SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALY PASSED]
CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 843
99TH GENERAL ASSEMBLY
2018

55418.07T

AN ACT

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


EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.
8.003. 1. The commission shall consist of [eleven] nine persons, as follows: the commissioner of the office of administration; one member of the senate from the majority party, appointed by the president pro tempore of the senate and one member of the senate from the minority party, appointed by the [president pro tempore] minority leader of the senate; one member of the house of representatives from the majority party, appointed by the speaker of the house of representatives and one member of the house of representatives from the minority party, appointed by the [speaker of the house of representatives] minority leader of the house of representatives; one employee of the house of representatives appointed by the speaker of the house of representatives and one employee of the senate appointed by the president pro tempore; and [four] two members appointed by the governor with the advice and consent of the senate. The lieutenant governor shall be an ex officio member of the commission.

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

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

4. The terms of the [four] two members appointed by the governor shall be four years and until their successors are appointed and qualified. Provided, however, that the first term of [three] the first public [members term] member appointed after the effective date of this act shall be for two years, thereafter the [terms] term of all subsequently appointed public members shall be four years. There is no limitation on the number of terms any appointed

member may serve. If a vacancy occurs, the governor may appoint a member for the remaining portion of the unexpired term created by the vacancy. The governor may remove any member appointed by him or her for cause. The members of the commission shall be reimbursed for travel and other expenses actually and necessarily incurred in the performance of their duties by the office of administration.

5. At the first meeting of the commission and at yearly intervals thereafter, the members shall select from among themselves a chairman and a vice chairman.

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

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

8.007. 1. The commission shall:

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

(2) Evaluate and approve capitol studies and improvement, expansion, renovation, and restoration projects [to be paid for with funds appropriated from the state capitol commission fund] including, but not limited to, the "21st-Century State Capitol Restoration Project", which includes, but is not limited to, the development and implementation of a comprehensive master plan for the restoration, protection, risk management, and continuing preservation of the capitol building, grounds, and any annex areas. For purposes of this section, "annex areas" shall mean the building currently occupied by the Missouri department of transportation located at 105 West Capitol Avenue in Jefferson City, if used to house members of the general assembly or legislative support
staff, or any new building constructed for such purposes;

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

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

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

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

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

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

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

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

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

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

2. The "State Capitol Commission Fund" is hereby created in the state treasury. Any moneys received from sources other than appropriation by the general assembly, including from private sources, gifts, donations and grants, shall be credited to the state capitol commission fund and shall be appropriated by the general assembly.
3. The provisions of section 33.080 to the contrary notwithstanding, moneys in the second capitol commission fund shall not be transferred and placed to the credit of the general revenue fund. Moneys in the state capitol commission fund shall not be appropriated for any purpose other than those designated by the commission.

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

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

8.010. 1. The governor, attorney general and lieutenant governor constitute the board of public buildings. The governor is chairman and the lieutenant governor, secretary. The speaker of the house of representatives and the president pro tempore of the senate shall serve as ex officio members of the board but shall not have the power to vote. The board shall constitute a body corporate and politic. Except as provided under section 8.007, the board has general supervision and charge of the public property of the state at the seat of government, including the building located at 105 West Capitol Avenue in Jefferson City, and other duties imposed on it by law.

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

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

8.017. The house chamber, the house committee rooms, the offices of the
members of the house on the third and fourth floors of the state capitol building
and all other rooms and offices of the state capitol building designed for or
assigned [by the board of public buildings] under section 8.007 to the use of the
members and officers of the house, and all furniture, equipment and supplies
therein, are reserved for the exclusive use of the members and officers of the
house of representatives. These rooms, together with the furniture, equipment
and supplies therein, are in direct charge and control of the house accounts
committee. No use of any of said quarters other than by the house of
representatives, its members or officers shall be made except with the written
consent of the representative or officer occupying the office rooms and upon the
order of the accounts committee.

41.1010. 1. There is hereby established the "Missouri Military
Preparedness and Enhancement Commission". The commission shall have as its
purpose the design and implementation of measures intended to protect, retain,
and enhance the present and future mission capabilities at the military posts or
bases within the state. The commission shall consist of [nine] eleven members:
(1) [Five] Seven members to be appointed by the governor;
(2) Two members of the house of representatives, one appointed by the
speaker of the house of representatives, and one appointed by the minority floor
leader;
(3) Two members of the senate, one appointed by the president pro
tempore, and one appointed by the minority floor leader;
(4) The director of the department of economic development or the
director's designee, ex officio;
(5) The chairman of the Missouri veterans' commission or the chairman's
designee, ex officio.
No more than [three of the five] four of the seven members appointed by the
governor shall be of the same political party. To be eligible for appointment by
the governor, a person shall have demonstrated experience in economic
development, the defense industry, military installation operation, environmental
issues, finance, local government, or the use of air space for future military
missions. Appointed members of the commission shall serve three-year terms,
except that of the initial appointments made by the governor, two shall be for
one-year terms, two shall be for two-year terms, and one shall be for a three-year
term. No appointed member of the commission shall serve more than six years
total. A vacancy occurs if a legislative member leaves office for any reason. Any
vacancy on the commission shall be filled in the same manner as the original
appointment.

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

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

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

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

6. The commission shall:

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

(2) Make recommendations regarding:

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

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

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

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

(4) Serve as a clearinghouse for:

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

(b) Information concerning the following:

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

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

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

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

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

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

(8) Prepare a biennial strategic plan that:

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

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

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

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

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

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

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

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

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

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

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

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

2. For the purpose of constructing, managing and operating the
undertakings herein described there is hereby created a "board of public works". This board shall consist of five members, who shall be qualified voters and resident taxpayers of such municipality. The mayor or presiding officer of such municipality shall be a member of this board. The other four members shall be appointed by the mayor or presiding officer of the municipality, by and with the consent and approval of the majority of the governing body. The term of office of the members appointed shall be four years, except the terms of two members of the first board appointed shall be for two years. The officer making the appointment shall designate which members shall be appointed for two years and which shall be for four years. Vacancies shall be filled for an unexpired term in the same manner as the original appointment. The board shall organize when new members are appointed to it. It shall select a chairman, vice chairman, secretary and treasurer. The board of public works shall operate, manage and control such undertakings, and in the performance of this duty may employ such persons and expend such sums as are necessary to properly perform same, which funds shall be appropriated and allowed by the governing body out of the earnings of the undertaking. This board shall require any person who has custody of any moneys or properties of the district to furnish bond executed by a responsible bonding company, for the faithful performance of his or her duties as prescribed by the board of public works and for the faithful accounting of all moneys or property which may come into his custody or possession by virtue of such employment or appointment. The board of public works shall be allowed such a salary for their services as the governing body may determine not in excess of one hundred dollars per month for each member and for their actual expenses incurred in performing their duties under sections 91.620 to 91.770 they shall be paid out of the revenue of the undertaking formed herein. The members of the board of public works may be removed for cause after a public hearing by the governing body. The board of public works shall make such report to the governing body and at such times as may be required by the governing body, and shall have the power to establish bylaws, rules and regulations for its own government. The board of public works, in respect to all matter of custody, operation, administration and maintenance of such work shall have all the powers and perform all the duties herein provided for, not specifically delegated to the governing body.

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

103.008. 1. The general administration and the responsibility for the
proper operation of the plan is vested in a board of trustees of thirteen persons,
as follows: the director of the department of health and senior services, the
director of the department of insurance, financial institutions and professional
registration, the commissioner of the state office of administration serving ex
officio, one member of the senate from the majority party appointed by the
president pro tem of the senate and one member of the senate from the minority
directors appointed by the president pro tem of the senate with the concurrence of
the minority floor leader of the senate, one member of the house of
representatives from the majority party appointed by the speaker of the house of
representatives and one member of the house of representatives from the minority
party appointed by the speaker of the house of representatives with the
concurrence of the minority floor leader of the house of representatives, two
members of the system who are current employees elected by a
plurality vote of members of the system who are also current employees
for a term of four years, one member of the system who is a retiree
elected by a plurality vote of retired members of the system for a term
of four years, and [six] three members appointed by the governor with the
advice and consent of the senate. Of the [six] three members appointed by the
governor, [three] all shall be citizens of the state of Missouri who are not
members of the plan, but who are familiar with medical issues. [The remaining
three members shall be members of the plan and may be selected from any state
agency or any participating member agency.]

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

109.221. 1. The state shall establish and administer a "State Historical
The state historical records advisory board shall consist of seven members appointed by the governor, with the advice and consent of the senate. Each member shall serve for a term of three years, except for the first members appointed, which shall have four members that serve one year, four members that serve two years and four members that serve three years. Thereafter, each member shall serve three years. The secretary of state or his or her designee shall serve as chairman of the board and as the state historical records coordinator and his vote shall break any tie vote of the board. The executive director of the state historical society of Missouri shall serve as an ex officio member of the board. The board shall meet when called by the chairman, but shall meet at least annually. The board shall adopt written procedures to govern its activities. The board shall report annually to the general assembly on its activities.

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

3. The board shall be the central advisory body for historical records planning and for projects relating to historic records developed and carried out within the state of Missouri. The board may perform duties such as sponsoring and publishing surveys of the conditions and needs of historical records in the state; soliciting or developing proposals for projects to be carried out in the state with the National Historical Publications and Records Commission, hereafter called "commission", financing; reviewing records proposals by institutions in the state and making recommendations from these to the commission; developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission; and reviewing, through reports and otherwise, the operation and progress of records projects in the state.

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

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

6. The secretary of state, as state historical records coordinator, may fund and administer, with the advice of the state historical records advisory board, grant requests for preservation of local records. In carrying out this subsection the secretary of state shall have the power to promulgate necessary rules and regulations. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. Funds retained by the recorder of a county or a city not within a county and deposited in a recorder's fund for records preservation purposes pursuant to subsection 1 of section 59.319 may be used by a recorder of a county or a city not within a county toward any local matching funds requirement for funding pursuant to the grant program authorized by this subsection. A recorder's application for grant funding pursuant to this subsection shall not be penalized in any way because local funds collected pursuant to subsection 1 of section 59.319 are to be used to fund any local matching funds requirement.

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

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

(1) The secretary of state, who shall serve as chair of the board;
(2) [Nine] Eight citizens of Missouri appointed by the secretary of state;
(3) The director or the director's designee of the department of transportation;
(4) The director or the director's designee of the department of conservation;
(5) The director or the director's designee of the department of natural resources;
(6) The director or the director's designee of the department of
agriculture;

(7) The commissioner or the commissioner's designee of the office of administration;

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

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

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

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

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

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

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

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

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

7. The secretary of state shall designate an employee of the secretary of state's office as executive secretary for the board, who shall serve as a nonvoting member and shall maintain the records of the board's activities and decisions and shall be responsible for correspondence between the board and the United States Board on Geographic Names and other agencies.

8. The board shall:

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

(2) Make official recommendations to the United States Board on Geographic Names on behalf of the state of Missouri with respect to each proposal;
(3) Assist and cooperate with the United States Board on Geographic Names in matters relating to names of geographic features and places in Missouri;

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

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

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

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

9. The board may apply for moneys through federal and state grant programs to sponsor and publish surveys of the condition and needs of geographic records in the state of Missouri and to solicit or develop proposals for projects to be carried out in the state for preservation of geographic records and publications.

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

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

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

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

5. The director with advice of the board of record control shall issue directives to guide local officials on the destruction of local records and nonrecord materials.
143.1015. 1. In each taxable year beginning on or after January 1, 2011, each individual or corporation entitled to a tax refund in an amount sufficient to make a designation under this section may designate that one dollar or any amount in excess of one dollar on a single return, and two dollars or any amount in excess of two dollars on a combined return, of the refund due be credited to the foster care and adoptive parents recruitment and retention fund as established under section 453.600, hereinafter referred to as the fund. If any individual or corporation that is not entitled to a tax refund in an amount sufficient to make a designation under this section wishes to make a contribution to the fund, such individual or corporation may, by separate check, draft, or other negotiable instrument, send in with the payment of taxes, or may send in separately, that amount, clearly designated for the foster care and adoptive parents recruitment and retention fund, the individual or corporation wishes to contribute. The department of revenue shall deposit such amount to the fund as provided in subsections 2 and 3 of this section. All moneys credited to the fund shall be considered nonstate funds under the provisions of Article IV, Section 15 of the Missouri Constitution.

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

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

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

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

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

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

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the]
reauthorization of this section; and
(3) This section shall terminate on December thirty-first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

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

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

3. The members of the secretary's council on library development shall be appointed by the secretary of state, to include members of the house of representatives, members of the senate, representatives of the public and of libraries, trustees of Missouri libraries, and users of the state libraries, as well as members of the house of representatives, members of the senate, and the state librarian, who shall serve as ex-officio members of the council.

186.007. There is created in the department of economic development a "Missouri Women's Council" which shall consist of members. Eleven of the members shall be appointed by the governor, of which no more than [six] five of the [eleven] nine members may be of the same political party as the governor appointing such members, with the advice and consent of the senate, and shall be representative of a cross section of the citizenry. [Four members shall be appointed for one year, four for two years, and three for three years. Their successors] Council members shall serve terms of [three] four years, and may be reappointed. The remaining four vacancies on the council shall be filled by the general assembly. Two representatives and two senators shall be appointed by their respective bodies in the same manner as members of standing committees are appointed. [The governor shall designate one of the members as chairman.] The council shall annually elect a chair and vice-chair. In the event of a vacancy in a term of office through death, resignation or otherwise, the governor shall appoint a person to serve the unexpired portion of the term of a member appointed by the governor. The unexpired council terms of any senator or representative unable or unwilling to serve shall be filled by their respective bodies in the same manner as vacancies
189.015. The chief fiscal officer of:

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

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

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

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

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

189.025. The director shall promptly propose such allocations in the statements which he shall determine to be reasonably necessary to conform to the provisions of sections 189.010 to 189.085 and which are within the limits of the budget recommendations. He shall, thereupon, determine the local public hospital tax effort for patient care for the fiscal year. He shall report this amount to the state board of health and senior services and the chief fiscal officers of the city, county, corporation, or district, accompanied by the proposed allocations.

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

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

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

2. Each member shall be appointed for a term of four years; except that of the members first appointed, two shall be appointed for a term of one year, two for a term of two years, two for a term of three years, and [one] three for a term of four years. The successors of each shall be appointed for full terms of four years. No person may serve on the state board of health and senior services for more than two terms. The terms of all members shall continue until their successors have been duly appointed and qualified. Three of the persons appointed to the state board of health and senior services shall be persons who are physicians and surgeons licensed by the state board of registration for the healing arts of Missouri, one of whom shall have expertise in geriatrics. One of the persons appointed to the state board of health and senior services shall be a dentist licensed by the Missouri dental board. One of the persons appointed to the state board of health and senior services shall be a [chiropractic physician licensed by the Missouri state board of chiropractic examiners] person with expertise in nutrition. [Two of the persons appointed to the state board of health shall be persons other than those licensed...
by the state board of registration for the healing arts, the Missouri dental board, or the Missouri state board of chiropractic examiners and shall be representative of those persons, professions and businesses which are regulated and supervised by the department of health and senior services and the state board of health.]

In making the four remaining appointments, the governor shall give consideration to individuals having a special interest in public health, disability-related issues, or gerontology, including senior citizens. If a vacancy occurs in the appointed membership, the governor may appoint a member for the remaining portion of the unexpired term created by the vacancy. If the vacancy occurs while the senate is not in session, the governor shall make a temporary appointment subject to the approval of the senate when it next convenes. The members shall receive actual and necessary expenses [plus twenty-five dollars per day for] each day of actual attendance.

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

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

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

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

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

(2) The experience of the applicant in operating similar facilities; and
The applicant's commitment to continue to operate and maintain an umbilical cord blood bank after the expiration of the terms of the contract required by subsection 4 of this section.

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

1. Operate and maintain an umbilical cord blood bank in this state at least until the eighth anniversary of the date of the award of the grant;

2. Gather, collect, and preserve umbilical cord blood only from live births; and

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

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

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

2. The Missouri area health education centers council is hereby established within the department of health and senior services. The council shall consist of twelve members that are residents of Missouri. The members of the council shall include:

1. The director of the department of health and senior services or the director's designee;

2. The commissioner of the department of higher education or the commissioner's designee;

3. Two members of the senate appointed by the president pro tempore of the senate;

4. Two members of the house of representatives appointed by the speaker of the house of representatives; and

5. Six members to be appointed by the governor with the advice and
consent of the senate, four of whom shall represent the federally recognized regional area health education centers and two of whom shall represent the federally recognized higher educational institution program offices. Each representative of the regional area health education centers shall be a member of the governing or advisory board of a regional center and shall be nominated jointly by the chairs of the governing or advisory boards of all such centers. No two representatives shall be members of the same regional center governing or advisory board. Each representative of the federally recognized higher educational institution program offices shall be an employee or faculty of a medical school in which a program office resides and shall be nominated jointly by the deans of all such medical schools. The two program office representatives shall not be employees or faculty of the same medical school.

Members of the council shall be appointed by February 1, 2005. Of the members first appointed to the council, six shall serve a term of four years and six shall serve a term of two years, and thereafter, members shall serve a term of four years. Members shall continue to serve until their successor is duly appointed and qualified. Any vacancy on the council shall be filled in the same manner as the original appointment.

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

4. The area health education centers program shall:

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

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

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

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

5. The Missouri area health education centers council shall report annually to the governor and the general assembly on the status and progress of the Missouri area health education centers program.]
192.005. There is hereby created and established as a department of state
government the "Department of Health and Senior Services". The department of
health and senior services shall supervise and manage all public health functions
and programs. The department shall be governed by the provisions of the
Omnibus State Reorganization Act of 1974, Appendix B, RSMo, unless otherwise
provided in sections 192.005 to 192.014. The division of health of the department
of social services, chapter 191, this chapter, and others, including, but not limited
to, such agencies and functions as the state health planning and development
agency, the crippled children's service, chapter 201, the bureau and the program
for the prevention of developmental disability, the hospital subsidy program,
chapter 189, the state board of health and senior services, section 191.400, the
student loan program, sections 191.500 to 191.550, the family practice residency
program, the licensure and certification of hospitals, chapter 197, the Missouri
chest hospital, sections 199.010 to 199.070, are hereby transferred to the
department of health and senior services by a type I transfer, and the state
cancer center and cancer commission, chapter 200, is hereby transferred to the
department of health and senior services by a type III transfer as such transfers
are defined in section 1 of the Omnibus State Reorganization Act of 1974,
manner and procedures for transfers of state agencies shall apply to the transfers
provided in this section. The division of health of the department of social
services is abolished.

192.014. The state board of health and senior services shall advise the
department of health and senior services in the:

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

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

(3) Planning for and operation of the department of health and senior
services.
192.230. The department of health and senior services shall be empowered and authorized to conduct a complete survey of all of the hospitals, both public and private, and all health centers and units in the state, and to make a public report of such survey and findings, and recommending a state plan for the construction of such additional hospital and health center facilities as may be deemed advisable by the department of health and senior services after consultation with the state board of health, described in section 192.240 and senior services.

192.707. 1. The "Missouri Arthritis Advisory Board" is established within the department of health and senior services, as a continuation of the arthritis advisory board in existence on August 13, 1984. The board shall consist of twenty-five members. The members of the board that are serving on August 13, 1984, shall continue until the expiration of this term. The board shall submit a list of names to the director as recommendations to fill expired terms on the board. The director shall fill each expired membership on the board, each of the appointees to serve for a term of four years and until his successor is appointed and confirmed. Vacancies on the board arising from reasons other than expiration of the member's term shall be filled by the director for the time remaining in the unexpired term.

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

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

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

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

192.710. 1. The "Arthritis Program Review Committee" is hereby created within the department of health and senior services. This committee shall consist
of fifteen members, two from each of the seven regions set forth in section 192.714 and one at-large member. The fourteen regional members shall be nominated to the committee by the board. The one at-large member shall be nominated by the state board of health and senior services. The members of the committee shall include at least one from each of the following categories: rheumatology educators, practicing rheumatologists, primary care practitioners, nurses, allied health professionals, arthritis patients, and members of the general public. Members of the committee shall be appointed by the director in consultation with the board of health and senior services. Of the fifteen initial members, five shall have a two-year term, five shall have a three-year term, and five shall have a four-year term. Thereafter, each member shall serve a four-year term and until his successor is appointed and confirmed. Vacancies on the committee arising from reasons other than expiration of the member's term shall be filled by the director for the time remaining in the unexpired term.

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

3. The committee shall review, make site visits and determine and make recommendations to the board on the merit of regional arthritis center applications. No program or other activity will be recommended for funding by the board without the favorable review of the committee.

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

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

1. "Committee", the unmarked human burial consultation committee
2. "Council", the Missouri advisory council on historic preservation created under section 253.408;
3. "Cultural items", shall include:
   (a) "Associated funerary objects", objects that are reasonably believed to have been placed with individual human remains either at the time of death, or during the death rite or ceremony, or later, and all other items exclusively made for burial purposes including items made to contain human remains;
   (b) "Unassociated funerary objects", objects that are reasonably believed
to have been placed with individual human remains either at the time of death
or during the death rite or ceremony, or later, which can be identified by a
preponderance of the evidence as related to known human remains or an
unmarked human burial site or can be identified as having been removed from
a specific unmarked human burial site;

(3) "General archaeological investigation", refers to:
(a) Excavations performed by professional archaeologists usually
consisting of a structured scientific undertaking comprised of three segments
including field investigations, laboratory analysis, and preparation and
submission of a report of investigation; and
(b) Identification of the presence of human remains in excavated materials
considered to occur at the completion of the laboratory analysis segment of the
studies as above;

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

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

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

(7) "Specific scientific investigations", refers to detailed studies of human
remains by professional archaeologists, anthropologists, osteologists, or
professionals in related disciplines;

(8) "State historic preservation officer", the director of the department of
natural resources;
(9) "Unmarked human burial", any instance where human skeletal remains are discovered or believed to exist, but for which there exists no written historical documentation or grave markers.

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

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

(2) When no direct kin or descendants can be identified or located, but the burial or remains can be shown to have ethnic affinity with living peoples, the state historic preservation officer in consultation with the leaders of the ethnic groups having a relation to the burial or remains shall determine the proper disposition of the remains. But, if the state historic preservation officer determines the burial or remains are scientifically significant, no reinterment shall occur until the burial or remains have been examined by a skeletal analyst designated by the state historic preservation officer. In no event shall reinterment be delayed more than one year;

(3) When the burial or remains cannot be related to any living peoples, the state historic preservation officer, in consultation with the Missouri advisory council on historic preservation, shall determine the proper disposition of the burial or remains. But, if the state historic preservation officer determines the burial or remains are scientifically significant, no reinterment shall occur until the burial or remains have been examined by a skeletal analyst designated by the state historic preservation officer. In no event shall reinterment be delayed more than one year unless otherwise and to the extent determined by the council;

(4) Notwithstanding subdivisions (2) and (3) of this section the state historical preservation officer may seek approval from the Missouri advisory council on historic preservation committee to delay reinterment of the remains for an additional scientific study in a facility chosen by the state historic preservation officer. If the study is approved by the council reinterment shall be delayed for a period as specified by the council.
2. All actions and decisions of the state historic preservation officer and the council shall be in conformity with the provisions of the federal National Historic Preservation Act of 1966, as amended, and the federal Native American Graves Protection and Repatriation Act (NAGPRA).

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

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

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

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

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

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

(6) One representative of the state hospital association;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

4. The subcommittee shall include the following members:

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

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

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

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

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

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

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

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

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

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

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

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

(13) One member representing the home health care profession,
designated by the governor;
(14) One member representing the adult day care profession, designated by the governor;
(15) One member gerontologist, designated by the governor;
(16) Two members representing the aged, blind, and disabled population, not of the same geographic area or demographic group designated by the governor;
(17) The directors of the departments of social services, mental health, and health and senior services, or their designees; and
(18) One member of the house of representatives and one member of the senate serving on the oversight committee, designated by the oversight committee chair.

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

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

209.287. 1. There is hereby established within the Missouri commission for the deaf and hard of hearing a board to be known as the "Board for Certification of Interpreters", which shall be composed of three members. The executive director of the Missouri commission for the deaf and hard of hearing or the director's designee shall be a nonvoting member of the board.

2. The members shall be appointed by the governor with the advice and consent of the senate from a list of recommendations from the commission. The members shall be appointed for terms of three years, except those first appointed whose terms shall be staggered and one member appointed to serve for one year, two members to serve for two years and two members one to serve for three years. No member shall be eligible to serve more than two consecutive terms, except a person appointed to fill a vacancy for a partial term may serve two additional terms. [Two] One of the members appointed shall be deaf, [two] one shall be a certified interpreter, and one shall be deaf or a certified interpreter. The members shall be fluent in American sign language, Pidgin Signed English, oral, tactile sign, or any specialized vocabulary used by
deaf persons. The member shall have a background and knowledge of interpreting and evaluation.

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

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

209.307. Any member of the board or an evaluation team who has a conflict of interest that may have a direct effect on an evaluation shall excuse himself or herself from the evaluation. The remaining members, not consisting of less than three members, shall assess that individual's performance.

210.170. 1. There is hereby created within the office of administration of the state of Missouri the "Children's Trust Fund Board", which shall be composed of seventeen members as follows:

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

(a) Organized labor The philanthropy community;
(b) The business community;
(c) The educational community;
(d) The religious community;
(e) The legal community;
(f) Professional providers of prevention services to families and children;
(g) Volunteers in prevention services A former youth participant in the state foster care system;
(h) Social services;
(i) Health care services; and
(j) Mental health services;

(2) A physician licensed pursuant to chapter 334] A **board certified**
child abuse pediatrician or a SAFE CARE provider, as defined in
section 334.950;

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

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

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

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

3. Any public member of the board may be removed by the governor for
misconduct, incompetency, or neglect of duty after first being given the
opportunity to be heard in his or her own behalf.

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

5. Each member of the board may be reimbursed for all actual and
necessary expenses incurred by the member in the performance of his or her
official duties. All reimbursements made pursuant to this subsection shall be
made from funds in the children's trust fund appropriated for that purpose.
6. All business transactions of the board shall be conducted in public
meetings in accordance with sections 610.010 to 610.030.
7. The board may accept federal funds for the purposes of sections 210.170
to 210.173 and section 143.1000 as well as gifts and donations from individuals,
private organizations, and foundations. The acceptance and use of federal funds
shall not commit any state funds nor place any obligation upon the general
assembly to continue the programs or activities for which the federal funds are
made available. All funds received in the manner described in this subsection
shall be transmitted to the state treasurer for deposit in the state treasury to the
credit of the children's trust fund.
8. The board shall elect a chairperson from among the public members,
who shall serve for a term of two years. The board may elect such other officers
and establish such committees as it deems appropriate.
9. The board shall exercise its powers and duties independently of the
office of administration except that budgetary, procurement, accounting, and
other related management functions shall be performed by the office of
administration.

210.1200. 1. Sections 210.1200 and 210.1210 shall be known and
may be cited as "Erin's Law".
2. The "Task Force on the Prevention of Sexual Abuse of
Children" is hereby created to study the issue of sexual abuse of
children. The task force shall consist of all of the following members:
   (1) The director of the department of social services, or his or
       her designee;
   (2) The director of the children's division within the department
       of social services, or his or her designee;
   (3) The director of the department of mental health, or his or her
       designee;
   (4) The director of the department of health and senior services,
       or his or her designee;
   (5) The director of the office of prosecution services, or his or
       her designee;
   (6) The commissioner of education, or his or her designee;
(7) The executive director of the children's trust fund board, or his or her designee;

(8) A law enforcement representative appointed by the director of the department of social services;

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

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

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

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

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

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

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

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

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

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

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

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

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


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

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

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

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

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

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

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

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

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

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

2. Any policy recommendation adopted may address without limitation:

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

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

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

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

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

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

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

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

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

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

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

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

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

(9) Cooperate with the National Advisory Council on Historic Preservation, federal and state agencies, local governments, and organizations and individuals to ensure that historic properties are taken into consideration at
31 all levels of planning and development;
32 (10) Administer [the state unmarked human burial sites,] responsibilities as detailed in sections 194.400 to 194.410;
33 (11) Administer the historic preservation revolving fund, as detailed in sections 253.400 to 253.407; and
34 (12) Cooperate with the department of economic development in administering the main street Missouri act, as detailed in sections 251.470 to 251.485.
35
36 3. (1) There is hereby established and created, within the department of natural resources, the "Missouri Advisory Council on Historic Preservation" consisting of nine persons, to be appointed by the governor with the advice and consent of the senate, who shall serve without compensation other than expenses incurred. The membership of the council shall be as provided in 36 C.F.R. Part 61.4, as may be amended from time to time, and shall consist of persons having expertise and knowledge in the fields of history, historic and prehistoric archaeology, architectural history, architecture, and economic and community development, as well as nonprofessional members with demonstrated interest in historic preservation. Each member shall serve for a term of two years from the date of appointment and until his or her replacement is duly appointed.
37 (2) The council shall meet at least three times per year and may adopt bylaws to govern its operations which bylaws shall be consistent with all applicable federal rules and regulations.
38 (3) The council shall have all the powers, duties and responsibilities provided by federal law and the rules and regulations for such council including, but not limited to, the following:
39 (a) Reviewing and approving each national register nomination prior to submission to the national register;
40 (b) Reviewing each completed state historic preservation plan as developed by the state historic preservation officer prior to its submission to the Secretary of the United States Department of Interior; and
41 (c) Providing general advice, guidance, and professional recommendations to the state historic preservation officer in conducting the comprehensive statewide survey, preparing the state
historic preservation plan, carrying out any grants-in-aid program, and
carrying out the other duties and responsibilities of the state historic
preservation officer.

324.015. 1. For purposes of this section, the following terms
mean:
(1) "Licensing authority", any agency, examining board,
credentialing board, or other office with the authority to impose
occupational fees or licensing requirements on any occupation or
profession;
(2) "Licensing requirement", any required training, education, or
fee to work in a specific occupation or profession;
(3) "Low-income individual", any individual:
(a) Whose household adjusted gross income is below one hundred
thirty percent of the federal poverty line or a higher threshold to be set
by the department of insurance, financial institutions and professional
registration by rule; or
(b) Who is enrolled in a state or federal public assistance
program including, but not limited to, Temporary Assistance for Needy
Families, the MO HealthNet program, or the Supplemental Nutrition
Assistance Program;
(4) "Military families", any active duty service members and their
spouses and honorably discharged veterans and their spouses. The
term "military families" includes surviving spouses of deceased service
members who have not remarried;
(5) "Occupational fee", a fee or tax on professionals or businesses
that is charged for the privilege of providing goods or services within
a certain jurisdiction;
(6) "Political subdivision", any city, town, village, or county.

2. All state and political subdivision licensing authorities shall
waive all occupational fees and any other fees associated with licensing
requirements for military families and low-income individuals for a
period of two years beginning on the date an application is approved
under subsection 3 of this section. Military families and low-income
individuals whose applications are approved shall not be required to
pay any occupational fees that become due during the two-year period.
3. Any individual seeking a waiver described under subsection
2 of this section shall apply to the appropriate licensing authority in a format prescribed by the licensing authority. The licensing authority shall approve or deny the application within thirty days of receipt.

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

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

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

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

2. The advisory commission shall consist of five perfusionist members and two public members which shall be appointed by the [governor with the advice and consent of the senate] director of the division of professional registration. The members of the commission shall be appointed for terms of six years; except those first appointed, of which one shall be appointed for a term of one year, one shall be appointed for a term of two years, one shall be appointed for a term of three years, one shall be appointed for a term of four years, one shall be appointed for a term of five years and one shall be appointed for a term of six years. The nonpublic commission members shall be residents of the state of Missouri for at least one year, shall be United States citizens and shall meet all the requirements for licensing provided in sections 324.125 to 324.183, shall be licensed pursuant to sections 324.125 to 324.183, except the members of the
first commission, who shall be licensed within six months of their appointment and are actively engaged in the practice of perfusion. If a member of the commission shall, during the member's term as a commission member, remove the member's domicile from the state of Missouri, then the commission shall immediately notify the [governor] director and the seat of that commission member shall be declared vacant. All such vacancies shall be filled by appointment as in the same manner as the preceding appointment. The public members shall be at the time of the members' appointment citizens of the United States; residents of the state for a period of at least one year and registered voters; persons who are not and never were members of any profession licensed or regulated pursuant to sections 324.125 to 324.183 or the spouse of such person; persons who do not have and never have had a material, financial interest in either the provision of the professional services regulated by sections 324.125 to 324.183, or an activity or organization directly related to any profession licensed or regulated by sections 324.125 to 324.183.

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

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

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

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

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

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

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

324.180. Not later than thirty days after the [governor] director of the division of professional registration appoints the initial members of the commission and annually thereafter, the commission shall meet and elect one of
its members as chairperson and one of its members as vice chairperson. The
commission shall meet at least quarterly or at any other time if called by the
chairperson or a majority of the commission. A majority of the members of the
commission shall constitute a quorum.

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

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

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

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

to the appointment.

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

6. The council shall meet at least twice each year and guide, advise, and
make recommendations to the division on matters within the scope of sections
324.400 to 324.439. The organization of the council shall be established by the
members of the council.

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

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

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

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

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

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

(2) May qualify who is currently registered pursuant to sections 327.091
to 327.171, and section 327.401 pertaining to the practice of architecture and
registered with the [council] division. Such applicant shall give authorization
to the [council] division in order to verify current registration with sections
20 327.091 to 327.171 and section 327.401 pertaining to the practice of architecture.
21 2. [Verification of experience required pursuant to this section shall be
22 based on a minimum of two client references, business or employment verification
23 and three industry references, submitted to the council.
24 3.] The [council] division shall verify if an applicant has complied with
25 the provisions of this section and has paid the required fees, then the [council] division
26 shall recommend such applicant be registered as a registered interior designer by the [council] division.

324.412. [1.] The division shall:
2 (1) Employ, within the limits of the appropriations for that purpose, such
3 employees as are necessary to carry out the provisions of sections 324.400 to 324.439;
4 (2) Exercise all budgeting, purchasing, reporting and other related
5 management functions[.
7 2. The council shall:];
8 [(1)] (3) Recommend prosecution for violations of sections 324.400 to 324.439 to the appropriate prosecuting or circuit attorney;
10 [(2)] (4) Promulgate such rules and regulations as are necessary to
11 administer the provisions of sections 324.400 to 324.439. Any rule or portion of
12 a rule, as that term is defined in section 536.010, that is promulgated to
13 administer and enforce sections 324.400 to 324.439, shall become effective only
14 if the agency has fully complied with all of the requirements of chapter 536,
15 including but not limited to, section 536.028, if applicable, after August 28, 1998.
16 If the provisions of section 536.028 apply, the provisions of this section are
17 nonseverable and if any of the powers vested with the general assembly pursuant
18 to section 536.028 to review, to delay the effective date, or to disapprove and
19 annul a rule or portion of a rule are held unconstitutional or invalid, the
20 purported grant of rulemaking authority and any rule so proposed and contained
21 in the order of rulemaking shall be invalid and void, except that nothing in this
22 section shall affect the validity of any rule adopted and promulgated prior to

324.415. Applications for registration as a registered interior designer
2 shall be typewritten on forms prescribed by the [council] division and furnished
3 to the applicant. The application shall contain the applicant’s statements
4 showing the applicant’s education, experience, results of previous interior design
5 certification, registration or licensing examinations, if any, and such other
pertinent information as the [council] division may require, or architect's registration number and such other pertinent information as the [council] division may require. Each application shall contain a statement that is made under oath or affirmation and that the representations are true and correct to the best knowledge and belief of the person signing the application. The person shall be subject to the penalties for making a false affidavit or declaration and shall be accompanied by the required fee.

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

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

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

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

324.430. No person may use the designation registered interior designer in Missouri, unless the [council] division has issued a current certificate of registration certifying that the person has been duly registered as a registered interior designer in Missouri and unless such registration has been renewed or reinstated as provided in section 324.418.
324.436. 1. The [council] division may refuse to issue any certificate required pursuant to sections 324.400 to 324.439, or renew or reinstate any such certificate, for any one or any combination of the reasons stated in subsection 2 of this section. The [council] division shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the person's right to file a complaint with the administrative hearing commission as provided in chapter 621.

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

    (1) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of this state or any other state or of the United States, for any offense reasonably related to the qualifications, functions or duties of the profession regulated by sections 324.400 to 324.439; for any offense for which an essential element is fraud, dishonesty or an act of violence; or for a felony, whether or not sentence is imposed;

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

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

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

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

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

    (7) Disciplinary action against the holder of a certificate of registration or other right to perform the profession regulated by sections 324.400 to 324.439
37 granted by another state, territory, federal agency or country upon grounds for
38 which revocation or suspension is authorized in this state;
39 (8) A person is finally adjudged insane or incompetent by a court of
40 competent jurisdiction;
41 (9) Issuance of a certificate of registration based upon a material mistake
42 of fact;
43 (10) Use of any advertisement or solicitation which is false, misleading or
deceptive to the general public or persons to whom the advertisement or
solicitation is primarily directed, as it relates to the interior design profession.
3. After the filing of a complaint pursuant to subsection 2 of this section,
the proceedings shall be conducted in accordance with the provisions of chapter
536 and chapter 621. Upon a finding by the administrative hearing commission
that the grounds, provided in subsection 2 of this section, for disciplinary action
are met, the [council] division shall censure or place the person named in the
complaint on probation for a period not to exceed five years or may suspend the
person’s certificate for a period not to exceed three years or may revoke the
person’s certificate of registration.
324.478. 1. There is hereby created within the division of professional
registration a committee to be known as the "Missouri Acupuncturist Advisory
Committee". The committee shall consist of five members, all of whom shall be
citizens of the United States and registered voters of the state of Missouri. The
[governor] director of the division of professional registration shall
appoint the members of the committee [with the advice and consent of the senate]
for terms of four years; except as provided in subsection 2 of this section. Three
committee members shall be acupuncturists. Such members shall at all times be
holders of licenses for the practice of acupuncture in this state; except for the
members of the first committee who shall meet the requirements for licensure
pursuant to sections 324.475 to 324.499. One member shall be a current board
member of the Missouri state board for chiropractic examiners. The remaining
member shall be a public member. All members shall be chosen from lists
submitted by the director of the division of professional registration. The
president of the Acupuncture Association of Missouri in office at the time shall,
at least ninety days prior to the expiration of the term of a board member, other
than the public member, or as soon as feasible after a vacancy on the board
otherwise occurs, submit to the director of the division of professional registration
a list of five acupuncturists qualified and willing to fill the vacancy in question,
with the request and recommendation that the governor director appoint one of the five persons so listed, and with the list so submitted, the president of the Acupuncture Association of Missouri shall include in his or her letter of transmittal a description of the method by which the names were chosen by that association.

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

3. The public member of the committee shall not be and never has been a member of any profession regulated by the provisions of sections 324.475 to 324.499, or the spouse of any such person; and a person who does not have and never has had a material financial interest in either the providing of the professional services regulated by the provisions of sections 324.475 to 324.499 or an activity or organization directly related to the profession regulated pursuant to sections 324.475 to 324.499.

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

5. The acupuncturist advisory committee shall:

(1) Review all applications for licensure;

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

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

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

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

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

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

327.321. Applications for licensure as a professional land surveyor shall be typewritten on prescribed forms furnished to the applicant. The application shall contain the applicant's statements showing the applicant's education, experience, results of prior land surveying examinations, if any, and such other pertinent information as the board may require[, including but not limited to three letters of reference from professional land surveyors with personal knowledge of the experience of the applicant's land surveying education or experience]. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee.

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

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

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

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

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

2. The members of the commission shall be appointed by the governor with the advice and consent of the senate director. Each member of the commission shall be a citizen of the United States and a resident of Missouri for one year and shall be a dental hygienist registered and currently licensed pursuant to this chapter. Members of the commission who are not also members of the Missouri dental board shall be appointed for terms of five years, except for the members first appointed, one of which shall be appointed for a term of two years, one shall be appointed for a term of three years, one shall be appointed for a term of four years and one shall be appointed for a term of five years. The dental hygienist member of the Missouri dental board shall become a member of the commission and shall serve a term concurrent with the member's term on the dental board. All members of the initial commission shall be appointed by April 1, 2002. Members shall be chosen from lists submitted by the director of the division of professional registration. Lists of dental hygienists submitted to the governor director may include names submitted to the director of the division of professional registration by the president of the Missouri Dental Hygienists Association.

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

4. Members of the commission shall receive as compensation an amount set by the Missouri dental board not to exceed fifty dollars for each day devoted to the duties of the commission and shall be reimbursed for all actual and necessary expenses incurred in the performance of their official duties on the commission and in attending meetings of the Missouri dental board. The Missouri dental board shall provide all necessary staff and support services as required by the commission to hold commission meetings, to maintain records of official acts, and to conduct all other business of the commission.

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

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

1. One member of the board;
2. One licensed anesthesiologist assistant;
3. Two licensed, board-certified anesthesiologists; and
4. One lay member.

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

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

5. The president of the Missouri Society of Anesthesiologists or its successor in office at the time shall, at least ninety days prior to the expiration of a term of an anesthesiologist assistant member or an anesthesiologist member of the commission or as soon as feasible after such a vacancy on the commission otherwise occurs, submit to the director of the division of professional registration a list, not to exceed five individuals per vacancy, of qualified and willing anesthesiologists or anesthesiologist assistants, respectively, to fill the vacancy in question, with the request and recommendation that the governor director
appoint one of the persons so listed. With the list so submitted, the president of
the Missouri Society of Anesthesiologists shall include in a letter of transmittal
a description of the method by which the names were chosen by that association.
6. Until such time as eligible anesthesiologist assistant candidates are
identified, the anesthesiologist assistant seat may remain vacant or may be filled
by a qualified anesthesiologist candidate, at the [governor's] director's
discretion [with the advice and consent of the senate]. This member may serve
no more than two consecutive three-year terms or until an eligible
anesthesiologist assistant candidate selected by the [governor with the advice and
counsel of the senate] director from a list provided as outlined above is
appointed.
7. Notwithstanding any other provision of law to the contrary, any
appointed member of the commission shall receive as compensation an amount
established by the director of the division of professional registration not to
exceed seventy dollars per day for commission business plus actual and necessary
expenses. The director of the division of professional registration shall establish
by rule the guidelines for payment. The board shall provide all staff for the
commission.
8. The commission shall hold an open annual meeting at which time it
shall elect from its membership a chairman and secretary. The commission may
hold such additional meetings as may be required in the performance of its
duties, provided that notice of every meeting shall be given to each member at
least ten days prior to the date of the meeting. A quorum of the commission shall
consist of a majority of its members.
9. No licensing activity or other statutory requirements shall become
effective until expenditures or personnel are specifically appropriated for the
purpose of conducting the business as required to administer the provisions of
sections 334.400 to 334.430 and the initial rules filed have become effective.
334.625. 1. There is hereby established an "Advisory Commission for
Physical Therapists" which shall guide, advise and make recommendations to the
board. The commission shall approve the examination required by section
334.530 and shall assist the board in carrying out the provisions of sections
334.500 to 334.620.
2. The commission shall be appointed no later than October 1, 1989, and
shall consist of five members appointed by the [governor with the advice and
counsel of the senate] director of the division of professional
9 **registration.** Each member shall be a citizen of the United States and a
resident of this state and four shall be licensed as physical therapists by this
state, and one shall be licensed as a physical therapist assistant by this
state. Members shall be appointed to serve three-year terms, except that the first
commission appointed shall consist of one member whose term shall be for one
year; two members whose terms shall be for three years; and two members whose
terms shall be for two years. The president of the Missouri Physical Therapy
Association in office at the time shall, at least ninety days prior to the expiration
of the term of a commission member or as soon as feasible after a vacancy on the
commission otherwise occurs, submit to the director of the division of professional
registration a list of five physical therapists if the commission member whose
term is expiring is a physical therapist, or five physical therapist assistants if the
commission member whose term is expiring is a physical therapist assistant, with
the exception that the first commissioner to expire or vacancy created on the
commission after August 28, 2007, shall be filled by the appointment of a physical
therapist assistant. Each physical therapist and physical therapist assistant on
the list submitted to the division of professional registration shall be qualified
and willing to fill the vacancy in question, with the request and recommendation
that the [governor] director appoint one of the five persons so listed, and with
the list so submitted, the president of the Missouri Physical Therapy Association
shall include in his or her letter of transmittal a description of the method by
which the names were chosen by that association.

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

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

334.749. 1. There is hereby established an "Advisory Commission for
Physician Assistants" which shall guide, advise and make recommendations to
the board. The commission shall also be responsible for the ongoing examination
of the scope of practice and promoting the continuing role of physician assistants
in the delivery of health care services. The commission shall assist the board in
carrying out the provisions of sections 334.735 to 334.749.

2. The commission shall be appointed no later than October 1, 1996, and
shall consist of five members, one member of the board, two licensed physician
assistants, one physician and one lay member. The two licensed physician
assistant members, the physician member and the lay member shall be appointed
by the [governor with the advice and consent of the senate] director of the
division of professional registration. Each licensed physician assistant
member shall be a citizen of the United States and a resident of this state, and
shall be licensed as a physician assistant by this state. The physician member
shall be a United States citizen, a resident of this state, have an active Missouri
license to practice medicine in this state and shall be a supervising physician, at
the time of appointment, to a licensed physician assistant. The lay member shall
be a United States citizen and a resident of this state. The licensed physician
assistant members shall be appointed to serve three-year terms, except that the
first commission appointed shall consist of one member whose term shall be for
one year and one member whose term shall be for two years. The physician
member and lay member shall each be appointed to serve a three-year term. No
physician assistant member nor the physician member shall be appointed for
more than two consecutive three-year terms. The president of the Missouri
Academy of Physicians Assistants in office at the time shall, at least ninety days
prior to the expiration of a term of a physician assistant member of a commission
member or as soon as feasible after such a vacancy on the commission otherwise
occurs, submit to the director of the division of professional registration a list of
five physician assistants qualified and willing to fill the vacancy in question, with
the request and recommendation that the [governor] director appoint one of the
five persons so listed, and with the list so submitted, the president of the
Missouri Academy of Physicians Assistants shall include in his or her letter of
transmittal a description of the method by which the names were chosen by that
association.

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

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

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

335.021. 1. "The Missouri State Board of Nursing" shall consist of nine members, five of whom must be registered professional nurses. [Two members] One member of the board [must] shall be a licensed practical [nurses] nurse, one member shall be an advanced practice registered nurse, and one member a voting public member. Two of the five registered professional nurses shall hold a graduate degree in nursing, and at least one of the professional nurse members shall represent nursing practice. Any person, other than the public member, appointed to the board as hereinafter provided shall be a citizen of the United States and a resident of this state for a period of at least one year, a licensed nurse in this state, and shall have been actively engaged in nursing for at least three years immediately preceding the appointment or reappointment. Membership on the board shall include representatives with expertise in each level of educational programs the graduates of which are eligible to apply for licensure such as practical, diploma, associate degree, and baccalaureate.

2. The governor shall appoint members to the board by and with the advice and consent of the senate when a vacancy thereon occurs either by the expiration of a term or otherwise; provided, however, that any board member shall serve until his or her successor is appointed and qualified. Every appointment except to fulfill an unexpired term shall be for a term of four years, but no person shall be appointed to more than two consecutive terms.
3. At least ninety days before the expiration of a term of a board member, and as soon as feasible after the occurrence of a vacancy on the board for reasons other than the expiration of a term, a list of three licensed and qualified nurses shall be submitted to the director of the division of professional registration. The list shall be submitted by the Missouri Nurses Association if the vacancy is for a registered professional nurse, and by the Missouri State Association of Licensed Practical Nurses if the vacancy is for a licensed practical nurse. The governor may appoint a board member to fill the vacancy from the list submitted, or may appoint some other qualified licensed nurse. This subsection shall not apply to public member vacancies.

4. The public member shall be at the time of his or her appointment a citizen of the United States; a resident of this state for a period of one year and a registered voter; a person who is not and never was a member of any profession licensed or regulated pursuant to this chapter or the spouse of such person; and a person who does not have and never has had a material, financial interest in either the providing of the professional services regulated by this chapter, or an activity or organization directly related to any profession licensed or regulated pursuant to this chapter. All members, including public members, shall be chosen from lists submitted by the director of the division of professional registration. The duties of the public member shall not include the determination of the technical requirements to be met for licensure or whether any person meets such technical requirements or of the technical competence or technical judgment of a licensee or a candidate for licensure.

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

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

3. There is hereby created the "Foster Care and Adoptive Parents
Recruitment and Retention Fund Board" within the department of social
services. The board shall consist of the following members or their designees:

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

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

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

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

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

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

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

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

4. Upon appropriation, moneys in the fund shall be used to grant awards
to licensed community-based foster care and adoption recruitment programs. The
board shall establish guidelines for disbursement of the fund to certain
programs. Such programs shall include, but not be limited to, recruitment and
retention of foster and adoptive families for children who:

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

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

   (3) Are in sibling groups.

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

5. Under section 23.253 of the Missouri sunset act:

   (1) The provisions of the new fund authorized under this section shall
automatically sunset six years after August 28, 2011, unless reauthorized by an
act of the general assembly; and
(2) If such fund is reauthorized, the fund authorized under this section
shall automatically sunset twelve years after the effective date of the
reauthorization of this section; and
(3) This section shall terminate on December thirty-first of the calendar
year immediately following the calendar year in which the fund authorized under
this section is sunset).

620.1200. 1. There is hereby established the "Missouri Film Commission"
to advise the director of the department of economic development on the
promotion of the development of film production and facilities in Missouri.
2. The commission shall be composed of [nine members as follows:
(1) Two members shall be a state senator appointed in a bipartisan
manner by the president pro tem of the senate;
(2) Two members shall be a state representative appointed in a bipartisan
manner by the speaker of the house; and
(3)] five members, who have knowledge and experience with the motion
picture industry, who shall be appointed by the director of the department of
economic development.
3. The members of the [board] commission appointed by the director
shall be appointed to serve terms of three years; except that, of the members first
appointed, two shall be appointed for a term of three years, two shall be
appointed for a term of two years and one shall be appointed for a one-year
term. [Any legislative member shall serve only as long as such person holds such
legislative office. The legislative members shall serve during their current term
of office but may be reappointed.]
4. The members of the commission shall receive no compensation for
serving on the commission but shall be reimbursed for their actual and necessary
expenses incurred in the performance of their official duties.
5. The commission shall provide oversight and guidance to the director of
the department of economic development in administering the office of the
Missouri film commission, established in section 620.1210. The commission shall
make recommendations to the governor and the general assembly on:
(1) The removal of barriers so that film production in Missouri may be
more easily promoted; and
(2) The development of state incentives to attract private investment in
620.2200. 1. This section shall be known and may be cited as the "Missouri Route 66 Centennial Commission Act".

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

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

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

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

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

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

(6) Seven ex officio members as follows:

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

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

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

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

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

(f) The secretary of state, or his or her designee; and

(g) The president of the Route 66 Association of Missouri, or his or her designee.

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

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

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

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

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

6. The duties of the commission shall be to:

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

(2) Encourage the development of programs designed to involve all citizens in activities that commemorate Route 66 centennial events in the state; and

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

4. The members of the commission shall consist of a broad representation of Missouri citizens, both urban and rural, who are concerned with the health and quality of life for individuals with autism spectrum disorder.
5. The commission shall make recommendations for developing a comprehensive statewide plan for an integrated system of training, treatment, and services for individuals of all ages with autism spectrum disorder. By July 1, 2009, the commission shall issue preliminary findings and recommendations to the general assembly.

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

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

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

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

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

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

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

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

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

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

      (b) Recommend individuals to participate in a committee of major
stakeholders charged with developing screening, diagnostic, assessment, and
treatment standards for Missouri;
(c) Participate in recommending a panel of qualified professionals and
experts to review existing models of evidence-based educational practices for
adaptation specific to Missouri;
(d) Examine the barriers to accurate information of the prevalence of
individuals with autism spectrum disorder across the state and recommend a
process for accurate reporting of demographic data;
(e) Explore the need for the creation of interagency councils and
evaluation of current councils to ensure a comprehensive, coordinated system of
care for all individuals with autism spectrum disorder;
(f) Study or explore other developmental delay disorders and genetic
conditions known to be associated with autism, including fragile X syndrome;
Sotos syndrome; Angelman syndrome; and tuberous sclerosis.

701.040. 1. The department of health and senior services shall:
(1) Develop by September 1, 1995, a state standard for the location, size
of sewage tanks and length of lateral lines based on the percolation or
permeability rate of the soil, construction, installation, and operation of on-site
sewage disposal systems. Advice from the department of natural resources shall
be considered. City or county governments may adopt, by order or ordinance, the
state standard in accordance with the provisions of sections 701.025 to 701.059.
In any jurisdiction where a city or county has not adopted the state standard, the
department of health and senior services shall enforce the state standard until
such time as the city or county adopts the standard;
(2) Define by rule a list of those persons who are qualified to perform the
percolation tests or soils morphology tests required by the state standard. The
list shall include the following:
(a) Persons trained and certified by either the department, which shall
include on-site sewage disposal system contractors or a certified agent of the
department;
(b) Licensed engineers as defined in section 327.011;
(c) Sanitarians meeting standards defined by the department;
(d) Qualified geologists as defined in section 256.501; and
(e) Soil scientists, defined as a person that has successfully completed at
least fifteen semester credit hours of soils science course work, including at least
three hours of course work in soil morphology and interpretations;
(3) Develop in accordance with sections 701.053 to 701.055 a voluntary registration program for on-site sewage disposal system contractors. Approved county programs shall implement the contractor registration program. In any area where a county has not adopted, by order or ordinance, the contractor registration program, the department shall implement the program until such time as the county adopts the registration program;

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

(5) Periodically review, but not more than annually, any county's or city's ordinance or order and enforcement record to assure that the state standard is being consistently and appropriately enforced. In its review the department shall assess the timeliness of the county's or city's inspections of on-site sewage systems, and county or city enforcement may be terminated if the department determines that the county or city is unable to provide prompt inspections. If the department determines that the standard is not being consistently or appropriately enforced in any city or county, the department shall notify the county or city of the department's intent to enforce the standard in that jurisdiction and after thirty days' notice hold a public hearing in such county or city to make a determination as to whether the state shall enforce the state standard. Any city or county aggrieved by a decision of the department may appeal a decision of the department to the state board of health and senior services established under section 191.400. Any city or county aggrieved by a decision of the state board of health and senior services may appeal that decision to the administrative hearing commission in the manner provided in section 621.120; and

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

2. Subdivision (5) of this section shall be void and of no effect after January 1, 1998.
701.353. 1. There is hereby established an "Elevator Safety Board" to be composed of eleven members, one of whom shall be the director of the department of public safety. The remaining ten members of the board shall be appointed by the governor with the advice and consent of the senate. Each member appointed by the governor shall be appointed for a term of five years or until his successor is appointed. The governor shall fill any vacancy on the board for the remainder of the unexpired term with a representative of the same interest as that of the member whose term is vacant. No more than six members of the board, who are not employees of state or local government, shall be members of the same political party.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(12) A school superintendent appointed by the governor;

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

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

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

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

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

4. The task force shall elect a presiding officer by a majority
vote of the membership of the task force. The task force shall meet
at the call of the presiding officer.
5. The task force shall make recommendations for reducing child sexual abuse in Missouri. In making those recommendations, the task force shall:

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

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

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

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

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

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

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

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

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

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

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

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

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

2. Any policy adopted may address without limitation:

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

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

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

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

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

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

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

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

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

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

2. Each member shall be appointed for a term of four years;
except that of the members first appointed, two shall be appointed
for a term of one year, two for a term of two years, two for a term
of three years and one for a term of four years. The successors of
each shall be appointed for full terms of four years. No person may
serve on the state board of senior services for more than two
terms. The terms of all members shall continue until their
successors have been duly appointed and qualified. One of the
persons appointed to the state board of senior services shall be a
person currently working in the field of gerontology. One of the
persons appointed to the state board of senior services shall be a
physician with expertise in geriatrics. One of the persons
appointed to the state board of senior services shall be a person
with expertise in nutrition. One of the persons appointed to the
state board of senior services shall be a person with expertise in
rehabilitation services of persons with disabilities. One of the
persons appointed to the state board of senior services shall be a
person with expertise in mental health issues. In making the two
remaining appointments, the governor shall give consideration to
individuals having a special interest in gerontology or disability-related issues, including senior citizens. Four of the seven members appointed to the state board of senior services shall be members of the governor's advisory council on aging. If a vacancy occurs in the appointed membership, the governor may appoint a member for the remaining portion of the unexpired term created by the vacancy. The members shall receive actual and necessary expenses plus twenty-five dollars per day for each day of actual attendance.

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

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

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

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

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

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

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

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

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

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

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

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

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

2. The commission shall consist of ten commissioners who shall be qualified voters of the state of Missouri. Three commissioners, no more than two of whom shall belong to the same political party, shall be residents of Jefferson City and shall be appointed by the mayor of that city with the advice and consent of the governing body of that city; three commissioners, no more than two of whom shall belong to the same political party, shall be residents of Cole County but not of Jefferson City and shall be appointed by the county commission; and four commissioners, no more than three of whom shall belong to the same political party, none of whom shall be residents of Cole County or of Jefferson City, shall be appointed by the governor with the advice and consent of the senate. The governor shall appoint one of the commissioners who is not a resident of Cole County or Jefferson City to be the chair of the commission. No elected official of the state of Missouri or of any city or county in this state shall be appointed to the commission.]

[217.903. The commissioners shall serve for terms of three years, except that the first person appointed by each the mayor, the county commission and the governor shall serve for two years and the second person appointed by the governor shall serve for four years. Each commissioner shall hold office until a successor has been appointed and qualified. In the event a vacancy exists or in the event a commissioner's term expires, a successor commissioner shall be appointed by whomever appointed the commissioner who initially held the vacant positions and if no person is so selected within sixty days of the creation of the vacancy, the unexpired term of such commissioner may be filled by a majority vote of the remainder of the commissioners, provided such successor commissioner shall meet the requirements set forth by sections 217.900 to 217.910. Pending any such appointment to fill any
vacancy, the remaining commissioners may conduct commission business. Commissioners shall serve without compensation but shall be entitled to reimbursement from the Missouri state penitentiary redevelopment commission fund established in subsection 1 of section 217.910 for expenses incurred in conducting the commission's business."

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(2) Three voting members and one nonvoting member shall be appointed to the council by the speaker of the house of representatives. One voting member shall be appointed on account
of his or her vocation, employment, or affiliations being classed as representative of employers that employ twenty or less employees. One voting member shall be appointed on account of his or her vocation, employment, or affiliations being classed as representative of employees. One voting member shall be appointed to represent the public interest separate from employee or employer representation. One nonvoting member shall be appointed from the house of representatives.

(3) Three voting members and one nonvoting member shall be appointed to the council by the president pro tem of the senate. One voting member shall be appointed on account of his or her vocation, employment, or affiliations being classed as representative of employers. One voting member shall be appointed on account of his or her vocation, employment, or affiliations being classed as representative of employees. One voting member shall be appointed to represent the public interest separate from employee or employer representation. One nonvoting member shall be appointed from the senate.

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

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

4. Each nonvoting member shall serve for a term of four years or until he or she is no longer a member of the general assembly whichever occurs first. A nonvoting member's term shall be a maximum of four years. Each voting member shall serve for a term of three years. For the initial appointment, the governor-appointed employer representative, the speaker of the house-appointed employee representative, and the president pro
tem of the senate-appointed public interest representative shall
serve an initial term of one year. For the initial appointment, the
governor-appointed employee representative, the speaker of the
house-appointed public interest representative, and the president
pro tem of the senate-appointed employer representative shall
serve an initial term of two years. At the end of a voting member's
term he or she may be reappointed; however, he or she shall serve
no more than two terms excluding the initial term for a maximum
of eight years.

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

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

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

8. The council, unless prohibited by a concurrent resolution
of the general assembly, shall be authorized to commission an
outside study of the solvency, adequacy, and staffing and
92 operational efficiency of the Missouri unemployment system. The
93 study shall be conducted every five years, the first being conducted
94 in fiscal year 2005. The study shall be funded subject to
95 appropriation from the special employment security fund under
96 section 288.310.