

SENATE SUBSTITUTE

FOR

SENATE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 843

AN ACT

To repeal sections 41.1010, 91.640, 143.1015, 160.2100, 160.2110, 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, 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 forty-eight new sections relating to the existence of certain state boards and commissions.

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

1 Section A. Sections 41.1010, 91.640, 143.1015, 160.2100,
2 160.2110, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400,
3 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710,
4 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955,
5 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907,
6 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406,
7 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430,
8 324.436, 324.478, 332.086, 334.430, 334.625, 334.749, 335.021,
9 453.600, 620.1200, 633.200, 701.040, and 701.353, are repealed
10 and forty-eight new sections enacted in lieu thereof, to be known
11 as sections 29.415, 41.1010, 91.640, 143.1015, 186.007, 189.015,

1 189.025, 189.030, 189.035, 191.400, 191.756, 191.980, 192.005,
2 192.014, 192.230, 192.707, 192.710, 194.400, 194.408, 208.955,
3 209.287, 209.307, 210.170, 210.1200, 210.1210, 253.408, 324.177,
4 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424,
5 324.427, 324.430, 324.436, 324.478, 332.086, 334.430, 334.625,
6 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and
7 701.353, to read as follows:

8 29.415. The auditor shall conduct a study of the solvency,
9 adequacy, staffing, and operational efficiency of the Missouri
10 unemployment system created under chapter 288. The study shall
11 be conducted every five years, the first being conducted in
12 fiscal year 2019. The study shall be funded subject to
13 appropriation from the special employment security fund under
14 section 288.310.

15 41.1010. 1. There is hereby established the "Missouri
16 Military Preparedness and Enhancement Commission". The
17 commission shall have as its purpose the design and
18 implementation of measures intended to protect, retain, and
19 enhance the present and future mission capabilities at the
20 military posts or bases within the state. The commission shall
21 consist of [~~nine~~] eleven members:

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

23 (2) Two members of the house of representatives, one
24 appointed by the speaker of the house of representatives, and one
25 appointed by the minority floor leader;

26 (3) Two members of the senate, one appointed by the
27 president pro tempore, and one appointed by the minority floor
28 leader;

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

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

5
6 No more than ~~[three of the five]~~ four of the seven members
7 appointed by the governor shall be of the same political party.
8 To be eligible for appointment by the governor, a person shall
9 have demonstrated experience in economic development, the defense
10 industry, military installation operation, environmental issues,
11 finance, local government, or the use of air space for future
12 military missions. Appointed members of the commission shall
13 serve three-year terms, except that of the initial appointments
14 made by the governor, two shall be for one-year terms, two shall
15 be for two-year terms, and one shall be for a three-year term.
16 No appointed member of the commission shall serve more than six
17 years total. A vacancy occurs if a legislative member leaves
18 office for any reason. Any vacancy on the commission shall be
19 filled in the same manner as the original appointment.

20 2. Members of the commission shall be reimbursed for the
21 actual and necessary expenses incurred in the discharge of the
22 member's official duties.

23 3. A chair of the commission shall be selected by the
24 members of the commission.

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

27 5. The commission shall be funded by an appropriation
28 limited to that purpose. Any expenditure constituting more than

1 ten percent of the commission's annual appropriation shall be
2 based on a competitive bid process.

3 6. The commission shall:

4 (1) Advise the governor and the general assembly on
5 military issues and economic and industrial development related
6 to military issues;

7 (2) Make recommendations regarding:

8 (a) Developing policies and plans to support the long-term
9 viability and prosperity of the military, active and retiree, and
10 civilian military employees, in this state, including promoting
11 strategic regional alliances that may extend over state lines;

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

15 (c) Developing methods to assist defense-dependent
16 communities in the design and execution of programs that enhance
17 a community's relationship with military installations and
18 defense-related businesses;

19 (3) Provide information to communities, the general
20 assembly, the state's congressional delegation, and state
21 agencies regarding federal actions affecting military
22 installations and missions;

23 (4) Serve as a clearinghouse for:

24 (a) Defense economic adjustment and transition information
25 and activities; and

26 (b) Information concerning the following:

27 a. Issues related to the operating costs, missions, and
28 strategic value of federal military installations located in the

1 state;

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

4 c. Defense strategies and incentive programs that other
5 states are using to maintain, expand, and attract new defense
6 contractors;

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

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

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

16 (8) Prepare a biennial strategic plan that:

17 (a) Fosters the enhancement of military value of the
18 contributions of Missouri military installations to national
19 defense strategies;

20 (b) Considers all current and anticipated base realignment
21 and closure criteria; and

22 (c) Develops strategies to protect the state's existing
23 military missions and positions the state to be competitive for
24 new and expanded military missions;

25 (9) Encourage economic development in this state by
26 fostering the development of industries related to defense
27 affairs.

28 7. The commission shall prepare and present an annual

1 report to the governor and the general assembly by December
2 thirty-first of each year.

3 8. The department of economic development shall furnish
4 administrative support and staff for the effective operation of
5 the commission.

6 91.640. 1. In addition to the powers which it may now
7 have, any municipality as herein defined shall have power, under
8 sections 91.620 to 91.770

9 (1) To lease as herein provided, to acquire by gift,
10 purchase or the exercise of the right of eminent domain, to
11 construct, to reconstruct, to improve, to better, and to extend
12 any undertaking, wholly within, or wholly without the
13 municipality, or partially within and partially without the
14 municipality, and to acquire by gift, purchase or the exercise of
15 the right of eminent domain, lands, easements, rights in lands
16 and water rights in connection therewith;

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

20 (3) To prescribe, revise and collect rates, fees, tolls or
21 charges subject to rules and regulations of public service
22 commission of state of Missouri for the services, facilities or
23 commodities furnished by such undertaking, and in anticipation of
24 the collection of the revenues of such undertaking, to issue
25 revenue bonds, to finance in whole or in part the cost of the
26 acquisition, construction, reconstruction, improvement,
27 betterment or extension of any undertaking;

28 (4) To pledge to the punctual payment of said bonds and

1 interest thereon all or any part of the revenues of such
2 undertaking (including the revenues of improvements, betterments
3 or extensions thereto thereafter constructed or acquired, as well
4 as the revenues of existing systems, plants, works,
5 instrumentalities, and properties of the undertaking so improved,
6 bettered or extended) or of any part of such undertaking; subject
7 to any outstanding obligation existing against such systems,
8 plants; and

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

26 2. For the purpose of constructing, managing and operating
27 the undertakings herein described there is hereby created a
28 "board of public works". This board shall consist of five

1 members, who shall be qualified voters and resident taxpayers of
2 such municipality. The mayor or presiding officer of such
3 municipality shall be a member of this board. The other four
4 members shall be appointed by the mayor or presiding officer of
5 the municipality, by and with the consent and approval of the
6 majority of the governing body. The term of office of the
7 members appointed shall be four years, except the terms of two
8 members of the first board appointed shall be for two years. The
9 officer making the appointment shall designate which members
10 shall be appointed for two years and which shall be for four
11 years. Vacancies shall be filled for an unexpired term in the
12 same manner as the original appointment. The board shall
13 organize when new members are appointed to it. It shall select a
14 chairman, vice chairman, secretary and treasurer. The board of
15 public works shall operate, manage and control such undertakings,
16 and in the performance of this duty may employ such persons and
17 expend such sums as are necessary to properly perform same, which
18 funds shall be appropriated and allowed by the governing body out
19 of the earnings of the undertaking. This board shall require any
20 person who has custody of any moneys or properties of the
21 district to furnish bond executed by a responsible bonding
22 company, for the faithful performance of his or her duties as
23 prescribed by the board of public works and for the faithful
24 accounting of all moneys or property which may come into his
25 custody or possession by virtue of such employment or
26 appointment. The board of public works shall be allowed such a
27 salary for their services as the governing body may determine not
28 in excess of one hundred dollars per month for each member and

1 for their actual expenses incurred in performing their duties
2 under sections 91.620 to 91.770 they shall be paid out of the
3 revenue of the undertaking formed herein. The members of the
4 board of public works may be removed for cause after a public
5 hearing by the governing body. The board of public works shall
6 make such report to the governing body and at such times as may
7 be required by the governing body, and shall have the power to
8 establish bylaws, rules and regulations for its own government.
9 The board of public works, in respect to all matter of custody,
10 operation, administration and maintenance of such work shall have
11 all the powers and perform all the duties herein provided for,
12 not specifically delegated to the governing body.

13 3. The government is hereby authorized to construct any
14 undertaking within a defense area, to acquire by purchase, lease,
15 gift, exchange or the exercise of eminent domain, lands,
16 easements, rights of lands and water rights in connection
17 therewith and to maintain and operate such undertakings. Any
18 municipality is hereby authorized to lease from the government or
19 to enter into an agreement to operate for and in behalf of the
20 government any undertaking constructed by the government.

21 143.1015. 1. In each taxable year beginning on or after
22 January 1, 2011, each individual or corporation entitled to a tax
23 refund in an amount sufficient to make a designation under this
24 section may designate that one dollar or any amount in excess of
25 one dollar on a single return, and two dollars or any amount in
26 excess of two dollars on a combined return, of the refund due be
27 credited to the foster care and adoptive parents recruitment and
28 retention fund as established under section 453.600, hereinafter

1 referred to as the fund. If any individual or corporation that
2 is not entitled to a tax refund in an amount sufficient to make a
3 designation under this section wishes to make a contribution to
4 the fund, such individual or corporation may, by separate check,
5 draft, or other negotiable instrument, send in with the payment
6 of taxes, or may send in separately, that amount, clearly
7 designated for the foster care and adoptive parents recruitment
8 and retention fund, the individual or corporation wishes to
9 contribute. The department of revenue shall deposit such amount
10 to the fund as provided in subsections 2 and 3 of this section.
11 All moneys credited to the fund shall be considered nonstate
12 funds under the provisions of Article IV, Section 15 of the
13 Missouri Constitution.

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

17 3. The director of revenue shall deposit at least monthly
18 all contributions designated by corporations under this section,
19 less an amount sufficient to cover the costs of collection and
20 handling by the department of revenue, to the state treasury for
21 deposit to the fund.

22 4. A contribution designated under this section shall only
23 be deposited in the fund after all other claims against the
24 refund from which such contribution is to be made have been
25 satisfied.

26 5. Moneys deposited in the fund shall be distributed by the
27 department of social services in accordance with the provisions
28 of this section and section 453.600.

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

2 (1) The provisions of the new program authorized under this
3 section shall automatically sunset six years after August 28,
4 2011, unless reauthorized by an act of the general assembly; and

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

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

11 186.007. There is created in the department of economic
12 development a "Missouri Women's Council" which shall consist of
13 [~~fifteen~~] thirteen members. [~~Eleven~~] Nine of the members shall
14 be appointed by the governor, of which no more than [~~six~~] five of
15 the [~~eleven~~] nine members may be of the same political party as
16 the governor appointing such members, with the advice and consent
17 of the senate, and shall be representative of a cross section of
18 the citizenry. [~~Four members shall be appointed for one year,~~
19 ~~four for two years, and three for three years. Their successors]~~
20 Council members shall serve terms of [~~three~~] four years, and may
21 be reappointed. The remaining four vacancies on the council
22 shall be filled by the general assembly. Two representatives and
23 two senators shall be appointed by their respective bodies in the
24 same manner as members of standing committees are appointed.
25 [~~The governor shall designate one of the members as chairman.~~]
26 The council shall annually elect a chair and vice-chair. In the
27 event of a vacancy in a term of office through death, resignation
28 or otherwise, the governor shall appoint a person to serve the

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

6 189.015. The chief fiscal officer of:

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

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

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

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

21
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.

21 324.177. 1. There is hereby established an "Advisory
22 Commission for Clinical Perfusionists" which shall guide, advise
23 and make recommendations to the board. The commission shall
24 approve the examination required by section 324.133 and shall
25 assist the board in carrying out the provisions of sections
26 324.125 to 324.183.

27 2. The advisory commission shall consist of five
28 perfusionist members and two public members which shall be

1 appointed by the [governor with the advice and consent of the
2 senate] director of the division of professional registration.

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

1 in either the provision of the professional services regulated by
2 sections 324.125 to 324.183, or an activity or organization
3 directly related to any profession licensed or regulated by
4 sections 324.125 to 324.183.

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

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

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

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

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

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

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

27 324.180. Not later than thirty days after the [governor]
28 director of the division of professional registration appoints

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

8 324.406. 1. There is hereby created within the division of
9 professional registration a council to be known as the "Interior
10 Design Council". The council shall consist of four interior
11 designers and one public member appointed by the [governor with
12 the advice and consent of the senate] director of the division.
13 The [governor] director shall give due consideration to the
14 recommendations by state organizations of the interior design
15 profession for the appointment of the interior design members to
16 the council. Council members shall be appointed to serve a term
17 of four years; except that of the members first appointed, one
18 interior design member and the public member shall be appointed
19 for terms of four years, one member shall be appointed for a term
20 of three years, one member shall be appointed for a term of two
21 years and one member shall be appointed for a term of one year.
22 No member of the council shall serve more than two terms.

23 2. Each council member, other than the public member, shall
24 be a citizen of the United States, a resident of the state of
25 Missouri for at least one year, meet the qualifications for
26 professional registration, practice interior design as the
27 person's principal livelihood and, except for the first members
28 appointed, be registered pursuant to sections 324.400 to 324.439

1 as an interior designer.

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

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

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

27 6. The council shall meet at least twice each year and
28 guide, advise, and make recommendations to the division on

1 matters within the scope of sections 324.400 to 324.439. The
2 organization of the council shall be established by the members
3 of the council.

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

11 324.409. 1. To be a registered interior designer, a
12 person:

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

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

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

27 (c) Is a graduate of a two-year interior design program
28 from an accredited institution and has completed at least four

1 years of diversified and appropriate interior design experience;
2 or

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

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

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

19 324.412. [1.] The division shall:

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

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

25 2. The council shall:];

26 [(1)] (3) Recommend prosecution for violations of sections
27 324.400 to 324.439 to the appropriate prosecuting or circuit
28 attorney;

1 [(2)] (4) Promulgate such rules and regulations as are
2 necessary to administer the provisions of sections 324.400 to
3 324.439. Any rule or portion of a rule, as that term is defined
4 in section 536.010, that is promulgated to administer and enforce
5 sections 324.400 to 324.439, shall become effective only if the
6 agency has fully complied with all of the requirements of chapter
7 536, including but not limited to, section 536.028, if
8 applicable, after August 28, 1998. If the provisions of section
9 536.028 apply, the provisions of this section are nonseverable
10 and if any of the powers vested with the general assembly
11 pursuant to section 536.028 to review, to delay the effective
12 date, or to disapprove and annul a rule or portion of a rule are
13 held unconstitutional or invalid, the purported grant of
14 rulemaking authority and any rule so proposed and contained in
15 the order of rulemaking shall be invalid and void, except that
16 nothing in this section shall affect the validity of any rule
17 adopted and promulgated prior to August 28, 1998.

18 324.415. Applications for registration as a registered
19 interior designer shall be typewritten on forms prescribed by the
20 [council] division and furnished to the applicant. The
21 application shall contain the applicant's statements showing the
22 applicant's education, experience, results of previous interior
23 design certification, registration or licensing examinations, if
24 any, and such other pertinent information as the [council]
25 division may require, or architect's registration number and such
26 other pertinent information as the [council] division may
27 require. Each application shall contain a statement that is made
28 under oath or affirmation and that the representations are true

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

5 324.421. The [council] division shall register without
6 examination any interior designer certified, licensed or
7 registered in another state or territory of the United States or
8 foreign country if the applicant has qualifications which are at
9 least equivalent to the requirements for registration as a
10 registered interior designer in this state and such applicant
11 pays the required fees.

12 324.424. 1. The [council] division shall set the amount of
13 the fees authorized by sections 324.400 to 324.439 by rules and
14 regulations. The fees shall be set at a level to produce revenue
15 which shall not substantially exceed the cost and expense of
16 administering sections 324.400 to 324.439. All fees required
17 pursuant to sections 324.400 to 324.439 shall be paid to and
18 collected by the division of professional registration and
19 transmitted to the department of revenue for deposit in the state
20 treasury to the credit of the "Interior Designer Council Fund",
21 which is hereby created.

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

1 appropriations to the council for the preceding fiscal year.

2 324.427. It is unlawful for any person to advertise or
3 indicate to the public that the person is a registered interior
4 designer in this state, unless such person is registered as a
5 registered interior designer by the [council] division and is in
6 good standing pursuant to sections 324.400 to 324.439.

7 324.430. No person may use the designation registered
8 interior designer in Missouri, unless the [council] division has
9 issued a current certificate of registration certifying that the
10 person has been duly registered as a registered interior designer
11 in Missouri and unless such registration has been renewed or
12 reinstated as provided in section 324.418.

13 324.436. 1. The [council] division may refuse to issue any
14 certificate required pursuant to sections 324.400 to 324.439, or
15 renew or reinstate any such certificate, for any one or any
16 combination of the reasons stated in subsection 2 of this
17 section. The [council] division shall notify the applicant in
18 writing of the reasons for the refusal and shall advise the
19 applicant of the person's right to file a complaint with the
20 administrative hearing commission as provided in chapter 621.

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

27 (1) The person has been finally adjudicated and found
28 guilty, or entered a plea of guilty or nolo contendere, in a

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

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

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

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

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

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

26 (7) Disciplinary action against the holder of a certificate
27 of registration or other right to perform the profession
28 regulated by sections 324.400 to 324.439 granted by another

1 state, territory, federal agency or country upon grounds for
2 which revocation or suspension is authorized in this state;

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

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

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

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

21 324.478. 1. There is hereby created within the division of
22 professional registration a committee to be known as the
23 "Missouri Acupuncturist Advisory Committee". The committee shall
24 consist of five members, all of whom shall be citizens of the
25 United States and registered voters of the state of Missouri.
26 The [governor] director of the division of professional
27 registration shall appoint the members of the committee [with the
28 advice and consent of the senate] for terms of four years; except

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

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

27 3. The public member of the committee shall not be and
28 never has been a member of any profession regulated by the

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

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

15 5. The acupuncturist advisory committee shall:

16 (1) Review all applications for licensure;

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

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

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

28 (5) [Recommend for prosecution violations of sections

1 324.475 to 324.499 to an appropriate prosecuting or circuit
2 attorney;

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

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.

3 633.200. 1. For purposes of this section, the term "autism
4 spectrum disorder" shall be defined as in standard diagnostic
5 criteria for pervasive developmental disorder, to include
6 autistic disorder; Asperger's syndrome; pervasive developmental
7 disorder-not otherwise specified; childhood disintegrative
8 disorder; and Rett's syndrome.

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

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

24 (1) Four members of the general assembly, with two members
25 from the senate and two members from the house of
26 representatives. The president pro tem of the senate shall
27 appoint one member from the senate and the minority leader of the
28 senate shall appoint one member from the senate. The speaker of

1 the house shall appoint one member from the house of
2 representatives and the minority leader of the house shall
3 appoint one member from the house of representatives;

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

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

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

10 (5) The director of the department of public safety, or his
11 or her designee;

12 (6) The commissioner of the department of higher education,
13 or his or her designee;

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

16 (8) The director of the department of insurance, financial
17 institutions and professional registration, or his or her
18 designee;

19 (9) Two representatives from different institutions of
20 higher learning located in Missouri;

21 (10) An individual employed as a director of special
22 education at a school district located in Missouri;

23 (11) A speech and language pathologist;

24 (12) A diagnostician;

25 (13) A mental health provider;

26 (14) A primary care physician;

27 (15) Two parents of individuals with autism spectrum
28 disorder, including one parent of an individual under the age of

1 eighteen and one parent of an individual over the age of
2 eighteen;

3 (16) Two individuals with autism spectrum disorder;

4 (17) A representative from an independent private provider
5 or nonprofit provider or organization;

6 (18) A member of a county developmental disability board.
7

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

23 4. The members of the commission shall consist of a broad
24 representation of Missouri citizens, both urban and rural, who
25 are concerned with the health and quality of life for individuals
26 with autism spectrum disorder.

27 5. The commission shall make recommendations for developing
28 a comprehensive statewide plan for an integrated system of

1 training, treatment, and services for individuals of all ages
2 with autism spectrum disorder. By July 1, 2009, the commission
3 shall issue preliminary findings and recommendations to the
4 general assembly.

5 6. In preparing the state plan, the commission shall
6 specifically perform the following responsibilities and report on
7 them accordingly, in conjunction with state agencies and the
8 office of autism services:

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

14 (a) Determine the need for the creation of additional
15 centers for diagnostic excellence in designated sectors of the
16 state, which could provide clinical services, including
17 assessment, diagnoses, and treatment of patients;

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

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

25 (d) Develop recommendations for expanding these services in
26 conjunction with hospitals after considering the resources that
27 exist in terms of specialty clinics and hospitals, and hospital
28 inpatient care capabilities;

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

4 (3) Develop a recommendation for enlisting appropriate
5 universities and colleges to ensure support and collaboration in
6 developing certification or degree programs for students
7 specializing in autism spectrum disorder intervention. This may
8 include degree programs in education, special education, social
9 work, and psychology; and

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

12 (a) Provide recommendations regarding training programs and
13 the content of training programs being developed;

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

17 (c) Participate in recommending a panel of qualified
18 professionals and experts to review existing models of
19 evidence-based educational practices for adaptation specific to
20 Missouri;

21 (d) Examine the barriers to accurate information of the
22 prevalence of individuals with autism spectrum disorder across
23 the state and recommend a process for accurate reporting of
24 demographic data;

25 (e) Explore the need for the creation of interagency
26 councils and evaluation of current councils to ensure a
27 comprehensive, coordinated system of care for all individuals
28 with autism spectrum disorder;

1 (f) Study or explore other developmental delay disorders
2 and genetic conditions known to be associated with autism,
3 including fragile X syndrome; Sotos syndrome; Angelman syndrome;
4 and tuberous sclerosis.

5 701.040. 1. The department of health and senior services
6 shall:

7 (1) Develop by September 1, 1995, a state standard for the
8 location, size of sewage tanks and length of lateral lines based
9 on the percolation or permeability rate of the soil,
10 construction, installation, and operation of on-site sewage
11 disposal systems. Advice from the department of natural
12 resources shall be considered. City or county governments may
13 adopt, by order or ordinance, the state standard in accordance
14 with the provisions of sections 701.025 to 701.059. In any
15 jurisdiction where a city or county has not adopted the state
16 standard, the department of health and senior services shall
17 enforce the state standard until such time as the city or county
18 adopts the standard;

19 (2) Define by rule a list of those persons who are
20 qualified to perform the percolation tests or soils morphology
21 tests required by the state standard. The list shall include the
22 following:

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

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

27 (c) Sanitarians meeting standards defined by the
28 department;

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

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

6 (3) Develop in accordance with sections 701.053 to 701.055
7 a voluntary registration program for on-site sewage disposal
8 system contractors. Approved county programs shall implement the
9 contractor registration program. In any area where a county has
10 not adopted, by order or ordinance, the contractor registration
11 program, the department shall implement the program until such
12 time as the county adopts the registration program;

13 (4) Establish an education training program specifically
14 developed for contractors and city and county employees.
15 Contractors may be taught and allowed to perform percolation
16 tests. Reasonable fees may be charged of the participants to
17 cover the cost of the training and shall be deposited in the
18 public health services fund created in section 192.900. The
19 department shall provide, as a part of the education training
20 program, an installation manual for on-site sewage disposal
21 systems. The manual shall also be made available, at the cost of
22 publication and distribution, to persons not participating in the
23 education and training program;

24 (5) Periodically review, but not more than annually, any
25 county's or city's ordinance or order and enforcement record to
26 assure that the state standard is being consistently and
27 appropriately enforced. In its review the department shall
28 assess the timeliness of the county's or city's inspections of

1 on-site sewage systems, and county or city enforcement may be
2 terminated if the department determines that the county or city
3 is unable to provide prompt inspections. If the department
4 determines that the standard is not being consistently or
5 appropriately enforced in any city or county, the department
6 shall notify the county or city of the department's intent to
7 enforce the standard in that jurisdiction and after thirty days'
8 notice hold a public hearing in such county or city to make a
9 determination as to whether the state shall enforce the state
10 standard. Any city or county aggrieved by a decision of the
11 department may appeal a decision of the department to the state
12 board of health and senior services established under section
13 191.400. Any city or county aggrieved by a decision of the state
14 board of health and senior services may appeal that decision to
15 the administrative hearing commission in the manner provided in
16 section 621.120; and

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

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

21 701.353. 1. There is hereby established an "Elevator
22 Safety Board" to be composed of eleven members, one of whom shall
23 be the director of the department of public safety. The
24 remaining ten members of the board shall be appointed by the
25 governor with the advice and consent of the senate. Each member
26 appointed by the governor shall be appointed for a term of five
27 years or until his successor is appointed. The governor shall
28 fill any vacancy on the board for the remainder of the unexpired

1 term with a representative of the same interest as that of the
2 member whose term is vacant. No more than six members of the
3 board, who are not employees of state or local government, shall
4 be members of the same political party.

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

19 3. The director of the department shall call the first
20 meeting of the board within sixty days after all members have
21 been appointed and qualified. The members from among their
22 membership shall elect a chairman. After the initial meeting the
23 members shall meet at the call of the chairman, but shall meet at
24 least four times per year. Six members of the board shall
25 constitute a quorum.

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

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

3 2. The "Task Force on the Prevention of Sexual
4 Abuse of Children" is hereby created to study the issue
5 of sexual abuse of children. The task force shall
6 consist of all of the following members:

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

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

11 (3) One member of the general assembly appointed
12 by the speaker of the house of representatives;

13 (4) One member of the general assembly appointed
14 by the minority leader of the house of representatives;

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

17 (6) The commissioner of education or his or her
18 designee;

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

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

23 (9) A representative representing law enforcement
24 appointed by the governor;

25 (10) Three active teachers employed in Missouri
26 appointed by the governor;

27 (11) A representative of an organization involved
28 in forensic investigation relating to child abuse in
29 this state appointed by the governor;

30 (12) A school superintendent appointed by the
31 governor;

32 (13) A representative of the state domestic
33 violence coalition appointed by the governor;

34 (14) A representative from the juvenile and
35 family court appointed by the governor;

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

38 (16) An at-large member appointed by the
39 governor.

40 3. Members of the task force shall be individuals
41 who are actively involved in the fields of the
42 prevention of child abuse and neglect and child
43 welfare. The appointment of members shall reflect the
44 geographic diversity of the state.

45 4. The task force shall elect a presiding officer
46 by a majority vote of the membership of the task force.
47 The task force shall meet at the call of the presiding
48 officer.

49 5. The task force shall make recommendations for
50 reducing child sexual abuse in Missouri. In making
51 those recommendations, the task force shall:

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

3 (2) Receive reports and testimony from
4 individuals, state and local agencies, community-based
5 organizations, and other public and private
6 organizations; and

7 (3) Create goals for state policy that would
8 prevent child sexual abuse.

9 6. The recommendations may include proposals for
10 specific statutory changes and methods to foster
11 cooperation among state agencies and between the state
12 and local government.

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

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

23 9. Beginning January 1, 2014, the department of
24 elementary and secondary education, in collaboration
25 with the task force, shall make yearly reports to the
26 general assembly on the department's progress in
27 preventing child sexual abuse.]
28

29 [160.2110. 1. The task force on the prevention
30 of sexual abuse of children established in section
31 160.2100 may adopt and implement a policy addressing
32 sexual abuse of children that may include:

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

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

37 (3) Educational information to parents or
38 guardians provided in the school handbook on the
39 warning signs of a child being abused, along with any
40 needed assistance, referral, or resource information;

41 (4) Available counseling and resources for
42 students affected by sexual abuse; and

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

45 2. Any policy adopted may address without
46 limitation:

47 (1) Methods for increasing teacher, student, and
48 parent awareness of issues regarding sexual abuse of
49 children, including knowledge of likely warning signs
50 indicating that a child may be a victim of sexual
51 abuse;

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

4 (3) Available counseling options for students
5 affected by sexual abuse.]
6

7 [192.240. 1. There is created a "State Hospital
8 Advisory Council" of ten members who shall be appointed
9 by the governor by and with the consent of the senate.

10 2. The advisory council shall be composed of
11 citizens who have resided in this state not less than
12 five years immediately prior to their appointment and
13 shall include two members representing nongovernmental
14 organizations or groups, two members representing state
15 governmental agencies concerned with the operation,
16 construction or utilization of hospital or other
17 facilities for the diagnosis, prevention or treatment
18 of illness or disease or for the provision of
19 rehabilitation services, one member particularly
20 concerned with the education or training of health
21 professions personnel and five members who are
22 representatives of consumers familiar with the need for
23 the services provided by such facilities.

24 3. Each member of the advisory council shall
25 serve for a term of two years from and after his
26 appointment and confirmation.

27 4. The members of the council shall not receive
28 any compensation for their services but shall be
29 reimbursed for actual and necessary travel and
30 subsistence expenses incurred when acting officially as
31 members of the advisory council.

32 5. The state board of health is empowered to
33 consult with the department of health and senior
34 services on the official state plan for construction
35 and modernization of hospitals and other medical
36 facilities, as well as with state agencies and
37 nongovernmental organizations or groups concerned with
38 rehabilitation services.

39 6. The director of the department of health and
40 senior services will approve such applications for
41 federal assistance in the construction and
42 modernization of hospitals and other medical facilities
43 as may be considered advisable after consultation with
44 the state board of health.]
45

46 [192.2030. 1. There is hereby created a "State
47 Board of Senior Services" which shall consist of seven
48 members, who shall be appointed by the governor, by and
49 with the advice and consent of the senate. No member
50 of the state board of senior services shall hold any
51 other office or employment under the state of Missouri

1 other than in a consulting status relevant to the
2 member's professional status, licensure or designation.
3 Not more than four of the members of the state board of
4 senior services shall be from the same political party.

5 2. Each member shall be appointed for a term of
6 four years; except that of the members first appointed,
7 two shall be appointed for a term of one year, two for
8 a term of two years, two for a term of three years and
9 one for a term of four years. The successors of each
10 shall be appointed for full terms of four years. No
11 person may serve on the state board of senior services
12 for more than two terms. The terms of all members
13 shall continue until their successors have been duly
14 appointed and qualified. One of the persons appointed
15 to the state board of senior services shall be a person
16 currently working in the field of gerontology. One of
17 the persons appointed to the state board of senior
18 services shall be a physician with expertise in
19 geriatrics. One of the persons appointed to the state
20 board of senior services shall be a person with
21 expertise in nutrition. One of the persons appointed
22 to the state board of senior services shall be a person
23 with expertise in rehabilitation services of persons
24 with disabilities. One of the persons appointed to the
25 state board of senior services shall be a person with
26 expertise in mental health issues. In making the two
27 remaining appointments, the governor shall give
28 consideration to individuals having a special interest
29 in gerontology or disability-related issues, including
30 senior citizens. Four of the seven members appointed
31 to the state board of senior services shall be members
32 of the governor's advisory council on aging. If a
33 vacancy occurs in the appointed membership, the
34 governor may appoint a member for the remaining portion
35 of the unexpired term created by the vacancy. The
36 members shall receive actual and necessary expenses
37 plus twenty-five dollars per day for each day of actual
38 attendance.

39 3. The board shall elect from among its
40 membership a chairman and a vice chairman, who shall
41 act as chairman in his or her absence. The board shall
42 meet at the call of the chairman. The chairman may
43 call meetings at such times as he or she deems
44 advisable, and shall call a meeting when requested to
45 do so by three or more members of the board.

46 4. The state board of senior services shall
47 advise the department of health and senior services in
48 the:

- 49 (1) Promulgation of rules and regulations by the
50 department of health and senior services;
- 51 (2) Formulation of the budget for the department

1 of health and senior services; and
2 (3) Planning for and operation of the department
3 of health and senior services.】
4

5 [194.409. 1. There is hereby created in the
6 department of natural resources, an "Unmarked Human
7 Burial Consultation Committee", which shall be composed
8 of seven members to be appointed by the governor with
9 the advice and consent of the senate. The members of
10 the committee shall be appointed as follows: the state
11 historic preservation officer, two members who are
12 archaeologists or skeletal analysts, two native
13 Americans who are members of an Indian tribe recognized
14 by the United States of America, one member who is a
15 non-Indian minority, and one non-Indian, non-minority
16 member who is neither a professional archaeologist nor
17 a skeletal analyst. Members of the committee shall be
18 residents of the state of Missouri.

19 2. The state historic preservation officer shall
20 be chairman of the committee and shall serve a term
21 which is contemporaneous with his employment as
22 director of the department of natural resources. The
23 terms of all other members of the committee shall be
24 three years.

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

28 4. The members of the committee shall serve
29 voluntarily and shall not receive compensation for
30 membership on the committee, except that they shall be
31 eligible to receive reimbursement for transportation
32 expenses as provided for through the budget approved
33 for the office of the state historic preservation
34 officer.

35 5. All actions and decisions of the state
36 historic preservation officer and the unmarked human
37 burial consultation committee shall be in conformity
38 with the provisions of the federal National Historic
39 Preservation Act of 1966, as amended.】
40

41 [208.197. 1. The "Professional Services Payment
42 Committee" is hereby established within the MO
43 HealthNet division to develop and oversee the
44 pay-for-performance payment program guidelines under
45 section 208.153. The members of the committee shall be
46 appointed by the governor no later than December 31,
47 2007, and shall be subject to the advice and consent of
48 the senate. The committee shall be composed of
49 eighteen members, geographically balanced, including
50 nine physicians licensed to practice in this state, two
51 patient advocates and the attorney general, or his or

1 her designee. The remaining members shall be persons
2 actively engaged in hospital administration, nursing
3 home administration, dentistry, and pharmaceuticals.
4 The members of the committee shall receive no
5 compensation for their services other than expenses
6 actually incurred in the performance of their official
7 duties.

8 2. The MO HealthNet division shall maintain the
9 pay-for-performance payment program in a manner that
10 ensures quality of care, fosters the relationship
11 between the patient and the provider, uses accurate
12 data and evidence-based measures, does not discourage
13 providers from caring for patients with complex or
14 high-risk conditions, and provides fair and equitable
15 program incentives.]
16

17 [217.900. 1. There is hereby established the
18 "Missouri State Penitentiary Redevelopment Commission".

19 2. The commission shall consist of ten
20 commissioners who shall be qualified voters of the
21 state of Missouri. Three commissioners, no more than
22 two of whom shall belong to the same political party,
23 shall be residents of Jefferson City and shall be
24 appointed by the mayor of that city with the advice and
25 consent of the governing body of that city; three
26 commissioners, no more than two of whom shall belong to
27 the same political party, shall be residents of Cole
28 County but not of Jefferson City and shall be appointed
29 by the county commission; and four commissioners, no
30 more than three of whom shall belong to the same
31 political party, none of whom shall be residents of
32 Cole County or of Jefferson City, shall be appointed by
33 the governor with the advice and consent of the senate.
34 The governor shall appoint one of the commissioners who
35 is not a resident of Cole County or Jefferson City to
36 be the chair of the commission. No elected official of
37 the state of Missouri or of any city or county in this
38 state shall be appointed to the commission.]
39

40 [217.903. The commissioners shall serve for terms
41 of three years, except that the first person appointed
42 by each the mayor, the county commission and the
43 governor shall serve for two years and the second
44 person appointed by the governor shall serve for four
45 years. Each commissioner shall hold office until a
46 successor has been appointed and qualified. In the
47 event a vacancy exists or in the event a commissioner's
48 term expires, a successor commissioner shall be
49 appointed by whomever appointed the commissioner who
50 initially held the vacant positions and if no person is
51 so selected within sixty days of the creation of the

1 vacancy, the unexpired term of such commissioner may be
2 filled by a majority vote of the remainder of the
3 commissioners, provided such successor commissioner
4 shall meet the requirements set forth by sections
5 217.900 to 217.910. Pending any such appointment to
6 fill any vacancy, the remaining commissioners may
7 conduct commission business. Commissioners shall serve
8 without compensation but shall be entitled to
9 reimbursement from the Missouri state penitentiary
10 redevelopment commission fund established in subsection
11 1 of section 217.910 for expenses incurred in
12 conducting the commission's business.]

13
14 [217.905. 1. The commission shall have the
15 following powers:

16 (1) To acquire title to the property historically
17 utilized as the Missouri state penitentiary and to
18 acquire by gift or bequest from public or private
19 sources property adjacent thereto and necessary or
20 appropriate to the successful redevelopment of the
21 Missouri state penitentiary property;

22 (2) To lease or sell real property to developers
23 who will utilize the property consistent with the
24 master plan for the property and to hold proceeds from
25 such transactions outside the state treasury;

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

28 (4) To hire employees necessary to perform the
29 commission's work;

30 (5) To contract and to be contracted with,
31 including, but without limitation, the authority to
32 enter into contracts with cities, counties and other
33 political subdivisions, agencies of the state of
34 Missouri and public agencies pursuant to sections
35 70.210 to 70.325 and otherwise, and to enter into
36 contracts with other entities, in connection with the
37 acquisition by gift or bequest and in connection with
38 the planning, construction, financing, leasing,
39 subleasing, operation and maintenance of any real
40 property or facility and for any other lawful purpose,
41 and to sue and to be sued;

42 (6) To receive for its lawful activities
43 contributions or moneys appropriated or otherwise
44 designated for payment to the authority by
45 municipalities, counties, state or other political
46 subdivisions or public agencies or by the federal
47 government or any agency or officer thereof or from any
48 other sources and to apply for grants and other funding
49 and deposit those funds in the Missouri state
50 penitentiary redevelopment fund;

51 (7) To disburse funds for its lawful activities

1 and fix salaries and wages of its employees;

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

5 (9) To borrow money for the acquisition,
6 construction, equipping, operation, maintenance,
7 repair, remediation or improvement of any facility or
8 real property to which the commission holds title and
9 for any other proper purpose, and to issue negotiable
10 notes, bonds and other instruments in writing as
11 evidence of sums borrowed;

12 (10) To perform all other necessary and
13 incidental functions, and to exercise such additional
14 powers as shall be conferred by the general assembly;
15 and

16 (11) To purchase insurance, including
17 self-insurance, of any property or operations of the
18 commission or its members, directors, officers and
19 employees, against any risk or hazard, and to indemnify
20 its members, agents, independent contractors,
21 directors, officers and employees against any risk or
22 hazard. The commission is specifically authorized to
23 purchase insurance from the Missouri public entity risk
24 management fund and is hereby determined to be a public
25 entity as defined in section 537.700.

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

28 3. The Missouri state penitentiary redevelopment
29 commission is a state commission for purposes of
30 section 105.711 and all members of the commission shall
31 be entitled to coverage under the state legal expense
32 fund.]

33
34 [217.907. The income of the commission and all
35 properties any time owned by the authority shall be
36 exempt from all taxation in the state of Missouri.]

37
38 [217.910. 1. There is hereby created in the
39 state treasury the "Missouri State Penitentiary
40 Redevelopment Commission Fund", which shall consist of
41 money collected pursuant to sections 217.900 to
42 217.910. The fund shall be administered by the
43 Missouri state penitentiary redevelopment commission.
44 Money in the fund shall be used solely for the purposes
45 of the Missouri state penitentiary redevelopment
46 commission.

47 2. Notwithstanding the provisions of section
48 33.080, no portion of the fund shall be transferred to
49 the general revenue fund, and any appropriation made to
50 the fund shall not lapse. The state treasurer shall
51 invest moneys in the fund in the same manner as other

1 funds are invested. Interest and moneys earned on such
2 investments shall be credited to the fund.

3 3. Upon the dissolving of the commission, any
4 funds remaining in the Missouri state penitentiary
5 commission fund shall be transferred to the general
6 revenue fund.]
7

8 [253.412. The Missouri advisory council on
9 historic preservation established by executive order
10 81-11, pursuant to the historic preservation act of
11 1966, and the regulations promulgated thereunder, is
12 hereby transferred by a type III transfer to the
13 department of natural resources.]
14

15 [288.475. 1. There is hereby created a "Missouri
16 State Unemployment Council". The council shall consist
17 of nine appointed voting members and two appointed
18 nonvoting members. All appointees shall be persons
19 whose training and experience qualify them to deal with
20 the difficult problems of unemployment compensation,
21 particularly legal, accounting, actuarial, economic,
22 and social aspects of unemployment compensation.

23 (1) Three voting members shall be appointed to
24 the council by the governor. One voting member shall
25 be appointed on account of his or her vocation,
26 employment, or affiliations being classed as
27 representative of employers. One voting member shall
28 be appointed on account of his or her vocation,
29 employment, or affiliations being classed as
30 representative of employees. One voting member shall
31 be appointed to represent the public interest separate
32 from employee or employer representation.

33 (2) Three voting members and one nonvoting member
34 shall be appointed to the council by the speaker of the
35 house of representatives. One voting member shall be
36 appointed on account of his or her vocation,
37 employment, or affiliations being classed as
38 representative of employers that employ twenty or less
39 employees. One voting member shall be appointed on
40 account of his or her vocation, employment, or
41 affiliations being classed as representative of
42 employees. One voting member shall be appointed to
43 represent the public interest separate from employee or
44 employer representation. One nonvoting member shall be
45 appointed from the house of representatives.

46 (3) Three voting members and one nonvoting member
47 shall be appointed to the council by the president pro
48 tem of the senate. One voting member shall be
49 appointed on account of his or her vocation,
50 employment, or affiliations being classed as
51 representative of employers. One voting member shall

1 be appointed on account of his or her vocation,
2 employment, or affiliations being classed as
3 representative of employees. One voting member shall
4 be appointed to represent the public interest separate
5 from employee or employer representation. One nonvoting
6 member shall be appointed from the senate.

7 2. The council shall organize itself and select a
8 chairperson or cochairpersons and other officers from
9 the nine voting members. Six voting members shall
10 constitute a quorum and the council shall act only upon
11 the affirmative vote of at least five of the voting
12 members. The council shall meet no less than four
13 times yearly. Members of the council shall serve
14 without compensation, but are to be reimbursed the
15 amount of actual expenses. Actual expenses shall be
16 paid from the special employment security fund under
17 section 288.310.

18 3. The division shall provide professional and
19 clerical assistance as needed for regularly scheduled
20 meetings.

21 4. Each nonvoting member shall serve for a term
22 of four years or until he or she is no longer a member
23 of the general assembly whichever occurs first. A
24 nonvoting member's term shall be a maximum of four
25 years. Each voting member shall serve for a term of
26 three years. For the initial appointment, the
27 governor-appointed employer representative, the speaker
28 of the house-appointed employee representative, and the
29 president pro tem of the senate-appointed public
30 interest representative shall serve an initial term of
31 one year. For the initial appointment, the
32 governor-appointed employee representative, the speaker
33 of the house-appointed public interest representative,
34 and the president pro tem of the senate-appointed
35 employer representative shall serve an initial term of
36 two years. At the end of a voting member's term he or
37 she may be reappointed; however, he or she shall serve
38 no more than two terms excluding the initial term for a
39 maximum of eight years.

40 5. The council shall advise the division in
41 carrying out the purposes of this chapter. The council
42 shall submit annually by January fifteenth to the
43 governor and the general assembly its recommendations
44 regarding amendments to this chapter, the status of
45 unemployment insurance, the projected maintenance of
46 the solvency of unemployment insurance, and the
47 adequacy of unemployment compensation.

48 6. The council shall present to the division
49 every proposal of the council for changes in this
50 chapter and shall seek the division's concurrence with
51 the proposal. The division shall give careful

1 consideration to every proposal submitted by the
2 council for legislative or administrative action and
3 shall review each legislative proposal for possible
4 incorporation into department of labor and industrial
5 relations' recommendations.

6 7. The council shall have access to only the
7 records of the division that are necessary for the
8 administration of this chapter and to the reasonable
9 services of the employees of the division. It may
10 request the director or any of the employees appointed
11 by the director or any employee subject to this chapter
12 to appear before it and to testify relative to the
13 functioning of this chapter and to other relevant
14 matters. The council may conduct research of its own,
15 make and publish reports, and recommend to the division
16 needed changes in this chapter or in the rules of the
17 division as it considers necessary.

18 8. The council, unless prohibited by a concurrent
19 resolution of the general assembly, shall be authorized
20 to commission an outside study of the solvency,
21 adequacy, and staffing and operational efficiency of
22 the Missouri unemployment system. The study shall be
23 conducted every five years, the first being conducted
24 in fiscal year 2005. The study shall be funded subject
25 to appropriation from the special employment security
26 fund under section 288.310.]
27