3) Two members [shall be] appointed by the director of the department of public safety
31 from a list of six nominees submitted by the Missouri Sheriffs' Association;

32 (4) Two members of the state highway patrol [shall be] appointed by the director of the
33 department of public safety from a list of six nominees submitted by the Missouri State Troopers
34 Association;

35 (5) One member of the house of representatives [who shall be] appointed by the speaker
36 of the house of representatives; [and]

37 (6) One member of the senate [who shall be] appointed by the president pro tem; **and**

38 (7) **The executive director of the Missouri office of prosecution services, or his or**
39 **her designee.**

40

41 The panel members who are appointed under subdivisions (2), (3), and (4) of this subsection
42 shall serve a four-year term ending four years from the date of expiration of the term for which
43 his or her predecessor was appointed. However, a person appointed to fill a vacancy prior to the
44 expiration of such a term shall be appointed for the remainder of the term. Such members shall
45 hold office for the term of his or her appointment and until a successor is appointed. The
46 members of the panel shall receive no additional compensation but shall be eligible for
47 reimbursement for mileage directly related to the performance of panel duties.

48 4. Local matching amounts, which may include new or existing funds or in-kind
49 resources including but not limited to equipment or personnel, are required for
50 multijurisdictional internet cyber crime law enforcement task forces and other law enforcement
51 agencies to receive grants awarded by the panel. Such amounts shall be determined by the state
52 appropriations process or by the panel.

53 5. When awarding grants, priority should be given to newly hired detectives and
54 computer forensic personnel.

55 6. The panel shall establish minimum training standards for detectives and computer
56 forensic personnel participating in the grant program established in subsection 2 of this section.

57 7. Multijurisdictional internet cyber crime law enforcement task forces and other law
58 enforcement agencies participating in the grant program established in subsection 2 of this
59 section shall share information and cooperate with the highway patrol and with existing internet
60 crimes against children task force programs.

61 8. The panel may make recommendations to the general assembly regarding the need for
62 additional resources or appropriations.

63 9. The power of arrest of any peace officer who is duly authorized as a member of a
64 multijurisdictional internet cyber crime law enforcement task force shall only be exercised during
65 the time such peace officer is an active member of such task force and only within the scope of
66 the investigation on which the task force is working. Notwithstanding other provisions of law
67 to the contrary, such task force officer shall have the power of arrest, as limited in this
68 subsection, anywhere in the state and shall provide prior notification to the chief of police of a
69 municipality or the sheriff of the county in which the arrest is to take place. If exigent
70 circumstances exist, such arrest may be made and notification shall be made to the chief of police
71 or sheriff as appropriate and as soon as practical. The chief of police or sheriff may elect to work
72 with the multijurisdictional internet cyber crime law enforcement task force at his or her option
73 when such task force is operating within the jurisdiction of such chief of police or sheriff.

74 10. Under section 23.253 of the Missouri sunset act:

75 (1) The provisions of the new program authorized under this section shall [sunset
76 automatically six years after June 5, 2006] **be reauthorized as of the effective date of this act**

77 **and shall expire on December 31, 2024**, unless reauthorized by an act of the general assembly;
78 and

79 (2) If such program is reauthorized, the program authorized under this section shall
80 sunset automatically twelve years after the effective date of the reauthorization of this section;
81 and

82 (3) This section shall terminate on September first of the calendar year immediately
83 following the calendar year in which the program authorized under this section is sunset.

2 [8.597. 1. There is established a joint committee of the general assembly
3 to be known as the "Advisory Committee on Tobacco Securitization", to be
4 comprised of five members of the senate and five members of the house of
5 representatives. Three of the senate members shall be appointed by the president
6 pro tem of the senate and two by the senate minority leader. Three of the house
7 members shall be appointed by the speaker of the house and two by the house
8 minority leader. The appointment of each member shall continue during his or
9 her term of office as a member of the general assembly or until a successor has
10 been duly appointed to fill his or her place when his or her term of office as a
11 member of the general assembly has expired.

12 2. The committee shall study and recommend who the financial advisors,
13 investment bankers, and other professional advisors shall be for the authority, and
14 shall make a written report to the authority within sixty days of passage of the
15 bill. The committee shall also study and provide a written report by December
16 thirty-first of each year to the authority detailing suggested allowable projects and
17 payments for which money from the tobacco settlement securitization settlement
trust fund may be used in the next appropriation cycle.]

2 [21.440. 1. There is established a permanent joint committee of the
3 general assembly to be known as the "Joint Committee on Corrections" to be
4 comprised of six members of the senate and six members of the house of
5 representatives. The senate members shall be appointed by the president pro tem
6 of the senate and the house members shall be appointed by the speaker of the
7 house. The appointment of each member shall continue during his term of office
8 as a member of the general assembly or until a successor has been duly appointed
9 to fill his place when his term of office as a member of the general assembly has
expired.

10 2. The general assembly by a majority vote of the elected members may
11 discharge any or all of the members of the committee at any time and select their
12 successors.

13 3. No major party shall be represented on the committee by more than
14 three members from the senate nor by more than three members from the house.]

2 [21.445. 1. The joint committee on corrections shall meet within ten
3 days after its creation and organize by selecting a chairman and a vice chairman,
4 one of whom shall be a member of the senate and the other a member of the
house of representatives. The director of research of the committee on legislative

5 research shall serve as secretary to the committee. He shall keep the records of
6 the committee, and shall perform such other duties as may be directed by the
7 committee.

8 2. The regular meetings of the committee shall be in Jefferson City,
9 Missouri, and after its inception and organization it shall regularly meet at least
10 once every six months.

11 3. A majority of the members of the committee shall constitute a quorum.

12 4. The members of the committee shall serve without compensation but
13 shall be entitled to reimbursement for actual and necessary expenses incurred in
14 the performance of their official duties.]

2 [21.450. The committee may, within the limits of its appropriation,
3 employ such personnel as it deems necessary; and the committee on legislative
4 research, within the limits of any appropriation made for such purpose, shall
5 supply to the joint committee on corrections such professional, technical, legal,
stenographic and clerical help as may be necessary for it to perform its duties.]

[21.455. It shall be the duty of the committee:

2 (1) To make a continuing study and analysis of penal and correctional
3 problems as they relate to this state;

4 (2) To devise and arrange for a long-range program for the department
5 and its correctional centers based on a plan of biennial development and making
6 the recommendation of any required correctional centers in the state in
7 accordance with the general assembly's powers of appropriation;

8 (3) To inspect at least once each year and as necessary all correctional
9 facilities and properties under the jurisdiction of the department of corrections
10 and of the division of youth services;

11 (4) To make a continuing study and review of the department of
12 corrections and the correctional facilities under its jurisdiction, including the
13 internal organization, management, powers, duties and functions of the
14 department and its correctional centers, particularly, by way of extension but not
15 of limitation, in relation to the

16 (a) Personnel of the department;

17 (b) Discipline of the correctional facilities;

18 (c) Correctional enterprises;

19 (d) Classification of offenders;

20 (e) Care and treatment of offenders;

21 (f) Educational and vocational training facilities of the correctional
22 centers;

23 (g) Location and establishment of new correctional centers or of new
24 buildings and facilities;

25 (h) All other matters relating to the administration of the state's
26 correctional centers which the committee deems pertinent; and

27 (i) Probations and paroles;

28 (5) To make a continuing study and review of the institutions and
29 programs under the jurisdiction of the division of youth services;

30 (6) To study and determine the need for changes in the state's criminal
31 laws as they apply to correctional centers and to sentencing, commitment,
32 probation and parole of persons convicted of law violations;

33 (7) To determine from such study and analyses the need for changes in
34 statutory law or administrative procedures;

35 (8) To make recommendations to the general assembly for legislative
36 action and to the department of corrections and to the division of youth services
37 for administrative or procedural changes.]

2 [21.460. 1. The department of corrections, each section and correctional
3 facility within the department and, upon request, any other state agency shall
4 cooperate with and assist the committee in the performance of its duties and shall
5 make available all books, records and information requested.

6 2. The committee shall have the power to subpoena witnesses, take
7 testimony under oath, compel the attendance of witnesses, the giving of
8 testimony and the production of records.]

9 [21.465. It shall be the duty of the committee to compile a full report of
10 its activities for submission to the general assembly. The report shall be
11 submitted not later than the fifteenth of January of each year in which the general
12 assembly convenes in regular session and shall include any recommendations
1 which the committee may have for legislative action as well as any
2 recommendations for administrative or procedural changes in the internal
3 management or organization of the department or its correctional facilities. The
4 report shall also include an analysis and statement of the manner in which
5 statutory provisions relating to the department and its several sections are being
6 executed. Copies of the report containing such recommendations shall be sent
7 to the director of the department of corrections and other persons within the
8 department charged with administrative or managerial duties.]

9 [21.530. 1. There is established a permanent joint committee of the
10 general assembly to be known as the "Joint Committee on Capital Improvements
11 and Leases Oversight" to be comprised of five members of the senate
12 appropriations committee and five members of the house of representatives
1 budget committee. The senate members shall be appointed by the president pro
2 tem of the senate and the house members shall be appointed by the speaker of the
3 house.

4 2. No major party shall be represented on the committee by more than
5 three members from the senate nor by more than three members from the house.]

6 [21.535. 1. The joint committee on capital improvements and leases
7 oversight shall meet and organize by selecting a chairman and a vice chairman,
8 one of whom shall be a member of the senate and the other a member of the
9 house of representatives. The chairmanship shall alternate between members of
10 the senate and house each two years after its organization.

6 2. The meetings of the committee shall be in Jefferson City, Missouri,
7 and after its inception and organization it shall meet at the call of the chairman,
8 but shall meet at least once every three months.

9 3. A majority of the members of the committee shall constitute a quorum.

10 4. The members of the committee shall serve without compensation but
11 shall be entitled to reimbursement for actual and necessary expenses incurred in
12 the performance of their official duties.]

 [21.537. 1. The joint committee on capital improvements and leases
oversight shall:

2 (1) Monitor all proposed state-funded capital improvement projects,
3 including all operating costs for the first two years after completion of such
4 projects;

5 (2) Monitor all new construction on any state-funded capital
6 improvements project, excluding capital improvements projects or highway
7 improvements of the state transportation department funded by motor fuel tax
8 revenues;

9 (3) Monitor any repairs or maintenance on existing state buildings and
10 facilities involving capital expenditures exceeding a specific amount of money
11 to be determined by the committee;

12 (4) Investigate the total bonded and other indebtedness including lease
13 purchase agreements of this state and its various departments, divisions, and
14 other agencies as it pertains to state building projects;

15 (5) Perform budgeting analysis for all proposed capital improvement
16 projects including all operating costs for the first two years after completion of
17 the project and cooperate with and assist the house budget committee and the
18 senate appropriations committee with similar analysis;

19 (6) Monitor all leases and proposed leases of real property funded with
20 state moneys, including any operating costs or other costs associated with any
21 such lease arrangement.

22 2. The committee may, within the limits of its appropriation, employ
23 such personnel as it deems necessary to carry out the duties imposed by this
24 section.

25 3. The committee shall compile a full report of its activities for
26 submission to the general assembly. The report shall be submitted not later than
27 the fifteenth of January of each year in which the general assembly convenes in
28 regular session and shall include any recommendations which the committee may
29 have for legislative action.]

30 [21.800. 1. There is established a joint committee of the general
assembly to be known as the "Joint Committee on Terrorism, Bioterrorism, and
2 Homeland Security" to be composed of seven members of the senate and seven
3 members of the house of representatives. The senate members of the joint
4 committee shall be appointed by the president pro tem and minority floor leader
5 of the senate and the house members shall be appointed by the speaker and
6

7 minority floor leader of the house of representatives. The appointment of each
8 member shall continue during the member's term of office as a member of the
9 general assembly or until a successor has been appointed to fill the member's
10 place when his or her term of office as a member of the general assembly has
11 expired. No party shall be represented by more than four members from the
12 house of representatives nor more than four members from the senate.

13 A majority of the committee shall constitute a quorum, but the concurrence of a
14 majority of the members shall be required for the determination of any matter
15 within the committee's duties.

16 2. The joint committee shall:

17 (1) Make a continuing study and analysis of all state government
18 terrorism, bioterrorism, and homeland security efforts, including the feasibility
19 of compiling information relevant to immigration enforcement issues;

20 (2) Devise a standard reporting system to obtain data on each state
21 government agency that will provide information on each agency's terrorism and
22 bioterrorism preparedness, and homeland security status at least biennially;

23 (3) Determine from its study and analysis the need for changes in
24 statutory law; and

25 (4) Make any other recommendation to the general assembly necessary
26 to provide adequate terrorism and bioterrorism protections, and homeland
27 security to the citizens of the state of Missouri.

28 3. The joint committee shall meet within thirty days after its creation and
29 organize by selecting a chairperson and a vice chairperson, one of whom shall be
30 a member of the senate and the other a member of the house of representatives.
31 The chairperson shall alternate between members of the house and senate every
32 two years after the committee's organization.

33 4. The committee shall meet at least quarterly. The committee may meet
34 at locations other than Jefferson City when the committee deems it necessary.

35 5. The committee shall be staffed by legislative personnel as is deemed
36 necessary to assist the committee in the performance of its duties.

37 6. The members of the committee shall serve without compensation but
38 shall be entitled to reimbursement for actual and necessary expenses incurred in
39 the performance of their official duties.

40 7. It shall be the duty of the committee to compile a full report of its
41 activities for submission to the general assembly. The report shall be submitted
42 not later than the fifteenth of January of each year in which the general assembly
43 convenes in regular session and shall include any recommendations which the
44 committee may have for legislative action as well as any recommendations for
45 administrative or procedural changes in the internal management or organization
46 of state or local government agencies and departments. Copies of the report
47 containing such recommendations shall be sent to the appropriate directors of
48 state or local government agencies or departments included in the report.

49 8. The provisions of this section shall expire on December 31, 2011.]

2 [21.801. 1. There is hereby established a joint committee of the general
assembly, which shall be known as the "Joint Committee on Urban Agriculture".

3 2. The joint committee shall be composed of ten members. Five
4 members shall be from the senate, with three members appointed by the president
5 pro tem of the senate and two members appointed by the minority leader of the
6 senate. Five members shall be from the house of representatives, with three
7 members appointed by the speaker of the house of representatives and two
8 members appointed by the minority leader of the house of representatives. All
9 members of the Missouri general assembly not appointed in this subsection may
10 be nonvoting, ex officio members of the joint committee. A majority of the
11 appointed members of the joint committee shall constitute a quorum.

12 3. The joint committee shall meet within thirty days after it becomes
13 effective and organize by selecting a chairperson and a vice chairperson, one of
14 whom shall be a member of the senate and the other a member of the house of
15 representatives. The joint committee may meet at locations other than Jefferson
16 City when the committee deems it necessary.

17 4. The committee shall prepare a final report together with its
18 recommendations for any legislative action deemed necessary for submission to
19 the speaker of the house of representatives, president pro tem of the senate, and
20 the governor by December 31, 2012. The report shall study and make
21 recommendations regarding the impact of urban farm cooperatives, vertical
22 farming, and sustainable living communities in this state and shall examine the
23 following:

24 (1) Trends in urban farming, including vertical farming, urban farm
25 cooperatives, and sustainable living communities;

26 (2) Existing services, resources, and capacity for such urban farming;

27 (3) The impact on communities and populations affected; and

28 (4) Any needed state legislation, policies, or regulations.

29 5. The committee shall hold a minimum of one meeting at three urban
30 regions in the state of Missouri to seek public input. The committee may hold
31 such hearings, sit and act at such times and places, take such testimony, and
32 receive such evidence as the committee considers advisable to carry out the
33 provisions of this section.

34 6. The joint committee may solicit input and information necessary to
35 fulfill its obligations from the general public, any state department, state agency,
36 political subdivision of this state, or anyone else it deems advisable.

37 7. (1) The joint committee shall establish a subcommittee to be known
38 as the "Urban Farming Advisory Subcommittee" to study, analyze, and provide
39 background information, recommendations, and findings in preparation of each
40 of the public hearings called by the joint committee. The subcommittee may also
41 review draft recommendations of the joint committee, if requested. The
42 subcommittee will meet as often as necessary to fulfill the requirements and time
43 frames set by the joint committee.

- 44 (2) The subcommittee shall consist of twelve members, as follows:
45 (a) Four members shall include the directors of the following
46 departments, or their designees:
47 a. Agriculture, who shall serve as chair of the subcommittee;
48 b. Economic development;
49 c. Health and senior services; and
50 d. Natural resources; and
51 (b) The chair shall select eight additional members, subject to approval
52 by a majority of the joint committee, who shall have experience in or represent
53 organizations associated with at least one of the following areas:
54 a. Sustainable energy;
55 b. Farm policy;
56 c. Urban botanical gardening;
57 d. Sustainable agriculture;
58 e. Urban farming or community gardening;
59 f. Vertical farming;
60 g. Agriculture policy or advocacy; and
61 h. Urban development.
- 62 8. Members of the committee and subcommittee shall serve without
63 compensation but may be reimbursed for necessary expenses pertaining to the
64 duties of the committee.
- 65 9. The staffs of senate research, the joint committee on legislative
66 research, and house research may provide such legal, research, clerical, technical,
67 and bill drafting services as the joint committee may require in the performance
68 of its duties.
- 69 10. Any actual and necessary expenses of the joint committee, its
70 members, and any staff assigned to the joint committee incurred by the joint
71 committee shall be paid by the joint contingent fund.
- 72 11. The provisions of this section shall expire on January 1, 2013.]
- 2 [21.835. Consistent with its comprehensive review of the Missouri
3 criminal code, the joint committee on the Missouri criminal code, as established
4 by senate concurrent resolution no. 28 as adopted by the ninety-sixth general
5 assembly, second regular session, shall evaluate removal of offenses from the
6 sexual offender registry which do not jeopardize public safety or do not
contribute to the public's assessment of risk associated with offenders.]
- 2 [21.850. 1. There is hereby established a joint committee of the general
3 assembly, which shall be known as the "Joint Committee on Solid Waste
4 Management District Operations", which shall be composed of five members of
5 the senate, with no more than three members of one party, and five members of
6 the house of representatives, with no more than three members of one party. The
7 senate members of the committee shall be appointed by the president pro tempore
8 of the senate and the house members by the speaker of the house of
representatives. The committee shall select either a chairperson or

9 co-chairpersons, one of whom shall be a member of the senate and one a member
10 of the house of representatives. A majority of the members shall constitute a
11 quorum. Meetings of the committee may be called at such time and place as the
12 chairperson or chairpersons designate.

13 2. The committee shall examine solid waste management district
14 operations, including but not limited to the efficiency, efficacy, and
15 reasonableness of costs and expenses of such districts to Missouri taxpayers.

16 3. The joint committee may hold hearings as it deems advisable and may
17 obtain any input or information necessary to fulfill its obligations. The
18 committee may make reasonable requests for staff assistance from the research
19 and appropriations staffs of the house and senate and the committee on legislative
20 research, as well as the department of natural resources and representatives of
21 solid waste management districts.

22 4. The joint committee shall prepare a final report, together with its
23 recommendations for any legislative action deemed necessary, for submission to
24 the general assembly by December 31, 2013, at which time the joint committee
25 shall be dissolved.

26 5. Members of the committee shall receive no compensation but may be
27 reimbursed for reasonable and necessary expenses associated with the
28 performance of their official duties.]

2 [21.910. 1. There is hereby created the "Joint Committee on the
3 Reduction and Reorganization of Programs within State Government". The
4 committee shall be composed of thirteen members as follows:

5 (1) Three majority party members and two minority party members of the
6 senate, to be appointed by the president pro tem of the senate;

7 (2) Three majority party members and two minority party members of the
8 house of representatives, to be appointed by the speaker of the house of
9 representatives;

10 (3) The commissioner of the office of administration, or his or her
11 designee;

12 (4) A representative of the governor's office; and

13 (5) A supreme court judge, or his or her designee, as selected by the
14 Missouri supreme court.

15 2. The committee shall study programs within every department that
16 should be eliminated, reduced, or combined with another program or programs.
17 As used in this section, the term "program" shall have the same meaning as in
18 section 23.253.

19 3. In order to assist the committee with its responsibilities under this
20 section, each department shall comply with any request for information made by
21 the committee with regard to any programs administered by such department.

22 4. The members of the committee shall elect a chairperson and vice
chairperson.

23 5. The committee shall submit a report to the general assembly by
24 December 31, 2010, and such report shall contain any recommendations of the
25 committee for eliminating, reducing, or combining any program with another
26 program or programs in the same or a different department.

27 6. The provisions of this section shall expire on January 1, 2011.]

2 [21.920. 1. There is established a joint committee of the general
3 assembly to be known as the "Joint Committee on Missouri's Promise" to be
4 composed of five members of the senate and five members of the house of
5 representatives. The senate members of the joint committee shall be appointed
6 by the president pro tem of the senate and the house members shall be appointed
7 by the speaker of the house of representatives. The appointment of each member
8 shall continue during the member's term of office as a member of the general
9 assembly or until a successor has been appointed to fill the member's place when
10 his or her term of office as a member of the general assembly has expired. No
11 party shall be represented by more than three members from the house of
12 representatives nor more than three members from the senate. A majority of the
13 committee shall constitute a quorum, but the concurrence of a majority of the
14 members shall be required for the determination of any matter within the
15 committee's duties.

16 2. The committee shall be charged with the following:

17 (1) Examining issues that will be impacting the future of the state of
18 Missouri and its citizens;

19 (2) Developing long-term strategies and plans for:

20 (a) Increasing the economic prosperity and opportunities for the citizens
21 of this state;

22 (b) Improving the health status of our citizens;

23 (c) An education system that educates students who are capable of
24 attending and being productive and successful citizens and designed to
25 successfully prepare graduates for global competition;

26 (d) Investing in, and maintaining, a modern infrastructure and
27 transportation system and identifying potential sources of revenue to sustain such
28 efforts; and

29 (e) Other areas that the committee determines are vital to improving the
30 lives of the citizens of Missouri;

31 (3) Developing three-, five-, and ten-year plans for the general assembly
32 to meet the long-term strategies outlined in subdivision (2) of this subsection;

33 (4) Implementing budget forecasting for the upcoming ten years in order
34 to plan for the long-term financial soundness of the state; and

35 (5) Such other matters as the committee may deem necessary in order to
36 determine the proper course of future legislative and budgetary action regarding
37 these issues.

38 3. The committee may solicit input and information necessary to fulfill
its obligations, including, but not limited to, soliciting input and information from

39 any state department or agency the committee deems relevant, political
40 subdivisions of this state, and the general public.

41 4. By January 1, 2011, and every year thereafter, the committee shall
42 issue a report to the general assembly with any findings or recommendations of
43 the committee with regard to its duties under subsection 2 of this section.

44 5. Members of the committee shall receive no compensation but may be
45 reimbursed for reasonable and necessary expenses associated with the
46 performance of their official duties.]

2 [30.953. 1. There is hereby created and established as an instrumentality
3 of the state of Missouri, the "Missouri Investment Trust" which shall constitute
4 a body corporate and politic, and shall be managed by a board of trustees as
5 described herein. The purpose of the Missouri investment trust shall be:

6 (1) To receive, hold, manage, invest and ultimately reconvey to the
7 granting party any funds or property of the state of Missouri which may, from
8 time to time, be transferred to the investment trust pursuant to the terms of a trust
9 agreement with the state of Missouri and the provisions of sections 30.953 to
10 30.971. All property, money, funds, investments and rights which may be so
11 conveyed to the investment trust shall be dedicated to and held in trust for the
12 state of Missouri and no other until such time as they are reconveyed to the state
13 of Missouri, all as set forth herein; and

14 (2) To perform other duties assigned by law.

15 2. The state treasurer, on behalf of the state of Missouri, is hereby
16 authorized to convey designated funds in the state treasury to the Missouri
17 investment trust to be held in trust for the exclusive benefit of the state of
18 Missouri for a fixed period, pursuant to the terms and conditions of a written trust
19 agreement and the provisions of sections 30.953 to 30.971, provided that all the
20 following requirements have been met:

21 (1) Initially, the general assembly passes and the governor signs
22 legislation designating specific funds in the state treasury as being funds which,
23 due to their nature and purpose, are intended for long-term investment and
24 growth, and accordingly, from which there shall be no appropriations for a period
25 exceeding the longest duration for investments by the state treasury pursuant to
26 section 15, article IV of the Constitution of Missouri. Such legislation shall
27 declare that it is the intention and desire of the general assembly that the state
28 treasurer shall convey, from time to time, the designated funds, in trust, to the
29 Missouri investment trust, and shall further declare the maximum time such
30 funds shall remain in the Missouri investment trust before being reconveyed to
31 the state treasurer by the investment trust; and

32 (2) Thereafter, an appropriation by the general assembly authorizing
33 disbursement of the designated funds from the state treasury to the Missouri
34 investment trust; and

35 (3) The Missouri investment trust executes a valid, binding trust
agreement, sufficient in form and substance to bind the investment trust to hold,

36 maintain, and invest the designated funds, in trust, for the exclusive benefit of the
37 state of Missouri, for the prescribed period, whereupon the investment trust shall
38 reconvey the designated funds and any earnings thereon to the state treasury.

39 3. The investment trust may hold and invest funds so designated in order
40 to satisfy the specific long-term investment goals of such funds, but the
41 investment trust shall not be utilized to invest idle general revenue funds of the
42 state treasury. No more than one hundred million dollars, in aggregate, may be
43 conveyed to the investment trust pursuant to sections 30.953 to 30.971. Total
44 assets under management by the investment trust may exceed one hundred
45 million dollars, but no new funds may be conveyed to the investment trust until
46 such time as previous existing transfers to the investment trust total less than one
47 hundred million dollars.

48 4. The board of trustees of the investment trust shall consist of the state
49 treasurer, who shall serve as chairman, the commissioner of administration, one
50 member appointed by the speaker of the house of representatives, one member
51 appointed by the president pro tem of the senate and three members to be selected
52 by the governor, with the advice and consent of the senate. The persons to be
53 selected by the governor shall be individuals knowledgeable in the areas of
54 banking, finance or the investment and management of public funds. Not more
55 than two of the members appointed by the governor shall be from the same
56 political party. The initial members of the board of trustees appointed by the
57 governor shall serve the following terms: one shall serve two years, one shall
58 serve three years, and one shall serve four years, respectively. Thereafter, each
59 appointment shall be for a term of four years. If for any reason a vacancy occurs,
60 the governor, with the advice and consent of the senate, shall appoint a new
61 member to fill the unexpired term. Members are eligible for reappointment.

62 5. Five members of the board of trustees of the investment trust shall
63 constitute a quorum. No vacancy in the membership of the board of trustees shall
64 impair the right of a quorum to exercise all the rights and perform all the duties
65 of the board of trustees of the investment trust. No action shall be taken by the
66 board of trustees of the investment trust except upon the affirmative vote of at
67 least four of the members of the board where a quorum is present.

68 6. The board of trustees shall meet within the state of Missouri at the
69 time set at a previously scheduled meeting or by the request of any four members
70 of the board. Notice of the meeting shall be delivered to all other trustees in
71 person or by depositing notice in a United States post office in a properly
72 stamped and addressed envelope not less than six days prior to the date fixed for
73 the meeting. The board may meet at any time by unanimous mutual consent.
74 There shall be at least one meeting in each quarter.

75 7. In the event any trustee other than the state treasurer or the
76 commissioner of administration fails to attend three consecutive meetings of the
77 board, unless in each case excused for cause by the remaining trustees attending
78 such meetings, such trustee shall be considered to have resigned from the board

79 and the chairman shall declare such trustee's office vacated, and the vacancy shall
80 be filled in the same manner as originally filled.

81 8. Each member of the board of trustees appointed by the governor,
82 unless prohibited by law, is entitled to compensation of fifty dollars per diem plus
83 such member's reasonable and necessary expenses actually incurred in
84 discharging such member's duties pursuant to sections 30.953 to 30.971.]

2 [30.954. As authorized pursuant to subsection 2 of section 30.953, it is
3 the intention and desire of the general assembly that the state treasurer convey to
4 the Missouri investment trust on January 1, 2000, up to one hundred percent of
5 the balances of the Wolfner library trust fund established in section 181.150, the
6 Missouri arts council trust fund established in section 185.100, the Missouri
7 humanities council trust fund established in section 186.055, and the Pansy
8 Johnson-Travis memorial state gardens trust fund established in section 253.380.
9 On January 2, 2010, the Wolfner library trust fund, the Missouri arts council trust
10 fund, the Missouri humanities council trust fund and the Pansy Johnson-Travis
11 memorial state gardens trust fund shall be reconveyed to the state treasurer by the
investment trust.]

2 [30.956. The investment trust is hereby granted, has and may exercise all
3 powers necessary or appropriate for it or its agents or employees to carry out and
4 effectuate its purpose, including but not limited to the following:

5 (1) To purchase, acquire, hold, invest, lend, lease, sell, assign, transfer
6 and dispose of all funds, property, rights and securities, and enter into written
7 contracts, releases, compromises and other instruments necessary or convenient
8 for the exercise of its powers, or to carry out the purposes of a trust agreement or
9 sections 30.953 to 30.971;

10 (2) To make, and from time to time, amend and repeal bylaws, rules and
11 regulations not inconsistent with the provisions of sections 30.953 to 30.971 for
the regulation of its affairs and the conduct of its business;

12 (3) To accept appropriations, gifts, grants, bequests and devises and to
13 utilize or dispose of the same to carry out its purpose or the terms of a trust
14 agreement;

15 (4) To invest any funds or property not required for immediate
16 disbursement in accordance with sections 30.953 to 30.971, and consistent with
17 the principles set forth in sections 105.687 to 105.690, except that nothing herein
18 shall be deemed to authorize investment in venture capital firms or small
19 business investment companies, as defined in those statutory sections;

20 (5) To sue and be sued;

21 (6) To have a seal and alter the same at will;

22 (7) To enter into agreements or other transactions with any federal or
23 state agency, person, or domestic or foreign partnership, corporation, association
24 or organization;

25 (8) To procure insurance against any loss in connection with the property
26 it holds in trust in such amounts and from such insurers as may be necessary or
27 desirable;

28 (9) To hire or retain such agents or employees as necessary to carry out
29 and effectuate its purpose and the requirements of sections 30.953 to 30.971.]

[30.959. 1. The principal office of the investment trust shall be in
2 Jefferson City. The investment trust shall have a seal bearing the inscription
3 "Missouri Investment Trust", which shall be in the custody of the state treasurer.
4 The courts of this state shall take judicial notice of the seal and all copies of
5 records, books, and written instruments which are kept in the office of the
6 investment trust and are certified by the state treasurer under the seal shall be
7 proved or admitted in any court or proceeding as provided by section 109.130.

8 2. The board of trustees of the investment trust shall keep a complete
9 record of all its proceedings which shall be open to the public in accordance with
10 the provisions of chapter 610.

11 3. The board of trustees shall annually prepare and have available as
12 public information a comprehensive annual financial report showing the financial
13 status of the investment trust as of the end of the trust's fiscal year. The report
14 shall contain, but not be limited to, detailed financial statements prepared in
15 accordance with generally accepted accounting principles for trust funds, a
16 detailed listing of the investments, showing both cost and market value, held by
17 the investment trust as of the date of the report together with a detailed statement
18 of the annual rates of investment return from all assets and from each type of
19 investment, a detailed list of investments acquired and disposed of during the
20 fiscal year, a listing of the investment trust's board of trustees and responsible
21 administrative staff, a detailed list of administrative expenses of the investment
22 trust including all fees paid for professional services, a detailed list of brokerage
23 commissions paid, and such other data as the board shall deem necessary or
24 desirable for a proper understanding of the condition of the investment trust. In
25 the event the investment trust is unable to comply with any of the disclosure
26 requirements outlined above, a detailed statement shall be included in the report
27 as to the reason for such noncompliance. A copy of the comprehensive annual
28 financial report as outlined above shall be forwarded within six months of the end
29 of the investment trust's fiscal year to the governor of Missouri.

30 4. The state auditor shall conduct an annual audit of the records and
31 accounts of the investment trust and shall report the findings to the board of
32 trustees and the governor.]

[30.962. 1. No trustee or employee of the investment trust shall receive
2 any gain or profit from any funds or transaction of the investment trust.

3 2. Any trustee, employee or agent of the investment trust accepting any
4 gratuity or compensation for the purpose of influencing such trustee's, employee's
5 or agent's action with respect to the investment or management of the funds of the

6 investment trust shall thereby forfeit the office and in addition thereto be subject
7 to the penalties prescribed for bribery.]

2 [30.965. 1. The investment trust shall set up and maintain the system of
3 accounts necessary to monitor, preserve and ultimately reconvey the funds
4 conveyed to it pursuant to sections 30.953 to 30.971. All funds, property, income
5 and earnings received by the investment trust from any and all sources shall be
6 promptly credited to the appropriate account.

7 2. Unless and until invested in compliance with sections 30.953 to
8 30.971, all moneys received by the investment trust shall be promptly deposited
9 to the credit of the investment trust in one or more banks or financial institutions
10 in this state. No such money shall be deposited in or be retained by any bank or
11 financial institution which does not continually have on deposit with and pledged
12 for the benefit of the investment trust the kind and value of collateral required by
13 section 30.270, for depositaries of the state treasurer.

14 3. The board of trustees shall invest all funds under its control which are
15 in excess of a safe operating balance and not subject to imminent conveyance to
16 the state treasury. The funds shall be invested only in those investments which
17 a prudent person acting in a like capacity and familiar with these matters would
18 use in the conduct of an enterprise of a like character and with like aims, as
19 provided in section 105.688. The board of trustees may delegate to duly
20 appointed investment counselors authority to act in place of the board in the
21 investment and reinvestment of all or part of the moneys of the trust, and may
22 also delegate to such counselors the authority to act in place of the board in the
23 holding, purchasing, selling, assigning, transferring or disposing of any or all of
24 the securities and investments in which such moneys shall have been invested,
25 as well as the proceeds of such investments and such moneys. Such investment
26 counselors shall be registered as investment advisors with the United States
27 Securities and Exchange Commission. In exercising or delegating its investment
28 powers and authority, members of the board of trustees shall exercise ordinary
29 business care and prudence under the facts and circumstances prevailing at the
30 time of the action or decision. No member of the board of trustees shall be liable
31 for any action taken or omitted with respect to the exercise of, or delegation of,
32 these powers and authority if such member shall have discharged the duties of his
33 or her position in good faith and with that degree of diligence, care and skill
34 which a prudent person acting in a like capacity and familiar with these matters
35 would use in the conduct of an enterprise of a like character and with like aims

36 4. No investment transaction authorized by the board of trustees shall be
37 handled by any company or firm in which a member of the board has a
38 substantial interest, nor shall any member of the board profit directly or indirectly
39 from any such investment. All investments shall be made for the account of the
40 investment trust, and any securities or other properties obtained by the board of
41 trustees may be held by a custodian in the name of the investment trust, or in the
name of a nominee in order to facilitate the expeditious transfer of such securities

42 or other property. Such securities or other properties which are not available in
43 registered form may be held in bearer form or in book entry form. The
44 investment trust is further authorized to deposit, or have deposited for its account,
45 eligible securities in a central depository system or clearing corporation or in a
46 federal reserve bank under a book entry system as defined in the Uniform
47 Commercial Code, chapter 400. When such eligible securities of the investment
48 trust are so deposited with a central depository system they may be merged and
49 held in the name of the nominee of such securities depository and title to such
50 securities may be transferred by bookkeeping entry on the books of such
51 securities depository or federal reserve bank without physical delivery of the
52 certificates or documents representing such securities.

53 5. With appropriate safeguards against loss by the investment trust in any
54 contingency, the board of trustees may designate a bank or trust company to serve
55 as a depository of trust funds and intermediary in the investment of those funds
56 and payment of trust obligations.

57 6. The board of trustees may employ a financial institution having
58 fiduciary powers for the provision of such custodial or clerical services as the
59 board may deem appropriate.

60 7. Consistent with the exercise of its fiduciary responsibilities, the board
61 of trustees may provide for the payment of any costs or expenses for the
62 employees, agents, services or transactions necessary for the execution of
63 sections 30.953 to 30.971 in the form, manner and amount that the board deems
64 appropriate.

65 8. The board of trustees shall take the necessary steps, consistent with the
66 exercise of its fiduciary responsibilities, to ensure that the investment trust has
67 sufficient available assets to satisfy any obligation to reconvey property held in
68 trust at the end of the term established in a trust agreement.

69 9. Any funds or property in the charge and custody of the board of
70 trustees of the investment trust pursuant to the provisions of sections 30.953 to
71 30.971 shall not be subject to execution, garnishment, attachment or any other
72 process whatsoever and shall be unassignable, unless otherwise specifically
73 provided in sections 30.953 to 30.971.]

2 [30.968. Upon completion of the fixed period identified in a trust
3 agreement with the state of Missouri, the investment trust shall promptly transfer
4 to the state treasury the current corpus of the property originally conveyed in
5 trust, along with any interest, income or other earnings thereon.]

6 [30.971. For the purposes of the books and records of the state of
7 Missouri, any funds or property held by the investment trust pursuant to sections
8 30.953 to 30.971 shall be treated, consistent with generally accepted accounting
9 principles, in the same manner as property of a not-for-profit, tax-exempt
beneficiary which is held in trust by a trustee for a fixed period.]

2 [33.850. 1. The committee on legislative research shall organize a
subcommittee, which shall be known as the "Joint Subcommittee on Recovery

3 Accountability and Transparency", to coordinate and conduct oversight of
4 covered funds to prevent fraud, waste, and abuse.

5 2. The subcommittee shall consist of the following eight members:

6 (1) One-half of the members appointed by the chairperson from the house
7 which he or she represents, two of whom shall be from the majority party and two
8 of whom shall be from the minority party; and

9 (2) One-half of the members appointed by the vice chairperson from the
10 house which he or she represents, two of whom shall be from the majority party
11 and two of whom shall be from the minority party.

12 3. The appointment of the senate and house members shall continue
13 during the member's term of office as a member of the general assembly or until
14 a successor has been appointed to fill the member's place when his or her term
15 of office as a member of the general assembly has expired.

16 4. The subcommittee shall coordinate and conduct oversight of covered
17 funds in order to prevent fraud, waste, and abuse, including:

18 (1) Reviewing whether the reporting of contracts and grants using
19 covered funds meets applicable standards and specifies the purpose of the
20 contract or grant and measures of performance;

21 (2) Reviewing whether competition requirements applicable to contracts
22 and grants using covered funds have been satisfied;

23 (3) Reviewing covered funds to determine whether wasteful spending,
24 poor contract or grant management, or other abuses are occurring and referring
25 matters it considers appropriate for investigation to the attorney general or the
26 agency that disbursed the covered funds;

27 (4) Receiving regular reports from the commissioner of the office of
28 administration, or his or her designee, concerning covered funds; and

29 (5) Reviewing the number of jobs created using these funds.

30 5. The subcommittee shall submit annual reports to the governor and
31 general assembly, including the senate appropriations committee and house
32 budget committee, that summarize the findings of the subcommittee with regard
33 to its duties in subsection 4 of this section. All reports submitted under this
34 subsection shall be made publicly available and posted on the governor's website,
35 the general assembly website, and each state agency website. Any portion of a
36 report submitted under this subsection may be redacted when made publicly
37 available, if that portion would disclose information that is not subject to
38 disclosure under chapter 610, or any other provision of state law.

39 6. (1) The subcommittee shall make recommendations to agencies on
40 measures to prevent fraud, waste, and abuse relating to covered funds.

41 (2) Not later than thirty days after receipt of a recommendation under
42 subdivision (1) of this subsection, an agency shall submit a report to the governor
43 and general assembly, including the senate appropriations committee and house
44 budget committee, and the subcommittee that states:

45 (a) Whether the agency agrees or disagrees with the recommendations;
46 and

47 (b) Any actions the agency will take to implement the recommendations.
48

49 7. The subcommittee may:

50 (1) Review audits from the state auditor and conduct reviews relating to
51 covered funds; and

52 (2) Receive regular testimony from the state auditor relating to audits of
53 covered funds.

54 8. (1) Not later than thirty days after the date on which all initial
55 members of the subcommittee have been appointed, the subcommittee shall hold
56 its first meeting. Thereafter, the subcommittee shall meet at the call of the
57 chairperson of the subcommittee.

58 (2) A majority of the members of the subcommittee shall constitute a
59 quorum, but a lesser number of members may hold hearings.

60 9. The subcommittee may hold such hearings, sit and act at such times
61 and places, take such testimony, and receive such evidence as the subcommittee
62 considers advisable to carry out the provisions of this section. Each agency of
63 this state shall cooperate with any request of the subcommittee to provide such
64 information as the subcommittee deems necessary to carry out the provisions of
65 this section. Upon request of the subcommittee, the head of each agency shall
66 furnish such information to the subcommittee. The head of each agency shall
67 make all officers and employees of that agency available to provide testimony to
68 the subcommittee and committee personnel.

69 10. Subject to appropriations, the subcommittee may enter into contracts
70 with public agencies and with private persons to enable the subcommittee to
71 discharge its duties under the provisions of this section, including contracts and
72 other arrangements for studies, analyses, and other services.

73 11. The members of the subcommittee shall serve without compensation,
74 but may be reimbursed for reasonable and necessary expenses incurred in the
75 performance of their official duties.

76 12. As used in this section, the term "covered fund" shall mean any
77 moneys received by the state or any political subdivision under the American
78 Recovery and Reinvestment Act of 2009, as enacted by the 111th United States
79 Congress.

80 13. This section shall expire March 1, 2013.]

2 [37.250. 1. The general assembly declares it is the public policy of this
3 state to determine the most cost-effective systems to provide ubiquitous coverage
4 of the state transparent communications between all members of all using
5 agencies, and the necessary E911 capability to provide assured emergency
6 response, and to reduce the response time for emergency or disastrous situations.

7 2. There is hereby created a committee on state-operated wireless
communication systems to be composed of:

- 8 (1) The commissioner of administration or a designee;
9 (2) The director of the department of public safety or a designee;
10 (3) The director of the department of conservation or a designee; and
11 (4) The chief engineer of the department of transportation or a designee.
12 3. The committee shall examine existing programs and proposals for
13 development or expansion to identify duplication in resource allocation of
14 wireless communication systems. The committee shall submit a report to the
15 general assembly by August 30, 1998, in which it identifies opportunities for cost
16 savings, increased efficiency and improved services for Missouri's citizens. The
17 committee shall review the state's purchasing law and may recommend such
18 changes to chapter 34 as it deems appropriate to maintain and enhance the state's
19 wireless communication system. The committee may make such other
20 recommendations as it deems appropriate and shall identify the costs associated
21 with each such recommendation.]

2 [105.955. 1. A bipartisan "Missouri Ethics Commission", composed of
3 six members, is hereby established. The commission shall be assigned to the
4 office of administration with supervision by the office of administration only for
5 budgeting and reporting as provided by subdivisions (4) and (5) of subsection 6
6 of section 1 of the Reorganization Act of 1974. Supervision by the office of
7 administration shall not extend to matters relating to policies, regulative functions
8 or appeals from decisions of the commission, and the commissioner of
9 administration, any employee of the office of administration, or the governor,
10 either directly or indirectly, shall not participate or interfere with the activities of
11 the commission in any manner not specifically provided by law and shall not in
12 any manner interfere with the budget request of or withhold any moneys
13 appropriated to the commission by the general assembly. All members of the
14 commission shall be appointed by the governor with the advice and consent of
15 the senate from lists submitted pursuant to this section. Each congressional
16 district committee of the political parties having the two highest number of votes
17 cast for their candidate for governor at the last gubernatorial election shall submit
18 two names of eligible nominees for membership on the commission to the
19 governor, and the governor shall select six members from such nominees to serve
20 on the commission.

21 2. Within thirty days of submission of the person's name to the governor
22 as provided in subsection 1 of this section, and in order to be an eligible nominee
23 for appointment to the commission, a person shall file a financial interest
24 statement in the manner provided by section 105.485 and shall provide the
25 governor, the president pro tempore of the senate, and the commission with a list
26 of all political contributions and the name of the candidate or committee, political
27 party, or political action committee, as defined in chapter 130, to which those
28 contributions were made within the four-year period prior to such appointment,
29 made by the nominee, the nominee's spouse, or any business entity in which the
nominee has a substantial interest. The information shall be maintained by the

30 commission and available for public inspection during the period of time during
31 which the appointee is a member of the commission. In order to be an eligible
32 nominee for membership on the commission, a person shall be a citizen and a
33 resident of the state and shall have been a registered voter in the state for a period
34 of at least five years preceding the person's appointment.

35 3. The term of each member shall be for four years, except that of the
36 members first appointed, the governor shall select three members from
37 even-numbered congressional districts and three members from odd-numbered
38 districts. Not more than three members of the commission shall be members of
39 the same political party, nor shall more than one member be from any one United
40 States congressional district. Not more than two members appointed from the
41 even-numbered congressional districts shall be members of the same political
42 party, and no more than two members from the odd-numbered congressional
43 districts shall be members of the same political party. Of the members first
44 appointed, the terms of the members appointed from the odd-numbered
45 congressional districts shall expire on March 15, 1994, and the terms of the
46 members appointed from the even-numbered congressional districts shall expire
47 on March 15, 1996. Thereafter all successor members of the commission shall
48 be appointed for four-year terms. Terms of successor members of the
49 commission shall expire on March fifteenth of the fourth year of their term. No
50 member of the commission shall serve on the commission after the expiration of
51 the member's term. No person shall be appointed to more than one full four-year
52 term on the commission.

53 4. Vacancies or expired terms on the commission shall be filled in the
54 same manner as the original appointment was made, except as provided in this
55 subsection. Within thirty days of the vacancy or ninety days before the expiration
56 of the term, the names of two eligible nominees for membership on the
57 commission shall be submitted to the governor by the congressional district
58 committees of the political party or parties of the vacating member or members,
59 from the even- or odd-numbered congressional districts, based on the residence
60 of the vacating member or members, other than from the congressional district
61 committees from districts then represented on the commission and from the same
62 congressional district party committee or committees which originally appointed
63 the member or members whose positions are vacated. Appointments to fill
64 vacancies or expired terms shall be made within forty-five days after the deadline
65 for submission of names by the congressional district committees, and shall be
66 subject to the same qualifications for appointment and eligibility as is provided
67 in subsections 2 and 3 of this section. Appointments to fill vacancies for
68 unexpired terms shall be for the remainder of the unexpired term of the member
69 whom the appointee succeeds, and such appointees shall be eligible for
70 appointment to one full four-year term. If the congressional district committee
71 does not submit the required two nominees within the thirty days or if the
72 congressional district committee does not submit the two nominees within an

73 additional thirty days after receiving notice from the governor to submit the
74 nominees, then the governor may appoint a person or persons who shall be
75 subject to the same qualifications for appointment and eligibility as provided in
76 subsections 2 and 3 of this section.

77 5. The governor, with the advice and consent of the senate, may remove
78 any member only for substantial neglect of duty, inability to discharge the powers
79 and duties of office, gross misconduct or conviction of a felony or a crime
80 involving moral turpitude. Members of the commission also may be removed
81 from office by concurrent resolution of the general assembly signed by the
82 governor. If such resolution receives the vote of two-thirds or more of the
83 membership of both houses of the general assembly, the signature of the governor
84 shall not be necessary to effect removal. The office of any member of the
85 commission who moves from the congressional district from which the member
86 was appointed shall be deemed vacated upon such change of residence.

87 6. The commission shall elect biennially one of its members as the
88 chairman. The chairman may not succeed himself or herself after two years. No
89 member of the commission shall succeed as chairman any member of the same
90 political party as himself or herself. At least four members are necessary to
91 constitute a quorum, and at least four affirmative votes shall be required for any
92 action or recommendation of the commission.

93 7. No member or employee of the commission, during the person's term
94 of service, shall hold or be a candidate for any other public office.

95 8. In the event that a retired judge is appointed as a member of the
96 commission, the judge shall not serve as a special investigator while serving as
97 a member of the commission.

98 9. No member of the commission shall, during the member's term of
99 service or within one year thereafter:

- 100 (1) Be employed by the state or any political subdivision of the state;
- 101 (2) Be employed as a lobbyist;
- 102 (3) Serve on any other governmental board or commission;
- 103 (4) Be an officer of any political party or political organization;
- 104 (5) Permit the person's name to be used, or make contributions, in
105 support of or in opposition to any candidate or proposition;
- 106 (6) Participate in any way in any election campaign; except that a
107 member or employee of the commission shall retain the right to register and vote
108 in any election, to express the person's opinion privately on political subjects or
109 candidates, to participate in the activities of a civic, community, social, labor or
110 professional organization and to be a member of a political party.

111 10. Each member of the commission shall receive, as full compensation
112 for the member's services, the sum of one hundred dollars per day for each full
113 day actually spent on work of the commission, and the member's actual and
114 necessary expenses incurred in the performance of the member's official duties.

115 11. The commission shall appoint an executive director who shall serve

116 subject to the supervision of and at the pleasure of the commission, but in no
117 event for more than six years. The executive director shall be responsible for the
118 administrative operations of the commission and perform such other duties as
119 may be delegated or assigned to the director by law or by rule of the commission.
120 The executive director shall employ staff and retain such contract services as the
121 director deems necessary, within the limits authorized by appropriations by the
122 general assembly.

123 12. Beginning on January 1, 1993, all lobbyist registration and
124 expenditure reports filed pursuant to section 105.473, financial interest
125 statements filed pursuant to subdivision (1) of section 105.489, and campaign
126 finance disclosure reports filed other than with election authorities or local
127 election authorities as provided by section 130.026 shall be filed with the
128 commission.

129 13. Within sixty days of the initial meeting of the first commission
130 appointed, the commission shall obtain from the clerk of the supreme court or the
131 state courts administrator a list of retired appellate and circuit court judges who
132 did not leave the judiciary as a result of being defeated in an election. The
133 executive director shall determine those judges who indicate their desire to serve
134 as special investigators and to investigate any and all complaints referred to them
135 by the commission. The executive director shall maintain an updated list of those
136 judges qualified and available for appointment to serve as special investigators.
137 Such list shall be updated at least annually. The commission shall refer
138 complaints to such special investigators on that list on a rotating schedule which
139 ensures a random assignment of each special investigator. Each special
140 investigator shall receive only one unrelated investigation at a time and shall not
141 be assigned to a second or subsequent investigation until all other eligible
142 investigators on the list have been assigned to an investigation. In the event that
143 no special investigator is qualified or available to conduct a particular
144 investigation, the commission may appoint a special investigator to conduct such
145 particular investigation.

146 14. The commission shall have the following duties and responsibilities
147 relevant to the impartial and effective enforcement of sections 105.450 to
148 105.496 and chapter 130, as provided in sections 105.955 to 105.963:

149 (1) Receive and review complaints regarding alleged violation of sections
150 105.450 to 105.496 and chapter 130, conduct initial reviews and investigations
151 regarding such complaints as provided herein; refer complaints to appropriate
152 prosecuting authorities and appropriate disciplinary authorities along with
153 recommendations for sanctions; and initiate judicial proceedings as allowed by
154 sections 105.955 to 105.963;

155 (2) Review and investigate any reports and statements required by the
156 campaign finance disclosure laws contained in chapter 130, and financial interest
157 disclosure laws or lobbyist registration and reporting laws as provided by sections

158 105.470 to 105.492, for timeliness, accuracy and completeness of content as
159 provided in sections 105.955 to 105.963;

160 (3) Conduct investigations as provided in subsection 2 of section
161 105.959;

162 (4) Develop appropriate systems to file and maintain an index of all such
163 reports and statements to facilitate public access to such information, except as
164 may be limited by confidentiality requirements otherwise provided by law,
165 including cross-checking of information contained in such statements and reports.
166 The commission may enter into contracts with the appropriate filing officers to
167 effectuate such system. Such filing officers shall cooperate as necessary with the
168 commission as reasonable and necessary to effectuate such purposes;

169 (5) Provide information and assistance to lobbyists, elected and
170 appointed officials, and employees of the state and political subdivisions in
171 carrying out the provisions of sections 105.450 to 105.496 and chapter 130;

172 (6) Make recommendations to the governor and general assembly or any
173 state agency on the need for further legislation with respect to the ethical conduct
174 of public officials and employees and to advise state and local government in the
175 development of local government codes of ethics and methods of disclosing
176 conflicts of interest as the commission may deem appropriate to promote high
177 ethical standards among all elected and appointed officials or employees of the
178 state or any political subdivision thereof and lobbyists;

179 (7) Render advisory opinions as provided by this section;

180 (8) Promulgate rules relating to the provisions of sections 105.955 to
181 105.963 and chapter 130. All rules and regulations issued by the commission
182 shall be prospective only in operation;

183 (9) Request and receive from the officials and entities identified in
184 subdivision (6) of section 105.450 designations of decision-making public
185 servants.

186 15. In connection with such powers provided by sections 105.955 to
187 105.963 and chapter 130, the commission may:

188 (1) Subpoena witnesses and compel their attendance and testimony.
189 Subpoenas shall be served and enforced in the same manner provided by section
190 536.077;

191 (2) Administer oaths and affirmations;

192 (3) Take evidence and require by subpoena duces tecum the production
193 of books, papers, and other records relating to any matter being investigated or
194 to the performance of the commission's duties or exercise of its powers.
195 Subpoenas duces tecum shall be served and enforced in the same manner
196 provided by section 536.077;

197 (4) Employ such personnel, including legal counsel, and contract for
198 services including legal counsel, within the limits of its appropriation, as it deems
199 necessary provided such legal counsel, either employed or contracted, represents
200 the Missouri ethics commission before any state agency or before the courts at

201 the request of the Missouri ethics commission. Nothing in this section shall limit
202 the authority of the Missouri ethics commission as provided for in subsection 2
203 of section 105.961; and

204 (5) Obtain information from any department, division or agency of the
205 state or any political subdivision reasonably calculated to lead to the discovery
206 of evidence which will reasonably assist the commission in carrying out the
207 duties prescribed in sections 105.955 to 105.963 and chapter 130.

208 16. (1) Upon written request for an advisory opinion received by the
209 commission, and if the commission determines that the person requesting the
210 opinion would be directly affected by the application of law to the facts presented
211 by the requesting person, the commission shall issue a written opinion advising
212 the person who made the request, in response to the person's particular request,
213 regarding any issue that the commission can receive a complaint on pursuant to
214 section 105.957. The commission may decline to issue a written opinion by a
215 vote of four members and shall provide to the requesting person the reason for
216 the refusal in writing. The commission shall give an approximate time frame as
217 to when the written opinion shall be issued. Such advisory opinions shall be
218 issued no later than ninety days from the date of receipt by the commission. Such
219 requests and advisory opinions, deleting the name and identity of the requesting
220 person, shall be compiled and published by the commission on at least an annual
221 basis. Advisory opinions issued by the commission shall be maintained and
222 made available for public inspection and copying at the office of the commission
223 during normal business hours. Any advisory opinion or portion of an advisory
224 opinion rendered pursuant to this subsection shall be withdrawn by the
225 commission if, after hearing thereon, the joint committee on administrative rules
226 finds that such advisory opinion is beyond or contrary to the statutory authority
227 of the commission or is inconsistent with the legislative intent of any law enacted
228 by the general assembly, and after the general assembly, by concurrent resolution,
229 votes to adopt the findings and conclusions of the joint committee on
230 administrative rules. Any such concurrent resolution adopted by the general
231 assembly shall be published at length by the commission in its publication of
232 advisory opinions of the commission next following the adoption of such
233 resolution, and a copy of such concurrent resolution shall be maintained by the
234 commission, along with the withdrawn advisory opinion, in its public file of
235 advisory opinions. The commission shall also send a copy of such resolution to
236 the person who originally requested the withdrawn advisory opinion. Any
237 advisory opinion issued by the ethics commission shall act as legal direction to
238 any person requesting such opinion and no person shall be liable for relying on
239 the opinion and it shall act as a defense of justification against prosecution. An
240 advisory opinion of the commission shall not be withdrawn unless:

- 241 (a) The authorizing statute is declared unconstitutional;
242 (b) The opinion goes beyond the power authorized by statute; or
243 (c) The authorizing statute is changed to invalidate the opinion.

244 (2) Upon request, the attorney general shall give the attorney general's
245 opinion, without fee, to the commission, any elected official of the state or any
246 political subdivision, any member of the general assembly, or any director of any
247 department, division or agency of the state, upon any question of law regarding
248 the effect or application of sections 105.450 to 105.496 or chapter 130. Such
249 opinion need be in writing only upon request of such official, member or director,
250 and in any event shall be rendered within sixty days after such request is
251 delivered to the attorney general.

252 17. The state auditor and the state auditor's duly authorized employees
253 who have taken the oath of confidentiality required by section 29.070 may audit
254 the commission and in connection therewith may inspect materials relating to the
255 functions of the commission. Such audit shall include a determination of whether
256 appropriations were spent within the intent of the general assembly, but shall not
257 extend to review of any file or document pertaining to any particular
258 investigation, audit or review by the commission, an investigator or any staff or
259 person employed by the commission or under the supervision of the commission
260 or an investigator. The state auditor and any employee of the state auditor shall
261 not disclose the identity of any person who is or was the subject of an
262 investigation by the commission and whose identity is not public information as
263 provided by law.

264 18. From time to time but no more frequently than annually the
265 commission may request the officials and entities described in subdivision (6) of
266 section 105.450 to identify for the commission in writing those persons
267 associated with such office or entity which such office or entity has designated
268 as a decision-making public servant. Each office or entity delineated in
269 subdivision (6) of section 105.450 receiving such a request shall identify those
270 so designated within thirty days of the commission's request.]

2 [167.042. For the purpose of minimizing unnecessary investigations due
3 to reports of truancy, each parent, guardian, or other person responsible for the
4 child who causes his child to attend regularly a home school may provide to the
5 recorder of deeds of the county where the child legally resides, or to the chief
6 school officer of the public school district where the child legally resides, a
7 signed, written declaration of enrollment stating their intent for the child to attend
8 a home school within thirty days after the establishment of the home school and
9 by September first annually thereafter. The name and age of each child attending
10 the home school, the address and telephone number of the home school, the name
11 of each person teaching in the home school, and the name, address and signature
12 of each person making the declaration of enrollment shall be included in said
13 notice. A declaration of enrollment to provide a home school shall not be cause
14 to investigate violations of section 167.031. The recorder of deeds may charge a
service cost of not more than one dollar for each notice filed.]

2 [167.195. 1. Beginning July 1, 2008, and continuing through the 2010-11
school year unless extended by act of the general assembly, all public school

3 districts shall conduct an eye screening for each student once before the
4 completion of first grade and again before the completion of third grade. The eye
5 screening method utilized shall be one approved by the children's vision
6 commission and shall be performed by an appropriately trained school nurse or
7 other trained and qualified employee of the school district.

8 2. Results of each eye screening shall be recorded on a form provided by
9 the department of health and senior services, developed and approved by the
10 children's vision commission established under this section.

11 (1) The screening results, with all individual identifying information
12 removed, shall be sent to the state department of health and senior services via
13 electronic form and shall compile the data contained in the reports for review and
14 analysis by the commission or other interested parties;

15 (2) When a student fails the eye screening, the school district shall send
16 a notice developed by the commission to the parent or guardian notifying them
17 of the results of the eye screening and propose that the student receive a complete
18 eye examination from an optometrist or physician. Such notice shall have a place
19 for the parent to acknowledge receipt along with an indication as to whether the
20 student has received a complete eye examination and the results of the
21 examination. Evidence of an examination provided by an optometrist or
22 physician within the year preceding the school eye screening shall be sufficient
23 for meeting the requirements of this section. The notice completed by the parent
24 or guardian is to be returned to the school and shall be retained in the student's
25 file and a copy shall be sent to the department of health and senior services;

26 (3) Notwithstanding any law to the contrary, nothing in this section shall
27 violate any provisions of Public Law 104-191, 42 U.S.C. 201, et seq, Health
28 Insurance Portability and Accountability Act of 1996.

29 3. The "Children's Vision Commission" is hereby established which shall
30 cease to exist on June 30, 2012, unless renewed by act of the general assembly.

31 (1) The commission shall be composed of seven members appointed by
32 the governor: two ophthalmologists to be determined from a list of
33 recommended ophthalmologists by the Missouri Society of Eye Physicians and
34 Surgeons; two optometrists to be determined from a list of recommended
35 optometrists by the Missouri Optometric Association; one school nurse; one
36 representative from the department of elementary and secondary education; and
37 one representative from the Missouri state school boards association. Each
38 ophthalmologist and optometrist shall serve a one-year term as chair of the
39 commission. Members of the commission shall serve without compensation, but
40 may be reimbursed for reasonable and necessary expenses associated with
41 carrying out their duties.

42 (2) Duties of the commission shall be as follows:

43 (a) Analyze and adopt one or more standardized eye screening and eye
44 examination tests to carry out the requirements of this section to be used in all
45 schools beginning with the 2008-09 school year which, in the commission's

46 estimation, have a reasonable expectation of identifying vision problems in
47 children;

48 (b) Develop, in conjunction with the department of health and senior
49 services, a standardized reporting form which shall be used by all school districts
50 in carrying out the requirements of this section;

51 (c) Design and coordinate appropriate training programs for school
52 district staff who conduct the screening exams. Such training programs may
53 utilize the volunteer services of nonprofit professional organizations which, in the
54 opinion of the commission, are qualified to carry out those responsibilities
55 associated with providing the training required;

56 (d) Conduct a pilot project to track the results of the eye screenings
57 versus eye examinations conducted based on the reports submitted by school
58 districts to the department of health and senior services;

59 (e) Develop, in conjunction with the Missouri Optometric Association
60 (MOA) and the Missouri Society of Eye Physicians and Surgeons (MOSEPS),
61 guidelines outlining the benefits and ongoing eye care for children and
62 summarizing the signs and symptoms of vision disorders in order for the
63 guidelines to be made available on the MOA and MOSEPS website. The
64 commission shall also consult with MOA and MOSEPS in the organizations'
65 education and promotion of the guidelines;

66 (f) By December 31, 2011, the commission shall submit a report to the
67 general assembly detailing the results and findings of the study, including but not
68 limited to the total number of eye screenings and eye examinations, the number
69 of students who received a follow-up examination from an optometrist,
70 ophthalmologist, physician, or doctor of osteopathy and the results of those
71 examinations to determine the effectiveness of eye examinations versus eye
72 screenings.

73 4. The department of health and senior services shall make a reasonable
74 accommodation for public review and inspection of the data collected as part of
75 the eye screening pilot project provided that no information is revealed that could
76 identify any individual student who was screened or examined.

77 5. In the event that a parent or legal guardian of a child objects to the
78 child's participation in the eye screening program, the child shall be excused upon
79 receipt by the appropriate school administrator of a written request.

80 6. The department of health and senior services shall provide staff
81 support to the commission.]

[191.115. 1. There is hereby established in the department of health and
2 senior services an "Alzheimer's State Plan Task Force". The task force shall
3 consist of nineteen members, as follows:

4 (1) The lieutenant governor or his or her designee, who shall serve as
5 chair of the task force;

6 (2) The directors of the departments of health and senior services, social
7 services, and mental health or their designees;

- 8 (3) One member of the house of representatives appointed by the speaker
9 of the house;
- 10 (4) One member of the senate appointed by the president pro tem of the
11 senate;
- 12 (5) One member who has early-stage Alzheimer's or a related dementia;
- 13 (6) One member who is a family caregiver of a person with Alzheimer's
14 or a related dementia;
- 15 (7) One member who is a licensed physician with experience in the
16 diagnosis, treatment, and research of Alzheimer's disease;
- 17 (8) One member from the office of the state ombudsman for long-term
18 care facility residents;
- 19 (9) One member representing the home care profession;
- 20 (10) One member representing residential long-term care;
- 21 (11) One member representing the adult day services profession;
- 22 (12) One member representing the insurance profession;
- 23 (13) One member representing the area agencies on aging;
- 24 (14) One member with expertise in minority health;
- 25 (15) One member who is a licensed elder law attorney;
- 26 (16) Two members from the leading voluntary health organization in
27 Alzheimer's care, support, and research.
- 28 2. The members of the task force, other than the lieutenant governor,
29 members from the general assembly, and department directors, shall be appointed
30 by the governor with the advice and consent of the senate. Members shall serve
31 on the task force without compensation.
- 32 3. The task force shall:
- 33 (1) Assess the current and future impact of Alzheimer's disease and
34 related dementia on residents of the state of Missouri;
- 35 (2) Examine the existing services and resources addressing the needs of
36 persons with dementia, their families, and caregivers; and
- 37 (3) Develop recommendations to respond to the escalating public health
38 situation regarding Alzheimer's.
- 39 4. The task force shall include an examination of the following in its
40 assessment and recommendations required to be completed under subsection 3
41 of this section:
- 42 (1) Trends in state Alzheimer's and related dementia populations and
43 their needs, including but not limited to the state's role in long-term care, family
44 caregiver support, and assistance to persons with early-stage Alzheimer's, early
45 onset of Alzheimer's, and individuals with Alzheimer's disease as a result of
46 Down's Syndrome;
- 47 (2) Existing services, resources, and capacity, including but not limited
48 to:
- 49 (a) Type, cost, and availability of services for persons with dementia,
50 including home- and community-based resources, respite care to assist families,

51 residential long-term care options, and adequacy and appropriateness of
52 geriatric-psychiatric units for persons with behavior disorders associated with
53 Alzheimer's and related dementia;

54 (b) Dementia-specific training requirements for individuals employed to
55 provide care for persons with dementia;

56 (c) Quality care measure for services delivered across the continuum of
57 care;

58 (d) Capacity of public safety and law enforcement to respond to persons
59 with Alzheimer's and related dementia;

60 (e) State support for Alzheimer's research through institutes of higher
61 learning in Missouri;

62 (3) Needed state policies or responses, including but not limited to
63 directions for the provision of clear and coordinated services and supports to
64 persons and families living with Alzheimer's and related dementias and strategies
65 to address any identified gaps in services.

66 5. The task force shall hold a minimum of one meeting at four diverse
67 geographic regions in the state of Missouri during the calendar year to seek public
68 input.

69 6. The task force shall submit a report of its findings and date-specific
70 recommendations to the general assembly and the governor in the form of a state
71 Alzheimer's plan no later than November 15, 2010, as part of Alzheimer's disease
72 awareness month.

73 7. The task force shall continue to meet at the request of the chair and at
74 a minimum of one time annually for the purpose of evaluating the
75 implementation and impact of the task force recommendations and provide
76 annual supplemental reports on the findings to the governor and the general
77 assembly.

78 8. The provisions of this section shall expire on November 1, 2012.]

2 [191.934. 1. There is hereby established a "Newborn Hearing Screening
Advisory Committee".

3 2. The committee shall advise and assist the department of health and
4 senior services in:

5 (1) Developing rules, regulations and standards for screening, rescreening
6 and diagnostic audiological assessment;

7 (2) Developing forms for reporting screening, rescreening and diagnostic
8 audiological assessment results to the surveillance and monitoring system;

9 (3) Designing a technical assistance program to support facilities
10 implementing the screening program and those conducting rescreening and
11 diagnostic audiological assessment;

12 (4) Developing educational materials to be provided to families; and

13 (5) Evaluating program outcomes to increase effectiveness and
14 efficiency.

15 The committee shall also report information concerning the newborn hearing
16 screening program to the state interagency coordinating council, as requested, to
17 ensure coordination of programs within the state's early intervention system, and
18 to identify and eliminate areas of duplication.

19 3. The committee shall be composed of the following sixteen members,
20 with no less than two such members being deaf or hard of hearing, appointed by
21 the director of the department of health and senior services:

22 (1) Three consumers, including one deaf individual who experienced
23 hearing loss in early childhood, one hard-of-hearing individual who experienced
24 hearing loss in early childhood and one parent of a child with a hearing loss;

25 (2) Two audiologists who have experience in evaluation and intervention
26 of infants and young children;

27 (3) Two physicians who have experience in the care of infants and young
28 children, one of which shall be a pediatrician;

29 (4) One representative of an organization with experience in providing
30 early intervention services for children with hearing loss;

31 (5) One representative of the Missouri school for the deaf;

32 (6) One representative of a hospital with experience in the care of
33 newborns;

34 (7) One representative of the Missouri commission for the deaf and hard
35 of hearing;

36 (8) One representative from each of the departments of health and senior
37 services, elementary and secondary education, mental health, social services and
38 insurance, financial institutions and professional registration.

39 4. The department of health and senior services member shall chair the
40 first meeting of the committee. At the first meeting, the committee shall elect a
41 chairperson from its membership. The committee shall meet at the call of the
42 chairperson, but not less than four times a year.

43 5. The department of health and senior services shall provide technical
44 and administrative support services as required by the committee. Such services
45 shall include technical support from individuals qualified to administer infant
46 hearing screening, rescreening and diagnostic audiological assessments.

47 6. Members of the committee shall receive no compensation for their
48 services as members but shall be reimbursed for expenses incurred as a result of
49 their duties as members of the committee.

50 7. The committee shall adopt written bylaws to govern its activities.

51 8. The newborn hearing screening advisory committee shall be
52 terminated on August 28, 2001.]

2 [197.291. 1. There is hereby established a "Technical Advisory
3 Committee on the Quality of Patient Care and Nursing Practices" within the
4 department of health and senior services. The committee shall be comprised of
5 nine members appointed by the director of the department of health and senior
services, one of whom shall be a representative of the department of health and

6 senior services and one of whom shall be a representative of the general public.
7 In addition, the director shall appoint three members representing licensed
8 registered nurses from a list of recommended appointees provided by the
9 Missouri Nurses Association, one member representing licensed practical nurses
10 from a list of recommended appointees provided by the Missouri Licensed
11 Practical Nurses Association, two members from a list of recommended
12 appointees provided by the Missouri Hospital Association, and one member
13 representing licensed physicians from a list of recommended appointees provided
14 by the Missouri State Medical Association.

15 2. The committee shall work with hospitals, nurses, physicians, state
16 agencies, community groups and academic researchers to develop specific
17 recommendations related to staffing, improving the quality of patient care, and
18 insuring the safe and appropriate employment of licensed nurses within hospitals
19 and ambulatory surgical centers. The committee shall develop recommendations
20 and submit an annual report based on such recommendations to the governor,
21 chairpersons of standing health and appropriations committees of the general
22 assembly and the department of health and senior services no later than
23 December thirty-first of each year.

24 3. The department of health and senior services shall provide such
25 support as the committee members require to aid it in the performance of its
26 duties.

27 4. Committee members shall not be compensated for their services but
28 shall be reimbursed for their actual and necessary expenses incurred in the
29 performance of their duties.

30 5. The provisions of this section shall expire on December 31, 2011.]

[208.275. 1. As used in this section, unless the context otherwise
2 indicates, the following terms mean:

3 (1) "Elderly", any person who is sixty years of age or older;

4 (2) "Person with a disability", any person having a physical or mental
5 condition, either permanent or temporary, which would substantially impair
6 ability to operate or utilize available transportation.

7 2. There is hereby created the "Coordinating Council on Special
8 Transportation" within the Missouri department of transportation. The members
9 of the council shall be: two members of the senate appointed by the president pro
10 tem, who shall be from different political parties; two members of the house of
11 representatives appointed by the speaker, who shall be from different political
12 parties; the assistant for transportation of the Missouri department of
13 transportation, or his designee; the assistant commissioner of the department of
14 elementary and secondary education, responsible for special transportation, or his
15 designee; the director of the division of aging of the department of social
16 services, or his designee; the deputy director for developmental disabilities and
17 the deputy director for administration of the department of mental health, or their
18 designees; the executive secretary of the governor's committee on the

19 employment of the persons with a disability; and seven consumer representatives
20 appointed by the governor by and with the advice and consent of the senate, four
21 of the consumer representatives shall represent the elderly and three shall
22 represent persons with a disability. Two of such three members representing
23 persons with a disability shall represent those with physical disabilities.
24 Consumer representatives appointed by the governor shall serve for terms of
25 three years or until a successor is appointed and qualified. Of the members first
26 selected, two shall be selected for a term of three years, two shall be selected for
27 a term of two years, and three shall be selected for a term of one year. In the
28 event of the death or resignation of any member, his successor shall be appointed
29 to serve for the unexpired period of the term for which such member had been
30 appointed.

31 3. State agency personnel shall serve on the council without additional
32 appropriations or compensation. The consumer representatives shall serve
33 without compensation except for receiving reimbursement for the reasonable and
34 necessary expenses incurred in the performance of their duties on the council
35 from funds appropriated to the department of transportation. Legislative
36 members shall be reimbursed by their respective appointing bodies out of the
37 contingency fund for such body for necessary expenses incurred in the
38 performance of their duties.

39 4. Staff for the council shall be provided by the Missouri department of
40 transportation. The department shall designate a special transportation
41 coordinator who shall have had experience in the area of special transportation,
42 as well as such other staff as needed to enable the council to perform its duties.

43 5. The council shall meet at least quarterly each year and shall elect from
44 its members a chairman and a vice chairman.

45 6. The coordinating council on special transportation shall:

46 (1) Recommend and periodically review policies for the coordinated
47 planning and delivery of special transportation when appropriate;

48 (2) Identify special transportation needs and recommend agency funding
49 allocations and resources to meet these needs when appropriate;

50 (3) Identify legal and administrative barriers to effective service delivery;

51 (4) Review agency methods for distributing funds within the state and
52 make recommendations when appropriate;

53 (5) Review agency funding criteria and make recommendations when
54 appropriate;

55 (6) Review area transportation plans and make recommendations for plan
56 format and content;

57 (7) Establish measurable objectives for the delivery of transportation
58 services;

59 (8) Review annual performance data and make recommendations for
60 improved service delivery, operating procedures or funding when appropriate;

61 (9) Review local disputes and conflicts on special transportation and
62 recommend solutions.]

[208.275. 1. As used in this section, unless the context otherwise
2 indicates, the following terms mean:

3 (1) "Elderly", any person who is sixty years of age or older;

4 (2) "Handicapped", any person having a physical or mental condition,
5 either permanent or temporary, which would substantially impair ability to
6 operate or utilize available transportation.

7 2. There is hereby created the "Coordinating Council on Special
8 Transportation" within the Missouri department of transportation. The members
9 of the council shall be: the assistant for transportation of the Missouri
10 department of transportation, or his designee; the assistant commissioner of the
11 department of elementary and secondary education, responsible for special
12 transportation, or his designee; the director of the division of aging of the
13 department of social services, or his designee; the deputy director for mental
14 retardation/developmental disabilities and the deputy director for administration
15 of the department of mental health, or their designees; the executive secretary of
16 the governor's committee on the employment of the handicapped; and seven
17 consumer representatives appointed by the governor by and with the advice and
18 consent of the senate, four of the consumer representatives shall represent the
19 elderly and three shall represent the handicapped. Two of such three members
20 representing handicapped persons shall represent those with physical handicaps.
21 Consumer representatives appointed by the governor shall serve for terms of
22 three years or until a successor is appointed and qualified. Of the members first
23 selected, two shall be selected for a term of three years, two shall be selected for
24 a term of two years, and three shall be selected for a term of one year. In the
25 event of the death or resignation of any member, his successor shall be appointed
26 to serve for the unexpired period of the term for which such member had been
27 appointed.

28 3. State agency personnel shall serve on the council without additional
29 appropriations or compensation. The consumer representatives shall serve
30 without compensation except for receiving reimbursement for the reasonable and
31 necessary expenses incurred in the performance of their duties on the council
32 from funds appropriated to the department of transportation.

33 4. Staff for the council shall be provided by the Missouri department of
34 transportation. The department shall designate a special transportation
35 coordinator who shall have had experience in the area of special transportation,
36 as well as such other staff as needed to enable the council to perform its duties.

37 5. The council shall meet at least quarterly each year and shall elect from
38 its members a chairman and a vice chairman.

39 6. The coordinating council on special transportation shall:

40 (1) Recommend and periodically review policies for the coordinated
41 planning and delivery of special transportation when appropriate;

- 42 (2) Identify special transportation needs and recommend agency funding
43 allocations and resources to meet these needs when appropriate;
- 44 (3) Identify legal and administrative barriers to effective service delivery;
- 45 (4) Review agency methods for distributing funds within the state and
46 make recommendations when appropriate;
- 47 (5) Review agency funding criteria and make recommendations when
48 appropriate;
- 49 (6) Review area transportation plans and make recommendations for plan
50 format and content;
- 51 (7) Establish measurable objectives for the delivery of transportation
52 services;
- 53 (8) Review annual performance data and make recommendations for
54 improved service delivery, operating procedures or funding when appropriate;
- 55 (9) Review local disputes and conflicts on special transportation and
56 recommend solutions.
- 57 7. The provisions of this section shall expire on December 31, 2014.]
- [208.955. 1. There is hereby established in the department of social
2 services the "MO HealthNet Oversight Committee", which shall be appointed by
3 January 1, 2008, and shall consist of nineteen members as follows:
- 4 (1) Two members of the house of representatives, one from each party,
5 appointed by the speaker of the house of representatives and the minority floor
6 leader of the house of representatives;
- 7 (2) Two members of the Senate, one from each party, appointed by the
8 president pro tem of the senate and the minority floor leader of the senate;
- 9 (3) One consumer representative who has no financial interest in the
10 health care industry and who has not been an employee of the state within the last
11 five years;
- 12 (4) Two primary care physicians, licensed under chapter 334, who care
13 for participants, not from the same geographic area, chosen in the same manner
14 as described in section 334.120;
- 15 (5) Two physicians, licensed under chapter 334, who care for participants
16 but who are not primary care physicians and are not from the same geographic
17 area, chosen in the same manner as described in section 334.120;
- 18 (6) One representative of the state hospital association;
- 19 (7) Two nonphysician health care professionals, the first nonphysician
20 health care professional licensed under chapter 335 and the second nonphysician
21 health care professional licensed under chapter 337, who care for participants;
- 22 (8) One dentist, who cares for participants, chosen in the same manner
23 as described in section 332.021;
- 24 (9) Two patient advocates who have no financial interest in the health
25 care industry and who have not been employees of the state within the last five
26 years;

27 (10) One public member who has no financial interest in the health care
28 industry and who has not been an employee of the state within the last five years;
29 and

30 (11) The directors of the department of social services, the department
31 of mental health, the department of health and senior services, or the respective
32 directors' designees, who shall serve as ex-officio members of the committee.

33 2. The members of the oversight committee, other than the members
34 from the general assembly and ex-officio members, shall be appointed by the
35 governor with the advice and consent of the senate. A chair of the oversight
36 committee shall be selected by the members of the oversight committee. Of the
37 members first appointed to the oversight committee by the governor, eight
38 members shall serve a term of two years, seven members shall serve a term of
39 one year, and thereafter, members shall serve a term of two years. Members shall
40 continue to serve until their successor is duly appointed and qualified. Any
41 vacancy on the oversight committee shall be filled in the same manner as the
42 original appointment. Members shall serve on the oversight committee without
43 compensation but may be reimbursed for their actual and necessary expenses
44 from moneys appropriated to the department of social services for that purpose.
45 The department of social services shall provide technical, actuarial, and
46 administrative support services as required by the oversight committee. The
47 oversight committee shall:

48 (1) Meet on at least four occasions annually, including at least four before
49 the end of December of the first year the committee is established. Meetings can
50 be held by telephone or video conference at the discretion of the committee;

51 (2) Review the participant and provider satisfaction reports and the
52 reports of health outcomes, social and behavioral outcomes, use of
53 evidence-based medicine and best practices as required of the health
54 improvement plans and the department of social services under section 208.950;

55 (3) Review the results from other states of the relative success or failure
56 of various models of health delivery attempted;

57 (4) Review the results of studies comparing health plans conducted under
58 section 208.950;

59 (5) Review the data from health risk assessments collected and reported
60 under section 208.950;

61 (6) Review the results of the public process input collected under section
62 208.950;

63 (7) Advise and approve proposed design and implementation proposals
64 for new health improvement plans submitted by the department, as well as make
65 recommendations and suggest modifications when necessary;

66 (8) Determine how best to analyze and present the data reviewed under
67 section 208.950 so that the health outcomes, participant and provider satisfaction,
68 results from other states, health plan comparisons, financial impact of the various
69 health improvement plans and models of care, study of provider access, and

70 results of public input can be used by consumers, health care providers, and
71 public officials;

72 (9) Present significant findings of the analysis required in subdivision (8)
73 of this subsection in a report to the general assembly and governor, at least
74 annually, beginning January 1, 2009;

75 (10) Review the budget forecast issued by the legislative budget office,
76 and the report required under subsection (22) of subsection 1 of section 208.151,
77 and after study:

78 (a) Consider ways to maximize the federal drawdown of funds;

79 (b) Study the demographics of the state and of the MO HealthNet
80 population, and how those demographics are changing;

81 (c) Consider what steps are needed to prepare for the increasing numbers
82 of participants as a result of the baby boom following World War II;

83 (11) Conduct a study to determine whether an office of inspector general
84 shall be established. Such office would be responsible for oversight, auditing,
85 investigation, and performance review to provide increased accountability,
86 integrity, and oversight of state medical assistance programs, to assist in
87 improving agency and program operations, and to deter and identify fraud, abuse,
88 and illegal acts. The committee shall review the experience of all states that have
89 created a similar office to determine the impact of creating a similar office in this
90 state; and

91 (12) Perform other tasks as necessary, including but not limited to
92 making recommendations to the division concerning the promulgation of rules
93 and emergency rules so that quality of care, provider availability, and participant
94 satisfaction can be assured.

95 3. By July 1, 2011, the oversight committee shall issue findings to the
96 general assembly on the success and failure of health improvement plans and
97 shall recommend whether or not any health improvement plans should be
98 discontinued.

99 4. The oversight committee shall designate a subcommittee devoted to
100 advising the department on the development of a comprehensive entry point
101 system for long-term care that shall:

102 (1) Offer Missourians an array of choices including community-based,
103 in-home, residential and institutional services;

104 (2) Provide information and assistance about the array of long-term care
105 services to Missourians;

106 (3) Create a delivery system that is easy to understand and access through
107 multiple points, which shall include but shall not be limited to providers of
108 services;

109 (4) Create a delivery system that is efficient, reduces duplication, and
110 streamlines access to multiple funding sources and programs;

111 (5) Strengthen the long-term care quality assurance and quality
112 improvement system;

- 113 (6) Establish a long-term care system that seeks to achieve timely access
114 to and payment for care, foster quality and excellence in service delivery, and
115 promote innovative and cost-effective strategies; and
- 116 (7) Study one-stop shopping for seniors as established in section 208.612.
- 117 5. The subcommittee shall include the following members:
- 118 (1) The lieutenant governor or his or her designee, who shall serve as the
119 subcommittee chair;
- 120 (2) One member from a Missouri area agency on aging, designated by the
121 governor;
- 122 (3) One member representing the in-home care profession, designated by
123 the governor;
- 124 (4) One member representing residential care facilities, predominantly
125 serving MO HealthNet participants, designated by the governor;
- 126 (5) One member representing assisted living facilities or continuing care
127 retirement communities, predominantly serving MO HealthNet participants,
128 designated by the governor;
- 129 (6) One member representing skilled nursing facilities, predominantly
130 serving MO HealthNet participants, designated by the governor;
- 131 (7) One member from the office of the state ombudsman for long-term
132 care facility residents, designated by the governor;
- 133 (8) One member representing Missouri centers for independent living,
134 designated by the governor;
- 135 (9) One consumer representative with expertise in services for seniors or
136 persons with a disability, designated by the governor;
- 137 (10) One member with expertise in Alzheimer's disease or related
138 dementia;
- 139 (11) One member from a county developmental disability board,
140 designated by the governor;
- 141 (12) One member representing the hospice care profession, designated
142 by the governor;
- 143 (13) One member representing the home health care profession,
144 designated by the governor;
- 145 (14) One member representing the adult day care profession, designated
146 by the governor;
- 147 (15) One member gerontologist, designated by the governor;
- 148 (16) Two members representing the aged, blind, and disabled population,
149 not of the same geographic area or demographic group designated by the
150 governor;
- 151 (17) The directors of the departments of social services, mental health,
152 and health and senior services, or their designees; and
- 153 (18) One member of the house of representatives and one member of the
154 senate serving on the oversight committee, designated by the oversight committee
155 chair.

156 Members shall serve on the subcommittee without compensation but may be
157 reimbursed for their actual and necessary expenses from moneys appropriated to
158 the department of health and senior services for that purpose. The department of
159 health and senior services shall provide technical and administrative support
160 services as required by the committee.

161 6. By October 1, 2008, the comprehensive entry point system
162 subcommittee shall submit its report to the governor and general assembly
163 containing recommendations for the implementation of the comprehensive entry
164 point system, offering suggested legislative or administrative proposals deemed
165 necessary by the subcommittee to minimize conflict of interests for successful
166 implementation of the system. Such report shall contain, but not be limited to,
167 recommendations for implementation of the following consistent with the
168 provisions of section 208.950:

169 (1) A complete statewide universal information and assistance system
170 that is integrated into the web-based electronic patient health record that can be
171 accessible by phone, in-person, via MO HealthNet providers and via the internet
172 that connects consumers to services or providers and is used to establish
173 consumers' needs for services. Through the system, consumers shall be able to
174 independently choose from a full range of home, community-based, and
175 facility-based health and social services as well as access appropriate services to
176 meet individual needs and preferences from the provider of the consumer's
177 choice;

178 (2) A mechanism for developing a plan of service or care via the
179 web-based electronic patient health record to authorize appropriate services;

180 (3) A preadmission screening mechanism for MO HealthNet participants
181 for nursing home care;

182 (4) A case management or care coordination system to be available as
183 needed; and

184 (5) An electronic system or database to coordinate and monitor the
185 services provided which are integrated into the web-based electronic patient
186 health record.

187 7. Starting July 1, 2009, and for three years thereafter, the subcommittee
188 shall provide to the governor, lieutenant governor and the general assembly a
189 yearly report that provides an update on progress made by the subcommittee
190 toward implementing the comprehensive entry point system.

191 8. The provisions of section 23.253 shall not apply to sections 208.950
192 to 208.955.]

2 [215.261. The "State Commission on Regulatory Barriers to Affordable
3 Housing" is hereby created. The commission shall identify federal, state and
4 local regulatory barriers to affordable housing and recommend means to
5 eliminate such barriers. The commission shall report its findings, conclusions
6 and recommendations in a report to be filed no later than August 31, 1995, and
August thirty-first of each year thereafter, with the speaker of the house of

7 representatives, the president pro tempore of the senate and the governor. The
8 commission may also provide a copy of its report to any unit of federal, state or
9 local government.]

2 [215.262. The commission shall consist of nine voting members, seven
3 of which shall be appointed by the governor by and with the advice and consent
4 of the senate. The appointed commission members shall include two residential
5 general contractors, two citizens at large, one residential land developer, one
6 residential architect and one residential engineer. The chief administrative
7 officers of the Missouri housing development commission and the Missouri
8 department of economic development shall also be members of the commission
9 and shall retain their memberships on the commission for the duration of their
10 service to the Missouri housing development commission and the Missouri
11 department of economic development. The commission may, in its discretion,
12 establish other ex officio members as it deems prudent, who shall stand appointed
13 and qualified for membership on the commission upon the resolution of the
14 commission. Members of the commission shall serve for terms of three years,
15 but of the first members appointed, three shall serve for a term of one year, two
16 shall serve for a term of two years and two shall serve for a term of three years.
17 Vacancies on the commission shall be filled for the unexpired term in the same
18 manner as original appointments are made. The commission may remove any of
19 its members for cause after hearing. Members of the commission on regulatory
20 barriers to affordable housing shall receive no compensation for their services,
21 but may be reimbursed for actual and necessary expenses incurred by them in the
performance of their duties.]

2 [262.950. 1. As used in this section, the following terms shall

3 mean:

4 (1) "Locally grown agricultural products", food or fiber produced or
5 processed by a small agribusiness or small farm;

6 (2) "Small agribusiness", an independent agribusiness located in Missouri
7 with gross annual sales of less than five million dollars;

8 (3) "Small farm", an independent family-owned farm in Missouri with
9 at least one family member working in the day-to-day operation of the farm.

10 2. There is hereby created an advisory board, which shall be known as the
11 "Farm-to-Table Advisory Board". The board shall be made up of at least one
12 representative from the following agencies: the University of Missouri extension
13 service, the department of agriculture, the department of elementary and
14 secondary education, the department of economic development, the department
15 of corrections, and the office of administration. In addition, the director of the
16 department of agriculture shall appoint one person actively engaged in the
17 practice of small agribusiness. The representative for the department of
18 agriculture shall serve as the chairperson for the board and shall coordinate the
19 board meetings. The board shall hold at least two meetings, but may hold more
as it deems necessary to fulfill its requirements under this section. Staff of the

20 department of agriculture may provide administrative assistance to the board if
21 such assistance is required.

22 3. The mission of the board is to provide recommendations for strategies
23 that:

24 (1) Allow schools and state institutions to more easily incorporate locally
25 grown agricultural products into their cafeteria offerings, salad bars, and vending
26 machines; and

27 (2) Increase public awareness of local agricultural practices and the role
28 that local agriculture plays in sustaining healthy communities and supporting
29 healthy lifestyles.

30 4. In fulfilling its mission under this section, the board shall:

31 (1) Investigate the status and availability of local, state, federal, and any
32 other public or private resources that may be used to:

33 (a) Link schools and state institutions with local and regional farms for
34 the purchase of locally grown agricultural products;

35 (b) Increase market opportunities for locally grown agricultural products;

36 (c) Assist schools and other entities with education campaigns that teach
37 children and the general public about the concepts of food production and
38 consumption; the interrelationships between nutrition, food choices, obesity, and
39 health; and the value of having an accessible supply of locally grown food;

40 (2) Identify any type of barrier, which may include legal, logistical,
41 technical, social, or financial, that prevents or hinders:

42 (a) Schools and state institutions from purchasing more locally grown
43 agricultural products;

44 (b) The expansion of market opportunities for locally grown agricultural
45 products;

46 (c) Schools and other entities from engaging in education campaigns to
47 teach people about the concepts of food production and consumption; the
48 interrelationships between nutrition, food choices, obesity, and health; and the
49 value of having an accessible supply of locally grown food; and

50 (3) Develop recommendations for:

51 (a) The maximization of existing public and private resources to
52 accomplish the objectives in subsection 3 of this section;

53 (b) The development of new or expanded resources deemed necessary to
54 accomplish the objectives in subsection 3 of this section, which may include
55 resources such as training programs, grant programs, or database development;
56 and

57 (c) The elimination of barriers that hinder the objectives in subsection 3
58 of this section, which may include changes to school or state institution
59 procurement policies or procedures.

60 5. The board shall prepare a report containing its findings and
61 recommendations and shall deliver such report to the governor, the general

62 assembly, and to the director of each agency represented on the board by no later
63 than August 31, 2012.

64 6. In conducting its work, the board may hold public meetings at which
65 it may invite testimony from experts or it may solicit information from any party
66 it deems may have information relevant to its duties under this section.

67 7. This section shall expire on August 31, 2012.]

2 [301.129. There is established in this section an advisory committee for
3 the department of revenue, which shall exist solely to develop uniform designs
4 and common colors for motor vehicle license plates issued under this chapter and
5 to determine appropriate license plate parameters for all license plates issued
6 under this chapter. The advisory committee may adopt more than one type of
7 design and color scheme for license plates issued under this chapter; however,
8 each license plate of a distinct type shall be uniform in design and color scheme
9 with all other license plates of that distinct type. The specifications for the fully
10 reflective material used for the plates, as required by section 301.130, shall be
11 determined by the committee. Such plates shall meet any specific requirements
12 prescribed in this chapter. The advisory committee shall consist of the director
13 of revenue, the superintendent of the highway patrol, the correctional enterprises
14 administrator, and the respective chairpersons of both the senate and house of
15 representatives transportation committees. Notwithstanding section 226.200 to
16 the contrary, the general assembly may appropriate state highways and
17 transportation department funds for the requirements of section 301.130 and this
18 section. Prior to January 1, 2007, the committee shall meet, select a chairman
19 from among their members, and develop uniform design and license plate
20 parameters for the motor vehicle license plates issued under this chapter. Prior
21 to determining the final design of the plates, the committee shall hold at least
22 three public meetings in different areas of the state to invite public input on the
23 final design. Members of the committee shall be reimbursed for their actual and
24 necessary expenses incurred in the performance of their duties under this section
25 out of funds appropriated for that purpose. The committee shall direct the
26 director of revenue to implement its final design of the uniform motor vehicle
27 license plates and any specific parameters for all license plates developed by the
28 committee not later than January 1, 2007. The committee shall be dissolved upon
completion of its duties under this section.]

2 [313.001. 1. There is established a permanent joint committee of the
3 general assembly to be known as the "Committee on Gaming and Wagering"
4 which shall be composed of five members of the senate, appointed by the
5 president pro tem of the senate and five members of the house of representatives,
6 appointed by the speaker of the house. A majority of the members of the
7 committee shall constitute a quorum. The members shall annually select one of
8 the members to be the chairman and one of the members to be the vice chairman.
9 The general assembly by a majority vote of the elected members may discharge
any or all members of the committee and select their successors.

10 2. The members shall receive no additional compensation, but shall be
11 reimbursed for actual and necessary expenses incurred by them in the
12 performance of their duties.

13 3. The committee shall be responsible for, but not limited to, legislative
14 review of all state authorized gaming and wagering activities including proposed
15 constitutional and statutory changes or other pertinent information that may affect
16 the integrity of these activities. The committee is authorized to meet and act year
17 round, employ the necessary personnel within the limits of appropriations and to
18 report its findings annually to the general assembly.]

2 [338.321. 1. The "Missouri Oral Chemotherapy Parity Interim
3 Committee" is hereby created to study the disparity in patient co-payments
4 between orally and intravenously administered chemotherapies, the reasons for
5 the disparity, and the patient benefits in establishing co-payment parity between
6 oral and infused chemotherapy agents. The committee shall consider information
7 on the costs or actuarial analysis associated with the delivery of patient oncology
8 treatments.

9 2. The Missouri oral chemotherapy parity interim committee shall consist
10 of the following members:

11 (1) Two members of the senate, appointed by the president pro tempore
12 of the senate;

13 (2) Two members of the house of representatives, appointed by the
14 speaker of the house of representatives;

15 (3) One member who is an oncologist or physician with expertise in the
16 practice of oncology licensed in this state under chapter 334;

17 (4) One member who is an oncology nurse licensed in this state under
18 chapter 335;

19 (5) One member who is a representative of a Missouri pharmacy benefit
20 management company;

21 (6) One member from an organization representing licensed pharmacists
22 in this state;

23 (7) One member from the business community representing businesses
24 on health insurance issues;

25 (8) One member from an organization representing the leading
26 research-based pharmaceutical and biotechnology companies;

27 (9) One patient advocate;

28 (10) One member from the organization representing a majority of
29 hospitals in this state;

30 (11) One member from a health carrier as such term is defined under
31 section 376.1350;

32 (12) One member from the organization representing a majority of health
33 carriers in this state, as such term is defined under section 376.1350;

 (13) One member from the American Cancer Society; and

34 (14) One member from an organization representing generic
35 pharmaceutical drug manufacturers.

36 3. All members, except for the members from the general assembly, shall
37 be appointed by the governor no later than September 1, 2013. The department
38 of insurance, financial institutions and professional registration shall provide
39 assistance to the committee.

40 4. No later than January 1, 2014, the committee shall submit a report to
41 the governor, the speaker of the house of representatives, the president pro
42 tempore of the senate, and the appropriate legislative committee of the general
43 assembly regarding the results of the study and any legislative recommendations.]

2 [383.250. 1. There is hereby created within the department of insurance,
3 financial institutions and professional registration the "Health Care Stabilization
4 Fund Feasibility Board". The primary duty of the board is to determine whether
5 a health care stabilization fund should be established in Missouri to provide
6 excess medical malpractice insurance coverage for health care providers. As part
7 of its duties, the board shall develop a comprehensive study detailing whether a
8 health care stabilization fund is feasible within Missouri, or specified geographic
9 regions thereof, or whether a health care stabilization fund would be feasible for
10 specific medical specialties. The board shall analyze medical malpractice
11 insurance data collected by the department of insurance, financial institutions and
12 professional registration under sections 383.105 and 383.106 and any other data
13 the board deems necessary to its mission. In addition to analyzing data collected
14 from the Missouri medical malpractice insurance market, the board may study the
15 experience of other states that have established health care stabilization funds or
16 patient compensation funds. If a health care stabilization fund is determined to
17 be feasible within Missouri, the report shall also recommend to the general
18 assembly how the fund should be structured, designed, and funded. The report
19 may contain any other recommendations relevant to the establishment of a health
20 care stabilization fund, including but not limited to specific recommendations for
21 any statutory or regulatory changes necessary for the establishment of a health
22 care stabilization fund.

23 2. The board shall consist of ten members. Other than the director, the
24 house members and the senate members, the remainder of the board's members
25 shall be appointed by the director of the department of insurance, financial
26 institutions and professional registration as provided for in this subsection. The
27 board shall be composed of:

28 (1) The director of the department of insurance, financial institutions and
29 professional registration, or his or her designee;

30 (2) Two members of the Missouri senate appointed by the president pro
31 tem of the senate with no more than one from any political party;

32 (3) Two members of the Missouri house of representatives appointed by
the speaker of the house with no more than one member from any political party;

33 (4) One member who is licensed to practice medicine as a medical
34 doctor who is on a list of nominees submitted to the director by an organization
35 representing Missouri's medical society;

36 (5) One member who practices medicine as a doctor of osteopathy and
37 who is on a list of nominees submitted to the director by an organization
38 representing Missouri doctors of osteopathy;

39 (6) One member who is a licensed nurse in Missouri and who is on a list
40 submitted to the director by an organization representing Missouri nurses;

41 (7) One member who is a representative of Missouri hospitals and who
42 is on a list of nominees submitted to the director by an organization representing
43 Missouri hospitals; and

44 (8) One member who is a physician and who is on a list submitted to the
45 director by an organization representing family physicians in the state of
46 Missouri.

47 3. The director shall appoint the members of the board, other than the
48 general assembly members, no later than January 1, 2007. Once appointed, the
49 board shall meet at least quarterly, and shall submit its final report and
50 recommendations regarding the feasibility of a health care stabilization fund to
51 the governor and the general assembly no later than December 31, 2010. The
52 board shall also submit annual interim reports to the general assembly regarding
53 the status of its progress.

54 4. The board shall have the authority to convene conferences and hold
55 hearings. All conferences and hearings shall be held in accordance with chapter
56 610.

57 5. The director of the department of insurance, financial institutions and
58 professional registration shall provide and coordinate staff and equipment
59 services to the board to facilitate the board's duties.

60 6. Board members shall receive no additional compensation but shall be
61 eligible for reimbursement for expenses directly related to the performance of
62 their duties.

63 7. The provisions of this section shall expire December 31, 2010.]

2 [476.055. 1. There is hereby established in the state treasury the
3 "Statewide Court Automation Fund". All moneys collected pursuant to section
4 488.027, as well as gifts, contributions, devises, bequests, and grants received
5 relating to automation of judicial record keeping, and moneys received by the
6 judicial system for the dissemination of information and sales of publications
7 developed relating to automation of judicial record keeping, shall be credited to
8 the fund. Moneys credited to this fund may only be used for the purposes set
9 forth in this section and as appropriated by the general assembly. Any
10 unexpended balance remaining in the statewide court automation fund at the end
11 of each biennium shall not be subject to the provisions of section 33.080
requiring the transfer of such unexpended balance to general revenue; except that,

12 any unexpended balance remaining in the fund on September 1, 2015, shall be
13 transferred to general revenue.

14 2. The statewide court automation fund shall be administered by a court
15 automation committee consisting of the following: the chief justice of the
16 supreme court, a judge from the court of appeals, four circuit judges, four
17 associate circuit judges, four employees of the circuit court, the commissioner of
18 administration, two members of the house of representatives appointed by the
19 speaker of the house, two members of the senate appointed by the president pro
20 tem of the senate and two members of the Missouri Bar. The judge members and
21 employee members shall be appointed by the chief justice. The commissioner of
22 administration shall serve *ex officio*. The members of the Missouri Bar shall be
23 appointed by the board of governors of the Missouri Bar. Any member of the
24 committee may designate another person to serve on the committee in place of
25 the committee member.

26 3. The committee shall develop and implement a plan for a statewide
27 court automation system. The committee shall have the authority to hire
28 consultants, review systems in other jurisdictions and purchase goods and
29 services to administer the provisions of this section. The committee may
30 implement one or more pilot projects in the state for the purposes of determining
31 the feasibility of developing and implementing such plan. The members of the
32 committee shall be reimbursed from the court automation fund for their actual
33 expenses in performing their official duties on the committee.

34 4. Any purchase of computer software or computer hardware that exceeds
35 five thousand dollars shall be made pursuant to the requirements of the office of
36 administration for lowest and best bid. Such bids shall be subject to acceptance
37 by the office of administration. The court automation committee shall determine
38 the specifications for such bids.

39 5. The court automation committee shall not require any circuit court to
40 change any operating system in such court, unless the committee provides all
41 necessary personnel, funds and equipment necessary to effectuate the required
42 changes. No judicial circuit or county may be reimbursed for any costs incurred
43 pursuant to this subsection unless such judicial circuit or county has the approval
44 of the court automation committee prior to incurring the specific cost.

45 6. Any court automation system, including any pilot project, shall be
46 implemented, operated and maintained in accordance with strict standards for the
47 security and privacy of confidential judicial records. Any person who knowingly
48 releases information from a confidential judicial record is guilty of a class B
49 misdemeanor. Any person who, knowing that a judicial record is confidential,
50 uses information from such confidential record for financial gain is guilty of a
51 class D felony.

52 7. On the first day of February, May, August and November of each year,
53 the court automation committee shall file a report on the progress of the statewide

54 automation system with the joint legislative committee on court automation.
55 Such committee shall consist of the following:

- 56 (1) The chair of the house budget committee;
- 57 (2) The chair of the senate appropriations committee;
- 58 (3) The chair of the house judiciary committee;
- 59 (4) The chair of the senate judiciary committee;
- 60 (5) One member of the minority party of the house appointed by the
61 speaker of the house of representatives; and
- 62 (6) One member of the minority party of the senate appointed by the
63 president pro tempore of the senate.

64 8. The members of the joint legislative committee shall be reimbursed
65 from the court automation fund for their actual expenses incurred in the
66 performance of their official duties as members of the joint legislative committee
67 on court automation.

68 9. Section 488.027 shall expire on September 1, 2015. The court
69 automation committee established pursuant to this section may continue to
70 function until completion of its duties prescribed by this section, but shall
71 complete its duties prior to September 1, 2017.

72 10. This section shall expire on September 1, 2017.]

2 [620.602. 1. There is established a permanent joint committee of the
3 general assembly to be known as the "Joint Committee on Economic
4 Development Policy and Planning" to be composed of five members of the
5 senate, appointed by the president pro tem of the senate, and five members of the
6 house, appointed by the speaker of the house. No more than three members of
7 the senate and three members of the house shall be from the same political party.
8 The appointment of members shall continue during their terms of office as
9 members of the general assembly or until successors have been duly appointed
10 to fill their places when their terms of office as members of the general assembly
11 have expired. Members of the joint committee shall receive no compensation in
12 addition to their salary as members of the general assembly, but may receive their
13 necessary expenses for attending the meetings of the committee, to be paid out
14 of the committee's appropriations or the joint contingent fund.

15 2. The joint committee on economic development policy and planning
16 shall meet within ten days after its establishment and organize by selecting a
17 chairman and a vice chairman, one of whom shall be a member of the senate and
18 the other a member of the house of representatives. These positions shall rotate
19 annually between a member of the senate and a member of the house of
20 representatives. The committee shall regularly meet at least quarterly. A
21 majority of the members of the committee shall constitute a quorum. The
22 committee may, within the limits of its appropriations, employ such persons as
23 it deems necessary to carry out its duties. The compensation of such personnel
shall be paid from the committee's appropriations or the joint contingent fund.

24 3. The joint committee on economic development policy and planning
25 shall, at its regular meetings, confer with representatives from the governor's
26 office, the department of economic development, the University of Missouri
27 extension service, and other interested parties from the private and public sectors.
28 The joint committee shall review the annual report produced by the department
29 of economic development, as required by section 620.607, and plan, develop and
30 evaluate a long-term economic development policy for the state of Missouri to
31 ensure the state's competitive status with other states.

32 4. The provisions of this section shall expire on July 1, 2010.]

 [630.461. 1. There is hereby created in the department of mental health
2 a committee to be known as the "Review Committee for Purchasing" to review
3 the manner in which the department of mental health purchases services for
4 persons with mental health disorders and substance abuse problems. By
5 December 31, 1995, the committee shall recommend to the governor and the
6 general assembly any changes that should be made in the department of mental
7 health purchasing systems, including whether the department should follow a
8 competitive purchasing model and, if so, the time frame for initiating such
9 change. The recommendation of the committee shall be made in the context of
10 state and national health care reform and with the goal of providing effective
11 services in a coordinated and affordable manner.

12 2. The review committee on purchasing created in subsection 1 of this
13 section shall be composed of nine members as follows:

14 (1) One member of the mental health commission, appointed by the
15 governor;

16 (2) One representative of the office of administration, appointed by the
17 governor;

18 (3) The governor or his designee;

19 (4) Two members appointed at large by the governor, with one member
20 representing the business community and one public member;

21 (5) Two members, appointed at large by the governor, with one member
22 being a private provider and one member being affiliated with a hospital;

23 (6) Two members, appointed at large by the governor, who are
24 consumers of mental health services or family members of consumers of mental
25 health services.

26 3. The review committee established in subsection 1 of this section shall
27 be disbanded on January 1, 1996.

28 4. Notwithstanding any other provision of law to the contrary, beginning
29 July 1, 1997, if the review committee failed to make the recommendations to the
30 governor and the general assembly as required in subsection 1 of this section, the
31 department of mental health may contract directly with vendors operated or
32 funded pursuant to sections 205.975 to 205.990, or operated or funded pursuant
33 to sections 205.968 to 205.973, without competitive bids. All contracts with
34 vendors who are providers of a consortium of treatment services to the clients of

35 the division of comprehensive psychiatric services shall be awarded in
36 accordance with chapter 34.]

✓