

CONFERENCE COMMITTEE SUBSTITUTE

FOR

HOUSE COMMITTEE SUBSTITUTE

FOR

SENATE SUBSTITUTE

FOR

SENATE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 843

AN ACT

To repeal sections 8.003, 8.007, 8.010, 8.015, 8.017, 41.1010, 91.640, 103.008, 109.221, 109.225, 109.255, 143.1015, 160.2100, 160.2110, 181.022, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.478, 327.313, 327.321, 332.086, 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and 701.353, RSMo, and to enact in lieu thereof sixty-one new sections relating to the existence of certain state boards and commissions.

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

1           Section A. Sections 8.003, 8.007, 8.010, 8.015, 8.017,  
2   41.1010, 91.640, 103.008, 109.221, 109.225, 109.255, 143.1015,  
3   160.2100, 160.2110, 181.022, 186.007, 189.015, 189.025, 189.030,  
4   189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240,  
5   192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129,  
6   208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903,

1 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177,  
2 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424,  
3 324.427, 324.430, 324.436, 324.478, 327.313, 327.321, 332.086,  
4 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200,  
5 701.040, and 701.353, RSMo, are repealed and sixty-one new  
6 sections enacted in lieu thereof, to be known as sections 8.003,  
7 8.007, 8.010, 8.015, 8.017, 41.1010, 91.640, 103.008, 109.221,  
8 109.225, 109.255, 143.1015, 181.022, 186.007, 189.015, 189.025,  
9 189.030, 189.035, 191.400, 191.756, 191.980, 192.005, 192.014,  
10 192.230, 192.707, 192.710, 194.400, 194.408, 208.955, 209.287,  
11 209.307, 210.170, 210.1200, 210.1210, 253.408, 324.015, 324.177,  
12 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424,  
13 324.427, 324.430, 324.436, 324.478, 327.313, 327.321, 332.086,  
14 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 620.2200,  
15 633.200, 701.040, and 701.353, to read as follows:

16 8.003. 1. The commission shall consist of ~~[eleven]~~ nine  
17 persons, as follows: the commissioner of the office of  
18 administration; one member of the senate from the majority party,  
19 appointed by the president pro tempore of the senate and one  
20 member of the senate from the minority party, appointed by the  
21 ~~[president pro tempore]~~ minority leader of the senate; one member  
22 of the house of representatives from the majority party,  
23 appointed by the speaker of the house of representatives and one  
24 member of the house of representatives from the minority party,  
25 appointed by the ~~[speaker of the house of representatives]~~  
26 minority leader of the house of representatives; one employee of  
27 the house of representatives appointed by the speaker of the  
28 house of representatives and one employee of the senate appointed

1 by the president pro tempore; and [four] two members appointed by  
2 the governor with the advice and consent of the senate. The  
3 lieutenant governor shall be an ex officio member of the  
4 commission.

5 2. The legislative members of the commission shall serve  
6 for the general assembly during which they are appointed and  
7 until their successors are selected and qualified.

8 3. The [four] two members appointed by the governor shall  
9 be persons who have knowledge and background regarding the  
10 history of the state, the history and significance of the seat of  
11 state government, and the capitol but shall not be required to be  
12 professionals in the subject area.

13 4. The terms of the [four] two members appointed by the  
14 governor shall be four years and until their successors are  
15 appointed and qualified. Provided, however, that the first term  
16 of [three] the first public [members term] member appointed after  
17 the effective date of this act shall be for two years, thereafter  
18 the [terms] term of all subsequently appointed public members  
19 shall be four years. There is no limitation on the number of  
20 terms any appointed member may serve. If a vacancy occurs, the  
21 governor may appoint a member for the remaining portion of the  
22 unexpired term created by the vacancy. The governor may remove  
23 any member appointed by him or her for cause. The members of the  
24 commission shall be reimbursed for travel and other expenses  
25 actually and necessarily incurred in the performance of their  
26 duties by the office of administration.

27 5. At the first meeting of the commission and at yearly  
28 intervals thereafter, the members shall select from among

1 themselves a chairman and a vice chairman.

2 6. The commission shall hold at least four regular meetings  
3 each year and such additional meetings as the chairman deems  
4 desirable at a place and time to be fixed by the chairman.  
5 Special meetings may be called by five members of the commission  
6 upon delivery of written notice to each member of the commission.  
7 Reasonable written notice of all meetings shall be given by the  
8 director to all members of the commission. Five members of the  
9 commission shall constitute a quorum. All actions of the  
10 commission shall be taken at meetings open to the public. Any  
11 member absent from six consecutive regular commission meetings  
12 for any cause whatsoever shall be deemed to have resigned and the  
13 vacancy shall be filled immediately in accordance with subsection  
14 1 of this section.

15 7. The commission shall provide a report to the governor  
16 and the general assembly annually.

17 8.007. 1. The commission shall:

18 (1) Exercise general supervision of the administration of  
19 sections 8.001 to 8.007;

20 (2) Evaluate and approve capitol studies and improvement,  
21 expansion, renovation, and restoration projects [to be paid for  
22 with funds appropriated from the state capitol commission fund]  
23 including, but not limited to, the "21st-Century State Capitol  
24 Restoration Project", which includes, but is not limited to, the  
25 development and implementation of a comprehensive master plan for  
26 the restoration, protection, risk management, and continuing  
27 preservation of the capitol building, grounds, and any annex  
28 areas. For purposes of this section, "annex areas" shall mean

1 the building currently occupied by the Missouri department of  
2 transportation located at 105 West Capitol Avenue in Jefferson  
3 City, if used to house members of the general assembly or  
4 legislative support staff, or any new building constructed for  
5 such purposes;

6 (3) Exercise ongoing supervision and coordination of the  
7 capitol building, grounds, and any annex areas;

8 [(3)] (4) Evaluate and recommend courses of action on the  
9 restoration and preservation of the capitol, the preservation of  
10 historical significance of the capitol and the history of the  
11 capitol;

12 [(4)] (5) Evaluate and recommend courses of action to  
13 ensure accessibility to the capitol for physically disabled  
14 persons;

15 [(5)] (6) Advise, consult, and cooperate with the office of  
16 administration, the archives division of the office of the  
17 secretary of state, the historic preservation program within the  
18 department of natural resources, the division of tourism within  
19 the department of economic development and the historical society  
20 of Missouri in furtherance of the purposes of sections 8.001 to  
21 8.007;

22 [(6)] (7) Be authorized to cooperate or collaborate with  
23 other state agencies and not-for-profit organizations to publish  
24 books and manuals concerning the history of the capitol, its  
25 improvement or restoration;

26 [(7) Before each September first, recommend options to the  
27 governor on budget allocation for improvements or restoration of  
28 the capitol premises]

1        (8) On or before October first of each year, submit to the  
2 budget director and the general assembly estimates of the  
3 requirements for appropriations for the capitol building,  
4 grounds, and any annex areas for the year commencing on the  
5 following first day of July;

6        [(8)] (9) Encourage, participate in, or conduct studies,  
7 investigations, and research and demonstrations relating to  
8 improvement and restoration of the state capitol it may deem  
9 advisable and necessary for the discharge of its duties pursuant  
10 to sections 8.001 to 8.007;

11       [(9)] (10) Hold hearings, issue notices of hearings, and  
12 take testimony as the commission deems necessary; and

13       [(10)] (11) Initiate planning efforts, subject to the  
14 appropriation of funds, for a centennial celebration of the  
15 laying of the capstone of the Missouri state capitol.

16       2. The "State Capitol Commission Fund" is hereby created in  
17 the state treasury. Any moneys received from sources other than  
18 appropriation by the general assembly, including from private  
19 sources, gifts, donations and grants, shall be credited to the  
20 state capitol commission fund and shall be appropriated by the  
21 general assembly.

22       3. The provisions of section 33.080 to the contrary  
23 notwithstanding, moneys in the second capitol commission fund  
24 shall not be transferred and placed to the credit of the general  
25 revenue fund. Moneys in the state capitol commission fund shall  
26 not be appropriated for any purpose other than those designated  
27 by the commission.

28       4. The commission is authorized to accept all gifts,

1 bequests and donations from any source whatsoever. The  
2 commission may also apply for and receive grants consistent with  
3 the purposes of sections 8.001 to 8.007. All such gifts,  
4 bequests, donations and grants shall be used or expended upon  
5 appropriation in accordance with their terms or stipulations, and  
6 the gifts, bequests, donations or grants may be used or expended  
7 for the preservation, improvement, expansion, renovation,  
8 restoration and improved accessibility and for promoting the  
9 historical significance of the capitol.

10 5. The commission may copyright or obtain a trademark for  
11 any photograph, written work, art object, or any product created  
12 of the capitol or capitol grounds. The commission may grant  
13 access or use of any such works to other organizations or  
14 individuals for a fee, at its sole discretion, or waive all fees.  
15 All funds obtained through licensing fees shall be credited to  
16 the capitol commission fund in a manner similar to funds the  
17 commission receives as gifts, donations, and grants. The funds  
18 shall be used for repairs, refurbishing, or to create art,  
19 exhibits, decorations, or other beautifications or adornments to  
20 the capitol or its grounds.

21 8.010. 1. The governor, attorney general and lieutenant  
22 governor constitute the board of public buildings. The governor  
23 is chairman and the lieutenant governor, secretary. The speaker  
24 of the house of representatives and the president pro tempore of  
25 the senate shall serve as ex officio members of the board but  
26 shall not have the power to vote. The board shall constitute a  
27 body corporate and politic. Except as provided under section  
28 8.007, the board has general supervision and charge of the public

1 property of the state at the seat of government, including the  
2 building located at 105 West Capitol Avenue in Jefferson City,  
3 and other duties imposed on it by law.

4 2. The commissioner of administration shall provide staff  
5 support to the board.

6 8.015. The senate chamber, the senate committee rooms, the  
7 offices of the members of the senate on the third and fourth  
8 floors of the state capitol building and all other rooms and  
9 offices of the state capitol building designed for or assigned  
10 [by the board of public buildings] under section 8.007 to the use  
11 of the members and officers of the senate, and all furniture,  
12 equipment and supplies therein, are reserved for the exclusive  
13 use of the members and officers of the senate. These rooms,  
14 together with the furniture, equipment and supplies therein, are  
15 in direct charge and control of the senate accounts committee.  
16 No use of any of said quarters other than by the senate, its  
17 members or officers shall be made except with the written consent  
18 of the senator or officer occupying the office rooms and upon the  
19 order of the accounts committee.

20 8.017. The house chamber, the house committee rooms, the  
21 offices of the members of the house on the third and fourth  
22 floors of the state capitol building and all other rooms and  
23 offices of the state capitol building designed for or assigned  
24 [by the board of public buildings] under section 8.007 to the use  
25 of the members and officers of the house, and all furniture,  
26 equipment and supplies therein, are reserved for the exclusive  
27 use of the members and officers of the house of representatives.  
28 These rooms, together with the furniture, equipment and supplies



1 therein, are in direct charge and control of the house accounts  
2 committee. No use of any of said quarters other than by the  
3 house of representatives, its members or officers shall be made  
4 except with the written consent of the representative or officer  
5 occupying the office rooms and upon the order of the accounts  
6 committee.

7 41.1010. 1. There is hereby established the "Missouri  
8 Military Preparedness and Enhancement Commission". The  
9 commission shall have as its purpose the design and  
10 implementation of measures intended to protect, retain, and  
11 enhance the present and future mission capabilities at the  
12 military posts or bases within the state. The commission shall  
13 consist of [~~nine~~] eleven members:

14 (1) [~~Five~~] Seven members to be appointed by the governor;

15 (2) Two members of the house of representatives, one  
16 appointed by the speaker of the house of representatives, and one  
17 appointed by the minority floor leader;

18 (3) Two members of the senate, one appointed by the  
19 president pro tempore, and one appointed by the minority floor  
20 leader;

21 (4) The director of the department of economic development  
22 or the director's designee, ex officio;

23 (5) The chairman of the Missouri veterans' commission or  
24 the chairman's designee, ex officio.

25  
26 No more than [~~three of the five~~] four of the seven members  
27 appointed by the governor shall be of the same political party.  
28 To be eligible for appointment by the governor, a person shall

1 have demonstrated experience in economic development, the defense  
2 industry, military installation operation, environmental issues,  
3 finance, local government, or the use of air space for future  
4 military missions. Appointed members of the commission shall  
5 serve three-year terms, except that of the initial appointments  
6 made by the governor, two shall be for one-year terms, two shall  
7 be for two-year terms, and one shall be for a three-year term.  
8 No appointed member of the commission shall serve more than six  
9 years total. A vacancy occurs if a legislative member leaves  
10 office for any reason. Any vacancy on the commission shall be  
11 filled in the same manner as the original appointment.

12 2. Members of the commission shall be reimbursed for the  
13 actual and necessary expenses incurred in the discharge of the  
14 member's official duties.

15 3. A chair of the commission shall be selected by the  
16 members of the commission.

17 4. The commission shall meet at least quarterly and at such  
18 other times as the chair deems necessary.

19 5. The commission shall be funded by an appropriation  
20 limited to that purpose. Any expenditure constituting more than  
21 ten percent of the commission's annual appropriation shall be  
22 based on a competitive bid process.

23 6. The commission shall:

24 (1) Advise the governor and the general assembly on  
25 military issues and economic and industrial development related  
26 to military issues;

27 (2) Make recommendations regarding:

28 (a) Developing policies and plans to support the long-term

1 viability and prosperity of the military, active and retiree, and  
2 civilian military employees, in this state, including promoting  
3 strategic regional alliances that may extend over state lines;

4 (b) Developing methods to improve private and public  
5 employment opportunities for former members of the military and  
6 their families residing in this state; and

7 (c) Developing methods to assist defense-dependent  
8 communities in the design and execution of programs that enhance  
9 a community's relationship with military installations and  
10 defense-related businesses;

11 (3) Provide information to communities, the general  
12 assembly, the state's congressional delegation, and state  
13 agencies regarding federal actions affecting military  
14 installations and missions;

15 (4) Serve as a clearinghouse for:

16 (a) Defense economic adjustment and transition information  
17 and activities; and

18 (b) Information concerning the following:

19 a. Issues related to the operating costs, missions, and  
20 strategic value of federal military installations located in the  
21 state;

22 b. Employment issues for communities that depend on defense  
23 bases and in defense-related businesses; and

24 c. Defense strategies and incentive programs that other  
25 states are using to maintain, expand, and attract new defense  
26 contractors;

27 (5) Provide assistance to communities that have experienced  
28 a defense-related closure or realignment;

1           (6) Assist communities in the design and execution of  
2 programs that enhance a community's relationship with military  
3 installations and defense-related businesses, including regional  
4 alliances that may extend over state lines;

5           (7) Assist communities in the retention and recruiting of  
6 defense-related businesses, including fostering strategic  
7 regional alliances that may extend over state lines;

8           (8) Prepare a biennial strategic plan that:

9           (a) Fosters the enhancement of military value of the  
10 contributions of Missouri military installations to national  
11 defense strategies;

12           (b) Considers all current and anticipated base realignment  
13 and closure criteria; and

14           (c) Develops strategies to protect the state's existing  
15 military missions and positions the state to be competitive for  
16 new and expanded military missions;

17           (9) Encourage economic development in this state by  
18 fostering the development of industries related to defense  
19 affairs.

20           7. The commission shall prepare and present an annual  
21 report to the governor and the general assembly by December  
22 thirty-first of each year.

23           8. The department of economic development shall furnish  
24 administrative support and staff for the effective operation of  
25 the commission.

26           91.640. 1. In addition to the powers which it may now  
27 have, any municipality as herein defined shall have power, under  
28 sections 91.620 to 91.770

1           (1) To lease as herein provided, to acquire by gift,  
2 purchase or the exercise of the right of eminent domain, to  
3 construct, to reconstruct, to improve, to better, and to extend  
4 any undertaking, wholly within, or wholly without the  
5 municipality, or partially within and partially without the  
6 municipality, and to acquire by gift, purchase or the exercise of  
7 the right of eminent domain, lands, easements, rights in lands  
8 and water rights in connection therewith;

9           (2) To operate and maintain any undertaking for its own use  
10 and for the use of public and private consumers, and users within  
11 and without the territorial boundaries of the municipality;

12           (3) To prescribe, revise and collect rates, fees, tolls or  
13 charges subject to rules and regulations of public service  
14 commission of state of Missouri for the services, facilities or  
15 commodities furnished by such undertaking, and in anticipation of  
16 the collection of the revenues of such undertaking, to issue  
17 revenue bonds, to finance in whole or in part the cost of the  
18 acquisition, construction, reconstruction, improvement,  
19 betterment or extension of any undertaking;

20           (4) To pledge to the punctual payment of said bonds and  
21 interest thereon all or any part of the revenues of such  
22 undertaking (including the revenues of improvements, betterments  
23 or extensions thereto thereafter constructed or acquired, as well  
24 as the revenues of existing systems, plants, works,  
25 instrumentalities, and properties of the undertaking so improved,  
26 bettered or extended) or of any part of such undertaking; subject  
27 to any outstanding obligation existing against such systems,  
28 plants; and

1           (5) To make all contracts, execute all instruments and do  
2 all things necessary or convenient in the exercise of the powers  
3 herein granted or in the performance of its covenants or duties  
4 or in order to secure the payment of its bonds, provided, no  
5 encumbrance, mortgage or other pledge of property of the  
6 municipality is created thereby, and provided no property of the  
7 municipality is liable to be forfeited or taken in payment of  
8 said bonds, and provided no debt on the credit of the  
9 municipality is thereby incurred in any manner for any purpose;  
10 and provided further, that plans and specifications for the  
11 aforesaid undertakings shall be submitted to and approved by the  
12 state board of health and senior services; provided, however,  
13 that all contracts for the undertakings herein authorized shall  
14 be awarded to the lowest and best bidder, notice of the letting  
15 of such contract having been published as is required by law for  
16 the letting of public contracts for the erection of public  
17 buildings.

18           2. For the purpose of constructing, managing and operating  
19 the undertakings herein described there is hereby created a  
20 "board of public works". This board shall consist of five  
21 members, who shall be qualified voters and resident taxpayers of  
22 such municipality. The mayor or presiding officer of such  
23 municipality shall be a member of this board. The other four  
24 members shall be appointed by the mayor or presiding officer of  
25 the municipality, by and with the consent and approval of the  
26 majority of the governing body. The term of office of the  
27 members appointed shall be four years, except the terms of two  
28 members of the first board appointed shall be for two years. The

1 officer making the appointment shall designate which members  
2 shall be appointed for two years and which shall be for four  
3 years. Vacancies shall be filled for an unexpired term in the  
4 same manner as the original appointment. The board shall  
5 organize when new members are appointed to it. It shall select a  
6 chairman, vice chairman, secretary and treasurer. The board of  
7 public works shall operate, manage and control such undertakings,  
8 and in the performance of this duty may employ such persons and  
9 expend such sums as are necessary to properly perform same, which  
10 funds shall be appropriated and allowed by the governing body out  
11 of the earnings of the undertaking. This board shall require any  
12 person who has custody of any moneys or properties of the  
13 district to furnish bond executed by a responsible bonding  
14 company, for the faithful performance of his or her duties as  
15 prescribed by the board of public works and for the faithful  
16 accounting of all moneys or property which may come into his  
17 custody or possession by virtue of such employment or  
18 appointment. The board of public works shall be allowed such a  
19 salary for their services as the governing body may determine not  
20 in excess of one hundred dollars per month for each member and  
21 for their actual expenses incurred in performing their duties  
22 under sections 91.620 to 91.770 they shall be paid out of the  
23 revenue of the undertaking formed herein. The members of the  
24 board of public works may be removed for cause after a public  
25 hearing by the governing body. The board of public works shall  
26 make such report to the governing body and at such times as may  
27 be required by the governing body, and shall have the power to  
28 establish bylaws, rules and regulations for its own government.

1 The board of public works, in respect to all matter of custody,  
2 operation, administration and maintenance of such work shall have  
3 all the powers and perform all the duties herein provided for,  
4 not specifically delegated to the governing body.

5 3. The government is hereby authorized to construct any  
6 undertaking within a defense area, to acquire by purchase, lease,  
7 gift, exchange or the exercise of eminent domain, lands,  
8 easements, rights of lands and water rights in connection  
9 therewith and to maintain and operate such undertakings. Any  
10 municipality is hereby authorized to lease from the government or  
11 to enter into an agreement to operate for and in behalf of the  
12 government any undertaking constructed by the government.

13 103.008. 1. The general administration and the  
14 responsibility for the proper operation of the plan is vested in  
15 a board of trustees of thirteen persons, as follows: the  
16 director of the department of health and senior services, the  
17 director of the department of insurance, financial institutions  
18 and professional registration, the commissioner of the state  
19 office of administration serving ex officio, one member of the  
20 senate from the majority party appointed by the president pro tem  
21 of the senate and one member of the senate from the minority  
22 party appointed by the president pro tem of the senate with the  
23 concurrence of the minority floor leader of the senate, one  
24 member of the house of representatives from the majority party  
25 appointed by the speaker of the house of representatives and one  
26 member of the house of representatives from the minority party  
27 appointed by the speaker of the house of representatives with the  
28 concurrence of the minority floor leader of the house of



1 representatives, two members of the system who are current  
2 employees elected by a plurality vote of members of the system  
3 who are also current employees for a term of four years, one  
4 member of the system who is a retiree elected by a plurality vote  
5 of retired members of the system for a term of four years, and  
6 ~~[six]~~ three members appointed by the governor with the advice and  
7 consent of the senate. Of the ~~[six]~~ three members appointed by  
8 the governor, ~~[three]~~ all shall be citizens of the state of  
9 Missouri who are not members of the plan, but who are familiar  
10 with medical issues. [The remaining three members shall be  
11 members of the plan and may be selected from any state agency or  
12 any participating member agency.]

13 2. Except for the legislative members, the director of the  
14 department of health and senior services, the director of the  
15 department of insurance, financial institutions and professional  
16 registration, and the commissioner of the office of  
17 administration, trustees shall be chosen for terms of four years  
18 from the first day of January next following their election or  
19 appointment. Any vacancies occurring in the office of trustee  
20 shall be filled in the same manner the office was filled  
21 previously.

22 109.221. 1. The state shall establish and administer a  
23 "State Historical Records Advisory Board". The state historical  
24 records advisory board shall consist of ~~[twelve]~~ seven members  
25 appointed by the governor, with the advice and consent of the  
26 senate. Each member shall serve for a term of three years,  
27 except for the first members appointed, which shall have four  
28 members that serve one year, four members that serve two years

1 and four members that serve three years. Thereafter, each member  
2 shall serve three years. The secretary of state or his or her  
3 designee shall serve as chairman of the board and as the state  
4 historical records coordinator and his vote shall break any tie  
5 vote of the board. The executive director of the state  
6 historical society of Missouri shall serve as an ex officio  
7 member of the board. The board shall meet when called by the  
8 chairman, but shall meet at least annually. The board shall  
9 adopt written procedures to govern its activities. The board  
10 shall report annually to the general assembly on its activities.

11 2. The state historical records advisory board is assigned  
12 to the office of the secretary of state. Members of the board  
13 shall receive no compensation for their service, but shall be  
14 reimbursed for their actual and necessary expenses incurred in  
15 the performance of their duties.

16 3. The board shall be the central advisory body for  
17 historical records planning and for projects relating to historic  
18 records developed and carried out within the state of Missouri.  
19 The board may perform duties such as sponsoring and publishing  
20 surveys of the conditions and needs of historical records in the  
21 state; soliciting or developing proposals for projects to be  
22 carried out in the state with the National Historical  
23 Publications and Records Commission, hereafter called  
24 "commission", financing; reviewing records proposals by  
25 institutions in the state and making recommendations from these  
26 to the commission; developing, revising, and submitting to the  
27 commission state priorities for historical records projects  
28 following guidelines developed by the commission; and reviewing,

1 through reports and otherwise, the operation and progress of  
2 records projects in the state.

3 4. The board may seek funds available through the National  
4 Historical Publications and Records Commission for the subvention  
5 of all or part of the costs of printing and manufacturing volumes  
6 that have been formally endorsed by the commission.

7 5. The board may seek funds from the National Historical  
8 Publications and Records Commission for sponsoring and publishing  
9 surveys of the conditions and needs of historical records in the  
10 state; for soliciting or developing proposals for projects to be  
11 carried out in the state for preservation of historical records  
12 and publications; for reviewing records proposals by institutions  
13 in the state and making recommendations from these to the  
14 commission; and for developing, revising, and submitting to the  
15 commission state priorities for historical records projects  
16 following guidelines developed by the commission. The board may  
17 further carry out those necessary duties to fulfill its purpose  
18 of helping in the collection and preservation of Missouri's  
19 historical records and such other duties as may be prescribed by  
20 law.

21 6. The secretary of state, as state historical records  
22 coordinator, may fund and administer[, with the advice of the  
23 state historical records advisory board], grant requests for  
24 preservation of local records. In carrying out this subsection  
25 the secretary of state shall have the power to promulgate  
26 necessary rules and regulations. No rule or portion of a rule  
27 promulgated under the authority of this section shall become  
28 effective unless it has been promulgated pursuant to the

1 provisions of section 536.024. Funds retained by the recorder of  
2 a county or a city not within a county and deposited in a  
3 recorder's fund for records preservation purposes pursuant to  
4 subsection 1 of section 59.319 may be used by a recorder of a  
5 county or a city not within a county toward any local matching  
6 funds requirement for funding pursuant to the grant program  
7 authorized by this subsection. A recorder's application for  
8 grant funding pursuant to this subsection shall not be penalized  
9 in any way because local funds collected pursuant to subsection 1  
10 of section 59.319 are to be used to fund any local matching funds  
11 requirement.

12 109.225. 1. There is hereby established the "Missouri  
13 Board on Geographic Names". The board shall be assigned for  
14 administrative purposes to the office of the secretary of state.

15 2. The board shall consist of nineteen members as follows:

16 (1) The secretary of state, who shall serve as chair of the  
17 board;

18 (2) ~~【Nine】~~ Eight citizens of Missouri appointed by the  
19 secretary of state;

20 (3) The director or the director's designee of the  
21 department of transportation;

22 (4) The director or the director's designee of the  
23 department of conservation;

24 (5) The director or the director's designee of the  
25 department of natural resources;

26 (6) The director or the director's designee of the  
27 department of agriculture;

28 (7) The commissioner or the commissioner's designee of the

1 office of administration;

2 [(7)] (8) The director or the director's designee of the  
3 state archives;

4 [(8)] (9) The executive director or the executive  
5 director's designee of the state historical society of Missouri;

6 [(9)] (10) The director or the director's designee of the  
7 United States Geological Survey;

8 [(10)] (11) The director or the director's designee of the  
9 United States Forest Service; and

10 [(11)] (12) The director or the director's designee of the  
11 United States Corps of Engineers.

12 3. Appointed members of the board shall serve three-year  
13 terms and shall serve until their successors are appointed.  
14 Vacancies on the board shall be filled in the same manner as the  
15 original appointment and such member appointed shall serve the  
16 remainder of the unexpired term.

17 4. The board shall meet annually and as otherwise required  
18 by the secretary of state.

19 5. The board shall designate from its members a vice chair  
20 and shall adopt written guidelines to govern the management of  
21 the board.

22 6. Each member of the board shall serve without  
23 compensation, but may be reimbursed for their actual and  
24 necessary expenses incurred in the performance of their duties as  
25 members of the board.

26 7. The secretary of state shall designate an employee of  
27 the secretary of state's office as executive secretary for the  
28 board, who shall serve as a nonvoting member and shall maintain

1 the records of the board's activities and decisions and shall be  
2 responsible for correspondence between the board and the United  
3 States Board on Geographic Names and other agencies.

4 8. The board shall:

5 (1) Receive and evaluate all proposals for changes in or  
6 additions to names of geographic features and places in the state  
7 of Missouri to determine the most appropriate and acceptable  
8 names for use in maps and official documents of all levels of  
9 government;

10 (2) Make official recommendations to the United States  
11 Board on Geographic Names on behalf of the state of Missouri with  
12 respect to each proposal;

13 (3) Assist and cooperate with the United States Board on  
14 Geographic Names in matters relating to names of geographic  
15 features and places in Missouri;

16 (4) Assist in the maintenance of a Missouri geographic  
17 names database as part of the national database;

18 (5) Maintain a list of advisors who have special interest  
19 and knowledge in Missouri history, geography, or culture and  
20 consult with such advisors on a regular basis in the course of  
21 the board's deliberations;

22 (6) Develop and revise state priorities for geographic  
23 records projects following guidelines of the United States Board  
24 on Geographic Names; and

25 (7) Submit a report on its activities annually to the  
26 general assembly.

27 9. The board may apply for moneys through federal and state  
28 grant programs to sponsor and publish surveys of the condition

1 and needs of geographic records in the state of Missouri and to  
2 solicit or develop proposals for projects to be carried out in  
3 the state for preservation of geographic records and  
4 publications.

5 109.255. 1. The secretary of state, or his or her  
6 designee, is hereby authorized to appoint and serve as chairman  
7 of a local records board to advise, counsel, and judge what local  
8 records shall be retained, copied, preserved, or disposed of and  
9 in what manner these functions shall be carried out by the  
10 director. This board shall represent a wide area of public  
11 interest in local records and shall consist of at least twelve  
12 members one of whom shall represent school boards, one  
13 constitutional charter city, one third class city, one fourth  
14 class city, [one village, one township, one for each class of  
15 county of the first and second class, one third or fourth class  
16 county, one higher education,] one historical society, two of  
17 whom shall represent counties of the first or second  
18 classification, two of whom shall represent counties of the third  
19 or fourth classification, and such other members as the secretary  
20 of state shall direct.

21 2. The members of the board of record control shall serve  
22 staggered terms and may be removed at the pleasure of the  
23 secretary of state.

24 3. The members of the board of control shall receive no  
25 salary but may be compensated for travel expenses if the budget  
26 of the secretary of state permits.

27 4. The board shall meet at such times as the chairman may  
28 call them.

1           5. The director with advice of the board of record control  
2 shall issue directives to guide local officials on the  
3 destruction of local records and nonrecord materials.

4           143.1015. 1. In each taxable year beginning on or after  
5 January 1, 2011, each individual or corporation entitled to a tax  
6 refund in an amount sufficient to make a designation under this  
7 section may designate that one dollar or any amount in excess of  
8 one dollar on a single return, and two dollars or any amount in  
9 excess of two dollars on a combined return, of the refund due be  
10 credited to the foster care and adoptive parents recruitment and  
11 retention fund as established under section 453.600, hereinafter  
12 referred to as the fund. If any individual or corporation that  
13 is not entitled to a tax refund in an amount sufficient to make a  
14 designation under this section wishes to make a contribution to  
15 the fund, such individual or corporation may, by separate check,  
16 draft, or other negotiable instrument, send in with the payment  
17 of taxes, or may send in separately, that amount, clearly  
18 designated for the foster care and adoptive parents recruitment  
19 and retention fund, the individual or corporation wishes to  
20 contribute. The department of revenue shall deposit such amount  
21 to the fund as provided in subsections 2 and 3 of this section.  
22 All moneys credited to the fund shall be considered nonstate  
23 funds under the provisions of Article IV, Section 15 of the  
24 Missouri Constitution.

25           2. The director of revenue shall deposit at least monthly  
26 all contributions designated by individuals under this section to  
27 the state treasurer for deposit to the fund.

28           3. The director of revenue shall deposit at least monthly



1 all contributions designated by corporations under this section,  
2 less an amount sufficient to cover the costs of collection and  
3 handling by the department of revenue, to the state treasury for  
4 deposit to the fund.

5 4. A contribution designated under this section shall only  
6 be deposited in the fund after all other claims against the  
7 refund from which such contribution is to be made have been  
8 satisfied.

9 5. Moneys deposited in the fund shall be distributed by the  
10 department of social services in accordance with the provisions  
11 of this section and section 453.600.

12 [6. Under section 23.253 of the Missouri sunset act:

13 (1) The provisions of the new program authorized under this  
14 section shall automatically sunset six years after August 28,  
15 2011, unless reauthorized by an act of the general assembly; and

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

19 (3) This section shall terminate on December thirty-first  
20 of the calendar year immediately following the calendar year in  
21 which the program authorized under this section is sunset.]

22 181.022. 1. The secretary of state shall create the  
23 "Secretary's Council on Library Development" to advise the  
24 secretary of state and the state library on matters that relate  
25 to the state's libraries and library service to Missouri  
26 citizens, to recommend to the secretary of state and the state  
27 library policies and programs relating to libraries in the state,  
28 and to communicate the value of libraries.

1           2. Members of the secretary's council on library  
2 development shall serve three-year terms, to be served on a  
3 rotating basis as shall be established by the secretary of state.

4           3. The members of the secretary's council on library  
5 development shall be appointed by the secretary of state, to  
6 include [members of the house of representatives, members of the  
7 senate,] representatives of the public and of libraries, trustees  
8 of Missouri libraries, and users of the state libraries, as well  
9 as members of the house of representatives, members of the  
10 senate, and the state librarian, who shall serve as ex-officio  
11 members of the council.

12           186.007. There is created in the department of economic  
13 development a "Missouri Women's Council" which shall consist of  
14 [fifteen] thirteen members. [Eleven] Nine of the members shall  
15 be appointed by the governor, of which no more than [six] five of  
16 the [eleven] nine members may be of the same political party as  
17 the governor appointing such members, with the advice and consent  
18 of the senate, and shall be representative of a cross section of  
19 the citizenry. [Four members shall be appointed for one year,  
20 four for two years, and three for three years. Their successors]  
21 Council members shall serve terms of [three] four years, and may  
22 be reappointed. The remaining four vacancies on the council  
23 shall be filled by the general assembly. Two representatives and  
24 two senators shall be appointed by their respective bodies in the  
25 same manner as members of standing committees are appointed.  
26 [The governor shall designate one of the members as chairman.]  
27 The council shall annually elect a chair and vice-chair. In the  
28 event of a vacancy in a term of office through death, resignation

1 or otherwise, the governor shall appoint a person to serve the  
2 unexpired portion of the term of a member appointed by the  
3 governor. The unexpired council terms of any senator or  
4 representative unable or unwilling to serve shall be filled by  
5 their respective bodies in the same manner as vacancies on  
6 standing committees are filled.

7 189.015. The chief fiscal officer of:

8 (1) Each city and county operating a hospital, clinic  
9 operated by a social welfare board of a county of the second  
10 class, or hospital district in the state of Missouri; and

11 (2) Each not-for-profit corporation operating a hospital  
12 under contract with a city or county shall submit to the director  
13 and the state board of health and senior services, a report,  
14 setting forth the local public hospital tax effort for its last  
15 fiscal year, which shall equal:

16 (a) The total gross expenditures made by such city, county,  
17 corporation or hospital district during a fiscal year for the  
18 operation of a hospital in the city, county or district, less

19 (b) The total amounts received during that fiscal year by  
20 such city, county, corporation, or district in payment for  
21 hospital services or in support of hospital operations.

22 The report shall be made to the director not later than September  
23 first of each year.

24 189.025. The director shall promptly propose such  
25 allocations in the statements which he shall determine to be  
26 reasonably necessary to conform to the provisions of sections  
27 189.010 to 189.085 and which are within the limits of the budget  
28 recommendations. He shall, thereupon, determine the local public

1 hospital tax effort for patient care for the fiscal year. He  
2 shall report this amount to the state board of health and senior  
3 services and the chief fiscal officers of the city, county,  
4 corporation, or district, accompanied by the proposed  
5 allocations.

6 189.030. Upon receipt of the information from the director,  
7 the state board of health and senior services shall within  
8 forty-five days examine the proposed allocated appropriations to  
9 ensure that such funds are allocated proportionately to  
10 qualifying hospitals in a ratio based upon available funds as  
11 compared to the maximum entitlement of each qualifying hospital  
12 and either approve them within the limit of the budget  
13 recommendation, or shall disapprove proposed allocated  
14 appropriations or parts thereof which it does not find to be  
15 reasonable for the improvement of care to poor patients in the  
16 hospital or hospitals. If any appropriation or part thereof is  
17 disapproved by the board of health and senior services, the  
18 director may continue to submit revised proposals to the state  
19 board of health and senior services within the limits of the  
20 budget recommendation therefor until the state board of health  
21 and senior services approves the appropriation within the limits  
22 of the budget recommendation. The board shall send a letter on  
23 the proposed appropriations allocation approved by it to the  
24 director and to the chief fiscal officer of the city, county,  
25 corporation, or district. Thereafter by June fifteenth of each  
26 year the state board of health and senior services shall revise  
27 the allocations within the appropriation therefor.

28 189.035. Upon receipt of the revised proposal under section

1 189.030 from the state board of health and senior services, the  
2 commissioner of administration shall issue warrants on the state  
3 treasurer for an amount equal to the lesser of (a) ten percent of  
4 the local public hospital tax effort of the city, county,  
5 corporation, or district, as determined by him under section  
6 189.025, or (b) the total proposed appropriations approved by the  
7 board of health and senior services.

8 191.400. 1. There is hereby created a "State Board of  
9 Health and Senior Services" which shall consist of [~~seven~~] nine  
10 members, who shall be appointed by the governor, by and with the  
11 advice and consent of the senate. No member of the state board  
12 of health and senior services shall hold any other office or  
13 employment under the state of Missouri other than in a consulting  
14 status relevant to the member's professional status, licensure or  
15 designation. Not more than [~~four~~] five of the members of the  
16 state board of health and senior services shall be from the same  
17 political party.

18 2. Each member shall be appointed for a term of four years;  
19 except that of the members first appointed, two shall be  
20 appointed for a term of one year, two for a term of two years,  
21 two for a term of three years, and [~~one~~] three for a term of four  
22 years. The successors of each shall be appointed for full terms  
23 of four years. No person may serve on the state board of health  
24 and senior services for more than two terms. The terms of all  
25 members shall continue until their successors have been duly  
26 appointed and qualified. Three of the persons appointed to the  
27 state board of health and senior services shall be persons who  
28 are physicians and surgeons licensed by the state board of

1 registration for the healing arts of Missouri, one of whom shall  
2 have expertise in geriatrics. One of the persons appointed to  
3 the state board of health and senior services shall be a dentist  
4 licensed by the Missouri dental board. One of the persons  
5 appointed to the state board of health and senior services shall  
6 be a [chiropractic physician licensed by the Missouri state board  
7 of chiropractic examiners] person with expertise in nutrition.

8 [Two of the persons appointed to the state board of health shall  
9 be persons other than those licensed by the state board of  
10 registration for the healing arts, the Missouri dental board, or  
11 the Missouri state board of chiropractic examiners and shall be  
12 representative of those persons, professions and businesses which  
13 are regulated and supervised by the department of health and  
14 senior services and the state board of health.] In making the  
15 four remaining appointments, the governor shall give  
16 consideration to individuals having a special interest in public  
17 health, disability-related issues, or gerontology, including  
18 senior citizens. If a vacancy occurs in the appointed  
19 membership, the governor may appoint a member for the remaining  
20 portion of the unexpired term created by the vacancy. If the  
21 vacancy occurs while the senate is not in session, the governor  
22 shall make a temporary appointment subject to the approval of the  
23 senate when it next convenes. The members shall receive actual  
24 and necessary expenses [plus twenty-five dollars per day for]  
25 each day of actual attendance.

26 3. The board shall elect from among its membership a  
27 chairperson and a vice chairperson, who shall act as chairperson  
28 in his or her absence. The board shall meet at the call of the

1 chairperson. The chairperson may call meetings at such times as  
2 he or she deems advisable, and shall call a meeting when  
3 requested to do so by three or more members of the board.

4 [196.1129.] 191.756. 1. For purposes of this section, the  
5 term "board" shall mean the [life sciences research board  
6 established under section 196.1103] state board of health and  
7 senior services established under section 191.400.

8 2. Subject to appropriations, the board shall establish a  
9 program to award grants for the establishment of umbilical cord  
10 blood banks to be located in this state and for the expansion of  
11 existing umbilical cord blood banks located in this state. The  
12 purposes and activities of umbilical cord blood banks eligible  
13 for grants for this program shall be directed towards gathering,  
14 collecting, and preserving umbilical cord and placental blood  
15 only from live births and providing such blood and blood  
16 components primarily to recipients who are unrelated to the  
17 donors of the blood, and towards persons and institutions  
18 conducting scientific research requiring sources of human stem  
19 cells.

20 3. The board shall, by rule, establish eligibility criteria  
21 for awarding grants under this section. In awarding grants, the  
22 board shall consider:

23 (1) The ability of the applicant to establish, operate, and  
24 maintain an umbilical cord blood bank and to provide related  
25 services;

26 (2) The experience of the applicant in operating similar  
27 facilities; and

28 (3) The applicant's commitment to continue to operate and

1 maintain an umbilical cord blood bank after the expiration of the  
2 terms of the contract required by subsection 4 of this section.

3 4. Recipients of grants awarded shall enter into contracts  
4 under which each recipient agrees to:

5 (1) Operate and maintain an umbilical cord blood bank in  
6 this state at least until the eighth anniversary of the date of  
7 the award of the grant;

8 (2) Gather, collect, and preserve umbilical cord blood only  
9 from live births; and

10 (3) Comply with any financial or reporting requirements  
11 imposed on the recipient under rules adopted by the board.

12 5. The grants authorized under this section shall be  
13 awarded subject to funds specifically appropriated for that  
14 purpose.

15 191.980. 1. The "Missouri Area Health Education Centers"  
16 program is hereby established as a collaborative partnership of  
17 higher educational institutions and regional area health  
18 education centers and other entities that have entered into a  
19 written agreement with the program. These higher educational  
20 institutions and regional area health education centers shall be  
21 those that are recognized as program offices or regional centers  
22 by the federal area health education centers program pursuant to  
23 42 U.S.C. Section 294a. The program is designed to improve the  
24 supply, distribution, availability, and quality of health care  
25 personnel in Missouri communities and promote access to primary  
26 care for medically underserved communities and populations.

27 2. [The Missouri area health education centers council is  
28 hereby established within the department of health and senior



1 services. The council shall consist of twelve members that are  
2 residents of Missouri. The members of the council shall include:

3 (1) The director of the department of health and senior  
4 services or the director's designee;

5 (2) The commissioner of the department of higher education  
6 or the commissioner's designee;

7 (3) Two members of the senate appointed by the president  
8 pro tempore of the senate;

9 (4) Two members of the house of representatives appointed  
10 by the speaker of the house of representatives; and

11 (5) Six members to be appointed by the governor with the  
12 advice and consent of the senate, four of whom shall represent  
13 the federally recognized regional area health education centers  
14 and two of whom shall represent the federally recognized higher  
15 educational institution program offices. Each representative of  
16 the regional area health education centers shall be a member of  
17 the governing or advisory board of a regional center and shall be  
18 nominated jointly by the chairs of the governing or advisory  
19 boards of all such centers. No two representatives shall be  
20 members of the same regional center governing or advisory board.  
21 Each representative of the federally recognized higher  
22 educational institution program offices shall be an employee or  
23 faculty of a medical school in which a program office resides and  
24 shall be nominated jointly by the deans of all such medical  
25 schools. The two program office representatives shall not be  
26 employees or faculty of the same medical school.

27  
28 Members of the council shall be appointed by February 1, 2005.

1 Of the members first appointed to the council, six shall serve a  
2 term of four years and six shall serve a term of two years, and  
3 thereafter, members shall serve a term of four years. Members  
4 shall continue to serve until their successor is duly appointed  
5 and qualified. Any vacancy on the council shall be filled in the  
6 same manner as the original appointment.

7 3.] The [council] director of the department of health and  
8 senior services shall have discretionary authority to monitor and  
9 recommend policy direction for the Missouri area health education  
10 centers program, including policies to ensure that all applicable  
11 requirements of the federal area health education centers program  
12 are met.

13 [4.] 3. The area health education centers program shall:

14 (1) Develop and enhance health careers recruitment programs  
15 for Missouri students, especially underrepresented and  
16 disadvantaged students;

17 (2) Enhance and support community-based training of health  
18 professions students and medical residents;

19 (3) Provide educational and other programs designed to  
20 support practicing health professionals; and

21 (4) Collaborate with health, education, and human services  
22 organizations to design, facilitate, and promote programs to  
23 improve access to health care and health status in Missouri.

24 [5. The Missouri area health education centers council  
25 shall report annually to the governor and the general assembly on  
26 the status and progress of the Missouri area health education  
27 centers program.]

28 192.005. There is hereby created and established as a

1 department of state government the "Department of Health and  
2 Senior Services". The department of health and senior services  
3 shall supervise and manage all public health functions and  
4 programs. The department shall be governed by the provisions of  
5 the Omnibus State Reorganization Act of 1974, Appendix B, RSMo,  
6 unless otherwise provided in sections 192.005 to 192.014. The  
7 division of health of the department of social services, chapter  
8 191, this chapter, and others, including, but not limited to,  
9 such agencies and functions as the state health planning and  
10 development agency, the crippled children's service, chapter 201,  
11 the bureau and the program for the prevention of developmental  
12 disability, the hospital subsidy program, chapter 189, the state  
13 board of health and senior services, section 191.400, the student  
14 loan program, sections 191.500 to 191.550, the family practice  
15 residency program, the licensure and certification of hospitals,  
16 chapter 197, the Missouri chest hospital, sections 199.010 to  
17 199.070, are hereby transferred to the department of health and  
18 senior services by a type I transfer, and the state cancer center  
19 and cancer commission, chapter 200, is hereby transferred to the  
20 department of health and senior services by a type III transfer  
21 as such transfers are defined in section 1 of the Omnibus State  
22 Reorganization Act of 1974, Appendix B, RSMo Supp. 1984. The  
23 provisions of section 1 of the Omnibus State Reorganization Act  
24 of 1974, Appendix B, RSMo Supp. 1984, relating to the manner and  
25 procedures for transfers of state agencies shall apply to the  
26 transfers provided in this section. The division of health of  
27 the department of social services is abolished.

28 192.014. The state board of health and senior services

1 shall advise the department of health and senior services in the:

2 (1) Promulgation of rules and regulations by the department  
3 of health and senior services. At least sixty days before the  
4 rules and regulations prescribed by the department or any  
5 subsequent changes in them become effective, a copy shall be  
6 filed in the office of the secretary of state. All rules and  
7 regulations promulgated by the department shall, as soon as  
8 practicable after their adoption, be submitted to the general  
9 assembly. The rules and regulations shall continue in force and  
10 effect until disapproved by the general assembly;

11 (2) Formulation of the budget for the department of health  
12 and senior services; and

13 (3) Planning for and operation of the department of health  
14 and senior services.

15 192.230. The department of health and senior services shall  
16 be empowered and authorized to conduct a complete survey of all  
17 of the hospitals, both public and private, and all health centers  
18 and units in the state, and to make a public report of such  
19 survey and findings, and recommending a state plan for the  
20 construction of such additional hospital and health center  
21 facilities as may be deemed advisable by the department of health  
22 and senior services after consultation with the state board of  
23 health[, described in section 192.240] and senior services.

24 192.707. 1. The "Missouri Arthritis Advisory Board" is  
25 established within the department of health and senior services,  
26 as a continuation of the arthritis advisory board in existence on  
27 August 13, 1984. The board shall consist of twenty-five members.  
28 The members of the board that are serving on August 13, 1984,

1 shall continue until the expiration of this term. The board  
2 shall submit a list of names to the director as recommendations  
3 to fill expired terms on the board. The director shall fill each  
4 expired membership on the board, each of the appointees to serve  
5 for a term of four years and until his successor is appointed and  
6 confirmed. Vacancies on the board arising from reasons other  
7 than expiration of the member's term shall be filled by the  
8 director for the time remaining in the unexpired term.

9 2. The board shall meet semiannually and at other such  
10 times as called by the chairman of the board. The chairman shall  
11 be elected from the board membership at the first board meeting,  
12 and shall serve as chairman until a new chairman is elected, or  
13 until his term on the board expires, whichever occurs first.

14 3. The board shall serve in an advisory capacity to the  
15 committee, and report annually to the department and to the state  
16 board of health and senior services regarding the implementing of  
17 the statewide arthritis plan, making recommendations for  
18 necessary changes in content and direction.

19 4. The board shall be responsible for development and  
20 recommendations of guidelines for programs supported under the  
21 state arthritis program, and make recommendations on program  
22 relevance of grant applications funded under the state arthritis  
23 program. The board will make final recommendations to the  
24 director regarding programs and grants of the state arthritis  
25 program.

26 5. Any reimbursement of members of the board for their  
27 actual and necessary expenses shall be subject to appropriations.

28 192.710. 1. The "Arthritis Program Review Committee" is

1 hereby created within the department of health and senior  
2 services. This committee shall consist of fifteen members, two  
3 from each of the seven regions set forth in section 192.714 and  
4 one at-large member. The fourteen regional members shall be  
5 nominated to the committee by the board. The one at-large member  
6 shall be nominated by the state board of health and senior  
7 services. The members of the committee shall include at least  
8 one from each of the following categories: rheumatology  
9 educators, practicing rheumatologists, primary care  
10 practitioners, nurses, allied health professionals, arthritis  
11 patients, and members of the general public. Members of the  
12 committee shall be appointed by the director in consultation with  
13 the board of health and senior services. Of the fifteen initial  
14 members, five shall have a two-year term, five shall have a  
15 three-year term, and five shall have a four-year term.  
16 Thereafter, each member shall serve a four-year term and until  
17 his successor is appointed and confirmed. Vacancies on the  
18 committee arising from reasons other than expiration of the  
19 member's term shall be filled by the director for the time  
20 remaining in the unexpired term.

21 2. The committee shall meet annually and at other such  
22 times as called by the chairman of the committee. The chairman  
23 shall be elected annually from the committee membership at the  
24 first committee meeting and shall serve as chairman until a new  
25 chairman is elected, or until his term on the committee expires,  
26 whichever occurs first.

27 3. The committee shall review, make site visits and  
28 determine and make recommendations to the board on the merit of

1 regional arthritis center applications. No program or other  
2 activity will be recommended for funding by the board without the  
3 favorable review of the committee.

4 4. The arthritis program coordinator shall serve the  
5 committee as its executive administrator.

6 194.400. As used in sections 194.400 to 194.410 the  
7 following words and phrases mean:

8 (1) ["Committee", the unmarked human burial consultation  
9 committee] "Council", the Missouri advisory council on historic  
10 preservation created under section 253.408;

11 (2) "Cultural items", shall include:

12 (a) "Associated funerary objects", objects that are  
13 reasonably believed to have been placed with individual human  
14 remains either at the time of death, or during the death rite or  
15 ceremony, or later, and all other items exclusively made for  
16 burial purposes including items made to contain human remains;

17 (b) "Unassociated funerary objects", objects that are  
18 reasonably believed to have been placed with individual human  
19 remains either at the time of death or during the death rite or  
20 ceremony, or later, which can be identified by a preponderance of  
21 the evidence as related to known human remains or an unmarked  
22 human burial site or can be identified as having been removed  
23 from a specific unmarked human burial site;

24 (3) "General archaeological investigation", refers to:

25 (a) Excavations performed by professional archaeologists  
26 usually consisting of a structured scientific undertaking  
27 comprised of three segments including field investigations,  
28 laboratory analysis, and preparation and submission of a report

1 of investigation; and

2 (b) Identification of the presence of human remains in  
3 excavated materials considered to occur at the completion of the  
4 laboratory analysis segment of the studies as above;

5 (4) "Professional archaeologist", a person who has a  
6 graduate degree in archaeology, anthropology, or closely related  
7 field, at least one year of full-time professional experience or  
8 equivalent specialized training in archaeological research,  
9 administration of management, or at least four months of  
10 supervised field and analytic experience in general North  
11 American archaeology and demonstrated ability to carry  
12 archaeological research to completion, as evidenced by a master  
13 of arts or master of science thesis, or report equivalent in  
14 scope and quality;

15 (5) "Second or subsequent violation", any violation, other  
16 than the first violation, of a criminal law related to the  
17 trafficking of human remains or cultural items located in the  
18 state of Missouri, the United States, or any other state;

19 (6) "Skeletal analyst", a person possessing a postgraduate  
20 degree representing specialized training in skeletal biology,  
21 forensic osteology, or other relevant aspects of physical  
22 anthropology. The skeletal analyst shall have a minimum  
23 experience of one year in conducting laboratory reconstruction  
24 and analysis, and shall have demonstrated the ability to design  
25 and execute a skeletal analysis, and to present the written  
26 results and interpretations of such analysis in a thorough,  
27 scientific, and timely manner;

28 (7) "Specific scientific investigations", refers to



1 detailed studies of human remains by professional archaeologists,  
2 anthropologists, osteologists, or professionals in related  
3 disciplines;

4 (8) "State historic preservation officer", the director of  
5 the department of natural resources;

6 (9) "Unmarked human burial", any instance where human  
7 skeletal remains are discovered or believed to exist, but for  
8 which there exists no written historical documentation or grave  
9 markers.

10 194.408. 1. Whenever an unmarked human burial or human  
11 skeletal remains are reported to the state historic preservation  
12 officer, the state historic preservation officer shall proceed as  
13 follows:

14 (1) Insofar as possible, the state historic preservation  
15 officer shall make reasonable efforts to identify and locate  
16 persons who can establish direct kinship with or descent from the  
17 individual whose remains constitute the burial. The state  
18 historic preservation officer, in consultation with the most  
19 closely related family member, shall determine the proper  
20 disposition of the remains;

21 (2) When no direct kin or descendants can be identified or  
22 located, but the burial or remains can be shown to have ethnic  
23 affinity with living peoples, the state historic preservation  
24 officer in consultation with the leaders of the ethnic groups  
25 having a relation to the burial or remains shall determine the  
26 proper disposition of the remains. But, if the state historic  
27 preservation officer determines the burial or remains are  
28 scientifically significant, no reinterment shall occur until the

1 burial or remains have been examined by a skeletal analyst  
2 designated by the state historic preservation officer. In no  
3 event shall reinterment be delayed more than one year;

4 (3) When the burial or remains cannot be related to any  
5 living peoples, the state historic preservation officer, in  
6 consultation with the [unmarked human burial consultation  
7 committee] Missouri advisory council on historic preservation,  
8 shall determine the proper disposition of the burial or remains.  
9 But, if the state historic preservation officer determines the  
10 burial or remains are scientifically significant, no reinterment  
11 shall occur until the burial or remains have been examined by a  
12 skeletal analyst designated by the state historic preservation  
13 officer. In no event shall reinterment be delayed more than one  
14 year unless otherwise and to the extent determined by the  
15 [committee] council;

16 (4) Notwithstanding subdivisions (2) and (3) of this  
17 section the state historical preservation officer may seek  
18 approval from the [unmarked human burial consultation committee]  
19 council to delay reinterment of the remains for an additional  
20 scientific study in a facility chosen by the state historic  
21 preservation officer. If the study is approved by the  
22 [committee] council reinterment shall be delayed for a period as  
23 specified by the [committee] council.

24 2. All actions and decisions of the state historic  
25 preservation officer and the council shall be in conformity with  
26 the provisions of the federal National Historic Preservation Act  
27 of 1966, as amended, and the federal Native American Graves  
28 Protection and Repatriation Act (NAGPRA).

1           208.955. 1. There is hereby established in the department  
2 of social services the "MO HealthNet Oversight Committee", which  
3 shall be appointed by January 1, 2008, and shall consist of  
4 nineteen members as follows:

5           (1) Two members of the house of representatives, one from  
6 each party, appointed by the speaker of the house of  
7 representatives and the minority floor leader of the house of  
8 representatives;

9           (2) Two members of the Senate, one from each party,  
10 appointed by the president pro tem of the senate and the minority  
11 floor leader of the senate;

12           (3) One consumer representative who has no financial  
13 interest in the health care industry and who has not been an  
14 employee of the state within the last five years;

15           (4) Two primary care physicians, licensed under chapter  
16 334, who care for participants, not from the same geographic  
17 area, chosen in the same manner as described in section 334.120;

18           (5) Two physicians, licensed under chapter 334, who care  
19 for participants but who are not primary care physicians and are  
20 not from the same geographic area, chosen in the same manner as  
21 described in section 334.120;

22           (6) One representative of the state hospital association;

23           (7) Two nonphysician health care professionals, the first  
24 nonphysician health care professional licensed under chapter 335  
25 and the second nonphysician health care professional licensed  
26 under chapter 337, who care for participants;

27           (8) One dentist, who cares for participants, chosen in the  
28 same manner as described in section 332.021;

1           (9) Two patient advocates who have no financial interest in  
2 the health care industry and who have not been employees of the  
3 state within the last five years;

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

7           (11) The directors of the department of social services,  
8 the department of mental health, the department of health and  
9 senior services, or the respective directors' designees, who  
10 shall serve as ex officio members of the committee.

11           2. The members of the oversight committee, other than the  
12 members from the general assembly and ex officio members, shall  
13 be appointed by the governor with the advice and consent of the  
14 senate. A chair of the oversight committee shall be selected by  
15 the members of the oversight committee. Of the members first  
16 appointed to the oversight committee by the governor, eight  
17 members shall serve a term of two years, seven members shall  
18 serve a term of one year, and thereafter, members shall serve a  
19 term of two years. Members shall continue to serve until their  
20 successor is duly appointed and qualified. Any vacancy on the  
21 oversight committee shall be filled in the same manner as the  
22 original appointment. Members shall serve on the oversight  
23 committee without compensation but may be reimbursed for their  
24 actual and necessary expenses from moneys appropriated to the  
25 department of social services for that purpose. The department  
26 of social services shall provide technical, actuarial, and  
27 administrative support services as required by the oversight  
28 committee. The oversight committee shall:

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

5           (2) Review the participant and provider satisfaction  
6 reports and the reports of health outcomes, social and behavioral  
7 outcomes, use of evidence-based medicine and best practices as  
8 required of the health improvement plans and the department of  
9 social services under section 208.950;

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

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

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

17          (6) Review the results of the public process input  
18 collected under section 208.950;

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

23          (8) Determine how best to analyze and present the data  
24 reviewed under section 208.950 so that the health outcomes,  
25 participant and provider satisfaction, results from other states,  
26 health plan comparisons, financial impact of the various health  
27 improvement plans and models of care, study of provider access,  
28 and results of public input can be used by consumers, health care

1 providers, and public officials;

2 (9) Present significant findings of the analysis required  
3 in subdivision (8) of this subsection in a report to the general  
4 assembly and governor, at least annually, beginning January 1,  
5 2009;

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

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

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

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

16 (11) Conduct a study to determine whether an office of  
17 inspector general shall be established. Such office would be  
18 responsible for oversight, auditing, investigation, and  
19 performance review to provide increased accountability,  
20 integrity, and oversight of state medical assistance programs, to  
21 assist in improving agency and program operations, and to deter  
22 and identify fraud, abuse, and illegal acts. The committee shall  
23 review the experience of all states that have created a similar  
24 office to determine the impact of creating a similar office in  
25 this state; and

26 (12) Perform other tasks as necessary, including but not  
27 limited to making recommendations to the division concerning the  
28 promulgation of rules and emergency rules so that quality of

1 care, provider availability, and participant satisfaction can be  
2 assured.

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

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

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

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

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

16 (5) Strengthen the long-term care quality assurance and  
17 quality improvement system;

18 (6) Establish a long-term care system that seeks to achieve  
19 timely access to and payment for care, foster quality and  
20 excellence in service delivery, and promote innovative and  
21 cost-effective strategies; and

22 (7) Study one-stop shopping for seniors as established in  
23 section 208.612.

24 4. The subcommittee shall include the following members:

25 (1) The lieutenant governor or his or her designee, who  
26 shall serve as the subcommittee chair;

27 (2) One member from a Missouri area agency on aging,  
28 designated by the governor;

1 (3) One member representing the in-home care profession,  
2 designated by the governor;

3 (4) One member representing residential care facilities,  
4 predominantly serving MO HealthNet participants, designated by  
5 the governor;

6 (5) One member representing assisted living facilities or  
7 continuing care retirement communities, predominantly serving MO  
8 HealthNet participants, designated by the governor;

9 (6) One member representing skilled nursing facilities,  
10 predominantly serving MO HealthNet participants, designated by  
11 the governor;

12 (7) One member from the office of the state ombudsman for  
13 long-term care facility residents, designated by the governor;

14 (8) One member representing Missouri centers for  
15 independent living, designated by the governor;

16 (9) One consumer representative with expertise in services  
17 for seniors or persons with a disability, designated by the  
18 governor;

19 (10) One member with expertise in Alzheimer's disease or  
20 related dementia;

21 (11) One member from a county developmental disability  
22 board, designated by the governor;

23 (12) One member representing the hospice care profession,  
24 designated by the governor;

25 (13) One member representing the home health care  
26 profession, designated by the governor;

27 (14) One member representing the adult day care profession,  
28 designated by the governor;



1 (15) One member gerontologist, designated by the governor;

2 (16) Two members representing the aged, blind, and disabled  
3 population, not of the same geographic area or demographic group  
4 designated by the governor;

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

8 (18) One member of the house of representatives and one  
9 member of the senate serving on the oversight committee,  
10 designated by the oversight committee chair.

11  
12 Members shall serve on the subcommittee without compensation but  
13 may be reimbursed for their actual and necessary expenses from  
14 moneys appropriated to the department of health and senior  
15 services for that purpose. The department of health and senior  
16 services shall provide technical and administrative support  
17 services as required by the committee.

18 5.] The provisions of section 23.253 shall not apply to  
19 sections 208.950 to 208.955.

20 209.287. 1. There is hereby established within the  
21 Missouri commission for the deaf and hard of hearing a board to  
22 be known as the "Board for Certification of Interpreters", which  
23 shall be composed of [~~five~~] three members. The executive  
24 director of the Missouri commission for the deaf and hard of  
25 hearing or the director's designee shall be a nonvoting member of  
26 the board.

27 2. The members shall be appointed by the governor with the  
28 advice and consent of the senate from a list of recommendations

1 from the commission. The members shall be appointed for terms of  
2 three years[, except those first appointed whose terms shall be  
3 staggered and one member appointed to serve for one year, two  
4 members to serve for two years and two members one to serve for  
5 three years]. No member shall be eligible to serve more than two  
6 consecutive terms, except a person appointed to fill a vacancy  
7 for a partial term may serve two additional terms. [Two] One of  
8 the members appointed shall be deaf, [two] one shall be a  
9 certified [interpreters] interpreter, and one shall be deaf or a  
10 certified interpreter. The members shall be fluent in American  
11 sign language, Pidgin Signed English, oral, tactile sign, or any  
12 specialized vocabulary used by deaf persons. The member shall  
13 have a background and knowledge of interpreting and evaluation.

14 3. The members shall receive no compensation for their  
15 services on the board, but the commission shall reimburse the  
16 members for actual and necessary expenses incurred in the  
17 performance of their official duties. The board shall meet not  
18 less than two times per year. The board shall elect from its  
19 membership a chairperson and a secretary. A quorum of the board  
20 shall consist of [three] two of its members.

21 4. Any member of the commission may petition the governor  
22 to remove a member from the board for the following reasons:  
23 misconduct, inefficiency, incompetence or neglect of his official  
24 duties. The governor may remove the member after giving the  
25 committee member written notice of the charges against him or her  
26 and an opportunity to be heard pursuant to administrative  
27 procedures in chapter 621.

28 209.307. Any member of the board or an evaluation team who

1 has a conflict of interest that may have a direct effect on an  
2 evaluation shall excuse himself or herself from the evaluation.  
3 The remaining members[, not consisting of less than three  
4 members,] shall assess that individual's performance.

5 210.170. 1. There is hereby created within the office of  
6 administration of the state of Missouri the "Children's Trust  
7 Fund Board", which shall be composed of [twenty-one] seventeen  
8 members as follows:

9 (1) [Twelve] Eight public members to be appointed by the  
10 governor by and with the advice and consent of the senate. As a  
11 group, the public members appointed pursuant to this subdivision  
12 shall demonstrate knowledge in the area of prevention programs,  
13 shall be representative of the demographic composition of this  
14 state, and, to the extent practicable, shall be representative  
15 [of all] of the following categories:

16 (a) [Organized labor] The philanthropy community;

17 (b) The business community;

18 (c) The educational community;

19 (d) The religious community;

20 (e) The legal community;

21 (f) Professional providers of prevention services to  
22 families and children;

23 (g) [Volunteers in prevention services] A former youth  
24 participant in the state foster care system;

25 (h) Social services;

26 (i) Health care services; and

27 (j) Mental health services;

28 (2) [A physician licensed pursuant to chapter 334] A board

1 certified child abuse pediatrician or a SAFE CARE provider, as  
2 defined in section 334.950;

3 (3) Two members of the Missouri house of representatives,  
4 who shall be appointed by the speaker of the house of  
5 representatives and shall be members of two different political  
6 parties;

7 (4) Two members of the Missouri senate, who shall be  
8 appointed by the president pro tem of the senate and who shall be  
9 members of two different political parties; and

10 (5) Four members chosen and appointed by the governor.

11 2. All members of the board appointed by the speaker of the  
12 house or the president pro tem of the senate shall serve until  
13 their term in the house or senate during which they were  
14 appointed to the board expires. All public members of the board  
15 shall serve for terms of three years[; except, that of the public  
16 members first appointed, four shall serve for terms of three  
17 years, four shall serve for terms of two years, and three shall  
18 serve for terms of one year]. No public members may serve more  
19 than two consecutive terms, regardless of whether such terms were  
20 full or partial terms. Each member shall serve until his  
21 successor is appointed. All vacancies on the board shall be  
22 filled for the balance of the unexpired term in the same manner  
23 in which the board membership which is vacant was originally  
24 filled. Any member of the board on August 28, 2018, shall not be  
25 removed based on not being representative of a category in  
26 subdivision (1) of subsection 1 of this section.

27 3. Any public member of the board may be removed by the  
28 governor for misconduct, incompetency, or neglect of duty after

1 first being given the opportunity to be heard in his or her own  
2 behalf.

3 4. The board may employ an executive director who shall be  
4 charged with carrying out the duties and responsibilities  
5 assigned to him or her by the board. The executive director may  
6 obtain all necessary office space, facilities, and equipment, and  
7 may hire and set the compensation of such staff as is approved by  
8 the board and within the limitations of appropriations for the  
9 purpose. All staff members, except the executive director, shall  
10 be employed pursuant to chapter 36.

11 5. Each member of the board may be reimbursed for all  
12 actual and necessary expenses incurred by the member in the  
13 performance of his or her official duties. All reimbursements  
14 made pursuant to this subsection shall be made from funds in the  
15 children's trust fund appropriated for that purpose.

16 6. All business transactions of the board shall be  
17 conducted in public meetings in accordance with sections 610.010  
18 to 610.030.

19 7. The board may accept federal funds for the purposes of  
20 sections 210.170 to 210.173 and section 143.1000 as well as gifts  
21 and donations from individuals, private organizations, and  
22 foundations. The acceptance and use of federal funds shall not  
23 commit any state funds nor place any obligation upon the general  
24 assembly to continue the programs or activities for which the  
25 federal funds are made available. All funds received in the  
26 manner described in this subsection shall be transmitted to the  
27 state treasurer for deposit in the state treasury to the credit  
28 of the children's trust fund.

1           8. The board shall elect a chairperson from among the  
2 public members, who shall serve for a term of two years. The  
3 board may elect such other officers and establish such committees  
4 as it deems appropriate.

5           9. The board shall exercise its powers and duties  
6 independently of the office of administration except that  
7 budgetary, procurement, accounting, and other related management  
8 functions shall be performed by the office of administration.

9           210.1200. 1. Sections 210.1200 and 210.1210 shall be known  
10 and may be cited as "Erin's Law".

11           2. The "Task Force on the Prevention of Sexual Abuse of  
12 Children" is hereby created to study the issue of sexual abuse of  
13 children. The task force shall consist of all of the following  
14 members:

15           (1) The director of the department of social services, or  
16 his or her designee;

17           (2) The director of the children's division within the  
18 department of social services, or his or her designee;

19           (3) The director of the department of mental health, or his  
20 or her designee;

21           (4) The director of the department of health and senior  
22 services, or his or her designee;

23           (5) The director of the office of prosecution services, or  
24 his or her designee;

25           (6) The commissioner of education, or his or her designee;

26           (7) The executive director of the children's trust fund  
27 board, or his or her designee;

28           (8) A law enforcement representative appointed by the

1 director of the department of social services;

2 (9) An active teacher employed in Missouri appointed by the  
3 director of the department of social services;

4 (10) A school principal appointed by the director of the  
5 department of social services;

6 (11) A school superintendent appointed by the director of  
7 the department of social services;

8 (12) A school counselor appointed by the director of the  
9 department of social services;

10 (13) A representative of an organization involved in  
11 forensic investigation relating to child abuse in this state  
12 appointed by the director of the department of social services;

13 (14) A representative of the state domestic violence  
14 coalition appointed by the director of the department of social  
15 services;

16 (15) A representative from the juvenile and family court  
17 appointed by the director of the department of social services;  
18 and

19 (16) A representative from the Missouri Network of Child  
20 Advocacy Centers appointed by the director of the department of  
21 social services.

22 3. Members of the task force shall be individuals who are  
23 actively involved in the fields of the prevention and treatment  
24 of child abuse and neglect and child welfare. The appointment of  
25 members shall reflect the geographic diversity of the state.

26 4. The task force shall elect a presiding officer by a  
27 majority vote of the membership of the task force. The task  
28 force shall meet at the call of the presiding officer.

1           5. The task force shall make recommendations for reducing  
2 child sexual abuse and treating children who experience sexual  
3 abuse in Missouri. In making those recommendations, the task  
4 force shall:

5           (1) Gather information concerning child sexual abuse  
6 throughout the state;

7           (2) Receive reports and testimony from individuals, state  
8 and local agencies, community-based organizations, and other  
9 public and private organizations; and

10           (3) Create goals for state policy that would prevent child  
11 sexual abuse and improve treatment for children who experience  
12 sexual abuse.

13           6. The recommendations may include proposals for specific  
14 statutory changes and methods to foster cooperation among state  
15 agencies and between the state and local government.

16           7. The task force shall consult with employees of the  
17 department of social services, the department of public safety,  
18 department of elementary and secondary education, and any other  
19 state agency, board, commission, office, or department as  
20 necessary to accomplish the task force's responsibilities under  
21 this section.

22           8. The members of the task force shall serve without  
23 compensation and shall not be reimbursed for their expenses.

24           9. Beginning January 1, 2019, the department of social  
25 services, in collaboration with the task force, shall make yearly  
26 reports to the general assembly on the department's progress in  
27 preventing child sexual abuse and expanding the availability of  
28 appropriate treatment for children who experience sexual abuse.



1           210.1210. 1. The task force on the prevention of sexual  
2 abuse of children established in section 210.1200 may adopt and  
3 submit to the commissioner of education and the state board of  
4 education policy recommendations addressing sexual abuse of  
5 children that may include:

6           (1) Age-appropriate curriculum for students in pre-K  
7 through fifth grade;

8           (2) Training for school personnel on child sexual abuse;

9           (3) Educational information to parents or guardians  
10 provided in the school handbook on the warning signs of a child  
11 being abused, along with any needed assistance, referral, or  
12 resource information;

13           (4) Available counseling and resources for students  
14 affected by sexual abuse; and

15           (5) Emotional and educational support for a child of abuse  
16 to continue to be successful in school.

17           2. Any policy recommendation adopted may address without  
18 limitation:

19           (1) Methods for increasing teacher, student, and parent  
20 awareness of issues regarding sexual abuse of children, including  
21 knowledge of likely warning signs indicating that a child may be  
22 a victim of sexual abuse;

23           (2) Actions that a child who is a victim of sexual abuse  
24 could take to obtain assistance and intervention; and

25           (3) Available counseling options for students affected by  
26 sexual abuse.

27           253.408. 1. Sections 253.408 to 253.412 shall be known and  
28 may be cited as the "State Historic Preservation Act".

1           2. The director of the department of natural resources is  
2 hereby designated as the state historic preservation officer.  
3 The state historic preservation office shall be located in the  
4 department of natural resources and shall be responsible for  
5 establishing, implementing, and administering federal and state  
6 programs or plans for historic preservation and shall have the  
7 following duties including, but not limited to:

8           (1) Direct and conduct a comprehensive statewide survey of  
9 historic, archaeological, architectural, and cultural properties  
10 and maintain inventories of such properties;

11           (2) Identify and nominate eligible properties to the  
12 National Register of Historic Places and otherwise administer  
13 applications for listing historic properties on the national  
14 register;

15           (3) Prepare and implement a comprehensive statewide  
16 historic preservation plan;

17           (4) Administer the state program of federal assistance for  
18 historic preservation within the state;

19           (5) Administer historic preservation fund grants as  
20 mandated by the National Historic Preservation Act of 1966, as  
21 amended;

22           (6) Provide public information, education and training, and  
23 technical assistance relating to the federal and state historic  
24 preservation programs;

25           (7) Cooperate with local governments in the development of  
26 local historic preservation programs, and to assist local  
27 governments in becoming certified pursuant to the Historic  
28 Preservation Act of 1966, as amended;

1 (8) Advise and assist federal and state agencies and local  
2 governments in carrying out their historic preservation  
3 responsibilities;

4 (9) Cooperate with the National Advisory Council on  
5 Historic Preservation, federal and state agencies, local  
6 governments, and organizations and individuals to ensure that  
7 historic properties are taken into consideration at all levels of  
8 planning and development;

9 (10) Administer [the state unmarked human burial sites,]  
10 responsibilities as detailed in sections 194.400 to 194.410;

11 (11) Administer the historic preservation revolving fund,  
12 as detailed in sections 253.400 to 253.407; and

13 (12) Cooperate with the department of economic development  
14 in administering the main street Missouri act, as detailed in  
15 sections 251.470 to 251.485.

16 3. (1) There is hereby established and created, within the  
17 department of natural resources, the "Missouri Advisory Council  
18 on Historic Preservation" consisting of nine persons, to be  
19 appointed by the governor with the advice and consent of the  
20 senate, who shall serve without compensation other than expenses  
21 incurred. The membership of the council shall be as provided in  
22 36 C.F.R. Part 61.4, as may be amended from time to time, and  
23 shall consist of persons having expertise and knowledge in the  
24 fields of history, historic and prehistoric archaeology,  
25 architectural history, architecture, and economic and community  
26 development, as well as nonprofessional members with demonstrated  
27 interest in historic preservation. Each member shall serve for a  
28 term of two years from the date of appointment and until his or

1 her replacement is duly appointed.

2 (2) The council shall meet at least three times per year  
3 and may adopt bylaws to govern its operations which bylaws shall  
4 be consistent with all applicable federal rules and regulations.

5 (3) The council shall have all the powers, duties and  
6 responsibilities provided by federal law and the rules and  
7 regulations for such council including, but not limited to, the  
8 following:

9 (a) Reviewing and approving each national register  
10 nomination prior to submission to the national register;

11 (b) Reviewing each completed state historic preservation  
12 plan as developed by the state historic preservation officer  
13 prior to its submission to the Secretary of the United States  
14 Department of Interior; and

15 (c) Providing general advice, guidance, and professional  
16 recommendations to the state historic preservation officer in  
17 conducting the comprehensive statewide survey, preparing the  
18 state historic preservation plan, carrying out any grants-in-aid  
19 program, and carrying out the other duties and responsibilities  
20 of the state historic preservation officer.

21 324.015. 1. For purposes of this section, the following  
22 terms mean:

23 (1) "Licensing authority", any agency, examining board,  
24 credentialing board, or other office with the authority to impose  
25 occupational fees or licensing requirements on any occupation or  
26 profession;

27 (2) "Licensing requirement", any required training,  
28 education, or fee to work in a specific occupation or profession;

1           (3) "Low-income individual", any individual:

2           (a) Whose household adjusted gross income is below one  
3 hundred thirty percent of the federal poverty line or a higher  
4 threshold to be set by the department of insurance, financial  
5 institutions and professional registration by rule; or

6           (b) Who is enrolled in a state or federal public assistance  
7 program including, but not limited to, Temporary Assistance for  
8 Needy Families, the MO HealthNet program, or the Supplemental  
9 Nutrition Assistance Program;

10          (4) "Military families", any active duty service members  
11 and their spouses and honorably discharged veterans and their  
12 spouses. The term "military families" includes surviving spouses  
13 of deceased service members who have not remarried;

14          (5) "Occupational fee", a fee or tax on professionals or  
15 businesses that is charged for the privilege of providing goods  
16 or services within a certain jurisdiction;

17          (6) "Political subdivision", any city, town, village, or  
18 county.

19          2. All state and political subdivision licensing  
20 authorities shall waive all occupational fees and any other fees  
21 associated with licensing requirements for military families and  
22 low-income individuals for a period of two years beginning on the  
23 date an application is approved under subsection 3 of this  
24 section. Military families and low-income individuals whose  
25 applications are approved shall not be required to pay any  
26 occupational fees that become due during the two-year period.

27          3. Any individual seeking a waiver described under  
28 subsection 2 of this section shall apply to the appropriate

1 licensing authority in a format prescribed by the licensing  
2 authority. The licensing authority shall approve or deny the  
3 application within thirty days of receipt.

4 4. An individual shall be eligible to receive only one  
5 waiver under this section from each licensing authority.

6 5. The waiver described under subsection 2 of this section  
7 shall not apply to fees required to obtain business licenses.

8 6. State licensing authorities and the department of  
9 insurance, financial institutions and professional registration  
10 shall promulgate rules to implement the provisions of this  
11 section. Any rule or portion of a rule, as that term is defined  
12 in section 536.010, that is created under the authority delegated  
13 in this section shall become effective only if it complies with  
14 and is subject to all of the provisions of chapter 536 and, if  
15 applicable, section 536.028. This section and chapter 536 are  
16 nonseverable, and if any of the powers vested with the general  
17 assembly pursuant to chapter 536 to review, to delay the  
18 effective date, or to disapprove and annul a rule are  
19 subsequently held unconstitutional, then the grant of rulemaking  
20 authority and any rule proposed or adopted after August 28, 2018,  
21 shall be invalid and void.

22 324.177. 1. There is hereby established an "Advisory  
23 Commission for Clinical Perfusionists" which shall guide, advise  
24 and make recommendations to the board. The commission shall  
25 approve the examination required by section 324.133 and shall  
26 assist the board in carrying out the provisions of sections  
27 324.125 to 324.183.

28 2. The advisory commission shall consist of five

1 perfusionist members and two public members which shall be  
2 appointed by the [governor with the advice and consent of the  
3 senate] director of the division of professional registration.

4 The members of the commission shall be appointed for terms of six  
5 years; except those first appointed, of which one shall be  
6 appointed for a term of one year, one shall be appointed for a  
7 term of two years, one shall be appointed for a term of three  
8 years, one shall be appointed for a term of four years, one shall  
9 be appointed for a term of five years and one shall be appointed  
10 for a term of six years. The nonpublic commission members shall  
11 be residents of the state of Missouri for at least one year,  
12 shall be United States citizens and shall meet all the  
13 requirements for licensing provided in sections 324.125 to  
14 324.183, shall be licensed pursuant to sections 324.125 to  
15 324.183, except the members of the first commission, who shall be  
16 licensed within six months of their appointment and are actively  
17 engaged in the practice of perfusion. If a member of the  
18 commission shall, during the member's term as a commission  
19 member, remove the member's domicile from the state of Missouri,  
20 then the commission shall immediately notify the [governor]  
21 director and the seat of that commission member shall be declared  
22 vacant. All such vacancies shall be filled by appointment as in  
23 the same manner as the preceding appointment. The public members  
24 shall be at the time of the members' appointment citizens of the  
25 United States; residents of the state for a period of at least  
26 one year and registered voters; persons who are not and never  
27 were members of any profession licensed or regulated pursuant to  
28 sections 324.125 to 324.183 or the spouse of such person; persons

1 who do not have and never have had a material, financial interest  
2 in either the provision of the professional services regulated by  
3 sections 324.125 to 324.183, or an activity or organization  
4 directly related to any profession licensed or regulated by  
5 sections 324.125 to 324.183.

6 3. Notwithstanding any other provision of law to the  
7 contrary, any appointed member of the commission shall receive as  
8 compensation an amount established by the director of the  
9 division of professional registration not to exceed seventy  
10 dollars per day for commission business plus actual and necessary  
11 expenses. The director of the division of professional  
12 registration shall establish by rule guidelines for payment. All  
13 staff for the commission shall be provided by the division of  
14 professional registration.

15 4. A member of the commission may be removed if the member:

16 (1) Does not have, at the time of appointment, the  
17 qualifications required for appointment to the commission;

18 (2) Does not maintain during service on the commission the  
19 qualifications required for appointment to the commission;

20 (3) Violates any provision of sections 324.125 to 324.183;

21 (4) Cannot discharge the member's duties for a substantial  
22 part of the term for which the member is appointed because of  
23 illness or disability; or

24 (5) Is absent from more than half of the regularly  
25 scheduled commission meetings that the member is eligible to  
26 attend during a calendar year, unless the absence is excused by a  
27 majority vote of the commission.

28 324.180. Not later than thirty days after the [governor]



1 director of the division of professional registration appoints  
2 the initial members of the commission and annually thereafter,  
3 the commission shall meet and elect one of its members as  
4 chairperson and one of its members as vice chairperson. The  
5 commission shall meet at least quarterly or at any other time if  
6 called by the chairperson or a majority of the commission. A  
7 majority of the members of the commission shall constitute a  
8 quorum.

9 324.406. 1. There is hereby created within the division of  
10 professional registration a council to be known as the "Interior  
11 Design Council". The council shall consist of four interior  
12 designers and one public member appointed by the [governor with  
13 the advice and consent of the senate] director of the division.  
14 The [governor] director shall give due consideration to the  
15 recommendations by state organizations of the interior design  
16 profession for the appointment of the interior design members to  
17 the council. Council members shall be appointed to serve a term  
18 of four years; except that of the members first appointed, one  
19 interior design member and the public member shall be appointed  
20 for terms of four years, one member shall be appointed for a term  
21 of three years, one member shall be appointed for a term of two  
22 years and one member shall be appointed for a term of one year.  
23 No member of the council shall serve more than two terms.

24 2. Each council member, other than the public member, shall  
25 be a citizen of the United States, a resident of the state of  
26 Missouri for at least one year, meet the qualifications for  
27 professional registration, practice interior design as the  
28 person's principal livelihood and, except for the first members

1 appointed, be registered pursuant to sections 324.400 to 324.439  
2 as an interior designer.

3 3. The public member shall be, at the time of such person's  
4 appointment, a citizen of the United States, a registered voter,  
5 a person who is not and never was a member of the profession  
6 regulated by sections 324.400 to 324.439 or the spouse of such a  
7 person and a person who does not have and never has had a  
8 material financial interest in the providing of the professional  
9 services regulated by sections 324.400 to 324.439. The duties of  
10 the public member shall not include the determination of the  
11 technical requirements for the registration of persons as  
12 interior designers. The provisions of section 324.028 pertaining  
13 to public members of certain state boards and commissions shall  
14 apply to the public member of the council.

15 4. Members of the council may be removed from office for  
16 cause. Upon the death, resignation or removal from office of any  
17 member of the council, the appointment to fill the vacancy shall  
18 be for the unexpired portion of the term so vacated and shall be  
19 filled in the same manner as the first appointment and due notice  
20 be given to the state organizations of the interior design  
21 profession prior to the appointment.

22 5. Each member of the council may receive as compensation  
23 an amount set by the division not to exceed fifty dollars per day  
24 and shall be reimbursed for the member's reasonable and necessary  
25 expenses incurred in the official performance of the member's  
26 duties as a member of the council. The director shall establish  
27 by rule guidelines for payment.

28 6. The council shall meet at least twice each year and

1 guide, advise, and make recommendations to the division on  
2 matters within the scope of sections 324.400 to 324.439. The  
3 organization of the council shall be established by the members  
4 of the council.

5 [7. The council may sue and be sued as the interior design  
6 council and the council members need not be named as parties.  
7 Members of the council shall not be personally liable either  
8 jointly or severally for any act committed in the performance of  
9 their official duties as council members. No council member  
10 shall be personally liable for any costs which accrue in any  
11 action by or against the council.]

12 324.409. 1. To be a registered interior designer, a  
13 person:

14 (1) Shall take and pass or have passed the examination  
15 administered by the National Council for Interior Design  
16 Qualification or an equivalent examination approved by the  
17 [council] division. In addition to proof of passage of the  
18 examination, the application shall provide substantial evidence  
19 to the [council] division that the applicant:

20 (a) Is a graduate of a five-year or four-year interior  
21 design program from an accredited institution and has completed  
22 at least two years of diversified and appropriate interior design  
23 experience; or

24 (b) Has completed at least three years of an interior  
25 design curriculum from an accredited institution and has  
26 completed at least three years of diversified and appropriate  
27 interior design experience; or

28 (c) Is a graduate of a two-year interior design program

1 from an accredited institution and has completed at least four  
2 years of diversified and appropriate interior design experience;  
3 or

4 (2) May qualify who is currently registered pursuant to  
5 sections 327.091 to 327.171, and section 327.401 pertaining to  
6 the practice of architecture and registered with the [council]  
7 division. Such applicant shall give authorization to the  
8 [council] division in order to verify current registration with  
9 sections 327.091 to 327.171 and section 327.401 pertaining to the  
10 practice of architecture.

11 2. [Verification of experience required pursuant to this  
12 section shall be based on a minimum of two client references,  
13 business or employment verification and three industry  
14 references, submitted to the council.

15 3.] The [council] division shall verify if an applicant has  
16 complied with the provisions of this section and has paid the  
17 required fees, then the [council] division shall recommend such  
18 applicant be registered as a registered interior designer by the  
19 [council] division.

20 324.412. [1.] The division shall:

21 (1) Employ, within the limits of the appropriations for  
22 that purpose, such employees as are necessary to carry out the  
23 provisions of sections 324.400 to 324.439;

24 (2) Exercise all budgeting, purchasing, reporting and other  
25 related management functions[.

26 2. The council shall:];

27 [(1)] (3) Recommend prosecution for violations of sections  
28 324.400 to 324.439 to the appropriate prosecuting or circuit

1 attorney;

2 [(2)] (4) Promulgate such rules and regulations as are  
3 necessary to administer the provisions of sections 324.400 to  
4 324.439. Any rule or portion of a rule, as that term is defined  
5 in section 536.010, that is promulgated to administer and enforce  
6 sections 324.400 to 324.439, shall become effective only if the  
7 agency has fully complied with all of the requirements of chapter  
8 536, including but not limited to, section 536.028, if  
9 applicable, after August 28, 1998. If the provisions of section  
10 536.028 apply, the provisions of this section are nonseverable  
11 and if any of the powers vested with the general assembly  
12 pursuant to section 536.028 to review, to delay the effective  
13 date, or to disapprove and annul a rule or portion of a rule are  
14 held unconstitutional or invalid, the purported grant of  
15 rulemaking authority and any rule so proposed and contained in  
16 the order of rulemaking shall be invalid and void, except that  
17 nothing in this section shall affect the validity of any rule  
18 adopted and promulgated prior to August 28, 1998.

19 324.415. Applications for registration as a registered  
20 interior designer shall be typewritten on forms prescribed by the  
21 [council] division and furnished to the applicant. The  
22 application shall contain the applicant's statements showing the  
23 applicant's education, experience, results of previous interior  
24 design certification, registration or licensing examinations, if  
25 any, and such other pertinent information as the [council]  
26 division may require, or architect's registration number and such  
27 other pertinent information as the [council] division may  
28 require. Each application shall contain a statement that is made

1 under oath or affirmation and that the representations are true  
2 and correct to the best knowledge and belief of the person  
3 signing the application. The person shall be subject to the  
4 penalties for making a false affidavit or declaration and shall  
5 be accompanied by the required fee.

6 324.421. The [council] division shall register without  
7 examination any interior designer certified, licensed or  
8 registered in another state or territory of the United States or  
9 foreign country if the applicant has qualifications which are at  
10 least equivalent to the requirements for registration as a  
11 registered interior designer in this state and such applicant  
12 pays the required fees.

13 324.424. 1. The [council] division shall set the amount of  
14 the fees authorized by sections 324.400 to 324.439 by rules and  
15 regulations. The fees shall be set at a level to produce revenue  
16 which shall not substantially exceed the cost and expense of  
17 administering sections 324.400 to 324.439. All fees required  
18 pursuant to sections 324.400 to 324.439 shall be paid to and  
19 collected by the division of professional registration and  
20 transmitted to the department of revenue for deposit in the state  
21 treasury to the credit of the "Interior Designer Council Fund",  
22 which is hereby created.

23 2. Notwithstanding the provisions of section 33.080 to the  
24 contrary, money in the fund shall not be transferred and placed  
25 to the credit of general revenue until the amount in the fund at  
26 the end of the biennium exceeds three times the amount of the  
27 appropriation to the council for the preceding fiscal year. The  
28 amount, if any, in the fund which shall lapse is the amount in

1 the fund which exceeds the appropriate multiple of the  
2 appropriations to the council for the preceding fiscal year.

3 324.427. It is unlawful for any person to advertise or  
4 indicate to the public that the person is a registered interior  
5 designer in this state, unless such person is registered as a  
6 registered interior designer by the [council] division and is in  
7 good standing pursuant to sections 324.400 to 324.439.

8 324.430. No person may use the designation registered  
9 interior designer in Missouri, unless the [council] division has  
10 issued a current certificate of registration certifying that the  
11 person has been duly registered as a registered interior designer  
12 in Missouri and unless such registration has been renewed or  
13 reinstated as provided in section 324.418.

14 324.436. 1. The [council] division may refuse to issue any  
15 certificate required pursuant to sections 324.400 to 324.439, or  
16 renew or reinstate any such certificate, for any one or any  
17 combination of the reasons stated in subsection 2 of this  
18 section. The [council] division shall notify the applicant in  
19 writing of the reasons for the refusal and shall advise the  
20 applicant of the person's right to file a complaint with the  
21 administrative hearing commission as provided in chapter 621.

22 2. The [council] division may cause a complaint to be filed  
23 with the administrative hearing commission as provided by chapter  
24 621 against any holder of a certificate of registration required  
25 by sections 324.400 to 324.439 or any person who has failed to  
26 renew or has surrendered the person's certificate of registration  
27 for any one or combination of the following reasons:

28 (1) The person has been finally adjudicated and found

1 guilty, or entered a plea of guilty or nolo contendere, in a  
2 criminal prosecution under the laws of this state or any other  
3 state or of the United States, for any offense reasonably related  
4 to the qualifications, functions or duties of the profession  
5 regulated by sections 324.400 to 324.439; for any offense for  
6 which an essential element is fraud, dishonesty or an act of  
7 violence; or for a felony, whether or not sentence is imposed;

8 (2) Use of fraud, deception, misrepresentation or bribery  
9 in securing any certificate of registration issued pursuant to  
10 sections 324.400 to 324.439 or in obtaining permission to take  
11 any examination given or required pursuant to sections 324.400 to  
12 324.439;

13 (3) Obtaining or attempting to obtain any fee, charge,  
14 tuition or other compensation by fraud, deception or  
15 misrepresentation;

16 (4) Incompetency, misconduct, gross negligence, fraud,  
17 misrepresentation or dishonesty in the performance of the  
18 functions or duties of the profession regulated by sections  
19 324.400 to 324.439;

20 (5) Violation of, or assisting or enabling any person to  
21 violate, any provision of sections 324.400 to 324.439, or of any  
22 lawful rule or regulation adopted pursuant to such sections;

23 (6) Impersonation of any person holding a certificate of  
24 registration or authority, permit or license or allowing any  
25 person to use the person's certificate or diploma from any  
26 school;

27 (7) Disciplinary action against the holder of a certificate  
28 of registration or other right to perform the profession



1 regulated by sections 324.400 to 324.439 granted by another  
2 state, territory, federal agency or country upon grounds for  
3 which revocation or suspension is authorized in this state;

4 (8) A person is finally adjudged insane or incompetent by a  
5 court of competent jurisdiction;

6 (9) Issuance of a certificate of registration based upon a  
7 material mistake of fact;

8 (10) Use of any advertisement or solicitation which is  
9 false, misleading or deceptive to the general public or persons  
10 to whom the advertisement or solicitation is primarily directed,  
11 as it relates to the interior design profession.

12 3. After the filing of a complaint pursuant to subsection 2  
13 of this section, the proceedings shall be conducted in accordance  
14 with the provisions of chapter 536 and chapter 621. Upon a  
15 finding by the administrative hearing commission that the  
16 grounds, provided in subsection 2 of this section, for  
17 disciplinary action are met, the [council] division shall censure  
18 or place the person named in the complaint on probation for a  
19 period not to exceed five years or may suspend the person's  
20 certificate for a period not to exceed three years or may revoke  
21 the person's certificate of registration.

22 324.478. 1. There is hereby created within the division of  
23 professional registration a committee to be known as the  
24 "Missouri Acupuncturist Advisory Committee". The committee shall  
25 consist of five members, all of whom shall be citizens of the  
26 United States and registered voters of the state of Missouri.  
27 The [governor] director of the division of professional  
28 registration shall appoint the members of the committee [with the

1 advice and consent of the senate] for terms of four years; except  
2 as provided in subsection 2 of this section. Three committee  
3 members shall be acupuncturists. Such members shall at all times  
4 be holders of licenses for the practice of acupuncture in this  
5 state; except for the members of the first committee who shall  
6 meet the requirements for licensure pursuant to sections 324.475  
7 to 324.499. One member shall be a current board member of the  
8 Missouri state board for chiropractic examiners. The remaining  
9 member shall be a public member. All members shall be chosen  
10 from lists submitted by the director of the division of  
11 professional registration. The president of the Acupuncture  
12 Association of Missouri in office at the time shall, at least  
13 ninety days prior to the expiration of the term of a board  
14 member, other than the public member, or as soon as feasible  
15 after a vacancy on the board otherwise occurs, submit to the  
16 director of the division of professional registration a list of  
17 five acupuncturists qualified and willing to fill the vacancy in  
18 question, with the request and recommendation that the [governor]  
19 director appoint one of the five persons so listed, and with the  
20 list so submitted, the president of the Acupuncture Association  
21 of Missouri shall include in his or her letter of transmittal a  
22 description of the method by which the names were chosen by that  
23 association.

24 2. The initial appointments to the committee shall be one  
25 member for a term of one year, one member for a term of two  
26 years, one member for a term of three years and two members for a  
27 term of four years.

28 3. The public member of the committee shall not be and

1 never has been a member of any profession regulated by the  
2 provisions of sections 324.475 to 324.499, or the spouse of any  
3 such person; and a person who does not have and never has had a  
4 material financial interest in either the providing of the  
5 professional services regulated by the provisions of sections  
6 324.475 to 324.499 or an activity or organization directly  
7 related to the profession regulated pursuant to sections 324.475  
8 to 324.499.

9 4. Any member of the committee may be removed from the  
10 committee by the [governor] director for neglect of duty required  
11 by law, for incompetency or for unethical or dishonest conduct.  
12 Upon the death, resignation, disqualification or removal of any  
13 member of the committee, the [governor] director shall appoint a  
14 successor. A vacancy in the office of any member shall only be  
15 filled for the unexpired term.

16 5. The acupuncturist advisory committee shall:

17 (1) Review all applications for licensure;

18 (2) Advise the board on all matters pertaining to the  
19 licensing of acupuncturists;

20 (3) Review all complaints and/or investigations wherein  
21 there is a possible violation of sections 324.475 to 324.499 or  
22 regulations promulgated pursuant thereto and make recommendations  
23 and referrals to the board on complaints the committee determines  
24 to warrant further action, which may include a recommendation for  
25 prosecuting violations of sections 324.475 to 324.499 to an  
26 appropriate prosecuting or circuit attorney;

27 (4) Follow the provisions of the board's administrative  
28 practice procedures in conducting all official duties;

1           (5) [Recommend for prosecution violations of sections  
2 324.475 to 324.499 to an appropriate prosecuting or circuit  
3 attorney;

4           (6)] Assist the board, as needed and when requested by the  
5 board, in conducting any inquiry or disciplinary proceedings  
6 initiated as a result of committee recommendation and referral  
7 pursuant to subdivision (3) of this subsection.

8           327.313. Applications for enrollment as a land surveyor-in-  
9 training shall be typewritten on prescribed forms furnished to  
10 the applicant. The application shall contain applicant's  
11 statements showing the applicant's education, experience, and  
12 such other pertinent information as the board may require[,  
13 including but not limited to three letters of reference, one of  
14 which shall be from a professional land surveyor who has personal  
15 knowledge of the applicant's land surveying education or  
16 experience]. Each application shall contain a statement that it  
17 is made under oath or affirmation and that the representations  
18 are true and correct to the best knowledge and belief of the  
19 applicant, subject to the penalties of making a false affidavit  
20 or declaration and shall be accompanied by the required fee.

21           327.321. Applications for licensure as a professional land  
22 surveyor shall be typewritten on prescribed forms furnished to  
23 the applicant. The application shall contain the applicant's  
24 statements showing the applicant's education, experience, results  
25 of prior land surveying examinations, if any, and such other  
26 pertinent information as the board may require[, including but  
27 not limited to three letters of reference from professional land  
28 surveyors with personal knowledge of the experience of the

1 applicant's land surveying education or experience]. Each  
2 application shall contain a statement that it is made under oath  
3 or affirmation and that its representations are true and correct  
4 to the best knowledge and belief of the person signing same,  
5 subject to the penalties of making a false affidavit or  
6 declaration and shall be accompanied by the required fee.

7 332.086. 1. There is hereby established a five-member  
8 "Advisory Commission for Dental Hygienists", composed of dental  
9 hygienists appointed by the [governor] director of the division  
10 of professional registration as provided in subsection 2 of this  
11 section and the dental hygienist member of the Missouri dental  
12 board, which shall guide, advise and make recommendations to the  
13 Missouri dental board. The commission shall:

14 (1) Recommend the educational requirements to be registered  
15 as a dental hygienist;

16 (2) Annually review the practice act of dental hygiene;

17 (3) Make recommendations to the Missouri dental board  
18 regarding the practice, licensure, examination and discipline of  
19 dental hygienists; and

20 (4) Assist the board in any other way necessary to carry  
21 out the provisions of this chapter as they relate to dental  
22 hygienists.

23 2. The members of the commission shall be appointed by the  
24 [governor with the advice and consent of the senate] director.  
25 Each member of the commission shall be a citizen of the United  
26 States and a resident of Missouri for one year and shall be a  
27 dental hygienist registered and currently licensed pursuant to  
28 this chapter. Members of the commission who are not also members

1 of the Missouri dental board shall be appointed for terms of five  
2 years, except for the members first appointed, one of which shall  
3 be appointed for a term of two years, one shall be appointed for  
4 a term of three years, one shall be appointed for a term of four  
5 years and one shall be appointed for a term of five years. The  
6 dental hygienist member of the Missouri dental board shall become  
7 a member of the commission and shall serve a term concurrent with  
8 the member's term on the dental board. All members of the  
9 initial commission shall be appointed by April 1, 2002. Members  
10 shall be chosen from lists submitted [by] to the director of the  
11 division of professional registration. Lists of dental  
12 hygienists submitted to the [governor] director may include names  
13 submitted to the director of the division of professional  
14 registration by the president of the Missouri Dental Hygienists  
15 Association.

16 3. The commission shall hold an annual meeting at which it  
17 shall elect from its membership a chairperson and a secretary.  
18 The commission shall meet in conjunction with the dental board  
19 meetings or no more than fourteen days prior to regularly  
20 scheduled dental board meetings. Additional meetings shall  
21 require a majority vote of the commission. A quorum of the  
22 commission shall consist of a majority of its members.

23 4. Members of the commission shall receive as compensation  
24 an amount set by the Missouri dental board not to exceed fifty  
25 dollars for each day devoted to the duties of the commission and  
26 shall be reimbursed for all actual and necessary expenses  
27 incurred in the performance of their official duties on the  
28 commission and in attending meetings of the Missouri dental

1 board. The Missouri dental board shall provide all necessary  
2 staff and support services as required by the commission to hold  
3 commission meetings, to maintain records of official acts, and to  
4 conduct all other business of the commission.

5 334.430. 1. There is hereby established an "Advisory  
6 Commission for Anesthesiologist Assistants" which shall guide,  
7 advise and make recommendations to the board. The commission  
8 shall be responsible for the ongoing examination of the scope of  
9 practice and promoting the continuing role of anesthesiologist  
10 assistants in the delivery of health care services. The  
11 commission shall assist the board in carrying out the provisions  
12 of sections 334.400 to 334.430.

13 2. The commission shall be appointed no later than July 1,  
14 2005. The commission shall be composed of five members, to be  
15 appointed by the [governor, with the advice and consent of the  
16 senate] director of the division of professional registration, as  
17 follows:

- 18 (1) One member of the board;
- 19 (2) One licensed anesthesiologist assistant;
- 20 (3) Two licensed, board-certified anesthesiologists; and
- 21 (4) One lay member.

22 3. Each licensed anesthesiologist assistant member shall be  
23 a citizen of the United States and a resident of this state, and  
24 shall be licensed as an anesthesiologist assistant by this state.  
25 Each physician member shall be a United States citizen, a  
26 resident of this state and have an active license to practice  
27 medicine in this state. The lay member shall be a United States  
28 citizen and a resident of this state.

1           4. The licensed anesthesiologist assistant member shall be  
2 appointed to serve a three-year term. The anesthesiologist  
3 members and lay member shall each be appointed to serve  
4 three-year terms, except at the time the commission is created,  
5 when one anesthesiologist member will be appointed for a first  
6 term of two years while the second anesthesiologist member will  
7 be appointed to a three-year term. This will ensure that at  
8 least one anesthesiologist member has at least one year's  
9 experience as a member of the commission. Neither the  
10 anesthesiologist assistant member nor the physician members shall  
11 be appointed for more than two consecutive three-year terms.

12           5. The president of the Missouri Society of  
13 Anesthesiologists or its successor in office at the time shall,  
14 at least ninety days prior to the expiration of a term of an  
15 anesthesiologist assistant member or an anesthesiologist member  
16 of the commission or as soon as feasible after such a vacancy on  
17 the commission otherwise occurs, submit to the director of the  
18 division of professional registration a list, not to exceed five  
19 individuals per vacancy, of qualified and willing  
20 anesthesiologists or anesthesiologist assistants, respectively,  
21 to fill the vacancy in question, with the request and  
22 recommendation that the [governor] director appoint one of the  
23 persons so listed. With the list so submitted, the president of  
24 the Missouri Society of Anesthesiologists shall include in a  
25 letter of transmittal a description of the method by which the  
26 names were chosen by that association.

27           6. Until such time as eligible anesthesiologist assistant  
28 candidates are identified, the anesthesiologist assistant seat



1 may remain vacant or may be filled by a qualified  
2 anesthesiologist candidate, at the [governor's] director's  
3 discretion [with the advice and consent of the senate]. This  
4 member may serve no more than two consecutive three-year terms or  
5 until an eligible anesthesiologist assistant candidate selected  
6 by the [governor with the advice and consent of the senate]  
7 director from a list provided as outlined above is appointed.

8 7. Notwithstanding any other provision of law to the  
9 contrary, any appointed member of the commission shall receive as  
10 compensation an amount established by the director of the  
11 division of professional registration not to exceed seventy  
12 dollars per day for commission business plus actual and necessary  
13 expenses. The director of the division of professional  
14 registration shall establish by rule the guidelines for payment.  
15 The board shall provide all staff for the commission.

16 8. The commission shall hold an open annual meeting at  
17 which time it shall elect from its membership a chairman and  
18 secretary. The commission may hold such additional meetings as  
19 may be required in the performance of its duties, provided that  
20 notice of every meeting shall be given to each member at least  
21 ten days prior to the date of the meeting. A quorum of the  
22 commission shall consist of a majority of its members.

23 9. No licensing activity or other statutory requirements  
24 shall become effective until expenditures or personnel are  
25 specifically appropriated for the purpose of conducting the  
26 business as required to administer the provisions of sections  
27 334.400 to 334.430 and the initial rules filed have become  
28 effective.

1           334.625. 1. There is hereby established an "Advisory  
2 Commission for Physical Therapists" which shall guide, advise and  
3 make recommendations to the board. The commission shall approve  
4 the examination required by section 334.530 and shall assist the  
5 board in carrying out the provisions of sections 334.500 to  
6 334.620.

7           2. The commission shall be appointed no later than October  
8 1, 1989, and shall consist of five members appointed by the  
9 [governor with the advice and consent of the senate] director of  
10 the division of professional registration. Each member shall be  
11 a citizen of the United States and a resident of this state and  
12 four shall be licensed as physical therapists by this state, and  
13 one shall be licensed as a physical therapist assistant by this  
14 state. Members shall be appointed to serve three-year terms,  
15 except that the first commission appointed shall consist of one  
16 member whose term shall be for one year; two members whose terms  
17 shall be for three years; and two members whose terms shall be  
18 for two years. The president of the Missouri Physical Therapy  
19 Association in office at the time shall, at least ninety days  
20 prior to the expiration of the term of a commission member or as  
21 soon as feasible after a vacancy on the commission otherwise  
22 occurs, submit to the director of the division of professional  
23 registration a list of five physical therapists if the commission  
24 member whose term is expiring is a physical therapist, or five  
25 physical therapist assistants if the commission member whose term  
26 is expiring is a physical therapist assistant, with the exception  
27 that the first commissioner to expire or vacancy created on the  
28 commission after August 28, 2007, shall be filled by the

1 appointment of a physical therapist assistant. Each physical  
2 therapist and physical therapist assistant on the list submitted  
3 to the division of professional registration shall be qualified  
4 and willing to fill the vacancy in question, with the request and  
5 recommendation that the [governor] director appoint one of the  
6 five persons so listed, and with the list so submitted, the  
7 president of the Missouri Physical Therapy Association shall  
8 include in his or her letter of transmittal a description of the  
9 method by which the names were chosen by that association.

10 3. Notwithstanding any other provision of law to the  
11 contrary, any appointed member of the commission shall receive as  
12 compensation an amount established by the director of the  
13 division of professional registration not to exceed seventy  
14 dollars per day for commission business plus actual and necessary  
15 expenses. The director of the division of professional  
16 registration shall establish by rule guidelines for payment. All  
17 staff for the commission shall be provided by the board of  
18 healing arts.

19 4. The commission shall hold an annual meeting at which it  
20 shall elect from its membership a chairman and secretary. The  
21 commission may hold such additional meetings as may be required  
22 in the performance of its duties, provided that notice of every  
23 meeting must be given to each member at least ten days prior to  
24 the date of the meeting. A quorum of the board shall consist of  
25 a majority of its members.

26 334.749. 1. There is hereby established an "Advisory  
27 Commission for Physician Assistants" which shall guide, advise  
28 and make recommendations to the board. The commission shall also

1 be responsible for the ongoing examination of the scope of  
2 practice and promoting the continuing role of physician  
3 assistants in the delivery of health care services. The  
4 commission shall assist the board in carrying out the provisions  
5 of sections 334.735 to 334.749.

6 2. The commission shall be appointed no later than October  
7 1, 1996, and shall consist of five members, one member of the  
8 board, two licensed physician assistants, one physician and one  
9 lay member. The two licensed physician assistant members, the  
10 physician member and the lay member shall be appointed by the  
11 [governor with the advice and consent of the senate] director of  
12 the division of professional registration. Each licensed  
13 physician assistant member shall be a citizen of the United  
14 States and a resident of this state, and shall be licensed as a  
15 physician assistant by this state. The physician member shall be  
16 a United States citizen, a resident of this state, have an active  
17 Missouri license to practice medicine in this state and shall be  
18 a supervising physician, at the time of appointment, to a  
19 licensed physician assistant. The lay member shall be a United  
20 States citizen and a resident of this state. The licensed  
21 physician assistant members shall be appointed to serve  
22 three-year terms, except that the first commission appointed  
23 shall consist of one member whose term shall be for one year and  
24 one member whose term shall be for two years. The physician  
25 member and lay member shall each be appointed to serve a  
26 three-year term. No physician assistant member nor the physician  
27 member shall be appointed for more than two consecutive  
28 three-year terms. The president of the Missouri Academy of

1 Physicians Assistants in office at the time shall, at least  
2 ninety days prior to the expiration of a term of a physician  
3 assistant member of a commission member or as soon as feasible  
4 after such a vacancy on the commission otherwise occurs, submit  
5 to the director of the division of professional registration a  
6 list of five physician assistants qualified and willing to fill  
7 the vacancy in question, with the request and recommendation that  
8 the [governor] director appoint one of the five persons so  
9 listed, and with the list so submitted, the president of the  
10 Missouri Academy of Physicians Assistants shall include in his or  
11 her letter of transmittal a description of the method by which  
12 the names were chosen by that association.

13 3. Notwithstanding any other provision of law to the  
14 contrary, any appointed member of the commission shall receive as  
15 compensation an amount established by the director of the  
16 division of professional registration not to exceed seventy  
17 dollars per day for commission business plus actual and necessary  
18 expenses. The director of the division of professional  
19 registration shall establish by rule guidelines for payment. All  
20 staff for the commission shall be provided by the state board of  
21 registration for the healing arts.

22 4. The commission shall hold an open annual meeting at  
23 which time it shall elect from its membership a chairman and  
24 secretary. The commission may hold such additional meetings as  
25 may be required in the performance of its duties, provided that  
26 notice of every meeting shall be given to each member at least  
27 ten days prior to the date of the meeting. A quorum of the  
28 commission shall consist of a majority of its members.

1           5. On August 28, 1998, all members of the advisory  
2 commission for registered physician assistants shall become  
3 members of the advisory commission for physician assistants and  
4 their successor shall be appointed in the same manner and at the  
5 time their terms would have expired as members of the advisory  
6 commission for registered physician assistants.

7           335.021. 1. "The Missouri State Board of Nursing" shall  
8 consist of nine members, five of whom must be registered  
9 professional nurses. [~~Two members~~] One member of the board  
10 [~~must~~] shall be a licensed practical [~~nurses~~] nurse, one member  
11 shall be an advanced practice registered nurse, and one member a  
12 voting public member. Two of the five registered professional  
13 nurses shall hold a graduate degree in nursing, and at least one  
14 of the professional nurse members shall represent nursing  
15 practice. Any person, other than the public member, appointed to  
16 the board as hereinafter provided shall be a citizen of the  
17 United States and a resident of this state for a period of at  
18 least one year, a licensed nurse in this state, and shall have  
19 been actively engaged in nursing for at least three years  
20 immediately preceding the appointment or reappointment.

21 Membership on the board shall include representatives with  
22 expertise in each level of educational programs the graduates of  
23 which are eligible to apply for licensure such as practical,  
24 diploma, associate degree, and baccalaureate.

25           2. The governor shall appoint members to the board by and  
26 with the advice and consent of the senate when a vacancy thereon  
27 occurs either by the expiration of a term or otherwise; provided,  
28 however, that any board member shall serve until his or her

1 successor is appointed and qualified. Every appointment except  
2 to fulfill an unexpired term shall be for a term of four years,  
3 but no person shall be appointed to more than two consecutive  
4 terms.

5 3. At least ninety days before the expiration of a term of  
6 a board member, and as soon as feasible after the occurrence of a  
7 vacancy on the board for reasons other than the expiration of a  
8 term, a list of three licensed and qualified nurses shall be  
9 submitted to the director of the division of professional  
10 registration. The list shall be submitted by the Missouri Nurses  
11 Association if the vacancy is for a registered professional  
12 nurse, and by the Missouri State Association of Licensed  
13 Practical Nurses if the vacancy is for a licensed practical  
14 nurse. The governor may appoint a board member to fill the  
15 vacancy from the list submitted, or may appoint some other  
16 qualified licensed nurse. This subsection shall not apply to  
17 public member vacancies.

18 4. The public member shall be at the time of his or her  
19 appointment a citizen of the United States; a resident of this  
20 state for a period of one year and a registered voter; a person  
21 who is not and never was a member of any profession licensed or  
22 regulated pursuant to this chapter or the spouse of such person;  
23 and a person who does not have and never has had a material,  
24 financial interest in either the providing of the professional  
25 services regulated by this chapter, or an activity or  
26 organization directly related to any profession licensed or  
27 regulated pursuant to this chapter. All members, including  
28 public members, shall be chosen from lists submitted by the

1 director of the division of professional registration. The  
2 duties of the public member shall not include the determination  
3 of the technical requirements to be met for licensure or whether  
4 any person meets such technical requirements or of the technical  
5 competence or technical judgment of a licensee or a candidate for  
6 licensure.

7 453.600. 1. There is hereby created in the state treasury  
8 the "Foster Care and Adoptive Parents Recruitment and Retention  
9 Fund" which shall consist of all gifts, donations, transfers, and  
10 moneys appropriated by the general assembly, and bequests to the  
11 fund. The fund shall maintain no more than the total of the last  
12 two years of funding or a minimum of three hundred thousand  
13 dollars, whichever is greater. The fund shall be administered by  
14 the [foster care and adoptive parents recruitment and retention  
15 fund board created in subsection 3 of this section] Missouri  
16 state foster care and adoption board created in section 210.617.

17 2. The state treasurer shall be custodian of the fund and  
18 may approve disbursements from the fund in accordance with  
19 sections 30.170 and 30.180. Notwithstanding the provisions of  
20 section 33.080 to the contrary, any moneys remaining in the fund  
21 at the end of the biennium shall not revert to the credit of the  
22 general revenue fund. The state treasurer shall invest moneys in  
23 the fund in the same manner as other funds are invested. Any  
24 interest and moneys earned on such investments shall be credited  
25 to the fund.

26 3. [There is hereby created the "Foster Care and Adoptive  
27 Parents Recruitment and Retention Fund Board" within the  
28 department of social services. The board shall consist of the



1 following members or their designees:

2 (1) The director of the department of social services;

3 (2) The director of the department of mental health;

4 (3) The director of the department of health and senior  
5 services;

6 (4) The following six members to be appointed by the  
7 director of the department of social services:

8 (a) Two representatives of a recognized foster parent  
9 association;

10 (b) Two representatives of a licensed child-placing agency;  
11 and

12 (c) Two representatives of a licensed residential treatment  
13 center.

14

15 Members appointed under subdivision (4) of this subsection shall  
16 serve three-year terms, subject to reappointment. Of the members  
17 initially appointed, three shall be appointed for a two-year term  
18 and three shall be appointed three-year terms. All members of  
19 the board shall serve without compensation but shall, subject to  
20 appropriation, be reimbursed for reasonable and necessary  
21 expenses actually incurred in the performance of their official  
22 duties as members of the board. The department of social  
23 services shall, with existing resources, provide administrative  
24 support and current staff as necessary for the effective  
25 operation of the board.

26 4.] Upon appropriation, moneys in the fund shall be used to  
27 grant awards to licensed community-based foster care and adoption  
28 recruitment programs. The board shall establish guidelines for

1 disbursement of the fund to certain programs. Such programs  
2 shall include, but not be limited to, recruitment and retention  
3 of foster and adoptive families for children who:

4 (1) Have been in out-of-home placement for fifteen months  
5 or more;

6 (2) Are more than twelve years of age; or

7 (3) Are in sibling groups.  
8

9 Moneys in the fund shall not be subject to appropriation for  
10 purposes other than those of evidence-based foster care and  
11 adoption programs as designated by the board [established under  
12 this section.

13 5. Under section 23.253 of the Missouri sunset act:

14 (1) The provisions of the new fund authorized under this  
15 section shall automatically sunset six years after August 28,  
16 2011, unless reauthorized by an act of the general assembly; and

17 (2) If such fund is reauthorized, the fund authorized under  
18 this section shall automatically sunset twelve years after the  
19 effective date of the reauthorization of this section; and

20 (3) This section shall terminate on December thirty-first  
21 of the calendar year immediately following the calendar year in  
22 which the fund authorized under this section is sunset].

23 620.1200. 1. There is hereby established the "Missouri  
24 Film Commission" to advise the director of the department of  
25 economic development on the promotion of the development of film  
26 production and facilities in Missouri.

27 2. The commission shall be composed of [nine members as  
28 follows:

1           (1) Two members shall be a state senator appointed in a  
2 bipartisan manner by the president pro tem of the senate;

3           (2) Two members shall be a state representative appointed  
4 in a bipartisan manner by the speaker of the house; and

5           (3)] five members, who have knowledge and experience with  
6 the motion picture industry, who shall be appointed by the  
7 director of the department of economic development.

8           3. The members of the [board] commission appointed by the  
9 director shall be appointed to serve terms of three years; except  
10 that, of the members first appointed, two shall be appointed for  
11 a term of three years, two shall be appointed for a term of two  
12 years and one shall be appointed for a one-year term. [Any  
13 legislative member shall serve only as long as such person holds  
14 such legislative office. The legislative members shall serve  
15 during their current term of office but may be reappointed.]

16           4. The members of the commission shall receive no  
17 compensation for serving on the commission but shall be  
18 reimbursed for their actual and necessary expenses incurred in  
19 the performance of their official duties.

20           5. The commission shall provide oversight and guidance to  
21 the director of the department of economic development in  
22 administering the office of the Missouri film commission,  
23 established in section 620.1210. The commission shall make  
24 recommendations to the governor and the general assembly on:

25           (1) The removal of barriers so that film production in  
26 Missouri may be more easily promoted; and

27           (2) The development of state incentives to attract private  
28 investment in film production in the state.

1           6. The commission shall submit its recommendations by  
2 January first of each year, beginning January 1, 1998.

3           620.2200. 1. This section shall be known and may be cited  
4 as the "Missouri Route 66 Centennial Commission Act".

5           2. The commission shall be composed of eighteen members who  
6 reflect the interests, history, and importance of the communities  
7 along Route 66 in Missouri. The members shall be appointed as  
8 follows:

9           (1) Two public members appointed by the speaker of the  
10 house of representatives;

11           (2) Two public members appointed by the minority leader of  
12 the house of representatives;

13           (3) Two public members appointed by the president pro  
14 tempore of the senate;

15           (4) Two public members appointed by the minority leader of  
16 the senate;

17           (5) Three public members appointed by the governor, one of  
18 whom shall serve as chairperson; and

19           (6) Seven ex officio members as follows:

20           (a) The governor, or his or her designee;

21           (b) The director of the department of transportation, or  
22 his or her designee;

23           (c) The director of the department of natural resources, or  
24 his or her designee;

25           (d) The director of the division of tourism, or his or her  
26 designee;

27           (e) The director of the department of economic development,  
28 or his or her designee;

1       (f) The secretary of state, or his or her designee; and  
2       (g) The president of the Route 66 Association of Missouri,  
3       or his or her designee.

4       3. An ex officio member of the commission vacates his or  
5       her position on the commission if he or she ceases to hold the  
6       position that qualifies the person for service on the commission.

7       4. (1) A public member of the commission is not entitled  
8       to compensation but is entitled to reimbursement for the travel  
9       expenses incurred by the member while transacting commission  
10       business.

11       (2) An ex officio member's service on the commission is an  
12       additional duty of the underlying position that qualifies the  
13       member for service on the commission. The entitlement of an ex  
14       officio member to compensation or reimbursement for travel  
15       expenses incurred while transacting commission business is  
16       governed by the law that applies to the member's service in that  
17       underlying position, and any payment to the member for either  
18       purpose shall be made from an appropriation that may be used for  
19       the purpose and is available to the state agency that the member  
20       serves in that underlying position.

21       5. (1) The commission shall meet at least quarterly at the  
22       times and places in this state that the commission designates.

23       (2) A majority of the members of the commission constitutes  
24       a quorum for transacting commission business.

25       6. The duties of the commission shall be to:

26       (1) Plan and sponsor official Route 66 centennial events,  
27       programs, and activities in the state;

28       (2) Encourage the development of programs designed to

1 involve all citizens in activities that commemorate Route 66  
2 centennial events in the state; and

3 (3) To the best of the commission's ability, make available  
4 to the public information on Route 66 centennial events happening  
5 throughout the state.

6 7. Subject to appropriation, the office of tourism shall  
7 provide administrative and other support to the commission.

8 8. (1) The commission may accept monetary gifts and grants  
9 from any public or private source, to be held in the Missouri  
10 Route 66 centennial commission fund. The Missouri Route 66  
11 centennial commission fund is created as a nonappropriated trust  
12 fund to be held outside of the state treasury, with the state  
13 treasurer as custodian. The fund shall be expended solely for  
14 the use of the commission in performing the commission's powers  
15 and duties under this section.

16 (2) The commission may also accept in-kind gifts.

17 9. Before June 30, 2027, a final report on the  
18 commission's activities shall be delivered to the governor. The  
19 commission shall be dissolved on June 30, 2027, and any moneys  
20 remaining in the Missouri Route 66 centennial commission fund  
21 shall be deposited in the general revenue fund.

22 10. The provisions of this section terminate on December 1,  
23 2027.

24 633.200. 1. For purposes of this section, the term "autism  
25 spectrum disorder" shall be defined as in standard diagnostic  
26 criteria for pervasive developmental disorder, to include  
27 autistic disorder; Asperger's syndrome; pervasive developmental  
28 disorder-not otherwise specified; childhood disintegrative

1 disorder; and Rett's syndrome.

2 2. There is hereby created the "Missouri Commission on  
3 Autism Spectrum Disorders" to be housed within the department of  
4 mental health. The department of mental health shall provide  
5 technical and administrative support as required by the  
6 commission. The commission shall meet on at least four occasions  
7 annually, including at least two occasions before the end of  
8 December of the first year the commission is fully established.  
9 The commission may hold meetings by telephone or video  
10 conference. The commission shall advise and make recommendations  
11 to the governor, general assembly, and relevant state agencies  
12 regarding matters concerning all state levels of autism spectrum  
13 disorder services, including health care, education, and other  
14 adult and adolescent services.

15 3. The commission shall be composed of twenty-four members,  
16 consisting of the following:

17 (1) Four members of the general assembly, with two members  
18 from the senate and two members from the house of  
19 representatives. The president pro tem of the senate shall  
20 appoint one member from the senate and the minority leader of the  
21 senate shall appoint one member from the senate. The speaker of  
22 the house shall appoint one member from the house of  
23 representatives and the minority leader of the house shall  
24 appoint one member from the house of representatives;

25 (2) The director of the department of mental health, or his  
26 or her designee;

27 (3) The commissioner of the department of elementary and  
28 secondary education, or his or her designee;

- 1           (4) The director of the department of health and senior  
2 services, or his or her designee;
- 3           (5) The director of the department of public safety, or his  
4 or her designee;
- 5           (6) The commissioner of the department of higher education,  
6 or his or her designee;
- 7           (7) The director of the department of social services, or  
8 his or her designee;
- 9           (8) The director of the department of insurance, financial  
10 institutions and professional registration, or his or her  
11 designee;
- 12           (9) Two representatives from different institutions of  
13 higher learning located in Missouri;
- 14           (10) An individual employed as a director of special  
15 education at a school district located in Missouri;
- 16           (11) A speech and language pathologist;
- 17           (12) A diagnostician;
- 18           (13) A mental health provider;
- 19           (14) A primary care physician;
- 20           (15) Two parents of individuals with autism spectrum  
21 disorder, including one parent of an individual under the age of  
22 eighteen and one parent of an individual over the age of  
23 eighteen;
- 24           (16) Two individuals with autism spectrum disorder;
- 25           (17) A representative from an independent private provider  
26 or nonprofit provider or organization;
- 27           (18) A member of a county developmental disability board.
- 28



1 The members of the commission, other than the members from the  
2 general assembly and ex-officio members, shall be appointed by  
3 the [governor with the advice and consent of the senate] director  
4 of the department of mental health. A chair of the commission  
5 shall be selected by the members of the commission. Of the  
6 members first appointed to the commission by the governor, half  
7 shall serve a term of four years and half shall serve a term of  
8 two years, and thereafter, members shall serve a term of four  
9 years and may be reappointed. Members shall continue to serve  
10 until their successor is duly appointed and qualified. Any  
11 vacancy on the commission shall be filled in the same manner as  
12 the original appointment. Members shall serve on the commission  
13 without compensation but may be reimbursed for their actual and  
14 necessary expenses from moneys appropriated to the department of  
15 mental health.

16 4. The members of the commission shall consist of a broad  
17 representation of Missouri citizens, both urban and rural, who  
18 are concerned with the health and quality of life for individuals  
19 with autism spectrum disorder.

20 5. The commission shall make recommendations for developing  
21 a comprehensive statewide plan for an integrated system of  
22 training, treatment, and services for individuals of all ages  
23 with autism spectrum disorder. By July 1, 2009, the commission  
24 shall issue preliminary findings and recommendations to the  
25 general assembly.

26 6. In preparing the state plan, the commission shall  
27 specifically perform the following responsibilities and report on  
28 them accordingly, in conjunction with state agencies and the

1 office of autism services:

2 (1) Study and report on the means for developing a  
3 comprehensive, coordinated system of care delivery across the  
4 state to address the increased and increasing presence of autism  
5 spectrum disorder and ensure that resources are created,  
6 well-utilized, and appropriately spread across the state:

7 (a) Determine the need for the creation of additional  
8 centers for diagnostic excellence in designated sectors of the  
9 state, which could provide clinical services, including  
10 assessment, diagnoses, and treatment of patients;

11 (b) Plan for effectively evaluating regional service areas  
12 throughout the state and their capacity, including outlining  
13 personnel and skills that exist within the service area, other  
14 capabilities that exist, and resource needs that may be unmet;

15 (c) Assess the need for additional behavioral intervention  
16 capabilities and, as necessary, the means for expanding those  
17 capabilities in a regional service area;

18 (d) Develop recommendations for expanding these services in  
19 conjunction with hospitals after considering the resources that  
20 exist in terms of specialty clinics and hospitals, and hospital  
21 inpatient care capabilities;

22 (2) Conduct an assessment of the need for coordinated,  
23 enhanced and targeted special education capabilities within each  
24 region of the state;

25 (3) Develop a recommendation for enlisting appropriate  
26 universities and colleges to ensure support and collaboration in  
27 developing certification or degree programs for students  
28 specializing in autism spectrum disorder intervention. This may

1 include degree programs in education, special education, social  
2 work, and psychology; and

3 (4) Other responsibilities may include but not be limited  
4 to:

5 (a) Provide recommendations regarding training programs and  
6 the content of training programs being developed;

7 (b) Recommend individuals to participate in a committee of  
8 major stakeholders charged with developing screening, diagnostic,  
9 assessment, and treatment standards for Missouri;

10 (c) Participate in recommending a panel of qualified  
11 professionals and experts to review existing models of  
12 evidence-based educational practices for adaptation specific to  
13 Missouri;

14 (d) Examine the barriers to accurate information of the  
15 prevalence of individuals with autism spectrum disorder across  
16 the state and recommend a process for accurate reporting of  
17 demographic data;

18 (e) Explore the need for the creation of interagency  
19 councils and evaluation of current councils to ensure a  
20 comprehensive, coordinated system of care for all individuals  
21 with autism spectrum disorder;

22 (f) Study or explore other developmental delay disorders  
23 and genetic conditions known to be associated with autism,  
24 including fragile X syndrome; Sotos syndrome; Angelman syndrome;  
25 and tuberous sclerosis.

26 701.040. 1. The department of health and senior services  
27 shall:

28 (1) Develop by September 1, 1995, a state standard for the

1 location, size of sewage tanks and length of lateral lines based  
2 on the percolation or permeability rate of the soil,  
3 construction, installation, and operation of on-site sewage  
4 disposal systems. Advice from the department of natural  
5 resources shall be considered. City or county governments may  
6 adopt, by order or ordinance, the state standard in accordance  
7 with the provisions of sections 701.025 to 701.059. In any  
8 jurisdiction where a city or county has not adopted the state  
9 standard, the department of health and senior services shall  
10 enforce the state standard until such time as the city or county  
11 adopts the standard;

12 (2) Define by rule a list of those persons who are  
13 qualified to perform the percolation tests or soils morphology  
14 tests required by the state standard. The list shall include the  
15 following:

16 (a) Persons trained and certified by either the department,  
17 which shall include on-site sewage disposal system contractors or  
18 a certified agent of the department;

19 (b) Licensed engineers as defined in section 327.011;

20 (c) Sanitarians meeting standards defined by the  
21 department;

22 (d) Qualified geologists as defined in section 256.501; and

23 (e) Soil scientists, defined as a person that has  
24 successfully completed at least fifteen semester credit hours of  
25 soils science course work, including at least three hours of  
26 course work in soil morphology and interpretations;

27 (3) Develop in accordance with sections 701.053 to 701.055  
28 a voluntary registration program for on-site sewage disposal

1 system contractors. Approved county programs shall implement the  
2 contractor registration program. In any area where a county has  
3 not adopted, by order or ordinance, the contractor registration  
4 program, the department shall implement the program until such  
5 time as the county adopts the registration program;

6 (4) Establish an education training program specifically  
7 developed for contractors and city and county employees.

8 Contractors may be taught and allowed to perform percolation  
9 tests. Reasonable fees may be charged of the participants to  
10 cover the cost of the training and shall be deposited in the  
11 public health services fund created in section 192.900. The  
12 department shall provide, as a part of the education training  
13 program, an installation manual for on-site sewage disposal  
14 systems. The manual shall also be made available, at the cost of  
15 publication and distribution, to persons not participating in the  
16 education and training program;

17 (5) Periodically review, but not more than annually, any  
18 county's or city's ordinance or order and enforcement record to  
19 assure that the state standard is being consistently and  
20 appropriately enforced. In its review the department shall  
21 assess the timeliness of the county's or city's inspections of  
22 on-site sewage systems, and county or city enforcement may be  
23 terminated if the department determines that the county or city  
24 is unable to provide prompt inspections. If the department  
25 determines that the standard is not being consistently or  
26 appropriately enforced in any city or county, the department  
27 shall notify the county or city of the department's intent to  
28 enforce the standard in that jurisdiction and after thirty days'

1 notice hold a public hearing in such county or city to make a  
2 determination as to whether the state shall enforce the state  
3 standard. Any city or county aggrieved by a decision of the  
4 department may appeal a decision of the department to the state  
5 board of health and senior services established under section  
6 191.400. Any city or county aggrieved by a decision of the state  
7 board of health and senior services may appeal that decision to  
8 the administrative hearing commission in the manner provided in  
9 section 621.120; and

10 (6) Promulgate such rules and regulations as are necessary  
11 to carry out the provisions of sections 701.025 to 701.059.

12 2. Subdivision (5) of this section shall be void and of no  
13 effect after January 1, 1998.

14 701.353. 1. There is hereby established an "Elevator  
15 Safety Board" to be composed of eleven members, one of whom shall  
16 be the director of the department of public safety. The  
17 remaining ten members of the board shall be appointed by the  
18 governor with the advice and consent of the senate. Each member  
19 appointed by the governor shall be appointed for a term of five  
20 years or until his successor is appointed. The governor shall  
21 fill any vacancy on the board for the remainder of the unexpired  
22 term with a representative of the same interest as that of the  
23 member whose term is vacant. No more than six members of the  
24 board, who are not employees of state or local government, shall  
25 be members of the same political party.

26 2. Two members of the board shall represent the interests  
27 of labor and shall be involved in the elevator industry. Two  
28 members of the board shall be representatives of manufacturers of

1 elevators used in this state. One member of the board shall be  
2 an architect or mechanical engineer. One member of the board  
3 shall be a representative of owners of buildings affected by  
4 sections 701.350 to 701.380. Two members shall be building  
5 officials [with]; one of which having responsibility for  
6 administering elevator regulations[, one from each municipality  
7 having a population of at least three hundred fifty thousand  
8 inhabitants]. One member of the board shall be a representative  
9 of the disabled community who is familiar with the provisions of  
10 the Federal Americans with Disabilities Act. One member shall be  
11 a representative of the special inspectors.

12 3. The director of the department shall call the first  
13 meeting of the board within sixty days after all members have  
14 been appointed and qualified. The members from among their  
15 membership shall elect a chairman. After the initial meeting the  
16 members shall meet at the call of the chairman, but shall meet at  
17 least four times per year. Six members of the board shall  
18 constitute a quorum.

19 4. The members of the board shall serve without pay, but  
20 they shall receive per diem expenses in an equivalent amount as  
21 allowed for members of the general assembly.

22 [160.2100. 1. Sections 160.2100 and 160.2110  
23 shall be known and may be cited as "Erin's Law".

24 2. The "Task Force on the Prevention of Sexual  
25 Abuse of Children" is hereby created to study the issue  
26 of sexual abuse of children. The task force shall  
27 consist of all of the following members:

28 (1) One member of the general assembly appointed  
29 by the president pro tem of the senate;

30 (2) One member of the general assembly appointed  
31 by the minority floor leader of the senate;

32 (3) One member of the general assembly appointed  
33 by the speaker of the house of representatives;

34 (4) One member of the general assembly appointed

1 by the minority leader of the house of representatives;

2 (5) The director of the department of social  
3 services or his or her designee;

4 (6) The commissioner of education or his or her  
5 designee;

6 (7) The director of the department of health and  
7 senior services or his or her designee;

8 (8) The director of the office of prosecution  
9 services or his or her designee;

10 (9) A representative representing law enforcement  
11 appointed by the governor;

12 (10) Three active teachers employed in Missouri  
13 appointed by the governor;

14 (11) A representative of an organization involved  
15 in forensic investigation relating to child abuse in  
16 this state appointed by the governor;

17 (12) A school superintendent appointed by the  
18 governor;

19 (13) A representative of the state domestic  
20 violence coalition appointed by the governor;

21 (14) A representative from the juvenile and  
22 family court appointed by the governor;

23 (15) A representative from Missouri Network of  
24 Child Advocacy Centers appointed by the governor;

25 (16) An at-large member appointed by the  
26 governor.

27 3. Members of the task force shall be individuals  
28 who are actively involved in the fields of the  
29 prevention of child abuse and neglect and child  
30 welfare. The appointment of members shall reflect the  
31 geographic diversity of the state.

32 4. The task force shall elect a presiding officer  
33 by a majority vote of the membership of the task force.  
34 The task force shall meet at the call of the presiding  
35 officer.

36 5. The task force shall make recommendations for  
37 reducing child sexual abuse in Missouri. In making  
38 those recommendations, the task force shall:

39 (1) Gather information concerning child sexual  
40 abuse throughout the state;

41 (2) Receive reports and testimony from  
42 individuals, state and local agencies, community-based  
43 organizations, and other public and private  
44 organizations; and

45 (3) Create goals for state policy that would  
46 prevent child sexual abuse.

47 6. The recommendations may include proposals for  
48 specific statutory changes and methods to foster  
49 cooperation among state agencies and between the state  
50 and local government.

51 7. The task force shall consult with employees of



1 the department of social services, the department of  
2 public safety, department of elementary and secondary  
3 education, and any other state agency, board,  
4 commission, office, or department as necessary to  
5 accomplish the task force's responsibilities under this  
6 section.

7 8. The members of the task force shall serve  
8 without compensation and shall not be reimbursed for  
9 their expenses.

10 9. Beginning January 1, 2014, the department of  
11 elementary and secondary education, in collaboration  
12 with the task force, shall make yearly reports to the  
13 general assembly on the department's progress in  
14 preventing child sexual abuse.]

15  
16 [160.2110. 1. The task force on the prevention  
17 of sexual abuse of children established in section  
18 160.2100 may adopt and implement a policy addressing  
19 sexual abuse of children that may include:

20 (1) Age-appropriate curriculum for students in  
21 pre-K through fifth grade;

22 (2) Training for school personnel on child sexual  
23 abuse;

24 (3) Educational information to parents or  
25 guardians provided in the school handbook on the  
26 warning signs of a child being abused, along with any  
27 needed assistance, referral, or resource information;

28 (4) Available counseling and resources for  
29 students affected by sexual abuse; and

30 (5) Emotional and educational support for a child  
31 of abuse to continue to be successful in school.

32 2. Any policy adopted may address without  
33 limitation:

34 (1) Methods for increasing teacher, student, and  
35 parent awareness of issues regarding sexual abuse of  
36 children, including knowledge of likely warning signs  
37 indicating that a child may be a victim of sexual  
38 abuse;

39 (2) Actions that a child who is a victim of  
40 sexual abuse could take to obtain assistance and  
41 intervention; and

42 (3) Available counseling options for students  
43 affected by sexual abuse.]

44  
45 [192.240. 1. There is created a "State Hospital  
46 Advisory Council" of ten members who shall be appointed  
47 by the governor by and with the consent of the senate.

48 2. The advisory council shall be composed of  
49 citizens who have resided in this state not less than  
50 five years immediately prior to their appointment and  
51 shall include two members representing nongovernmental

1 organizations or groups, two members representing state  
2 governmental agencies concerned with the operation,  
3 construction or utilization of hospital or other  
4 facilities for the diagnosis, prevention or treatment  
5 of illness or disease or for the provision of  
6 rehabilitation services, one member particularly  
7 concerned with the education or training of health  
8 professions personnel and five members who are  
9 representatives of consumers familiar with the need for  
10 the services provided by such facilities.

11 3. Each member of the advisory council shall  
12 serve for a term of two years from and after his  
13 appointment and confirmation.

14 4. The members of the council shall not receive  
15 any compensation for their services but shall be  
16 reimbursed for actual and necessary travel and  
17 subsistence expenses incurred when acting officially as  
18 members of the advisory council.

19 5. The state board of health is empowered to  
20 consult with the department of health and senior  
21 services on the official state plan for construction  
22 and modernization of hospitals and other medical  
23 facilities, as well as with state agencies and  
24 nongovernmental organizations or groups concerned with  
25 rehabilitation services.

26 6. The director of the department of health and  
27 senior services will approve such applications for  
28 federal assistance in the construction and  
29 modernization of hospitals and other medical facilities  
30 as may be considered advisable after consultation with  
31 the state board of health.]

32  
33 [192.2030. 1. There is hereby created a "State  
34 Board of Senior Services" which shall consist of seven  
35 members, who shall be appointed by the governor, by and  
36 with the advice and consent of the senate. No member  
37 of the state board of senior services shall hold any  
38 other office or employment under the state of Missouri  
39 other than in a consulting status relevant to the  
40 member's professional status, licensure or designation.  
41 Not more than four of the members of the state board of  
42 senior services shall be from the same political party.

43 2. Each member shall be appointed for a term of  
44 four years; except that of the members first appointed,  
45 two shall be appointed for a term of one year, two for  
46 a term of two years, two for a term of three years and  
47 one for a term of four years. The successors of each  
48 shall be appointed for full terms of four years. No  
49 person may serve on the state board of senior services  
50 for more than two terms. The terms of all members  
51 shall continue until their successors have been duly

1 appointed and qualified. One of the persons appointed  
2 to the state board of senior services shall be a person  
3 currently working in the field of gerontology. One of  
4 the persons appointed to the state board of senior  
5 services shall be a physician with expertise in  
6 geriatrics. One of the persons appointed to the state  
7 board of senior services shall be a person with  
8 expertise in nutrition. One of the persons appointed  
9 to the state board of senior services shall be a person  
10 with expertise in rehabilitation services of persons  
11 with disabilities. One of the persons appointed to the  
12 state board of senior services shall be a person with  
13 expertise in mental health issues. In making the two  
14 remaining appointments, the governor shall give  
15 consideration to individuals having a special interest  
16 in gerontology or disability-related issues, including  
17 senior citizens. Four of the seven members appointed  
18 to the state board of senior services shall be members  
19 of the governor's advisory council on aging. If a  
20 vacancy occurs in the appointed membership, the  
21 governor may appoint a member for the remaining portion  
22 of the unexpired term created by the vacancy. The  
23 members shall receive actual and necessary expenses  
24 plus twenty-five dollars per day for each day of actual  
25 attendance.

26 3. The board shall elect from among its  
27 membership a chairman and a vice chairman, who shall  
28 act as chairman in his or her absence. The board shall  
29 meet at the call of the chairman. The chairman may  
30 call meetings at such times as he or she deems  
31 advisable, and shall call a meeting when requested to  
32 do so by three or more members of the board.

33 4. The state board of senior services shall  
34 advise the department of health and senior services in  
35 the:

36 (1) Promulgation of rules and regulations by the  
37 department of health and senior services;

38 (2) Formulation of the budget for the department  
39 of health and senior services; and

40 (3) Planning for and operation of the department  
41 of health and senior services.]

42  
43 [194.409. 1. There is hereby created in the  
44 department of natural resources, an "Unmarked Human  
45 Burial Consultation Committee", which shall be composed  
46 of seven members to be appointed by the governor with  
47 the advice and consent of the senate. The members of  
48 the committee shall be appointed as follows: the state  
49 historic preservation officer, two members who are  
50 archaeologists or skeletal analysts, two native  
51 Americans who are members of an Indian tribe recognized

1 by the United States of America, one member who is a  
2 non-Indian minority, and one non-Indian, non-minority  
3 member who is neither a professional archaeologist nor  
4 a skeletal analyst. Members of the committee shall be  
5 residents of the state of Missouri.

6 2. The state historic preservation officer shall  
7 be chairman of the committee and shall serve a term  
8 which is contemporaneous with his employment as  
9 director of the department of natural resources. The  
10 terms of all other members of the committee shall be  
11 three years.

12 3. The committee shall meet at least once each  
13 calendar year, but may meet more often at the request  
14 of the state historic preservation officer.

15 4. The members of the committee shall serve  
16 voluntarily and shall not receive compensation for  
17 membership on the committee, except that they shall be  
18 eligible to receive reimbursement for transportation  
19 expenses as provided for through the budget approved  
20 for the office of the state historic preservation  
21 officer.

22 5. All actions and decisions of the state  
23 historic preservation officer and the unmarked human  
24 burial consultation committee shall be in conformity  
25 with the provisions of the federal National Historic  
26 Preservation Act of 1966, as amended.]  
27

28 [208.197. 1. The "Professional Services Payment  
29 Committee" is hereby established within the MO  
30 HealthNet division to develop and oversee the  
31 pay-for-performance payment program guidelines under  
32 section 208.153. The members of the committee shall be  
33 appointed by the governor no later than December 31,  
34 2007, and shall be subject to the advice and consent of  
35 the senate. The committee shall be composed of  
36 eighteen members, geographically balanced, including  
37 nine physicians licensed to practice in this state, two  
38 patient advocates and the attorney general, or his or  
39 her designee. The remaining members shall be persons  
40 actively engaged in hospital administration, nursing  
41 home administration, dentistry, and pharmaceuticals.  
42 The members of the committee shall receive no  
43 compensation for their services other than expenses  
44 actually incurred in the performance of their official  
45 duties.

46 2. The MO HealthNet division shall maintain the  
47 pay-for-performance payment program in a manner that  
48 ensures quality of care, fosters the relationship  
49 between the patient and the provider, uses accurate  
50 data and evidence-based measures, does not discourage  
51 providers from caring for patients with complex or

1 high-risk conditions, and provides fair and equitable  
2 program incentives.]  
3

4 [217.900. 1. There is hereby established the  
5 "Missouri State Penitentiary Redevelopment Commission".

6 2. The commission shall consist of ten  
7 commissioners who shall be qualified voters of the  
8 state of Missouri. Three commissioners, no more than  
9 two of whom shall belong to the same political party,  
10 shall be residents of Jefferson City and shall be  
11 appointed by the mayor of that city with the advice and  
12 consent of the governing body of that city; three  
13 commissioners, no more than two of whom shall belong to  
14 the same political party, shall be residents of Cole  
15 County but not of Jefferson City and shall be appointed  
16 by the county commission; and four commissioners, no  
17 more than three of whom shall belong to the same  
18 political party, none of whom shall be residents of  
19 Cole County or of Jefferson City, shall be appointed by  
20 the governor with the advice and consent of the senate.  
21 The governor shall appoint one of the commissioners who  
22 is not a resident of Cole County or Jefferson City to  
23 be the chair of the commission. No elected official of  
24 the state of Missouri or of any city or county in this  
25 state shall be appointed to the commission.]  
26

27 [217.903. The commissioners shall serve for terms  
28 of three years, except that the first person appointed  
29 by each the mayor, the county commission and the  
30 governor shall serve for two years and the second  
31 person appointed by the governor shall serve for four  
32 years. Each commissioner shall hold office until a  
33 successor has been appointed and qualified. In the  
34 event a vacancy exists or in the event a commissioner's  
35 term expires, a successor commissioner shall be  
36 appointed by whomever appointed the commissioner who  
37 initially held the vacant positions and if no person is  
38 so selected within sixty days of the creation of the  
39 vacancy, the unexpired term of such commissioner may be  
40 filled by a majority vote of the remainder of the  
41 commissioners, provided such successor commissioner  
42 shall meet the requirements set forth by sections  
43 217.900 to 217.910. Pending any such appointment to  
44 fill any vacancy, the remaining commissioners may  
45 conduct commission business. Commissioners shall serve  
46 without compensation but shall be entitled to  
47 reimbursement from the Missouri state penitentiary  
48 redevelopment commission fund established in subsection  
49 1 of section 217.910 for expenses incurred in  
50 conducting the commission's business.]  
51

1           [217.905. 1. The commission shall have the  
2 following powers:

3           (1) To acquire title to the property historically  
4 utilized as the Missouri state penitentiary and to  
5 acquire by gift or bequest from public or private  
6 sources property adjacent thereto and necessary or  
7 appropriate to the successful redevelopment of the  
8 Missouri state penitentiary property;

9           (2) To lease or sell real property to developers  
10 who will utilize the property consistent with the  
11 master plan for the property and to hold proceeds from  
12 such transactions outside the state treasury;

13           (3) To adopt bylaws for the regulation of its  
14 affairs and the conduct of its business;

15           (4) To hire employees necessary to perform the  
16 commission's work;

17           (5) To contract and to be contracted with,  
18 including, but without limitation, the authority to  
19 enter into contracts with cities, counties and other  
20 political subdivisions, agencies of the state of  
21 Missouri and public agencies pursuant to sections  
22 70.210 to 70.325 and otherwise, and to enter into  
23 contracts with other entities, in connection with the  
24 acquisition by gift or bequest and in connection with  
25 the planning, construction, financing, leasing,  
26 subleasing, operation and maintenance of any real  
27 property or facility and for any other lawful purpose,  
28 and to sue and to be sued;

29           (6) To receive for its lawful activities  
30 contributions or moneys appropriated or otherwise  
31 designated for payment to the authority by  
32 municipalities, counties, state or other political  
33 subdivisions or public agencies or by the federal  
34 government or any agency or officer thereof or from any  
35 other sources and to apply for grants and other funding  
36 and deposit those funds in the Missouri state  
37 penitentiary redevelopment fund;

38           (7) To disburse funds for its lawful activities  
39 and fix salaries and wages of its employees;

40           (8) To invest any of the commission's funds in  
41 such types of investments as shall be determined by a  
42 resolution adopted by the commission;

43           (9) To borrow money for the acquisition,  
44 construction, equipping, operation, maintenance,  
45 repair, remediation or improvement of any facility or  
46 real property to which the commission holds title and  
47 for any other proper purpose, and to issue negotiable  
48 notes, bonds and other instruments in writing as  
49 evidence of sums borrowed;

50           (10) To perform all other necessary and  
51 incidental functions, and to exercise such additional

1 powers as shall be conferred by the general assembly;  
2 and

3 (11) To purchase insurance, including  
4 self-insurance, of any property or operations of the  
5 commission or its members, directors, officers and  
6 employees, against any risk or hazard, and to indemnify  
7 its members, agents, independent contractors,  
8 directors, officers and employees against any risk or  
9 hazard. The commission is specifically authorized to  
10 purchase insurance from the Missouri public entity risk  
11 management fund and is hereby determined to be a public  
12 entity as defined in section 537.700.

13 2. In no event shall the state be liable for any  
14 deficiency or indebtedness incurred by the commission.

15 3. The Missouri state penitentiary redevelopment  
16 commission is a state commission for purposes of  
17 section 105.711 and all members of the commission shall  
18 be entitled to coverage under the state legal expense  
19 fund.]

20  
21 [217.907. The income of the commission and all  
22 properties any time owned by the authority shall be  
23 exempt from all taxation in the state of Missouri.]

24  
25 [217.910. 1. There is hereby created in the  
26 state treasury the "Missouri State Penitentiary  
27 Redevelopment Commission Fund", which shall consist of  
28 money collected pursuant to sections 217.900 to  
29 217.910. The fund shall be administered by the  
30 Missouri state penitentiary redevelopment commission.  
31 Money in the fund shall be used solely for the purposes  
32 of the Missouri state penitentiary redevelopment  
33 commission.

34 2. Notwithstanding the provisions of section  
35 33.080, no portion of the fund shall be transferred to  
36 the general revenue fund, and any appropriation made to  
37 the fund shall not lapse. The state treasurer shall  
38 invest moneys in the fund in the same manner as other  
39 funds are invested. Interest and moneys earned on such  
40 investments shall be credited to the fund.

41 3. Upon the dissolving of the commission, any  
42 funds remaining in the Missouri state penitentiary  
43 commission fund shall be transferred to the general  
44 revenue fund.]

45  
46 [253.412. The Missouri advisory council on  
47 historic preservation established by executive order  
48 81-11, pursuant to the historic preservation act of  
49 1966, and the regulations promulgated thereunder, is  
50 hereby transferred by a type III transfer to the

1 department of natural resources.]  
2

3 [288.475. 1. There is hereby created a "Missouri  
4 State Unemployment Council". The council shall consist  
5 of nine appointed voting members and two appointed  
6 nonvoting members. All appointees shall be persons  
7 whose training and experience qualify them to deal with  
8 the difficult problems of unemployment compensation,  
9 particularly legal, accounting, actuarial, economic,  
10 and social aspects of unemployment compensation.

11 (1) Three voting members shall be appointed to  
12 the council by the governor. One voting member shall  
13 be appointed on account of his or her vocation,  
14 employment, or affiliations being classed as  
15 representative of employers. One voting member shall  
16 be appointed on account of his or her vocation,  
17 employment, or affiliations being classed as  
18 representative of employees. One voting member shall  
19 be appointed to represent the public interest separate  
20 from employee or employer representation.

21 (2) Three voting members and one nonvoting member  
22 shall be appointed to the council by the speaker of the  
23 house of representatives. One voting member shall be  
24 appointed on account of his or her vocation,  
25 employment, or affiliations being classed as  
26 representative of employers that employ twenty or less  
27 employees. One voting member shall be appointed on  
28 account of his or her vocation, employment, or  
29 affiliations being classed as representative of  
30 employees. One voting member shall be appointed to  
31 represent the public interest separate from employee or  
32 employer representation. One nonvoting member shall be  
33 appointed from the house of representatives.

34 (3) Three voting members and one nonvoting member  
35 shall be appointed to the council by the president pro  
36 tem of the senate. One voting member shall be  
37 appointed on account of his or her vocation,  
38 employment, or affiliations being classed as  
39 representative of employers. One voting member shall  
40 be appointed on account of his or her vocation,  
41 employment, or affiliations being classed as  
42 representative of employees. One voting member shall  
43 be appointed to represent the public interest separate  
44 from employee or employer representation. One nonvoting  
45 member shall be appointed from the senate.

46 2. The council shall organize itself and select a  
47 chairperson or cochairpersons and other officers from  
48 the nine voting members. Six voting members shall  
49 constitute a quorum and the council shall act only upon  
50 the affirmative vote of at least five of the voting  
51 members. The council shall meet no less than four



1 times yearly. Members of the council shall serve  
2 without compensation, but are to be reimbursed the  
3 amount of actual expenses. Actual expenses shall be  
4 paid from the special employment security fund under  
5 section 288.310.

6 3. The division shall provide professional and  
7 clerical assistance as needed for regularly scheduled  
8 meetings.

9 4. Each nonvoting member shall serve for a term  
10 of four years or until he or she is no longer a member  
11 of the general assembly whichever occurs first. A  
12 nonvoting member's term shall be a maximum of four  
13 years. Each voting member shall serve for a term of  
14 three years. For the initial appointment, the  
15 governor-appointed employer representative, the speaker  
16 of the house-appointed employee representative, and the  
17 president pro tem of the senate-appointed public  
18 interest representative shall serve an initial term of  
19 one year. For the initial appointment, the  
20 governor-appointed employee representative, the speaker  
21 of the house-appointed public interest representative,  
22 and the president pro tem of the senate-appointed  
23 employer representative shall serve an initial term of  
24 two years. At the end of a voting member's term he or  
25 she may be reappointed; however, he or she shall serve  
26 no more than two terms excluding the initial term for a  
27 maximum of eight years.

28 5. The council shall advise the division in  
29 carrying out the purposes of this chapter. The council  
30 shall submit annually by January fifteenth to the  
31 governor and the general assembly its recommendations  
32 regarding amendments to this chapter, the status of  
33 unemployment insurance, the projected maintenance of  
34 the solvency of unemployment insurance, and the  
35 adequacy of unemployment compensation.

36 6. The council shall present to the division  
37 every proposal of the council for changes in this  
38 chapter and shall seek the division's concurrence with  
39 the proposal. The division shall give careful  
40 consideration to every proposal submitted by the  
41 council for legislative or administrative action and  
42 shall review each legislative proposal for possible  
43 incorporation into department of labor and industrial  
44 relations' recommendations.

45 7. The council shall have access to only the  
46 records of the division that are necessary for the  
47 administration of this chapter and to the reasonable  
48 services of the employees of the division. It may  
49 request the director or any of the employees appointed  
50 by the director or any employee subject to this chapter  
51 to appear before it and to testify relative to the

1 functioning of this chapter and to other relevant  
2 matters. The council may conduct research of its own,  
3 make and publish reports, and recommend to the division  
4 needed changes in this chapter or in the rules of the  
5 division as it considers necessary.

6 8. The council, unless prohibited by a concurrent  
7 resolution of the general assembly, shall be authorized  
8 to commission an outside study of the solvency,  
9 adequacy, and staffing and operational efficiency of  
10 the Missouri unemployment system. The study shall be  
11 conducted every five years, the first being conducted  
12 in fiscal year 2005. The study shall be funded subject  
13 to appropriation from the special employment security  
14 fund under section 288.310.]

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22 Jeanie Riddle

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Robert Ross