

Journal of the Senate

FIRST REGULAR SESSION

SIXTY-THIRD DAY - TUESDAY, MAY 6, 2025

The Senate met pursuant to adjournment.

President Wasinger in the Chair.

The Reverend Stephen George offered the following prayer:

"Therefore, do not worry about tomorrow, for tomorrow will worry about itself. Each day has enough trouble of its own." (Matthew 6:34 NIV)

Heavenly Father, as we start this session, we pause to reflect on the words of Your Son. Help us to focus on the work before us, center our thoughts, and make us attentive to the present needs of this day. May we trust that each moment, faithfully lived, builds toward the future for which we are working. We ask this in Jesus' name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Carter	Cierpiot	Coleman	Crawford	Fitzwater	Gregory (15)
Gregory (21)	Henderson	Hough	Hudson	Lewis	Luetkemeyer	May
McCreery	Moon	Mosley	Nicola	Nurrenbern	O'Laughlin	Roberts
Schnelting	Schroer	Trent	Washington	Webber	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

President Pro Tem O'Laughlin assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Bernskoetter, Chair of the Committee on Fiscal Oversight, submitted the following reports:

Madam President: Your Committee on Fiscal Oversight, to which were referred **HB 199**, with **SCS, HB 225**, with **SCS, HB 269, HB 1041**, and **HCS** for **HB 1175**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Fitzwater, Chair of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Madam President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HCS** for **HB 572**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schroer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Madam President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HB 87**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Carter, Chair of the Committee on Families, Seniors, and Health, submitted the following report:

Madam President: Your Committee on Families, Seniors, and Health, to which was referred **HCS** for **HBs 243** and **280**, begs leave to report that it has considered the same and recommends that the bill do pass.

REFERRALS

President Pro Tem O'Laughlin referred **HCS** for **HB 87**, with **SCS**, and **HCS** for **HB 572**, with **SCS**, to the Committee on Fiscal Oversight.

President Wasinger assumed the Chair.

PRIVILEGED MOTIONS

Senator Bean, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SB 28**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR SENATE BILL NO. 28

The Conference Committee appointed on Senate Substitute for Senate Bill No. 28, with House Amendment Nos. 1, 2, 3, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, and House Amendment No. 4, begs leave to report that we, after free and fair discussions of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Substitute for Senate Bill No. 28, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 28, as amended;
3. That the attached Conference Committee Substitute on Senate Substitute for Senate Bill No. 28, be Third Read and Finally Passed.

FOR THE SENATE:

FOR THE HOUSE:

/s/ Senator Jason Bean

/s/ Representative Donnie Brown (149)

/s/ Senator Jamie Burger

/s/ Representative Doyle Justus

/s/ Senator Travis Fitzwater

Representative Ben Baker

/s/ Senator Tracy McCreery

/s/ Representative Doug Clemens

/s/ Senator Barbara Washington

/s/ Representative Nick Kimble

Senator Bean moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brown (16)	Brown (26)	Burger
Carter	Cierpiot	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)
Henderson	Hough	Hudson	Lewis	Luetkemeyer	May	McCreery
Mosley	Nicola	Nurrenbern	O'Laughlin	Roberts	Schnelting	Schroer
Trent	Washington	Williams—31				

NAYS—Senators

Brattin Moon—2

Absent—Senator Webber—1

Absent with leave—Senators—None

Vacancies—None

Senator Bean moved that **CCS** for **SS** for **SB 28** be taken up for 3rd reading and final passage, which motion prevailed.

CCS for **SS** for **SB 28**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 28

An Act to repeal sections 32.056, 301.010, 301.140, 301.448, 301.469, 301.558, 307.010, and 407.1034, RSMo, and to enact in lieu thereof eight new sections relating to transportation, with penalty provisions.

Was taken up.

Senator Fitzwater assumed the Chair.

On motion of Senator Bean, **CCS** for **SS** for **SB 28** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Carter	Cierpiot	Coleman	Crawford	Fitzwater	Gregory (15)
Gregory (21)	Henderson	Hough	Hudson	Lewis	Luetkemeyer	May
McCreery	Mosley	Nicola	Nurrenbern	O'Laughlin	Roberts	Schnelting
Schroer	Trent	Washington	Webber	Williams—33		

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Bean, title to the bill was agreed to.

Senator Bean moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief:

Madam President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS for SS for SB 160**, as amended, and grants the Senate a conference thereon.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS for SS for SB 150**, as amended, and grants the Senate a conference thereon.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS for SS for SCS for SB 71**, as amended, and requests the Senate to take up and adopt **HCS for SS for SCS for SB 71**, as amended, and take up and pass **HCS for SS for SCS for SB 71**, as amended.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **CCS for HCS for SS for SCS for SBs 81 and 174**.

Emergency Clause Adopted.

Bill ordered enrolled.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS for SS for SB 160**, as amended. Representatives: Chappell, West, Hausman, Proudie, Fogle.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SB 150**, as amended. Representatives: Haley, Kelley, Hausman, Hein, Steinhoff.

PRIVILEGED MOTIONS

Senator Gregory (15) moved that **SS** for **SCS** for **SB 71**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SS** for **SCS** for **SB 71**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 71

An Act to repeal sections 34.074, 43.546, 57.530, 70.630, 87.140, 87.145, 87.260, 210.482, 210.487, 287.243, 569.170, 590.060, and 590.100, RSMo, and to enact in lieu thereof fifty-six new sections relating to compensation for public safety personnel, with penalty provisions and an emergency clause for a certain section.

Was taken up.

Senator Gregory (15) moved that **HCS** for **SS** for **SCS** for **SB 71**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Carter	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nicola	Nurrenbern	O'Laughlin	Roberts	Schnelting	Schroer	Trent
Washington	Webber	Williams—31				

NAYS—Senators

Coleman Moon—2

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Gregory (15), **HCS** for **SS** for **SCS** for **SB 71** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Cierpiot	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nicola	Nurrenbern	Roberts	Schnelting	Schroer	Washington	Webber
Williams—29						

NAYS—Senators

Coleman Moon—2

Absent—Senators

Carter O'Laughlin Trent—3

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brown (16)	Brown (26)	Burger
Carter	Cierpiot	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nicola	Nurrenbern	O'Laughlin	Roberts	Schnelting	Schroer	Trent
Washington	Webber	Williams—31				

NAYS—Senators

Coleman Moon—2

Absent—Senator Brattin—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Gregory (15), title to the bill was agreed to.

Senator Gregory (15) moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

HOUSE BILLS ON THIRD READING

HB 225, introduced by Representative Myers, with SCS, entitled:

An Act to repeal section 300.100, RSMo, and section 304.022 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 304.022 as enacted by senate bill no. 26 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, and to enact in lieu three new sections relating to law enforcement practices, with penalty provisions.

Was taken up by Senator Brown (16).

SCS for **HB 225**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 225

An Act to repeal sections 43.546, 57.010, 57.530, 210.482, 210.487, 287.243, 300.100, and 590.060, RSMo, and section 304.022 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 304.022 as enacted by senate bill no. 26 merged with senate bills nos. 53 &

60, one hundred first general assembly, first regular session, and to enact in lieu thereof fifty-one new sections relating to public safety, with penalty provisions and an emergency clause for a certain section.

Was taken up.

Senator Brown (16) moved that SCS for HB 225 be adopted.

Senator Brown (16) offered SS for SCS for HB 225, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 225

An Act to repeal sections 43.080, 43.505, 84.540, 84.570, 94.900, 190.053, 190.109, 190.800, 197.135, 287.243, 300.100, and 324.009, RSMo, and section 304.022 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 304.022 as enacted by senate bill no. 26 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, and to enact in lieu thereof twenty-two new sections relating to first responders, with penalty provisions and an emergency clause for a certain section.

Senator Brown (16) moved that SS for SCS for HB 225 be adopted.

Senator May offered SA 1:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 225, Page 6, Section 44.087, Line 31, by inserting after all of said line the following:

“57.530. The sheriff of the City of St. Louis shall, with the approval of a majority of the circuit judges of the circuit court of said city, appoint as many deputies and assistants as may be necessary to perform the duties of his office, and fix the compensation for their services, which compensation, however, shall not in any case exceed the annual rate of compensation fixed by the board of aldermen of the City of St. Louis therefor. **The annual compensation for sheriff's deputies shall be no less than fifty thousand dollars.**”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator May requested a roll call vote be taken. She was joined in her request by Senators Beck, Mosely, Nurrenbern, and Webber.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Beck	Lewis	May	McCreery	Mosley	Nurrenbern	Roberts
Washington	Webber	Williams—10				

NAYS—Senators

Bean	Bernskoetter	Black	Brown (16)	Brown (26)	Burger	Cierpiot
Coleman	Crawford	Gregory (21)	Henderson	Hudson	Luetkemeyer	Moon
Nicola	O'Laughlin	Schnelting	Schroer	Trent—19		

Absent—Senators

Brattin

Carter

Fitzwater

Gregory (15)

Hough—5

Absent with leave—Senators—None

Vacancies—None

Senator McCreery offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 225, Page 56, Section 324.009, Line 141, by inserting after all of said line the following:

“455.095. 1. For purposes of this section, the following terms mean:

(1) "Electronic monitoring with victim notification", an electronic monitoring system that has the capability to track and monitor the movement of a person and immediately transmit the monitored person's location to the protected person and the local law enforcement agency with jurisdiction over the protected premises through an appropriate means, including the telephone, an electronic beeper, or paging device whenever the monitored person enters the protected premises as specified in the order by the court;

(2) "Informed consent", the protected person is given the following information before consenting to participate in electronic monitoring with victim notification:

(a) The protected person's right to refuse to participate in such monitoring and the process for requesting the court to terminate his or her participation after it has been ordered;

(b) The manner in which the electronic monitoring technology functions and the risks and limitations of that technology;

(c) The boundaries imposed on the person being monitored during the electronic monitoring;

(d) The sanctions that the court may impose for violations of the order issued by the court;

(e) The procedure that the protected person is to follow if the monitored person violates an order or if the electronic monitoring equipment fails;

(f) Identification of support services available to assist the protected person in developing a safety plan to use if the monitored person violates an order or if the electronic monitoring equipment fails;

(g) Identification of community services available to assist the protected person in obtaining shelter, counseling, education, child care, legal representation, and other help in addressing the consequences and effects of domestic violence; and

(h) The nonconfidential nature of the protected person's communications with the court concerning electronic monitoring and the restrictions to be imposed upon the monitored person's movements.

2. When a person is found guilty of violating the terms and conditions of an ex parte or full order of protection under section 455.085 or 455.538, the court may, in addition to or in lieu of any other disposition:

(1) Sentence the person to electronic monitoring with victim notification; or

(2) Place the person on probation and, as a condition of such probation, order electronic monitoring with victim notification.

3. When a person charged with violating the terms and conditions of an ex parte or full order of protection under section 455.085 or 455.538 is released from custody before trial pursuant to section 544.455, the court may, as a condition of release, order electronic monitoring of the person with victim notification.

4. Electronic monitoring with victim notification shall be ordered only with the protected person's informed consent. In determining whether to place a person on electronic monitoring with victim notification, the court may hold a hearing to consider the likelihood that the person's participation in electronic monitoring will deter the person from injuring the protected person. The court shall consider the following factors:

(1) The gravity and seriousness of harm that the person inflicted on the protected person in the commission of any act of domestic violence;

(2) The person's previous history of domestic violence;

(3) The person's history of other criminal acts, if any;

(4) Whether the person has access to a weapon;

(5) Whether the person has threatened suicide or homicide;

(6) Whether the person has a history of mental illness or has been civilly committed; and

(7) Whether the person has a history of alcohol or substance abuse.

5. Unless the person is determined to be indigent by the court, a person ordered to be placed on electronic monitoring with victim notification shall be ordered to pay the related costs and expenses. If the court determines the person is indigent, the person may be placed on electronic monitoring with victim notification, and the clerk of the court in which the case was determined shall notify the department of corrections that the person was determined to be indigent and shall include in a bill to the department the costs associated with the monitoring. The department shall establish by rule a procedure to determine the portion of costs each indigent person is able to pay based on a person's income, number of dependents, and other factors as determined by the department and shall seek reimbursement of such costs.

6. An alert from an electronic monitoring device shall be probable cause to arrest the monitored person for a violation of an ex parte or full order of protection.

7. The department of corrections, department of public safety, Missouri state highway patrol, the circuit courts, and county and municipal law enforcement agencies shall share information obtained via electronic monitoring conducted pursuant to this section.

8. No supplier of a product, system, or service used for electronic monitoring with victim notification shall be liable, directly or indirectly, for damages arising from any injury or death associated with the use of the product, system, or service unless, and only to the extent that, such action is based on a claim that the injury or death was proximately caused by a manufacturing defect in the product or system.

9. Nothing in this section shall be construed as limiting a court's ability to place a person on electronic monitoring without victim notification under section 544.455 or 557.011.

10. A person shall be found guilty of the offense of tampering with electronic monitoring equipment under section 575.205 if he or she commits the actions prohibited under such section with any equipment that a court orders the person to wear under this section.

11. The department of corrections shall promulgate rules and regulations for the implementation of subsection 5 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.

[12. The provisions of this section shall expire on August 28, 2024.]"; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Lewis, May, Roberts, and Washington.

Senator Moon raised the point of order that SA 2 goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Burger assumed the Chair.

Senator Roberts offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 225, Page 52, Section 304.022, Line 123, by inserting after all of said line the following:

“304.153. 1. As used in this section, the following terms shall mean:

(1) **“Firefighter”, any person, including a volunteer firefighter, employed by the state or a political subdivision or otherwise serving as a member or officer of a fire department;**

(2) “Law enforcement officer”, any public servant, other than a patrol officer, who is defined as a law enforcement officer under section 556.061;

[(2)] (3) “Motor club”, a legal entity that, in consideration of dues, assessments, or periodic payments of moneys, promises to provide motor club services to its members or subscribers in accordance with section 385.450;

[(3)] (4) “Patrol officer”, a Missouri state highway patrol officer;

[(4)] (5) “Tow list”, a list of approved towing companies compiled, maintained, and utilized by the Missouri state highway patrol or its designee;

[(5)] (6) “Tow management company”, any sole proprietorship, partnership, corporation, fiduciary, association, or other business entity that manages towing logistics for government agencies or motor clubs;

[(6)] (7) “Tow truck”, a rollback or car carrier, wrecker, or tow truck as defined under section 301.010;

[(7)] (8) “Towing”, moving or removing, or the preparation therefor, of a vehicle by another vehicle for which a service charge is made, either directly or indirectly, including any dues or other charges of clubs or associations which provide towing services;

[(8)] (9) “Towing company”, any person, partnership, corporation, fiduciary, association, or other entity that operates a wrecker or towing service as defined under section 301.010.

2. In authorizing a towing company to perform services, any patrol officer or law enforcement officer within the officer's jurisdiction, **firefighter in a city not within a county**, or Missouri department of transportation employee[,] may utilize the services of a tow management company or tow list, provided:

(1) The Missouri state highway patrol is under no obligation to include or retain the services of any towing company in any contract or agreement with a tow management company or any tow list established pursuant to this section. A towing company is subject to removal from a tow list at any time;

(2) Notwithstanding any other provision of law or any regulation established pursuant to this section, an owner or operator's request for a specific towing company shall be honored by the Missouri state highway patrol unless:

(a) The requested towing company cannot or does not respond in a reasonable time, as determined by a law enforcement officer; or

(b) The vehicle to be towed poses an immediate traffic hazard, as determined by a law enforcement officer **or by a firefighter in a city not within a county**.

3. A patrol officer, **or firefighter in a city not within a county**, shall not use a towing company located outside of Missouri under this section except under the following circumstances:

(1) A state or federal emergency has been declared; or

(2) The driver or owner of the vehicle, or a motor club of which the driver or owner is a member, requests a specific out-of-state towing company.

4. A towing company shall not tow a vehicle to a location outside of Missouri without the consent of the driver or owner of the motor vehicle, or without the consent of a motor club of which the driver or owner of the motor vehicle is a member.

5. Any towing company or tow truck arriving at the scene of an accident that has not been called by a patrol officer, a law enforcement officer, **a firefighter in a city not within a county**, a Missouri department of transportation employee, **or** the driver or owner of the motor vehicle or his or her authorized agent, including a motor club of which the driver or owner is a member, shall be prohibited from towing the vehicle from the scene of the accident, unless the towing company or tow truck operator is rendering emergency aid in the interest of public safety, or is operating during a declared state of emergency under section 44.100.

6. A tow truck operator that stops and tows a vehicle from the scene of an accident in violation of subsection 5 of this section shall be guilty of a class D misdemeanor upon conviction or pleading guilty for the first violation, and such tow truck shall be subject to impounding. The penalty for a second violation shall be a class A misdemeanor, and the penalty for any third or subsequent violation shall be a class D felony. A violation of this section shall not preclude the tow truck operator from being charged with tampering under chapter 569.

7. The provisions of this section shall also apply to motor vehicles towed under section 304.155 or 304.157.

8. The provisions of this section shall not apply to counties of the third or fourth classification.”; and
Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Schroer offered SA 4, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 225, Page 60, Section 650.040, Line 100, by striking the word “shall” and inserting in lieu thereof the following: “**may**”.

Senator Schroer moved that the above amendment be adopted, which motion prevailed.

Senator May offered SA 5:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 225, Page 6, Section 44.087, Line 31, by inserting after all of said line the following:

“57.530. The sheriff of the City of St. Louis shall, with the approval of a majority of the circuit judges of the circuit court of said city, appoint as many deputies and assistants as may be necessary to perform the duties of his office, and fix the compensation for their services, which compensation, however, shall not in any case exceed the annual rate of compensation fixed by the board of aldermen of the City of St. Louis therefor. **The annual compensation for sheriff’s deputies shall be no less than fifty thousand dollars per year.**”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Beck offered SA 6:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 225, Page 6, Section 44.087, Line 31, by inserting after all of said line the following:

"57.280. 1. Sheriffs shall receive a charge for service of any summons, writ, or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est

return or a nulla bona return, the sum of twenty dollars for each item to be served, except that a sheriff shall receive a charge for service of any subpoena, and making a return on the same, the sum of ten dollars; however, no such charge shall be collected in any proceeding when [court] costs **for service** are to be paid by the state, county, or municipality. In addition to such charge, the sheriff shall be entitled to receive for each mile actually traveled in serving any summons, writ, subpoena, or other order of court the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to this section shall be collected by the [court clerk as court costs] **sheriff's office responsible for service** and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge. A sheriff may refuse to perform any service in any action or proceeding, other than when [court] costs **for service** are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his agent or attorney. The party at whose application any writ, execution, subpoena, or other process has issued from the court shall pay the sheriff's costs for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, going and returning from the courthouse of the county in which he resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. The sheriff upon the receipt of the charge herein provided for shall pay into the treasury of the county any and all charges received pursuant to the provisions of this section. The funds collected pursuant to this section, not to exceed [fifty] **seventy-five** thousand dollars in any calendar year, shall be held in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's set duties. Any such funds in excess of [fifty] **seventy-five** thousand dollars in any calendar year shall be placed to the credit of the general revenue fund of the county. Moneys in the fund shall be used only for the procurement of services and equipment to support the operation of the sheriff's office. Moneys in the fund established pursuant to this subsection shall not lapse to the county general revenue fund at the end of any county budget or fiscal year.

4. **(1)** Notwithstanding the provisions of subsection 3 of this section to the contrary, [the sheriff shall receive ten dollars] for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section, in addition to the charge for such service that each sheriff receives under subsection 1 of this section, **the sheriff of any county of the first, second, or fourth classification or with a charter form of government shall receive twenty dollars and the sheriff of any county of the third classification shall receive fifteen dollars.** The money received by the sheriff under this subsection

shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer.

(2) For any moneys received by the state treasurer from the county treasurer of any county of the first, second, or fourth classification or with a charter form of government, the state treasurer shall deposit ten dollars of such moneys in the deputy sheriff salary supplementation fund created under section 57.278 and ten dollars of such moneys in the sheriffs' retirement fund created under section 57.952, except that any moneys received from a county that does not have a sheriff that participates in the sheriffs' retirement system authorized by sections 57.949 to 57.997 shall be deposited in full in the deputy sheriff supplementation fund. Any other person specially appointed to serve in a county shall execute and deliver to the circuit clerk, along with the confirmation of service, a signed and notarized affidavit of confirmation, made under penalty of perjury, that includes the amount, check number, and date of payment to evidence payment was made to the sheriff for the deputy sheriff salary supplementation fund **and the sheriffs' retirement fund** as required by this subsection.

(3) For any moneys received by the state treasurer from the county treasurer of any county of the third classification, the state treasurer shall deposit ten dollars of such moneys in the deputy sheriff salary supplementation fund created under section 57.278 and five dollars of such moneys in the sheriffs' retirement fund created under section 57.952, except that any moneys received from a county that does not have a sheriff that participates in the sheriffs' retirement system authorized by sections 57.949 to 57.997 shall be deposited in full in the deputy sheriff supplementation fund. Any other person specially appointed to serve in a county shall execute and deliver to the circuit clerk, along with the confirmation of service, a signed and notarized affidavit of confirmation, made under penalty of perjury, that includes the amount, check number, and date of payment to evidence payment was made to the sheriff for the deputy sheriff salary supplementation fund **and the sheriffs' retirement fund** as required by this subsection.

5. Notwithstanding the provisions of subsection 3 of this section, the court clerk shall collect ten dollars as a court cost for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section if any person other than a sheriff is specially appointed to serve in a county that receives funds under section 57.278. The moneys received by the court clerk under this subsection shall be paid into the county treasury and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.

6. Sheriffs shall receive up to fifty dollars for service of any summons, writ, or other order of the court in connection with any eviction proceeding, in addition to the charge for such service that each sheriff receives under this section. All of such charges shall be received by the sheriff who is requested to perform the service and shall be paid to the county treasurer in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's set duties. All charges shall be payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge.

57.952. 1. There is hereby authorized a "Sheriffs' Retirement Fund" which shall be under the management of [a] **the board [of directors]** as described in section 57.958. The board [of directors] shall be responsible for the administration and the investment of the funds of such sheriffs' retirement fund. The general assembly and the governing body of a county may appropriate funds for deposit in the sheriffs' retirement fund. [If insufficient funds are generated to provide the benefits payable pursuant to the provisions of sections 57.949 to 57.997, the board shall proportion the benefits according to the funds available.]

2. The board may accept gifts, donations, grants, and bequests from public or private sources to the sheriffs' retirement fund.

3. Each county shall make the payroll deductions for member contributions mandated under section 57.961, and the county shall transmit such moneys to the board for deposit into the sheriffs' retirement fund.

57.956. 1. Notwithstanding any other provision of law to the contrary, the department of corrections shall subtract and make a payment to the state treasurer from any per diem cost of incarceration to be received by each county under section 221.105, or from any per diem cost for jail reimbursement to be received by each county under any other provision of law in effect on or after August 28, 2025, in the amount of one dollar and seventy-five cents per day per prisoner. The state treasurer shall deposit such funds in the sheriffs' retirement fund created under section 57.952.

2. Notwithstanding subsection 1 of this section to the contrary, if the sheriffs' retirement fund is funded to at least ninety percent of the actuarially sound level and is funded at a level above the actuarial need, the department of corrections shall subtract and make a payment to the state treasurer from any per diem cost of incarceration to be received by each county under section 221.105, or from any per diem cost for jail reimbursement to be received by each county under any other provision of law in effect on or after August 28, 2025, in the amount of one dollar per day per prisoner. The state treasurer shall deposit such funds in the sheriffs' retirement fund created under section 57.952. The retirement system shall annually provide a copy of its actuarial report to the department of corrections.

3. The payment authorized by this section shall only apply to counties that have a sheriff who participates in the retirement system.

4. This section shall be effective on January 1, 2026.

57.961. 1. On and after the effective date of the establishment of the system, as an incident to his or her employment or continued employment, each person employed as an elected or appointed sheriff of a county shall become a member of the system. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997.

2. Notwithstanding any other provision of law to the contrary, each person who is a member of the system on or after January 1, 2024, shall be required to contribute five percent of the member's pay to the [retirement] system. Such contribution shall be made **by the member of the system** notwithstanding that the minimum salary or wages provided by law for any member shall thereby be changed. Each member shall be deemed to consent and agree to the deduction made and provided for herein. Payment of a

member's compensation less such deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered by him or her to a county, except as to benefits provided by this system.

3. **The county employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the member under this section.** The officer or officers responsible for making up the payrolls for each county shall cause the contribution provided for in this section to be deducted from the compensation of the member in the employ of the county, on each and every payroll, for each and every payroll to the date his or her membership terminates. When deducted, each contribution shall be paid by the county to the system; the payments shall be made in the manner and shall be accompanied by such supporting data as the board shall from time to time prescribe. When paid to the system, each of the contributions shall be credited to the member from whose compensation the contributions were deducted. The contributions so deducted shall be treated as [employee] **employer** contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes.

4. Member contributions [deducted and paid into the system by the county] **picked up by the employer** shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the [retirement] system under this chapter.

5. The contributions, although designated as employee contributions, shall be paid by the county in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the county to the [retirement] system.

6. A former member who is not vested may request a refund of his or her contributions. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later, and shall include all contributions made to any retirement plan administered by the system.

7. Beginning September 1, 1986, any city not within a county and any county having a charter form of government may elect, by a majority vote of its governing body, to come under the provisions of sections 57.949 to 57.997 [except for the provisions of section 57.955]. Notice in writing of such election shall be given to the board, and the person employed as sheriff of such county, as an incident of his contract of employment or continued employment, shall become a member of the system on the first day of the month immediately following the date the board receives notice. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997, and upon becoming a member he shall receive credit for all prior service as if he had become a member on December 22, 1983.

8. Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions.

57.967. 1. The normal annuity of a retired member shall equal two percent of the final average compensation of the retired member multiplied by the number of years of creditable service of the retired

member, except that the normal annuity shall not exceed seventy-five percent of the retired member's average final compensation. Such annuity shall be not less than one thousand dollars per month.

2. The board, at its last meeting of each calendar year, shall determine the monthly amount for medical insurance premiums to be paid to each retired member during the next following calendar year. The monthly amount shall not exceed four hundred fifty dollars. The monthly payments are at the discretion of the board on the advice of the actuary. The anticipated sum of all such payments during the year plus the annual normal cost plus the annual amount to amortize the unfunded actuarial accrued liability in no more than thirty years shall not exceed the anticipated moneys credited to the system pursuant to [sections] **section 57.952 [and 57.955]**. The money amount granted here shall not be continued to any survivor.

3. If a member with eight or more years of service dies before becoming eligible for retirement, the member's surviving spouse, if he or she has been married to the member for at least two years prior to the member's death, shall be entitled to survivor benefits under option 1 as set forth in section 57.979 as if the member had retired on the date of the member's death. The member's monthly benefit shall be calculated as the member's accrued benefit at his or her death reduced by one-fourth of one percent per month for an early commencement from the member's normal retirement date: age fifty-five with twelve or more years of creditable service or age sixty-two with eight years of creditable service, to the member's date of death. Such benefit shall be payable on the first day of the month following the member's death and shall be payable during the surviving spouse's lifetime."; and

Further amend said bill, page 8, section 84.570, line 41, by inserting after all of said section the following:

"87.140. 1. The general administration and the responsibility for the proper operation of the retirement system shall be vested in a board of trustees of nine persons. The board shall be constituted as follows:

(1) The chief of the fire department of the city, ex officio;

(2) The comptroller or deputy comptroller of the city, ex officio;

(3) Two members to be appointed by the mayor of the city to serve for a term of two years;

(4) Three members to be elected by the members of the retirement system for a term of three years who shall be members of the system and hold office only while members of the system;

(5) Two members who shall be retired firemen to be elected by the retired firemen of the city and who shall hold office for a term of three years.

2. If a vacancy occurs in the office of trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled.

3. The trustees shall serve without compensation, but they shall be reimbursed from the expense fund for all necessary expenses which they may incur through service on the board.

4. Each trustee shall, within ten days after his appointment or election, take an oath of office before the clerk of circuit court of the city, that, so far as it devolves upon him, he will diligently and honestly administer the affairs of the board and that he will not knowingly violate or willingly permit to be violated

any of the provisions of the law applicable to the retirement system. The oath shall be subscribed to by the member making it and certified by the clerk of circuit court and filed in his office.

5. Each trustee shall be entitled to one vote on the board. Five votes shall be necessary for a decision by the trustees at any meeting of the board.

6. Notwithstanding any provision of sections 87.120 to 87.371 to the contrary, the board of trustees of the retirement system shall not be prevented from simultaneously acting as the trustees of any other pension plan that provides retirement, disability, and death benefits for firefighters employed by any city not within a county and their covered dependents. The administration of the other pension plan shall be in accordance with the terms of such pension plan. Nothing in this subsection shall prevent the board of alderman of a city not within a county from adopting ordinances to govern the pensioning of firefighters and their covered dependents in any other pension plan simultaneously administered by the board of trustees of the retirement system.

87.145. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits and refunds under this law, and its action, decision or determination in any matter shall be reviewable under chapter 536 only, and any party to the proceedings shall have a right of appeal from the decision of the reviewing court. Subject to the limitations of sections 87.120 to 87.370, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds created by this law, for the transaction of its business, and for the limitation of the time within which claims may be filed. **The administration of any pension plan, other than the retirement system, includes the ability of the board of trustees, from time to time, to establish rules and regulations for the administration of funds of such other pension plan and for the transaction of such other pension plan's business. Nothing in this section shall prevent the board of alderman of a city not within a county from adopting ordinances to govern the pensioning of firefighters and their covered dependents in any other pension plan simultaneously administered by the board of trustees of the retirement system.**

87.155. 1. The board of trustees shall keep in convenient form such data as is necessary for actuarial valuation of the funds of the retirement system and for checking the experience of the system.

2. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall publish annually a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of the accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

3. To the extent the board of trustees administers a pension plan other than the retirement system, the board of trustees shall maintain separate records of all proceedings of such other pension plan.

87.260. The board of trustees of the firefighters' retirement system shall have the exclusive authority and discretion to invest and reinvest the funds in property of any kind, real or personal. The board of trustees shall invest and manage the fund as a prudent investor would, by considering the purposes, terms, distribution requirements, and other circumstances of the firefighters' retirement system. In satisfying this standard, the board of trustees shall exercise reasonable care, skill, and caution. No trustee shall have any

interest as a trustee in the gains or profits made on any investment, except benefits from interest in investments common to all members of the plan, if entitled thereto. **To the extent the board of trustees administers a pension plan other than the retirement system, the board of trustees shall also have the authority and discretion to invest and reinvest the funds of such other pension plan in property of any kind, real or personal. The board of trustees may choose to invest the funds of the retirement system and the funds of the other pension plan in the same investments so long as the amounts invested and the gains, profits, or losses on such investments are accounted for separately. No benefits due to the firefighters or their covered dependents from the other pension plan shall be paid from the funds of the retirement system. Nothing in this section shall prevent the board of alderman of a city not within a county from adopting ordinances to govern the pensioning of firefighters and their covered dependents in any other pension plan simultaneously administered by the board of trustees of the retirement system.**

87.350. The expense fund shall be the fund to which shall be credited all money provided to pay the administration expenses of the retirement system and from which shall be paid all the expenses necessary in connection with the administration and operation of the system. Annually the board of trustees shall estimate the amount of money necessary to be paid into the expense fund during the ensuing year to provide for the expense of operation of the retirement system. Such estimate shall be provided by the board of trustees from interest and other earnings on assets of the retirement system. **In no event shall any expenses, including administrative expenses, incurred by the board of trustees in the administration of any pension plan other than the retirement system or in the investment of any funds of any pension plan other than the retirement system be paid from the funds of the retirement system. Such expenses shall be paid entirely from the funds of the other pension plan.**"; and

Further amend said bill, page 15, section 94.900, line 203, by inserting after all of said line the following:

"144.757. 1. As used in sections 144.757 to 144.761, "taxing jurisdiction" shall include any county, municipality, or any other political subdivision authorized to impose a sales tax under section 94.850, 94.890, 190.040, 190.305, 190.335, 190.455, or 321.552 or any other statute authorizing the imposition of a sales tax for emergency services.

2. (1) **Notwithstanding any other provision of law to the contrary**, any [county or municipality] **taxing jurisdiction** may, by a majority vote of its governing body, impose a local use tax if a local sales tax is imposed as defined in section 32.085 or if a sales tax is imposed under section 94.850 [or], 94.890, [with] 190.040, 190.305, 190.335, 190.455, or 321.552 or any other statute authorizing the imposition of a sales tax for emergency services.

(2) Such local use tax **shall be imposed on the same property and services upon which the local sales tax or sales tax is** imposed at a rate equal to the rate of the **corresponding** local sales tax [and any] or sales tax imposed [under section 94.850 or 94.890] by such [county or municipality; provided, however, that no ordinance or order enacted pursuant to sections 144.757 to 144.761] **taxing jurisdiction**.

(3) **No such use tax** shall be effective unless the governing body of the [county or municipality] **taxing jurisdiction** submits to the voters thereof at a municipal, county, or state general, primary, or special election a proposal to authorize the governing body [of the county or municipality] to impose a local use tax pursuant to sections 144.757 to 144.761.

[(1)] **(4) The ballot of submission for a local use tax corresponding to a local sales tax, as defined in section 32.085, or a sales tax under section 94.850 or 94.890 shall contain substantially the following language:**

Shall the _____ (county or municipality's name) impose a local use tax at the same rate as the total local sales tax rate, provided that if the local sales tax rate is reduced or raised by voter approval, the local use tax rate shall also be reduced or raised by the same action?

YES

NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(5) The ballot of submission for a local use tax corresponding to a sales tax imposed under section 190.040, 190.305, 190.335, 190.455, or 321.552 or any other statute authorizing the imposition of a sales tax for emergency services shall contain substantially the following language:

"Shall the _____ (insert taxing jurisdiction's name) impose a local use tax at the same rate as the _____ (insert name of the corresponding sales tax), provided that if the _____ (insert name of the corresponding sales tax) rate is reduced or raised by voter approval, the local use tax rate shall also be reduced or raised by the same action?"

[(2)] If [any of such ballots are submitted on August 6, 1996, and if a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect October 1, 1996, provided the director of revenue receives notice of adoption of the local use tax on or before August 16, 1996. If any of such ballots are submitted after December 31, 1996, and if] a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect on the first day of the calendar quarter which begins at least forty-five days after the director of revenue receives notice of adoption of the local use tax. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the [county or municipality] **taxing jurisdiction** shall have no power to impose the local use tax as herein authorized unless and until the governing body of the [county or municipality] **taxing jurisdiction** shall again have submitted another proposal to authorize the governing body of the [county or municipality] **taxing jurisdiction** to impose the local use tax and such proposal is approved by a majority of the qualified voters voting thereon.

[2.] **3.** The local use tax may be imposed at the same rate as [the local] **any sales tax listed in subsection 1 of this section** then currently in effect in the county or municipality upon all transactions which are subject to the taxes imposed pursuant to sections 144.600 to 144.745 within the county or municipality adopting such tax; provided, however, that if any local sales tax is repealed or the rate thereof is reduced or raised by voter approval, the local use tax rate shall also be deemed to be repealed, reduced, or raised by the same action repealing, reducing, or raising [the local] **such sales tax. A county or municipality collecting a local use tax corresponding to a sales tax imposed for an emergency service shall disburse a proportional share of such local use tax to such emergency service agency or department.**

[3.] **4.** For purposes of sections 144.757 to 144.761, the use tax may be referred to or described as the equivalent of a sales tax on purchases made from out-of-state sellers by in-state buyers and on certain

intrabusiness transactions. Such a description shall not change the classification, form or subject of the use tax or the manner in which it is collected. The use tax shall not be described as a new tax or as not a new tax and shall not be advertised or promoted in a manner in violation of section 115.646.

5. Notwithstanding any other provision of law to the contrary, a local use tax corresponding to a sales tax imposed under section 190.040, 190.305, 190.335, 190.455, or 321.552 or any other statute authorizing the imposition of a sales tax for emergency services shall be collected, deposited, distributed, refunded, repealed, or otherwise administered as provided in the authorizing statute for the corresponding sales tax."; and

Further amend said bill, page 27, section 190.076, line 6, by inserting after all of said line the following:

"190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of [sixteen] **no more than twenty-three** members, one of which shall be [a resident] **the chief paramedic** of a city not within a county. The members of the council shall be appointed [by the governor with the advice and consent of the senate] **in accordance with subsection 2 of this section** and shall serve terms of four years. The [governor shall designate one of the members as chairperson] **council members shall annually select a chairperson, along with other officers as the council deems necessary.** The chairperson may appoint subcommittees that include noncouncil members.

2. Council members shall be appointed as follows:

(1) The director of the department of health and senior services shall make appointments to the council from the recommendations provided by the following:

(a) The statewide professional association representing ambulance service managers;

(b) The statewide professional association representing emergency medical technicians and paramedics;

(c) The statewide professional association representing ambulance districts;

(d) The statewide professional association representing fire chiefs;

(e) The statewide professional association representing fire protection districts;

(f) The statewide professional association representing firefighters;

(g) The statewide professional association representing emergency nurses;

(h) The statewide professional association representing the air ambulance industry;

(i) The statewide professional association representing emergency medicine physicians;

(j) The statewide association representing hospitals; and

(k) The statewide association representing pediatric emergency professionals;

(2) The director of health and senior services shall appoint a member to the council with a background in mobile integrated health care-community paramedicine (MIH-CP);

(3) Each regional EMS advisory committee shall appoint one member; and

(4) The time-critical diagnosis advisory committee established under section 190.257 shall appoint one member.

3. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

[3.] 4. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. [The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4.] 5. The state EMS medical director, as described under section 190.103, shall serve as an ex officio member of the council.

[5.] 6. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

[6.] 7. The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

[7.] 8. (1) There is hereby established a standing subcommittee of the council to monitor the implementation of the recognition of the EMS personnel licensure interstate compact under sections 190.900 to 190.939, the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of the council, to include at least two members as recommended by the Missouri state council of firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit reports and recommendations to the council, the department of health and senior services, the general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of section 190.930. The hearing request shall include the request that the hearing be presented live through the internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to the council and emergency medical services personnel under the provisions of subsections 4, 5, 6, and 8 of section 190.930.

(3) The department of health and senior services shall not establish or increase fees for Missouri emergency medical services personnel licensure in accordance with this chapter for the purpose of creating the funds necessary for payment of an annual assessment under subdivision (3) of subsection 5 of section 190.924.

[8.] 9. The council shall consult with the time-critical diagnosis advisory committee, as described under section 190.257, regarding time-critical diagnosis."; and

Further amend said bill, page 52, section 304.022, line 123, by inserting after all of said line, the following:

"321.552. 1. [Except in any county of the first classification with over two hundred thousand inhabitants, or any county of the first classification without a charter form of government and with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants; or any county of the first classification without a charter form of government and with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants; or any county with a charter form of government with over one million inhabitants; or any county with a charter form of government with over two hundred eighty thousand inhabitants but less than three hundred thousand inhabitants,] The governing body of any ambulance or fire protection district may impose a sales tax in an amount up to [one-half of] one percent on all retail sales made in such ambulance or fire protection district which are subject to taxation pursuant to the provisions of sections 144.010 to 144.525 provided that such sales tax shall be accompanied by a reduction in the district's tax rate as defined in section 137.073. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no sales tax imposed pursuant to the provisions of this section shall be effective unless the governing body of the ambulance or fire protection district submits to the voters of such ambulance or fire protection district, at a municipal or state general, primary or special election, a proposal to authorize the governing body of the ambulance or fire protection district to impose a tax pursuant to this section.

2. The ballot of submission shall contain, but need not be limited to, the following language:

Shall _____ (insert name of ambulance or fire protection district) impose a sales tax of _____ (insert amount up to [one-half) of] one percent) for the purpose of providing revenues for the operation of the _____ (insert name of ambulance or fire protection district) and the total property tax levy on properties in the _____ (insert name of the ambulance or fire protection district) shall be reduced annually by an amount which reduces property tax revenues by an amount equal to fifty percent of the previous year's revenue collected from this sales tax?

YES

NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

3. If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the sales tax authorized in this section shall be in effect and the governing body of the ambulance or fire protection district shall lower the level of its tax rate by an amount which reduces property tax revenues by an amount equal to fifty percent of the amount of sales tax collected in the preceding year. If a majority of the votes cast by the qualified voters voting are opposed to the proposal,

then the governing body of the ambulance or fire protection district shall not impose the sales tax authorized in this section unless and until the governing body of such ambulance or fire protection district resubmits a proposal to authorize the governing body of the ambulance or fire protection district to impose the sales tax authorized by this section and such proposal is approved by a majority of the qualified voters voting thereon.

4. All revenue received by a district from the tax authorized pursuant to this section shall be deposited in a special trust fund, and be used solely for the purposes specified in the proposal submitted pursuant to this section for so long as the tax shall remain in effect.

5. All sales taxes collected by the director of revenue pursuant to this section, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited in a special trust fund, which is hereby created, to be known as the "Ambulance or Fire Protection District Sales Tax Trust Fund". The moneys in the ambulance or fire protection district sales tax trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust and the amount collected in each district imposing a sales tax pursuant to this section, and the records shall be open to inspection by officers of the county and to the public. Not later than the tenth day of each month the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the governing body of the district which levied the tax; such funds shall be deposited with the board treasurer of each such district.

6. The director of revenue may make refunds from the amounts in the trust fund and credit any district for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such district. If any district abolishes the tax, the district shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such district, the director of revenue shall remit the balance in the account to the district and close the account of that district. The director of revenue shall notify each district of each instance of any amount refunded or any check redeemed from receipts due the district.

7. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed pursuant to this section.

321.554. 1. [Except in any county of the first classification with more than two hundred forty thousand three hundred but less than two hundred forty thousand four hundred inhabitants, or any county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants, or any county of the first classification with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants, or any county with a charter form of government and with more than one million inhabitants, or any county with a charter form of government and with more than two hundred fifty thousand but less than three hundred fifty thousand inhabitants,] When the revenue from the ambulance or fire protection district sales tax is collected for distribution pursuant to section 321.552, the board of the ambulance or fire protection district, after determining its budget for the year pursuant to section 67.010 and the rate of levy needed to produce the

required revenue and after making any other adjustments to the levy that may be required by any other law, shall reduce the total operating levy of the district in an amount sufficient to decrease the revenue it would have received therefrom by an amount equal to fifty percent of the previous fiscal year's sales tax receipts. Loss of revenue due to a decrease in the assessed valuation of real property located within the ambulance or fire protection district as a result of general reassessment and from state-assessed railroad and utility distributable property based upon the previous fiscal year's receipts shall be considered in lowering the rate of levy to comply with this section in the year of general reassessment and in each subsequent year. In the event that in the immediately preceding year the ambulance or fire protection district actually received more or less sales tax revenue than estimated, the ambulance or fire protection district board may adjust its operating levy for the current year to reflect such increase or decrease. The director of revenue shall certify the amount payable from the ambulance or fire protection district sales tax trust fund to the general revenue fund to the state treasurer.

2. Except that, in the first year in which any sales tax is collected pursuant to section 321.552, any taxing authority subject to this section shall not reduce the tax rate as defined in section 137.073.

3. In a year of general reassessment, as defined by section 137.073, or assessment maintenance as defined by section 137.115 in which an ambulance or fire protection district in reliance upon the information then available to it relating to the total assessed valuation of such ambulance or fire protection district revises its property tax levy pursuant to section 137.073 or 137.115, and it is subsequently determined by decisions of the state tax commission or a court pursuant to sections 138.430 to 138.433 or due to clerical errors or corrections in the calculation or recordation of assessed valuations that the assessed valuation of such ambulance or fire protection district has been changed, and but for such change the ambulance or fire protection district would have adopted a different levy on the date of its original action, then the ambulance or fire protection district may adjust its levy to an amount to reflect such change in assessed valuation, including, if necessary, a change in the levy reduction required by this section to the amount it would have levied had the correct assessed valuation been known to it on the date of its original action, provided:

(1) The ambulance or fire protection district first levies the maximum levy allowed without a vote of the people by Article X, Section 11(b) of the Constitution; and

(2) The ambulance or fire protection district first adopts the tax rate ceiling otherwise authorized by other laws of this state; and

(3) The levy adjustment or reduction may include a one-time correction to recoup lost revenues the ambulance or fire protection district was entitled to receive during the prior year.

321.556. 1. [Except in any county of the first classification with more than two hundred forty thousand three hundred but less than two hundred forty thousand four hundred inhabitants, or any county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants, or any county of the first classification with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants, or any county with a charter form of government and with more than one million inhabitants, or any county with a charter form of government and with more than two hundred fifty thousand but less than three hundred fifty thousand inhabitants,] The governing body of any ambulance or fire protection district, when presented with a petition signed by at least twenty percent of the registered voters in the ambulance or fire protection district

that voted in the last gubernatorial election, calling for an election to repeal the tax pursuant to section 321.552, shall submit the question to the voters using the same procedure by which the imposition of the tax was voted. The ballot of submission shall be in substantially the following form:

Shall _____ (insert name of ambulance or fire protection district) repeal the _____ (insert amount up to one-half) of one percent sales tax now in effect in the _____ (insert name of ambulance or fire protection district) and reestablish the property tax levy in the district to the rate in existence prior to the enactment of the sales tax?

YES

NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

2. If a majority of the votes cast on the proposal by the qualified voters of the district voting thereon are in favor of repeal, that repeal shall become effective December thirty-first of the calendar year in which such repeal was approved."; and

Further amend said bill, page 56, section 324.009, line 141, by inserting after all of said line the following:

"488.435. 1. Sheriffs shall receive a charge, as provided in section 57.280, for service of any summons, writ or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est return or a nulla bona return, the sum of twenty dollars for each item to be served, as provided in section 57.280, except that a sheriff shall receive a charge for service of any subpoena, and making a return on the same, the sum of ten dollars, as provided in section 57.280; however, no such charge shall be collected in any proceeding when court costs are to be paid by the state, county or municipality. In addition to such charge, the sheriff shall be entitled, as provided in section 57.280, to receive for each mile actually traveled in serving any summons, writ, subpoena or other order of court, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to section 57.280 shall be collected by the court clerk as court costs and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of such charge. A sheriff may refuse to perform any service in any action or proceeding, other than when court costs are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall, as provided in section 57.280, receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his or her agent or attorney. The party at whose application any writ, execution, subpoena or other process has issued from the court shall pay

the sheriff's costs, as provided in section 57.280, for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, as provided in section 57.280, going and returning from the courthouse of the county in which he or she resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. As provided in subsection 4 of section 57.280, [the sheriff shall receive ten dollars] for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of section 57.280, in addition to the charge for such service that each sheriff receives under subsection 1 of section 57.280, **the sheriff of any county of the first, second, or fourth classification or with a charter form of government shall receive twenty dollars and the sheriff of any county of the third classification shall receive fifteen dollars.** The money received by the sheriff under subsection 4 of section 57.280 shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer. **As provided in subdivision (2) or (3) of subsection 4 of section 57.280,** the state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278 **or the sheriffs' retirement fund created under section 57.952.**

4. As provided in subsection 5 of section 57.280, the court clerk shall collect ten dollars as a court cost for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section if any person other than a sheriff is specially appointed to serve in a county that receives funds under section 57.278. The moneys received by the clerk under this subsection shall be paid into the county treasury and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278."; and

Further amend said bill, page 61, section 650.040, line 106, by inserting after all of said line the following:

"[57.955. 1. There shall be assessed and collected a surcharge of three dollars in all civil actions filed in the courts of this state and in all criminal cases including violation of any county ordinance or any violation of criminal or traffic laws of this state, including infractions, but no such surcharge shall be assessed when the costs are waived or are to be paid by the state, county or municipality or when a criminal proceeding or the defendant has been dismissed by the court. For purposes of this section, the term "county ordinance" shall not include any ordinance of the city of St. Louis. The clerk responsible for collecting court costs in civil and criminal cases, shall collect and disburse such amounts as provided by sections 488.010 to 488.020. Such funds shall be payable to the sheriffs' retirement fund. Moneys credited to the sheriffs' retirement fund shall be used only for the purposes provided for in sections 57.949 to 57.997 and for no other purpose.

2. The board may accept gifts, donations, grants and bequests from public or private sources to the sheriffs' retirement fund.]

[57.962. Other provisions of law to the contrary notwithstanding, any county or city not within a county who has elected or elects in the future to come under the provisions of sections 57.949 to 57.997 shall, after August 28, 2002, or on the date that such election is approved by the board of directors of the retirement system, whichever later occurs, be subject to the provisions of section 57.955.]

[483.088. Each circuit clerk shall prepare a summary of all amounts collected pursuant to section 57.955 during the preceding calendar year and shall annually, by July first of the succeeding year, send a copy of such summary to the state auditor.]

[488.024. As provided by section 57.955, there shall be assessed and collected a surcharge of three dollars in all civil actions filed in the courts of this state and in all criminal cases including violation of any county ordinance or any violation of criminal or traffic laws of this state, including infractions, but no such surcharge shall be assessed when the costs are waived or are to be paid by the state, county or municipality or when a criminal proceeding or the defendant has been dismissed by the court. For purposes of this section, the term "county ordinance" shall not include any ordinance of the City of St. Louis. The clerk responsible for collecting court costs in civil and criminal cases shall collect and disburse such amounts as provided by sections 488.010 to 488.020. Such funds shall be payable to the sheriffs' retirement fund.]"; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Gregory (15) offered SA 7:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 225, Pages 15-23, Section 173.2655, by striking all of said section from the bill; and

Further amend said bill, pages 23-25, section 173.2660, by striking all of said section from the bill and inserting in lieu thereof the following:

“173.2655. 1. This section and section 173.2660 shall be known and may be cited as the “Public Safety Recruitment and Retention Act”.

2. For purposes of this section and section 173.2660, unless the context clearly indicates otherwise, the following terms mean:

(1) “Advanced emergency medical technician”, as such term is defined in section 190.100;

(2) “Department”, the department of higher education and workforce development;

(3) “Emergency medical technician”, as such term is defined in section 190.100;

(4) “Firefighter”, any officer or employee of a fire department who is employed for the purpose of fighting fires, excluding volunteer firefighters and anyone employed in a clerical or other capacity not involving fire-fighting duties;

(5) “Institution of higher education”, a public community college, state college, or state university located in Missouri; or an approved private institution, as such term is defined in section 173.1102, that chooses to accept any tuition award money pursuant to subdivision (2) of subsection 7 of this section; or an emergency medical services training entity accredited or certified by the Missouri department of health and senior services pursuant to the provisions of section 190.131;

(6) **“Legal dependent”, as such term is defined by the United States Department of Education for purposes of the Free Application for Federal Student Aid;**

(7) **“Line of duty”, any action that public safety personnel is authorized or obligated by law, rule, or regulation to perform, related to or as a condition of employment or service;**

(8) **“Open seat”, a vacant position in a class, course, or program that is available for enrollment, and which may become available when a student drops out or transfers, or when a class, course, or program has unused capacity, allowing new students to register or enroll;**

(9) **“Paramedic”, as such term is defined in section 190.100;**

(10) **“Police officer”, any person who, by virtue of office or public employment, is vested by law with the power and duty to make arrests for violation of the laws of the state of Missouri or ordinances of any municipality thereof, while acting within the scope of his or her authority as an employee of a public law enforcement agency, as such term is defined in section 590.1040;**

(11) **“Public safety personnel”, includes any police officer, firefighter, paramedic, telecommunicator first responder, emergency medical technician, or advanced emergency medical technician who is trained and authorized by law or rule to render emergency medical assistance or treatment;**

(12) **“Telecommunicator first responder”, as such term is defined in section 650.320;**

(13) **“Tuition”, the charges and cost of tuition as set by the governing body of an institution of higher education, including fees such as course fees, activity fees, technology fees, and mandatory fees charged by such institution to all full-time students as a condition of enrollment, but excluding the costs of room, board, books, and any other educational materials, equipment, or supplies.**

3. Subject to appropriation, public safety personnel with at least six years of service shall be entitled to an award worth up to one hundred percent of the resident tuition charges of an institution of higher education if the individual:

(1) Possesses one of the following:

(a) A current, valid license issued by the department of health and senior services authorizing such person to serve as an emergency medical technician, advanced emergency medical technician, or paramedic;

(b) A current, valid license issued by the peace officer standards and training commission authorizing such person to serve as a peace officer pursuant to the provisions of chapter 590;

(c) A current, valid certificate issued by the division of fire safety authorizing such person to serve as a firefighter; or

(d) A current, valid certificate confirming successful completion of any ongoing training requirements pursuant to section 650.340; and

(e) For all public safety personnel, a certificate of verification signed by the individual's supervisor or employer verifying that such individual is currently employed full-time as public

safety personnel and trained and authorized by law or rule to render emergency medical assistance or treatment;

(2) Meets all admission requirements of the institution of higher education;

(3) Has not already earned a baccalaureate degree;

(4) Pursues studies leading to a license or certification issued by a training entity accredited or certified pursuant to the provisions of section 190.131, an associate degree or baccalaureate degree in one of the following academic subject areas:

(a) For police officers, eligible subjects include forensic science, fisheries and wildlife, political science, psychology, history, philosophy, sociology, anthropology, global studies, Spanish, journalism, advertising, public relations, nutrition and health sciences, communication sciences and disorders, and criminal justice;

(b) For firefighters, paramedics, emergency medical technicians, and advanced emergency medical technicians, eligible subjects include biology, chemistry, biochemistry, microbiology, nutrition and health sciences, communication sciences and disorders, Spanish, advertising, public relations, paramedicine, fire science, fire technology, fire administration, fire management, communications, homeland security, emergency management, disaster management, and crisis management; and

(c) For telecommunicator first responders, eligible subjects include any subject specified in paragraph (a) or (b) of this subdivision;

(5) Submits verification of the professional license or certificate and the certificate of verification required by subdivision (1) of this subsection to the department, in a form and manner as prescribed by the department;

(6) Files with the department documentation showing proof of employment as public safety personnel and proof of residence in Missouri each year such individual or such individual's legal dependent applies for and receives the tuition award;

(7) First applies for all other forms of federal and state student financial aid before applying for a tuition award, including, but not limited to, filing the United States Department of Education Free Application for Federal Student Aid and, if applicable, applying for financial assistance pursuant to the provisions of 38 U.S.C. Section 3301, et seq.; and

(8) Submits a document to the department confirming that the public safety personnel has satisfied the provisions of subdivision (7) of this subsection, to be submitted in a form and manner as prescribed by the department.

4. Public safety personnel may receive the tuition award pursuant to subsection 3 of this section for up to five years if they otherwise continue to be eligible for the tuition award. The five years of tuition award eligibility starts once the individual applies for and receives the tuition award for the first time and is available to such individual for the next five consecutive years or the individual's achievement of one hundred twenty credit hours, whichever occurs first.

5. Subject to appropriation, a legal dependent of public safety personnel with at least ten years of service shall be entitled to a tuition award worth up to one hundred percent of the resident tuition charges of an institution of higher education for an associate or baccalaureate degree program if such public safety personnel satisfies the provisions of subdivisions (1), (5), and (6) of subsection 3 of this section and the legal dependent:

(1) Executes an agreement with the department in accordance with the provisions of section 173.2660;

(2) Has not previously earned a baccalaureate degree;

(3) Meets all admission requirements of the institution of higher education;

(4) First applies for all other forms of federal and state student financial aid before applying for a tuition award, including, but not limited to, filing the United States Department of Education Free Application for Federal Student Aid and, if applicable, applying for financial assistance pursuant to the provisions of 38 U.S.C. Section 3301, et seq.;

(5) Submits a document to the department confirming that the legal dependent has satisfied subdivision (4) of this subsection, to be submitted in a form and manner as prescribed by the department;

(6) Submits the verification required pursuant to subsection 8 of this section to the department; and

(7) Pursues studies leading to a license or certification issued by a training entity accredited or certified pursuant to the provisions of section 190.131, an associate degree or baccalaureate degree in any one of the subject areas specified in paragraphs (a) to (c) of subdivision (4) of subsection 3 of this section.

6. A legal dependent may receive the tuition award for up to five years if the public safety personnel and the legal dependent continue to be eligible for such tuition award. The five years of tuition award eligibility starts once the legal dependent applies for and receives the tuition award for the first time and is available to such legal dependent for the next five consecutive years or the legal dependent's achievement of one hundred twenty credit hours, whichever occurs first.

7. The tuition award shall be worth:

(1) Up to one hundred percent of the public safety personnel's or the legal dependent's tuition remaining due after subtracting awarded federal financial aid grants and state scholarships and grants for the eligible public safety personnel or legal dependent during the time the public safety personnel or legal dependent is enrolled. To remain eligible, the public safety personnel or legal dependent shall comply with all requirements of the institution for continued attendance and award of an associate degree or a baccalaureate degree; or

(2) In the case of tuition at an approved private institution, up to one hundred percent of the public safety personnel's or the legal dependent's tuition remaining due after subtracting awarded federal financial aid grants and state scholarships and grants for the eligible public safety personnel or legal dependent during the time the public safety personnel or legal dependent is enrolled, up to

a maximum amount that is equal to the total cost of tuition and mandatory fees charged to a Missouri resident at the public community college, state college, or state university with the highest combined tuition and mandatory fee cost in the state at the time a tuition grant is awarded, as determined by the department. A private institution that chooses to accept as a tuition payment any tuition award money pursuant to this subdivision shall not charge the recipient of the tuition award any tuition that exceeds the maximum combined tuition and mandatory fee cost as determined by the department prior to the application of the tuition award.

8. (1) An application for a tuition award shall include a verification of the public safety personnel's satisfaction of the requirements of subdivisions (1), (5), and (6) of subsection 3 of this section. The public safety personnel shall include such verification when he or she or his or her legal dependent is applying to the department for a tuition waiver.

(2) The death of public safety personnel in the line of duty which occurs after submission of an application for a tuition award shall not disqualify such individual's otherwise eligible legal dependent from receiving the tuition award. In such case, in lieu of submitting the certificate of verification provided for in subdivision (1) of this subsection, the legal dependent shall submit a statement attesting that:

(a) At the time of death, such public safety personnel satisfied the requirements of subdivision (1) of this subsection; and

(b) Such public safety personnel died in the line of duty.

9. The department shall provide a tuition award to public safety personnel and legal dependents who satisfy the provisions of this section and section 173.2660, if applicable, and apply for an open seat at an institution of higher education, but shall not provide a tuition award if doing so would require the institution to create additional seats exceeding class, course, or program capacity.

10. All applicants for a tuition award shall submit their applications to the department no later than December fifteenth annually. No later than March first annually, the department shall send written notice of the applicant's eligibility or ineligibility for the tuition award and state whether the application has been approved or denied. If the applicant is determined not to be eligible for the tuition award, the notice shall include the reason or reasons for such determination. If the application is denied, the notice shall include the reason or reasons for the denial.

11. The department shall promulgate rules to implement the provisions of this section and section 173.2660. 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, 2025, shall be invalid and void.

12. (1) There is hereby created in the state treasury the "Public Safety Recruitment and Retention Fund", which shall consist of moneys appropriated by the general assembly or any gifts, donations, or bequests for the purpose of implementing the provisions of this section and section

173.2660. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of higher education and workforce development for the purpose of granting tuition awards as provided in this section and section 173.2660.

(2) 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.

(3) 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.

13. In any year in which moneys in the public safety recruitment and retention fund are insufficient to fully fund tuition awards for all eligible applicants, tuition awards shall be awarded in the following order of priority; provided that, in the event of a tie in eligibility, available funds shall be distributed on a pro rata basis:

(1) Priority class one shall include public safety personnel, in the following order:

(a) Public safety personnel in departments located wholly or partially in counties or cities not within a county with the highest crime rate per capita, as determined by the most recent uniform crime reporting statistics from the Federal Bureau of Investigation; and

(b) Public safety personnel with the most years of service; and

(2) Priority class two shall include dependents of public safety personnel, in the following order:

(a) Dependents of public safety personnel in departments located wholly or partially in counties or cities not within a county with the highest crime rate per capita, as determined by the most recent uniform crime reporting statistics from the Federal Bureau of Investigation; and

(b) Dependents of public safety personnel with the most years of service.

14. The tuition awards provided for in this section and section 173.2660 are subject to appropriation. If there are no moneys in the fund established in subsection 12 of this section, no tuition awards shall be granted.

173.2660. 1. Each legal dependent who is a tuition award recipient pursuant to the provisions of section 173.2655 shall execute an agreement as provided in this section. Such agreement shall include the following terms, as appropriate:

(1) The tuition award recipient agrees to reside within the state of Missouri for a period of five years following the use of the tuition award;

(2) Each year during the five-year period following use of the tuition award, the tuition award recipient agrees to file a state income tax return and provide a copy of such tax return to the department to document that such recipient still resides in the state of Missouri;

(3) If the tuition award recipient fails to annually file a tax return to prove residency in the state of Missouri for the five-year period following the use of the tuition award or fails to remain a

resident of Missouri for the five-year period following the use of the tuition award, the tuition award recipient agrees that the tuition award shall be treated as a loan to such recipient, subject to the following conditions:

(a) Interest shall be charged on the unpaid balance of the amount received from the date the recipient ceases to reside in Missouri until the amount received is paid back to the state. The interest rate shall be adjusted annually and shall be equal to one percentage point over the prevailing United States prime rate in effect on January first of such year; and

(b) The servicer of such loans shall be the higher education loan authority of the state of Missouri created pursuant to sections 173.350 to 173.445; and

(4) Any residency, filing, or payment obligation incurred by the tuition award recipient under section 173.2655 is canceled in the event of the tuition award recipient's total and permanent disability or death.

2. The five-year residency requirement begins once the legal dependent applies for and receives the tuition award for the first time and continues until the tuition award recipient's:

(1) Completion of the five-year tuition award eligibility period;

(2) Completion of a baccalaureate degree at an institution of higher education;

(3) Completion of an associate degree at a public community college and notification to the department that such recipient does not intend to pursue a baccalaureate degree or additional associate degree using tuition awards pursuant to the public safety recruitment and retention act; or

(4) Notification to the department that such recipient does not plan to use additional tuition awards pursuant to the public safety recruitment and retention act.”; and

Further amend the title and enacting clause accordingly.

Senator Gregory (15) moved that the above amendment be adopted, which motion prevailed.

Senator Brown (16) moved that **SS** for **SCS** for **HB 225**, as amended, be adopted which motion prevailed.

Senator Brown (16) moved that **SS** for **SCS** for **HB 225**, as amended, be read the 3rd time and finally passed and was recognized to close.

President Pro Tem O’Laughlin referred **SS** for **SCS** for **HB 225**, as amended, to the Committee on Fiscal Oversight.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SB 160**, with **HCS**, as amended: Senators Hudson, Gregory (21), Burger, Webber, and Washington.

Also,

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SB 150**, with **HCS**, as amended: Senators Carter, Brown (26), Brattin, McCreery, and Washington.

Senator Fitzwater assumed the Chair.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief:

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 60**, entitled:

An Act to repeal sections 43.656, 67.2540, 168.071, 210.1080, 210.1505, 324.012, 329.050, 339.100, 455.010, 455.035, 455.513, 491.075, 491.641, 492.304, 537.046, 537.047, 542.301, 566.010, 566.147, 566.148, 566.149, 566.150, 566.151, 566.155, 566.210, 566.211, 566.218, 567.030, 568.045, 573.010, 573.023, 573.025, 573.035, 573.037, 573.038, 573.050, 573.052, 573.215, 589.042, 589.400, 589.414, 610.021, 610.131, 650.120, and 660.520, RSMo, and to enact in lieu thereof forty-eight new sections relating to the protection of children and vulnerable persons, with penalty provisions.

With HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 9, HA 10, HA 11, HA 12, HA 1 to HA 13, HA 13, as amended, HA 14, HA 15, HA 16, HA 17, HA 18, HA 20, HA 21, HA 1 to HA 22, HA 2 to HA 22, and HA 22, as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 1, In the Title, Line 8, by deleting the words "children and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 1, Section A, Line 12, by inserting after said section and line the following:

"27.170. 1. There is hereby established the "Committee on Sex and Human Trafficking Training".

2. The committee shall consist of the following members:

(1) A representative of the attorney general's office who is involved in the office's anti-trafficking efforts appointed by the attorney general;

(2) A representative of the department of public safety with experience in human trafficking investigations appointed by the director of the department of public safety;

(3) A representative from a child advocacy center appointed by the director of a statewide nonprofit organization that advocates for the protection of children;

(4) A juvenile officer appointed by the chief justice of the supreme court of Missouri;

(5) A representative from an agency providing victim services appointed by the director of the department of social services;

(6) A representative from a child abuse medical resource center, as defined in section 334.950, appointed by the director of the department of health and senior services; and

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

3. The member who represents the attorney general's office shall serve as chair of the committee.

4. Members of the committee shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the committee.

5. The committee shall annually evaluate, and establish guidelines for, the sex and human trafficking training required under sections 56.265, 190.142, 211.326, 337.618, and 590.050. The committee shall produce, and distribute in a digital platform, training that meets its guidelines. The committee may approve training produced by other entities as consistent with its guidelines.

6. Any board, department, or agency that regulates any profession for which sex and human trafficking training is required as described in subsection 5 of this section may provide such training. Funding for the training shall be subject to appropriations.

7. The provisions of this section shall become effective on January 1, 2026, and shall expire on December 31, 2030."; and

Further amend said bill, Page 2, Section 43.656, Line 11, by inserting after said section and line the following:

"[56.265. 1. The county prosecuting attorney in any county, other than in a chartered county, shall receive an annual salary computed using the following schedule, when applicable. The assessed valuation factor shall be the amount thereof as shown for the year immediately preceding the year for which the computation is done.

(1) For a full-time prosecutor the prosecutor shall receive compensation equal to the compensation of an associate circuit judge;

(2) For a part-time prosecutor:

Assessed Valuation	Amount
\$18,000,000 to 40,999,999	\$37,000
41,000,000 to 53,999,999	38,000
54,000,000 to 65,999,999	39,000
66,000,000 to 85,999,999	41,000
86,000,000 to 99,999,999	43,000
100,000,000 to 130,999,999	45,000
131,000,000 to 159,999,999	47,000
160,000,000 to 189,999,999	49,000
190,000,000 to 249,999,999	51,000
250,000,000 to 299,999,999	53,000
300,000,000 or more	55,000

2. Two thousand dollars of the salary authorized in this section shall be payable to the prosecuting attorney only if the prosecuting attorney has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the prosecuting attorney's office when approved by a professional association of the county prosecuting attorneys of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each prosecuting attorney who completes the training program and shall send a list of certified prosecuting attorneys to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county prosecuting attorney in the same manner as other expenses as may be appropriated for that purpose.

3. As used in this section, the term "prosecuting attorney" includes the circuit attorney of any city not within a county.

4. The prosecuting attorney of any county which becomes a county of the first classification during a four-year term of office or a county which passed the proposition authorized by subsection 1 of section 56.363 shall not be required to devote full time to such office pursuant to section 56.067 until the beginning of the prosecuting attorney's next term of office or until the proposition otherwise becomes effective.

5. The provisions of section 56.066 shall not apply to full-time prosecutors who are compensated pursuant to subdivision (1) of subsection 1 of this section.]

56.265. 1. The county prosecuting attorney in any county, other than in a chartered county, shall receive an annual salary computed using the following schedule, when applicable. The assessed valuation factor shall be the amount thereof as shown for the year immediately preceding the year for which the computation is done.

(1) For a full-time prosecutor the prosecutor shall receive compensation equal to the compensation of an associate circuit judge;

(2) For a part-time prosecutor:

Assessed Valuation	Amount
\$18,000,000 o 40,999,999	\$37,000
41,000,000 o 53,999,999	38,000
54,000,000 o 65,999,999	39,000
66,000,000 o 85,999,999	41,000
86,000,000 o 99,999,999	43,000
100,000,000 o 9 130,999,999	45,000
131,000,000 o 9 159,999,999	47,000
160,000,000 o 9 189,999,999	49,000

00	190,000,0 o 9	249,999,99	51,000
00	250,000,0 o 9	299,999,99	53,000
00	300,000,0 r more		55,000

2. Two thousand dollars of the salary authorized in this section shall be payable to the prosecuting attorney only if the prosecuting attorney has completed:

(1) At least twenty hours of classroom instruction each calendar year relating to the operations of the prosecuting attorney's office when approved by a professional association of the county prosecuting attorneys of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each prosecuting attorney who completes the training program and shall send a list of certified prosecuting attorneys to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county prosecuting attorney in the same manner as other expenses as may be appropriated for that purpose; **and**

(2) One hour of sex and human trafficking training each calendar year consistent with the guidelines established in section 27.170. The provisions of this subdivision shall become effective on January 1, 2026, and shall expire on December 31, 2030.

3. As used in this section, the term "prosecuting attorney" includes the circuit attorney of any city not within a county.

4. The prosecuting attorney of any county which becomes a county of the first classification during a four-year term of office or a county which passed the proposition authorized by section 56.363 shall not be required to devote full time to such office pursuant to section 56.067 until the beginning of the prosecuting attorney's next term of office or until the proposition otherwise becomes effective.

5. The provisions of section 56.066 shall not apply to full-time prosecutors who are compensated pursuant to subdivision (1) of subsection 1 of this section."; and

Further amend said bill, Page 7, Section 168.071, Line 116, by inserting after said section and line the following:

"190.142. 1. (1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license.

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, in recognition of the EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) Emergency medical technician and paramedic education and training requirements based on respective National Emergency Medical Services Education Standards and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) Paramedic accreditation requirements. Paramedic training programs shall be accredited as required by the National Registry of Emergency Medical Technicians;

(4) Initial licensure testing requirements. Initial paramedic licensure testing shall be through the national registry of EMTs;

(5) (a) Continuing education and relicensure requirements.

(b) a. The department shall require each emergency medical technician and each advanced emergency medical technician, including each paramedic, to receive the following training as part of the continuing education requirements for relicensure:

(i) Any licensee who submits an application for relicensure before January 1, 2027, shall have completed one hour of sex and human trafficking training, consistent with the guidelines established

in section 27.170, before such submission;

(ii) Any licensee who submits an application for relicensure after December 31, 2026, and before January 1, 2028, shall have completed two hours of sex and human trafficking training, consistent with the guidelines established in section 27.170, before such submission;

(iii) Any licensee who submits an application for relicensure after December 31, 2027, and before January 1, 2029, shall have completed three hours of sex and human trafficking training, consistent with the guidelines established in section 27.170, before such submission; and

(iv) Any licensee who submits an application for relicensure after December 31, 2028, and before January 1, 2030, shall have completed four hours of sex and human trafficking training, consistent with the guidelines established in section 27.170, before such submission.

b. The provisions of this paragraph shall become effective on January 1, 2026, and shall expire on December 31, 2030; and

(6) Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. 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, 2002, shall be invalid and void."; and

Further amend said bill, Page 14, Section 210.1505, Line 100, by inserting after said section and line the following:

"211.326. 1. The state courts administrator shall:

(1) Evaluate existing services by establishing performance standards including performance standards for juvenile courts receiving diversion funds;

(2) Develop standards for orientation training for all new juvenile court professional personnel, including juvenile officers, deputy juvenile officers and other personnel deemed necessary by the state courts administrator;

(3) Develop standards for continuing education for existing juvenile court professional personnel, including juvenile officers, deputy juvenile officers and other personnel deemed necessary by the state courts administrator;

(4) Develop a process to evaluate services and collect relevant outcome data;

(5) Develop a standardized assessment form for classifying juvenile offenders; and

(6) Develop guidelines for juvenile court judges to use in determining the length of time a child may be detained prior to informal adjustment or formal adjudication.

2. Standards, training and assessment forms developed pursuant to subsection 1 of this section shall be developed considering racial disparities in the juvenile justice system.

3. Continuing education standards established under subdivision (3) of subsection 1 of this section shall include a requirement that each juvenile officer annually complete one hour of sex and human trafficking training consistent with the guidelines established in section 27.170. The provisions of this subsection shall become effective on January 1, 2026, and shall expire on December 31, 2030."; and

Further amend said bill, Page 18, Section 324.012, Line 133, by inserting after said section and line the following:

"324.035. 1. No board, commission, or committee within the division of professional registration shall utilize occupational fees, or any other fees associated with licensing requirements, or contract or partner with any outside vendor or agency for the purpose of offering continuing education classes **unless the continuing education program is approved by the director of the division of professional registration and is available to all licensees of the board, commission, or committee.**

2. Nothing in this section shall be construed to preclude a board, commission, or committee within the division of professional registration from utilizing occupational licensure fees for the purpose of participating in conferences, seminars, or other outreach for the purpose of communicating information to licensees with respect to changes in policy, law, or regulations."; and

Further amend said bill, Page 20, Section 329.050, Line 81, by inserting after said section and line the following:

"337.618. **1.** Each license issued pursuant to the provisions of sections 337.600 to 337.689 shall expire on a renewal date established by the director. The term of licensure shall be twenty-four months. The committee shall require a minimum number of thirty clock hours of continuing education for renewal of a license issued pursuant to sections 337.600 to 337.689, including two hours of suicide assessment, referral, treatment, and management training. The committee shall renew any license upon application for a renewal, completion of the required continuing education hours and upon payment of the fee established by the committee pursuant to the provisions of section 337.612. As provided by rule, the board may waive or extend the time requirements for completion of continuing education for reasons related to health, military service, foreign residency, or for other good cause. All requests for waivers or extensions of time shall be made in writing and submitted to the board before the renewal date.

2. The hours of continuing education required for renewal of a license under this section shall include two hours of sex and human trafficking training consistent with the guidelines established in section 27.170. The provisions of this subsection shall become effective on January 1, 2026, and shall expire on December 31, 2030."; and

Further amend said bill, Page 46, Section 567.030, Line 11, by deleting the words "B misdemeanor" and inserting in lieu thereof the words "[B misdemeanor] **E felony**"; and

Further amend said bill, page, and section, Line 13, by deleting the letter "E" and inserting in lieu thereof the letters "[E] **D**"; and

Further amend said bill, Page 64, Section 589.414, Line 207, by inserting after said section and line the following:

"589.700. 1. In addition to any fine imposed for a violation of section 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, or 567.030, the court shall enter a judgment of restitution in the amount specified in this subsection in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under this section, upon a plea of guilty or a finding of guilt for

a violation of section 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, or 567.030, excluding restitution ordered under section 566.218. The judgment of restitution shall be in the amount of:

- (1) Under section 566.203, 566.206, 566.209, 566.210, or 566.211, ten thousand dollars for each identified victim of the offense or offenses for which restitution is required under this subsection;
- (2) Under section 567.030, two thousand five hundred dollars for each identified victim of the offense or offenses for which restitution is required under this subsection; and
- (3) Two thousand five hundred dollars for each county in which such offense or offenses occurred.

2. There is hereby created in the state treasury the "Human Trafficking and Sexual Exploitation Fund", which shall consist of proceeds from the human trafficking restitution collected for violations of sections 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, and 567.030. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in this fund shall be distributed to the county or counties where the human trafficking offense or offenses occurred. Upon receipt of moneys from the fund, a county shall allocate the disbursement as follows:

- (1) For any violation under section 566.203, 566.206, 566.209, 566.210, or 566.211, ten thousand dollars for each identified victim of the offense or offenses that occurred in the county toward local rehabilitation services for victims of human trafficking including, but not limited to, mental health and substance abuse counseling; general education, including parenting skills; housing relief; vocational training; and employment counseling;
- (2) For any violation under section 567.030, two thousand five hundred dollars for each identified victim of the offense or offenses that occurred in the county toward local rehabilitation services for victims of human trafficking including, but not limited to, mental health and substance abuse counseling; general education, including parenting skills; housing relief; vocational training; and employment counseling; and
- (3) Two thousand five hundred dollars toward local efforts to prevent human trafficking including, but not limited to, education programs for persons convicted of human trafficking offenses and increasing the number of local law enforcement members charged with enforcing human trafficking laws.

3. 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.

4. 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.

590.050. 1. (1) The POST commission shall establish requirements for the continuing education of all peace officers.

(2) Each peace officer shall be required to receive two hours of sex and human trafficking training consistent with the guidelines established in section 27.170 within the law enforcement continuing education one-year reporting period. The provisions of this subdivision shall become effective on January 1, 2026, and shall expire on December 31, 2030.

(3) Peace officers who make traffic stops shall be required to receive [three hours] **one hour** of training within the law enforcement continuing education [three-year] **one-year** reporting period concerning the prohibition against racial profiling and such training shall promote understanding and respect for racial and cultural differences and the use of effective, noncombative methods for carrying out law enforcement duties in a racially and culturally diverse environment.

2. The director shall license continuing education providers and may probate, suspend and revoke such licenses upon written notice stating the reasons for such action. Any person aggrieved by a decision of the director pursuant to this subsection may appeal as provided in chapter 536.

3. The costs of continuing law enforcement education shall be reimbursed in part by moneys from the peace officer standards and training commission fund created in section 590.178, subject to availability of funds, except that no such funds shall be used for the training of any person not actively commissioned or employed by a county or municipal law enforcement agency.

4. The director may engage in any activity intended to further the professionalism of peace officers through training and education, including the provision of specialized training through the department of public safety."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 25, Section 339.100, Line 165, by inserting after all of said section and line the following:

"376.1593. 1. The provisions of this section shall be known and may be cited as the "End Organ Harvesting Act of 2025".

2. As used in this section, the following terms mean:

(1) "Health benefit plan", the same meaning given to the term in section 376.1350. The term "health benefit plan" shall also include MO HealthNet and the state children's health insurance program authorized under chapter 208;

(2) "Health carrier", the same meaning given to the term in section 376.1350. The term "health carrier" shall also include the MO HealthNet division and any Medicaid managed care organization as defined in section 208.431.

3. A health carrier or health benefit plan shall not cover a human organ transplant or post-transplant care if:

(1) The transplant operation is performed in the People's Republic of China; or

(2) The human organ to be transplanted was procured by sale or donation originating in the People's Republic of China."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 7, Section 168.071, Line 116, by inserting after all of said section and line the following:

"210.221. 1. The department of elementary and secondary education shall have the following powers and duties:

(1) After inspection, to grant licenses to persons to operate child-care facilities if satisfied as to the good character and intent of the applicant and that such applicant is qualified and equipped to render care or service conducive to the welfare of children. Each license shall specify **the effective date and whether the license is temporary**, the kind of child-care services the licensee is authorized to perform, the number of children that can be received or maintained, and their ages ;

(2) To inspect the conditions of the homes and other places in which the applicant operates a child-care facility, inspect their books and records, premises and children being served, examine their officers and agents, deny, suspend, place on probation or revoke the license of such persons as fail to obey the provisions of sections 210.201 to 210.245 or the rules and regulations made by the department of elementary and secondary education. The commissioner also may revoke or suspend a license when the licensee surrenders the license;

(3) To promulgate and issue rules and regulations the department deems necessary or proper in order to establish standards of service and care to be rendered by such licensees to children. No rule or regulation promulgated by the department shall in any manner restrict or interfere with any religious instruction, philosophies or ministries provided by the facility and shall not apply to facilities operated by religious organizations which are not required to be licensed;

(4) To approve training concerning the safe sleep recommendations of the American Academy of Pediatrics in accordance with section 210.223; and

(5) To determine what records shall be kept by such persons and the form thereof, and the methods to be used in keeping such records, and to require reports to be made to the department at regular intervals.

2. (1) In addition to the powers and duties under subsection 1 of this section, the department of elementary and secondary education has the power and duty to grant a temporary child care license. The temporary child care license shall be granted to a child care provider who:

(a) Is not on probation or has not been on probation within the last twelve months;

(b) Is not in the process of having a license revoked or has not had a license revoked within the last twelve months; or

(c) Does not have a current letter of censure,

upon submittal of a complete license application to the department of elementary and secondary education by the child care provider, to expand an existing site or to add a new location.

(2) The child care provider shall complete all of the following in order to obtain a temporary child care license to expand an existing site or add a new location:

(a) State and local fire inspections as provided under section 210.252;

(b) State and local sanitation inspections as provided under section 210.252;

(c) City inspections;

(d) Staff background checks and health screenings; and

(e) Required staff training and any ongoing required training.

(3) Prior to obtaining a temporary child care license under this subsection for another facility, the child care provider shall have operated a child care facility for at least thirteen months. The new facility shall be subject to an inspection, without notification of the inspection, by the office of childhood within sixty days of the opening of the new facility.

(4) Temporary child care licenses shall be valid for a duration of no longer than twelve months from the date of issuance or until the department makes a final determination on full licensure.

(5) If the child care facility is an existing child care facility but there is a change in ownership of the facility, such facility shall be subject to an inspection, without notification of the inspection, by the office of childhood within sixty days of the change in ownership.

3. Any child-care facility may request a variance from a rule or regulation promulgated pursuant to this section. The request for a variance shall be made in writing to the department of elementary and secondary education and shall include the reasons the facility is requesting the variance. The department shall approve any variance request that does not endanger the health or safety of the children served by the facility. The burden of proof at any appeal of a disapproval of a variance application shall be with the department of elementary and secondary education. Local inspectors may grant a variance, subject to approval by the department of elementary and secondary education.

[3.] 4. The department shall deny, suspend, place on probation or revoke a license if it receives official written notice that the local governing body has found that license is prohibited by any local law related to the health and safety of children. The department may deny an application for a license if the department determines that a home or other place in which an applicant would operate a child-care facility is located within one thousand feet of any location where a person required to register under sections 589.400 to 589.425 either resides, as that term is defined in subsection 3 of section 566.147, or regularly receives treatment or services, excluding any treatment or services delivered in a hospital, as that term is defined in section 197.020, or in facilities owned or operated by a hospital system. The department may, after inspection, find the licensure, denial of licensure, suspension or revocation to be in the best interest of the state.

[4.] 5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in sections 210.201 to 210.245 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. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. 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, 1999, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Pages 31 and 32, Section 537.046, Lines 1-19, by deleting all of said section and lines and inserting in lieu thereof the following:

"537.046. 1. As used in this section, the following terms mean:

(1) "Childhood sexual abuse", any act committed by the defendant against the plaintiff which act occurred when the plaintiff was under the age of eighteen years and which act would have been a violation of section 566.030, [566.040, 566.050] **566.031, 566.032, 566.034**, 566.060, [566.070, 566.080, 566.090] **566.061, 566.062, 566.064, 566.067, 566.068, 566.069, 566.071, 566.083, 566.086, 566.093, 566.095**, 566.100, [566.110, or 566.120] **566.101, 566.209, 566.210, 566.211**, [or section] 568.020, or **573.200**;

(2) "Injury" or "illness", either a physical injury or illness or a psychological injury or illness. A psychological injury or illness need not be accompanied by physical injury or illness.

2. Any action to recover damages from injury or illness caused by childhood sexual abuse **or tortious conduct that caused the victim to be a victim of childhood sexual abuse** in an action brought pursuant to this section shall be commenced within [ten] **twenty** years of the plaintiff attaining the age of twenty-one or within three years of the date the plaintiff discovers, or reasonably should have discovered, that the injury or illness was caused by childhood sexual abuse, whichever later occurs.

3. This section shall apply to any action [commenced] **arising** on or after August 28, [2004, including any action which would have been barred by the application of the statute of limitation applicable prior to that date] **2025**.

4. Notwithstanding any other provision of law to the contrary, a nondisclosure agreement by any party to a childhood sexual abuse action shall not be judicially enforceable in a dispute involving childhood sexual abuse allegations or claims, and shall be void.": and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 7, Section 168.071, Line 116, by inserting after said section and line the following:

"196.990. 1. As used in this section, the following terms shall mean:

(1) "Administer", the direct application of an epinephrine [auto-injector] **delivery device** to the body of an individual;

(2) "Authorized entity", any entity or organization at or in connection with which allergens capable of causing anaphylaxis may be present including, but not limited to, qualified first responders, as such term is defined in section 321.621, restaurants, recreation camps, youth sports leagues, **child care facilities**, amusement parks, and sports arenas. "Authorized entity" shall not include any public school or public charter school;

(3) "Epinephrine [auto-injector] **delivery device**", a **prescribed**, single-use device used for the [automatic injection] **delivery** of a premeasured dose of epinephrine into the human body;

(4) "Physician", a physician licensed in this state under chapter 334;

(5) "Provide", the supply of one or more epinephrine [auto-injectors] **delivery devices** to an individual;

(6) "Self-administration", a person's discretionary use of an epinephrine [auto-injector] **delivery device**.

2. A physician may prescribe epinephrine [auto-injectors] **delivery devices** in the name of an authorized entity for use in accordance with this section, and pharmacists, physicians, and other persons authorized to dispense prescription medications may dispense epinephrine [auto-injectors] **delivery devices** under a prescription issued in the name of an authorized entity.

3. An authorized entity may acquire and stock a supply of epinephrine [auto-injectors] **delivery devices** under a prescription issued in accordance with this section. Such epinephrine [auto-injectors] **delivery devices** shall be stored in a location readily accessible in an emergency and in accordance with the epinephrine [auto-injector's] **delivery device's** instructions for use and any additional requirements established by the department of health and senior services by rule. An authorized entity shall designate employees or agents who have completed the training required under this section to be responsible for the storage, maintenance, and general oversight of epinephrine [auto-injectors] **delivery devices** acquired by the authorized entity.

4. An authorized entity that acquires a supply of epinephrine [auto-injectors] **delivery devices** under a prescription issued in accordance with this section shall ensure that:

(1) Expected epinephrine [auto-injector] **delivery device** users receive training in recognizing symptoms of severe allergic reactions including anaphylaxis and the use of epinephrine [auto-injectors] **delivery devices** from a nationally recognized organization experienced in training laypersons in emergency health treatment or another entity or person approved by the department of health and senior services;

(2) All epinephrine [auto-injectors] **delivery devices** are maintained and stored according to the epinephrine [auto-injector's] **delivery device's** instructions for use;

(3) Any person who provides or administers an epinephrine [auto-injector] **delivery device** to an individual who the person believes in good faith is experiencing anaphylaxis activates the emergency medical services system as soon as possible; and

(4) A proper review of all situations in which an epinephrine [auto-injector] **delivery device** is used to render emergency care is conducted.

5. Any authorized entity that acquires a supply of epinephrine [auto-injectors] **delivery devices** under a prescription issued in accordance with this section shall notify the emergency communications district or the ambulance dispatch center of the primary provider of emergency medical services where the epinephrine [auto-injectors] **delivery devices** are to be located within the entity's facility.

6. No person shall provide or administer an epinephrine [auto-injector] **delivery device** to any individual who is under eighteen years of age without the verbal consent of a parent or guardian who is present at the time when provision or administration of the epinephrine [auto-injector] **delivery device** is needed. Provided, however, that a person may provide or administer an epinephrine [auto-injector] **delivery device** to such an individual without the consent of a parent or guardian if the parent or guardian is not physically present and the person reasonably believes the individual shall be in imminent danger without the provision or administration of the epinephrine [auto-injector] **delivery device**.

7. The following persons and entities shall not be liable for any injuries or related damages that result from the administration or self-administration of an epinephrine [auto-injector] **delivery device** in accordance with this section that may constitute ordinary negligence:

(1) An authorized entity that possesses and makes available epinephrine [auto-injectors] **delivery devices** and its employees, agents, and other trained persons;

(2) Any person who uses an epinephrine [auto-injector] **delivery device** made available under this section;

(3) A physician that prescribes epinephrine [auto-injectors] **delivery devices** to an authorized entity;
or

(4) Any person or entity that conducts the training described in this section.

Such immunity does not apply to acts or omissions constituting a reckless disregard for the safety of others or willful or wanton conduct. The administration of an epinephrine [auto-injector] **delivery device**

in accordance with this section shall not be considered the practice of medicine. The immunity from liability provided under this subsection is in addition to and not in lieu of that provided under section 537.037. An authorized entity located in this state shall not be liable for any injuries or related damages that result from the provision or administration of an epinephrine [auto-injector] **delivery device** by its employees or agents outside of this state if the entity or its employee or agent is not liable for such injuries or related damages under the laws of the state in which such provision or administration occurred. No trained person who is in compliance with this section and who in good faith and exercising reasonable care fails to administer an epinephrine [auto-injector] **delivery device** shall be liable for such failure.

8. All basic life support ambulances and stretcher vans operated in the state shall be equipped with epinephrine [auto-injectors] **delivery devices** and be staffed by at least one individual trained in the use of epinephrine [auto-injectors] **delivery devices**.

9. The provisions of this section shall apply in all counties within the state and any city not within a county.

10. Nothing in this section shall be construed as superseding the provisions of section 167.630.

210.225. 1. This section shall be known and may be cited as "Elijah's Law".

2. (1) Before July 1, 2027, each licensed child care provider shall adopt a policy on allergy prevention and response with priority given to addressing potentially deadly food-borne allergies. Such policy shall contain, but shall not be limited to, the following elements:

(a) Distinguishing between building-wide, room-level, and individual approaches to allergy prevention and management;

(b) Providing an age-appropriate response to building-level and room-level allergy education and prevention;

(c) Describing the role of child care facility staff in determining how to manage an allergy problem, whether through a plan prepared for a child under Section 504 of the Rehabilitation Act of 1973, as amended, for a child with an allergy that has been determined to be a disability, an individualized health plan for a child who has an allergy that is not disabling, or another allergy management plan;

(d) Describing the role of other children and parents in cooperating to prevent and mitigate allergies;

(e) Addressing confidentiality issues involved with sharing medical information, including specifying when parental permission is required to make medical information available; and

(f) Coordinating with the department of elementary and secondary education, local health authorities, and other appropriate entities to ensure efficient promulgation of accurate information and to ensure that existing child care facility safety and environmental policies do not conflict.

(2) Such policies may contain information from or links to child care facility allergy prevention information furnished by the Food Allergy & Anaphylaxis Network or equivalent organization with a medical advisory board that has allergy specialists.

3. The department of elementary and secondary education shall, in cooperation with any appropriate professional association, develop a model policy or policies before July 1, 2026."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 7, Section 168.071, Line 116, by inserting after said section and line the following:

"198.009. 1. The provisions of sections 198.003 to 198.186 shall be administered by the department. The department shall have authority to promulgate rules and regulations for the purposes of administering sections 198.003 to 198.186. All such rules and regulations shall be promulgated in accordance with this section and chapter 536. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

2. No rule or regulation shall require a prospective employee to be assessed by a physician in order to be employed by an assisted living facility or residential care facility. An assisted living facility or residential care facility shall ensure that the prospective employee is capable of performing the job for which he or she is being hired.

3. All agencies of the state or any of its political subdivisions shall assist and cooperate with the department whenever necessary to carry out the department's responsibility under sections 198.003 to 198.186."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 56, Section 589.400, Lines 37-44, by deleting all of the said lines and inserting in lieu thereof the following:

"(7) Any person who is a resident of this state who [has, since July 1, 1979, been or] is hereafter adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense which, if committed in this state, would constitute an offense listed under section 589.414, [or has been] or is required to register in another state, territory, the District of Columbia, or foreign country, [or has been] or is required to register under tribal, federal, or military law; or

(8) Any person who [has been or] is required to register in another state, territory, the District of Columbia, or foreign country, [or has been] or is required to register under tribal,"; and

Further amend said bill and section, Page 59, Line 152, by inserting after all of the said section and line the following"

"589.406. A sexual offender required to register under sections 589.400 to 589.425 shall not be allowed to file a petition to a court to change his or her name until the offender is no longer required

to register and the offender's name is removed from the registry. Any sexual offender who intentionally violates this section shall be guilty of a class E felony."; and

Further amend said bill and page, Section 589.414, Lines 4-8, by deleting said lines and inserting in lieu thereof the following:

- "(1) [Name;
- (2)] Residence;
- [(3)] **(2)** Employment, including status as a volunteer or intern;
- [(4)] **(3)** Student status; or
- [(5)] **(4)** A termination to any of the items listed in this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 4, Section 67.2540, Line 69, by inserting after all of said section and line the following:

"135.621. 1. As used in this section, the following terms mean:

- (1) "Contribution", a donation of cash, stock, bonds, other marketable securities, or real property;
- (2) "Department", the department of social services;

(3) "Diaper bank", **a national diaper bank or** a nonprofit entity located in this state established and operating primarily for the purpose of collecting or purchasing disposable diapers or other hygiene products for infants, children, or incontinent adults and that regularly distributes such diapers or other hygiene products through two or more schools, health care facilities, governmental agencies, or other nonprofit entities for eventual distribution to individuals free of charge;

(4) **"National diaper bank", a nonprofit entity located in this state that meets the following criteria:**

(a) Collects, purchases, warehouses, and manages a community inventory of disposable diapers or other hygiene products for infants, children, or incontinent adults;

(b) Regularly distributes a consistent and reliable supply of such diapers or other hygiene products through two or more schools, health care facilities, governmental agencies, or other nonprofit entities for eventual distribution to individuals free of charge, with the intention of reducing diaper need; and

(c) Is a member of a national network organization serving all fifty states through which certification demonstrates nonprofit best practices, data-driven program design, and equitable distribution focused on best serving infants, children, and incontinent adults;

(5) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 148 or 153;

[(5)] (6) "Taxpayer", a person, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed under chapter 143; an insurance company paying an annual tax on its gross premium receipts in this state; any other financial institution paying taxes to the state of Missouri or any political subdivision of this state under chapter 148; an express company that pays an annual tax on its gross receipts in this state under chapter 153; an individual subject to the state income tax under chapter 143; or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. For all fiscal years beginning on or after July 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the amount of such taxpayer's contributions to a diaper bank.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any tax credit that cannot be claimed in the tax year the contribution was made may be carried over only to the next subsequent tax year. No tax credit issued under this section shall be assigned, transferred, or sold.

4. Except for any excess credit that is carried over under subsection 3 of this section, no taxpayer shall be allowed to claim a tax credit unless the taxpayer contributes at least one hundred dollars to one or more diaper banks during the tax year for which the credit is claimed.

5. The department shall determine, at least annually, which entities in this state qualify as diaper banks. The department may require of an entity seeking to be classified as a diaper bank any information which is reasonably necessary to make such a determination. The department shall classify an entity as a diaper bank if such entity satisfies the definition under subsection 1 of this section.

6. The department shall establish a procedure by which a taxpayer can determine if an entity has been classified as a diaper bank.

7. Diaper banks may decline a contribution from a taxpayer.

8. The cumulative amount of tax credits that may be claimed by all the taxpayers contributing to diaper banks in any one fiscal year shall not exceed five hundred thousand dollars. Tax credits shall be issued in the order contributions are received. If the amount of tax credits redeemed in a tax year is less than five hundred thousand dollars, the difference shall be added to the cumulative limit created under this subsection for the next fiscal year and carried over to subsequent fiscal years until claimed.

9. The department shall establish a procedure by which, from the beginning of the fiscal year until some point in time later in the fiscal year to be determined by the department, the cumulative amount of tax credits are equally apportioned among all entities classified as diaper banks. If a diaper bank fails to use all, or some percentage to be determined by the department, of its apportioned tax credits during this predetermined period of time, the department may reapportion such unused tax credits to diaper banks that have used all, or some percentage to be determined by the department, of their apportioned tax credits

during this predetermined period of time. The department may establish multiple periods each fiscal year and reapportion accordingly. To the maximum extent possible, the department shall establish the procedure described under this subsection in such a manner as to ensure that taxpayers can claim as many of the tax credits as possible, up to the cumulative limit created under subsection 8 of this section.

10. Each diaper bank shall provide information to the department concerning the identity of each taxpayer making a contribution and the amount of the contribution. The department shall provide the information to the department of revenue. The department shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

11. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the program authorized under this section shall automatically sunset on December thirty-first six years after August 28, [2018] **2025**, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of the reauthorization of this section;

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

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to issue tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 4, Section 67.2540, Line 69, by inserting after all of the said section and line the following:

"135.600. 1. As used in this section, the following terms shall mean:

(1) "Contribution", a donation of cash, stock, bonds or other marketable securities, or real property;

(2) "Maternity home", a residential facility located in this state:

(a) Established for the purpose of providing housing and assistance to pregnant women who are carrying their pregnancies to term;

(b) That does not perform, induce, or refer for abortions and that does not hold itself out as performing, inducing, or referring for abortions;

(c) That provides services at no cost to clients; and

(d) That is exempt from income taxation under the United States Internal Revenue Code;

(3) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143, chapter 147, chapter 148, and chapter 153, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265, and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143;

(4) "Taxpayer", a person, firm, a partner in a firm, corporation or a shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed by the provisions of chapter 143, including any [charitable] organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or a corporation subject to the annual corporation franchise tax imposed by the provisions of chapter 147, or an insurance company paying an annual tax on its gross premium receipts in this state, or other financial institution paying taxes to the state of Missouri or any political subdivision of this state pursuant to the provisions of chapter 148, or an express company which pays an annual tax on its gross receipts in this state pursuant to chapter 153, or an individual subject to the state income tax imposed by the provisions of chapter 143.

2. A taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability, in an amount equal to fifty percent of the amount such taxpayer contributed to a maternity home for all fiscal years ending on or before June 30, 2022, and seventy percent of the amount such taxpayer contributed to a maternity home for all fiscal years beginning on or after July 1, 2022, **but ending on or before June 30, 2026. For all fiscal years beginning on or after July 1, 2026, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to one hundred percent of the amount such taxpayer contributed to a maternity home.**

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any tax credit that cannot be claimed in the tax year the contribution was made may be carried over only to the next succeeding tax year. No tax credit issued under this section shall be assigned, transferred, or sold.

4. Except for any excess credit which is carried over pursuant to subsection 3 of this section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contribution or contributions to a maternity home or homes in such taxpayer's tax year has a value of at least one hundred dollars.

5. The director of the department of social services shall determine, at least annually, which facilities in this state may be classified as maternity homes. The director of the department of social services may require of a facility seeking to be classified as a maternity home whatever information is reasonably necessary to make such a determination. The director of the department of social services shall classify a facility as a maternity home if such facility meets the definition set forth in subsection 1 of this section.

6. The director of the department of social services shall establish a procedure by which a taxpayer can determine if a facility has been classified as a maternity home, and by which such taxpayer can then contribute to such maternity home and claim a tax credit. Maternity homes shall be permitted to decline a contribution from a taxpayer. The cumulative amount of tax credits which may be claimed by all the taxpayers contributing to maternity homes in any one fiscal year shall not exceed two million dollars for

all fiscal years ending on or before June 30, 2014, and two million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2014, and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019, and ending on or before June 30, 2022. For all fiscal years beginning on or after July 1, 2022, there shall be no limit imposed on the cumulative amount of tax credits that may be claimed by all taxpayers contributing to maternity homes under the provisions of this section. Tax credits shall be issued in the order contributions are received. If the amount of tax credits redeemed in a fiscal year is less than the cumulative amount authorized under this subsection, the difference shall be carried over to a subsequent fiscal year or years and shall be added to the cumulative amount of tax credits that may be authorized in that fiscal year or years.

7. For all fiscal years ending on or before June 30, 2022, the director of the department of social services shall establish a procedure by which, from the beginning of the fiscal year until some point in time later in the fiscal year to be determined by the director of the department of social services, the cumulative amount of tax credits are equally apportioned among all facilities classified as maternity homes. If a maternity home fails to use all, or some percentage to be determined by the director of the department of social services, of its apportioned tax credits during this predetermined period of time, the director of the department of social services may reapportion these unused tax credits to those maternity homes that have used all, or some percentage to be determined by the director of the department of social services, of their apportioned tax credits during this predetermined period of time. The director of the department of social services may establish more than one period of time and reapportion more than once during each fiscal year. To the maximum extent possible, the director of the department of social services shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

8. This section shall become effective January 1, 2000, and shall apply to all tax years after December 31, 1999.

135.630. 1. As used in this section, the following terms mean:

- (1) "Contribution", a donation of cash, stock, bonds, or other marketable securities, or real property;
- (2) "Director", the director of the department of social services;
- (3) "Pregnancy resource center", a nonresidential facility located in this state:

(a) Established and operating primarily to provide assistance to women and families with crisis pregnancies or unplanned pregnancies by offering pregnancy testing, counseling, emotional and material support, and other similar services or by offering services as described under subsection 2 of section 188.325, to encourage and assist such women and families in carrying their pregnancies to term; and

(b) Where childbirths are not performed; and

(c) Which does not perform, induce, or refer for abortions and which does not hold itself out as performing, inducing, or referring for abortions; and

(d) Which provides direct client services at the facility, as opposed to merely providing counseling or referral services by telephone; and

(e) Which provides its services at no cost to its clients; and

(f) When providing medical services, such medical services must be performed in accordance with Missouri statute; and

(g) Which is exempt from income taxation pursuant to the Internal Revenue Code of 1986, as amended;

(4) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapters 143, 147, 148, and 153, excluding sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143, excluding sections 143.191 to 143.265 and related provisions;

(5) "Taxpayer", a person, firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed by the provisions of chapter 143, or a corporation subject to the annual corporation franchise tax imposed by the provisions of chapter 147, or an insurance company paying an annual tax on its gross premium receipts in this state, or other financial institution paying taxes to the state of Missouri or any political subdivision of this state pursuant to the provisions of chapter 148, or an express company which pays an annual tax on its gross receipts in this state pursuant to chapter 153, or an individual subject to the state income tax imposed by the provisions of chapter 143, or any [charitable] organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. (1) Beginning on March 29, 2013, any contribution to a pregnancy resource center made on or after January 1, 2013, shall be eligible for tax credits as provided by this section.

(2) For all tax years beginning on or after January 1, 2007, and ending on or before December 31, 2020, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the amount such taxpayer contributed to a pregnancy resource center. For all tax years beginning on or after January 1, 2021, **but ending on or before December 31, 2025**, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to seventy percent of the amount such taxpayer contributed to a pregnancy resource center. **For all tax years beginning on or after January 1, 2026, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to one hundred percent of the amount such taxpayer contributed to a pregnancy resource center.**

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any tax credit that cannot be claimed in the tax year the contribution was made may be carried over only to the next succeeding tax year. No tax credit issued under this section shall be assigned, transferred, or sold.

4. Except for any excess credit which is carried over pursuant to subsection 3 of this section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contribution or contributions to a pregnancy resource center or centers in such taxpayer's tax year has a value of at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as pregnancy resource centers. The director may require of a facility seeking to be classified as a pregnancy resource center whatever information which is reasonably necessary to make such a determination. The director shall classify a facility as a pregnancy resource center if such facility meets the definition set forth in subsection 1 of this section.

6. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a pregnancy resource center. Pregnancy resource centers shall be permitted to decline a contribution from a taxpayer. The cumulative amount of tax credits which may be claimed by all the taxpayers contributing to pregnancy resource centers in any one fiscal year shall not exceed two million dollars for all fiscal years ending on or before June 30, 2014, and two million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2014, and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019, and ending on or before June 30, 2021. For all fiscal years beginning on or after July 1, 2021, there shall be no limit imposed on the cumulative amount of tax credits that may be claimed by all taxpayers contributing to pregnancy resource centers under the provisions of this section. Tax credits shall be issued in the order contributions are received. If the amount of tax credits redeemed in a fiscal year is less than the cumulative amount authorized under this subsection, the difference shall be carried over to a subsequent fiscal year or years and shall be added to the cumulative amount of tax credits that may be authorized in that fiscal year or years.

7. For all fiscal years ending on or before June 30, 2021, the director shall establish a procedure by which, from the beginning of the fiscal year until some point in time later in the fiscal year to be determined by the director, the cumulative amount of tax credits are equally apportioned among all facilities classified as pregnancy resource centers. If a pregnancy resource center fails to use all, or some percentage to be determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion these unused tax credits to those pregnancy resource centers that have used all, or some percentage to be determined by the director, of their apportioned tax credits during this predetermined period of time. The director may establish more than one period of time and reapportion more than once during each fiscal year. To the maximum extent possible, the director shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

8. Each pregnancy resource center shall provide information to the director concerning the identity of each taxpayer making a contribution to the pregnancy resource center who is claiming a tax credit pursuant to this section and the amount of the contribution. The director shall provide the information to the director of revenue. The director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

9. The provisions of section 23.253 shall not apply to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 54, Section 573.215, Line 13, by inserting after said section and line the following:

"578.365. 1. **This section shall be known and may be cited as "Danny's Law".**

2. A person commits the offense of hazing if he or she knowingly, **actively, and not under duress** participates in, **solicits another person to participate in**, or causes **or plans** a willful act, occurring on or off the campus of a public or private college or university, directed against a student or a prospective member, **current member, or former member** of an organization operating under the sanction of a public or private college or university, that recklessly endangers the mental or physical health or safety of a student or prospective member, **current member, or former member** for the purpose of initiation or admission into or continued membership in any such organization to the extent that such person is knowingly placed at probable risk of the loss of life or probable bodily or psychological harm. Acts of hazing include:

(1) Any activity which recklessly endangers the physical health or safety of the student or prospective member, **current member, or former member**, including but not limited to physical brutality, whipping, beating, branding, exposure to the elements, forced consumption of any food, liquor, drug or other substance, or forced smoking or chewing of tobacco products;

(2) Any activity which recklessly endangers the mental health of the student or prospective member, **current member, or former member**, including but not limited to sleep deprivation, physical confinement, or other extreme stress-inducing activity; or

(3) Any activity that requires the student or prospective member, **current member, or former member** to perform a duty or task which involves a violation of the criminal laws of this state or any political subdivision in this state.

[2.] 3. Public or private colleges or universities in this state shall adopt a written policy prohibiting hazing by any organization operating under the sanction of the institution.

[3.] 4. Nothing in this section shall be interpreted as creating a new private cause of action against any educational institution.

[4.] 5. Consent is not a defense to hazing. Section 565.010 does not apply to hazing cases or to homicide cases arising out of hazing activity.

[5.] 6. The offense of hazing is a class A misdemeanor, unless the act creates a substantial risk to the life of the student [or], prospective member, **current member, or former member**, in which case it is a class D felony.

7. **A person shall not be guilty of the offense of hazing if the person establishes all of the following:**

(1) **That he was present at an event where, as a result of hazing, a person appeared to be in need of immediate medical assistance;**

(2) **That he was the first person to call 911 or campus security to report the need for immediate medical assistance;**

(3) That he provided his own name, the address where immediate medical assistance was needed, and a description of the medical issue to the 911 operator or campus security at the time of the call; and

(4) That he remained at the scene with the person in need of immediate medical assistance until medical assistance, law enforcement, or campus security arrived and that he cooperated with such personnel on the scene.

8. Notwithstanding subsection 7 of this section to the contrary, a person shall be immune from prosecution under this section if the person establishes that the person rendered aid to the hazing victim before medical assistance, law enforcement, or campus security arrived on the scene of the hazing event. For purposes of this subsection, the term "aid" includes, but is not limited to, rendering cardiopulmonary resuscitation to the victim, clearing an airway for the victim to breathe, using a defibrillator to assist the victim, or rendering any other assistance to the victim that the person intended in good faith to stabilize or improve the victim's condition while waiting for medical assistance, law enforcement, or campus security to arrive.

9. For purposes of this section, the term "former member" means a person who is no longer affiliated with the chapter of the organization operating under the sanction of the public or private college or university, but who may be affiliated with the national chapter of the organization."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 20, Section 329.050, Line 81, by inserting after said section and line the following:

"338.010. 1. The "practice of pharmacy" includes:

(1) The interpretation, implementation, and evaluation of medical prescription orders, including any legend drugs under 21 U.S.C. Section 353, and the receipt, transmission, or handling of such orders or facilitating the dispensing of such orders;

(2) The designing, initiating, implementing, and monitoring of a medication therapeutic plan in accordance with the provisions of this section;

(3) The compounding, dispensing, labeling, and administration of drugs and devices pursuant to medical prescription orders;

(4) The ordering and administration of vaccines approved or authorized by the U.S. Food and Drug Administration, excluding vaccines for cholera, monkeypox, Japanese encephalitis, typhoid, rabies, yellow fever, tick-borne encephalitis, anthrax, tuberculosis, dengue, Hib, polio, rotavirus, smallpox, **chikungunya**, and any vaccine approved after January 1, [2023] **2025**, to persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is older, pursuant to joint promulgation of rules established by the board of pharmacy and the state board of registration for the healing arts unless rules are established under a state of emergency as described in section 44.100;

(5) The participation in drug selection according to state law and participation in drug utilization reviews;

(6) The proper and safe storage of drugs and devices and the maintenance of proper records thereof;

(7) Consultation with patients and other health care practitioners, and veterinarians and their clients about legend drugs, about the safe and effective use of drugs and devices;

(8) The prescribing and dispensing of any nicotine replacement therapy product under section 338.665;

(9) The dispensing of HIV postexposure prophylaxis pursuant to section 338.730; and

(10) The offering or performing of those acts, services, operations, or transactions necessary in the conduct, operation, management and control of a pharmacy.

2. No person shall engage in the practice of pharmacy unless he or she is licensed under the provisions of this chapter.

3. This chapter shall not be construed to prohibit the use of auxiliary personnel under the direct supervision of a pharmacist from assisting the pharmacist in any of his or her duties. This assistance in no way is intended to relieve the pharmacist from his or her responsibilities for compliance with this chapter and he or she will be responsible for the actions of the auxiliary personnel acting in his or her assistance.

4. This chapter shall not be construed to prohibit or interfere with any legally registered practitioner of medicine, dentistry, or podiatry, or veterinary medicine only for use in animals, or the practice of optometry in accordance with and as provided in sections 195.070 and 336.220 in the compounding, administering, prescribing, or dispensing of his or her own prescriptions.

5. A pharmacist with a certificate of medication therapeutic plan authority may provide medication therapy services pursuant to a written protocol from a physician licensed under chapter 334 to patients who have established a physician-patient relationship, as described in subdivision (1) of subsection 1 of section 191.1146, with the protocol physician. The written protocol authorized by this section shall come only from the physician and shall not come from a nurse engaged in a collaborative practice arrangement under section 334.104, or from a physician assistant engaged in a collaborative practice arrangement under section 334.735.

6. Nothing in this section shall be construed as to prevent any person, firm or corporation from owning a pharmacy regulated by sections 338.210 to 338.315, provided that a licensed pharmacist is in charge of such pharmacy.

7. Nothing in this section shall be construed to apply to or interfere with the sale of nonprescription drugs and the ordinary household remedies and such drugs or medicines as are normally sold by those engaged in the sale of general merchandise.

8. No health carrier as defined in chapter 376 shall require any physician with which they contract to enter into a written protocol with a pharmacist for medication therapeutic services.

9. This section shall not be construed to allow a pharmacist to diagnose or independently prescribe pharmaceuticals.

10. The state board of registration for the healing arts, under section 334.125, and the state board of pharmacy, under section 338.140, shall jointly promulgate rules regulating the use of protocols for medication therapy services. Such rules shall require protocols to include provisions allowing for timely communication between the pharmacist and the protocol physician or similar body authorized by this section, and any other patient protection provisions deemed appropriate by both boards. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither board shall separately promulgate rules regulating the use of protocols for medication therapy services. 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, 2007, shall be invalid and void.

11. The state board of pharmacy may grant a certificate of medication therapeutic plan authority to a licensed pharmacist who submits proof of successful completion of a board-approved course of academic clinical study beyond a bachelor of science in pharmacy, including but not limited to clinical assessment skills, from a nationally accredited college or university, or a certification of equivalence issued by a nationally recognized professional organization and approved by the board of pharmacy.

12. Any pharmacist who has received a certificate of medication therapeutic plan authority may engage in the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by a written protocol from a physician that may be specific to each patient for care by a pharmacist.

13. Nothing in this section shall be construed to allow a pharmacist to make a therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol or the physician's prescription order.

14. "Veterinarian", "doctor of veterinary medicine", "practitioner of veterinary medicine", "DVM", "VMD", "BVSe", "BVMS", "BSe (Vet Science)", "VMB", "MRCVS", or an equivalent title means a person who has received a doctor's degree in veterinary medicine from an accredited school of veterinary medicine or holds an Educational Commission for Foreign Veterinary Graduates (EDFVG) certificate issued by the American Veterinary Medical Association (AVMA).

15. In addition to other requirements established by the joint promulgation of rules by the board of pharmacy and the state board of registration for the healing arts:

(1) A pharmacist shall administer vaccines by protocol in accordance with treatment guidelines established by the Centers for Disease Control and Prevention (CDC);

(2) A pharmacist who is administering a vaccine shall request a patient to remain in the pharmacy a safe amount of time after administering the vaccine to observe any adverse reactions. Such pharmacist shall have adopted emergency treatment protocols.

16. In addition to other requirements by the board, a pharmacist shall receive additional training as required by the board and evidenced by receiving a certificate from the board upon completion, and shall display the certification in his or her pharmacy where vaccines are delivered.

17. A pharmacist shall inform the patient that the administration of a vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the pharmacist. If the patient indicates that he or she does not want such information entered into the ShowMeVax system, the pharmacist shall provide a written report within fourteen days of administration of a vaccine to the patient's health care provider, if provided by the patient, containing:

- (1) The identity of the patient;
- (2) The identity of the vaccine or vaccines administered;
- (3) The route of administration;
- (4) The anatomic site of the administration;
- (5) The dose administered; and
- (6) The date of administration.

18. A pharmacist licensed under this chapter may order and administer vaccines approved or authorized by the U.S. Food and Drug Administration to address a public health need, as lawfully authorized by the state or federal government, or a department or agency thereof, during a state or federally declared public health emergency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 13

Amend House Amendment No. 13 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 2, Line 22, by deleting the words "**An employee**" and inserting in lieu thereof the words "**A medical professional**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 69, Section 610.131, Line 18, by inserting after said section and line the following:

"632.305. 1. An application for detention for evaluation and treatment at a mental health facility may be executed by any adult person, who need not be an attorney or represented by an attorney, on a form provided by the court for such purpose, and shall allege under oath[, without a notarization requirement,] that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or to others. The application shall specify the factual

information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, declarations, or other supporting documentation, to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or others, it shall direct a peace officer to take the respondent into custody and transport him or her to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A peace officer may take a person into custody for detention for evaluation and treatment at a mental health facility for a period not to exceed ninety-six hours only when such peace officer has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself or herself or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer who conveyed such person or caused him or her to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his or her own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself or herself or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself or herself or others unless he or she is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his or her own personal observations or investigation and shall contain the information required in subsection 1 of this section.

5. **(1)** No notarization shall be required for an application, or for any affidavits, declarations, or other documents supporting an application, **completed or executed by:**

(a) A peace officer under subsection 3 of this section;

(b) A licensed physician, mental health professional, or registered professional nurse under subsection 4 of this section; or

(c) An employee acting on behalf of a hospital, as defined in section 197.020, under subsections 1 and 2 of this section.

(2) The application and any affidavits, declarations, or other documents supporting the application shall be subject to the provisions of section 492.060 allowing for declaration under penalty of perjury."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 14, Section 210.1505, Line 100, by inserting after said section and line the following:

"260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. [Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction,] **The fund shall not be used for any costs associated with clean up efforts. The fund may also accept, without limitation, funds from gifts, bequests, and devises.**

2. The department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. [The request by a local governing body] **Requests for investigation may be submitted in writing to the department by local governing bodies, local community groups, or individuals located within the jurisdiction of a specified area of concern. Requests** shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist.

3. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards **set by the United States Environmental Protection Agency** for remedial action due to contamination. **The investigation may include the collection of soil, dust, and water samples from the specified area.** Within a residential area, this plan may include [dust] samples collected [inside residential homes] **on private property** only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan.

4. **If the department has evidence or reasonably suspects that radioactive contaminants are located on property owned by a governmental agency, regardless of whether the property is accessible to the public that will not grant access to collect samples, the department may seek a warrant to access the property to collect any samples authorized under this section.**

5. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general [and the local governing body that requested the investigation] and make the finalized report and testing results publicly available on the department's website.

[2.] 6. The transfer to the fund **from the hazardous waste fund** shall not exceed one hundred fifty thousand dollars per fiscal year. [Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year.] Any moneys **transferred from the hazardous waste fund** remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund. **Moneys received from general revenue, gifts, bequests, devises, or any other source shall remain in the radioactive waste investigation fund.**

[3.] 7. 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.

8. The department shall seek reimbursement of expenses incurred during radioactive waste testing from any federal agency responsible for the site."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 15

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 64, Section 589.414, Line 207, by inserting after said section and line the following:

"595.045. 1. There is established in the state treasury the "Crime Victims' Compensation Fund". A surcharge of seven dollars and fifty cents shall be assessed as costs in each court proceeding filed in any court in the state in all criminal cases including violations of any county ordinance or any violation of criminal or traffic laws of the state, including an infraction and violation of a municipal ordinance; except that no such fee shall be collected in any proceeding in any court when the proceeding or the defendant has been dismissed by the court or when costs are to be paid by the state, county, or municipality. A surcharge of seven dollars and fifty cents shall be assessed as costs in a juvenile court proceeding in which a child is found by the court to come within the applicable provisions of subdivision (3) of subsection 1 of section 211.031.

2. Notwithstanding any other provision of law to the contrary, the moneys collected by clerks of the courts pursuant to the provisions of subsection 1 of this section shall be collected and disbursed in accordance with sections 488.010 to 488.020 and shall be payable to the director of the department of revenue.

3. The director of revenue shall deposit annually the amount of two hundred fifty thousand dollars to the state forensic laboratory account administered by the department of public safety to provide financial assistance to defray expenses of crime laboratories if such analytical laboratories are registered with the federal Drug Enforcement Agency or the Missouri department of health and senior services. Subject to appropriations made therefor, such funds shall be distributed by the department of public safety to the crime laboratories serving the courts of this state making analysis of a controlled substance or analysis of blood, breath or urine in relation to a court proceeding.

4. The remaining funds collected under subsection 1 of this section shall be denoted to the payment of an annual appropriation for the administrative and operational costs of the office for victims of crime and, if a statewide automated crime victim notification system is established pursuant to section 650.310, to the monthly payment of expenditures actually incurred in the operation of such system. Additional remaining funds shall be subject to the following provisions:

(1) On the first of every month, the director of revenue or the director's designee shall determine the balance of the funds in the crime victims' compensation fund available to satisfy the amount of compensation payable pursuant to sections 595.010 to 595.075, excluding sections 595.050 and 595.055;

(2) Beginning on September 1, 2004, and on the first of each month, the director of revenue or the director's designee shall deposit fifty percent of the balance of funds available to the credit of the crime victims' compensation fund and fifty percent to the services to victims' fund established in section 595.100.

5. The director of revenue or such director's designee shall at least monthly report the moneys paid pursuant to this section into the crime victims' compensation fund and the services to victims fund to the department of public safety.

6. The moneys collected by clerks of municipal courts pursuant to subsection 1 of this section shall be collected and disbursed as provided by sections 488.010 to 488.020. Five percent of such moneys shall be payable to the city treasury of the city from which such funds were collected. The remaining ninety-five percent of such moneys shall be payable to the director of revenue. The funds received by the director of revenue pursuant to this subsection shall be distributed as follows:

(1) On the first of every month, the director of revenue or the director's designee shall determine the balance of the funds in the crime victims' compensation fund available to satisfy the amount of compensation payable pursuant to sections 595.010 to 595.075, excluding sections 595.050 and 595.055;

(2) Beginning on September 1, 2004, and on the first of each month the director of revenue or the director's designee shall deposit fifty percent of the balance of funds available to the credit of the crime victims' compensation fund and fifty percent to the services to victims' fund established in section 595.100.

7. These funds shall be subject to a biennial audit by the Missouri state auditor. Such audit shall include all records associated with crime victims' compensation funds collected, held or disbursed by any state agency.

8. In addition to the moneys collected pursuant to subsection 1 of this section, the court shall enter a judgment in favor of the state of Missouri, payable to the crime victims' compensation fund, of sixty-eight dollars upon a plea of guilty or a finding of guilt for a class A or B felony; forty-six dollars upon a plea of guilty or finding of guilt for a class C [or], D, **or** E felony; and ten dollars upon a plea of guilty or a finding of guilt for any misdemeanor under Missouri law except for those in chapter 252 relating to fish and game, chapter 302 relating to drivers' and commercial drivers' license, chapter 303 relating to motor vehicle financial responsibility, chapter 304 relating to traffic regulations, chapter 306 relating to watercraft regulation and licensing, and chapter 307 relating to vehicle equipment regulations. Any clerk of the court receiving moneys pursuant to such judgments shall collect and disburse such crime victims' compensation judgments in the manner provided by sections 488.010 to 488.020. Such funds shall be payable to the state treasury and deposited to the credit of the crime victims' compensation fund.

9. The clerk of the court processing such funds shall maintain records of all dispositions described in subsection 1 of this section and all dispositions where a judgment has been entered against a defendant in favor of the state of Missouri in accordance with this section; all payments made on judgments for alcohol-related traffic offenses; and any judgment or portion of a judgment entered but not collected. These records shall be subject to audit by the state auditor. The clerk of each court transmitting such funds shall report separately the amount of dollars collected on judgments entered for alcohol-related traffic offenses from other crime victims' compensation collections or services to victims collections.

10. The department of revenue shall maintain records of funds transmitted to the crime victims' compensation fund by each reporting court and collections pursuant to subsection 16 of this section and shall maintain separate records of collection for alcohol-related offenses.

11. The state courts administrator shall include in the annual report required by section 476.350 the circuit court caseloads and the number of crime victims' compensation judgments entered.

12. All awards made to injured victims under sections 595.010 to 595.105 and all appropriations for administration of sections 595.010 to 595.105, except sections 595.050 and 595.055, shall be made from the crime victims' compensation fund. Any unexpended balance remaining in the crime victims' compensation fund at the end of each biennium shall not be subject to the provision of section 33.080 requiring the transfer of such unexpended balance to the ordinary revenue fund of the state, but shall remain in the crime victims' compensation fund. In the event that there are insufficient funds in the crime victims' compensation fund to pay all claims in full, all claims shall be paid on a pro rata basis. If there are no funds in the crime victims' compensation fund, then no claim shall be paid until funds have again accumulated in the crime victims' compensation fund. When sufficient funds become available from the fund, awards which have not been paid shall be paid in chronological order with the oldest paid first. In the event an award was to be paid in installments and some remaining installments have not been paid due to a lack of funds, then when funds do become available that award shall be paid in full. All such awards on which installments remain due shall be paid in full in chronological order before any other postdated award shall be paid. Any award pursuant to this subsection is specifically not a claim against the state, if it cannot be paid due to a lack of funds in the crime victims' compensation fund.

13. When judgment is entered against a defendant as provided in this section and such sum, or any part thereof, remains unpaid, there shall be withheld from any disbursement, payment, benefit, compensation, salary, or other transfer of money from the state of Missouri to such defendant an amount equal to the unpaid amount of such judgment. Such amount shall be paid forthwith to the crime victims' compensation fund and satisfaction of such judgment shall be entered on the court record. Under no circumstances shall the general revenue fund be used to reimburse court costs or pay for such judgment. The director of the department of corrections shall have the authority to pay into the crime victims' compensation fund from an offender's compensation or account the amount owed by the offender to the crime victims' compensation fund, provided that the offender has failed to pay the amount owed to the fund prior to entering a correctional facility of the department of corrections.

14. All interest earned as a result of investing funds in the crime victims' compensation fund shall be paid into the crime victims' compensation fund and not into the general revenue of this state.

15. Any person who knowingly makes a fraudulent claim or false statement in connection with any claim hereunder is guilty of a class A misdemeanor.

16. The department may receive gifts and contributions for the benefit of crime victims. Such gifts and contributions shall be credited to the crime victims' compensation fund as used solely for compensating victims under the provisions of sections 595.010 to 595.075."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 16

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 37, Section 542.301, Line 176, by inserting after said section and line the following:

"556.035. Notwithstanding the provisions of section 556.036, prosecutions for abuse or neglect of a child under eighteen years of age under section 568.060 must be commenced within twenty years of the commission of the offense."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 17

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 28, Section 455.513, Line 25, by inserting after said section and line the following:

"478.001. 1. For purposes of sections 478.001 to 478.009, the following terms shall mean:

(1) "Adult treatment court", a treatment court focused on addressing the substance use disorder or co-occurring disorder of defendants charged with a criminal offense;

(2) "Community-based substance use disorder treatment program", an agency certified by the department of mental health as a substance use disorder treatment provider;

(3) "Co-occurring disorder", the coexistence of both a substance use disorder and a mental health disorder;

(4) "DWI court", a treatment court focused on addressing the substance use disorder or co-occurring disorder of defendants who have pleaded guilty to or been found guilty of driving while intoxicated or driving with excessive blood alcohol content;

(5) "Family treatment court", a treatment court focused on addressing a substance use disorder or co-occurring disorder existing in families in the juvenile court, family court, or criminal court in which a parent or other household member has been determined to have a substance use disorder or co-occurring disorder that impacts the safety and well-being of the children in the family;

(6) "Juvenile treatment court", a treatment court focused on addressing the substance use disorder or co-occurring disorder of juveniles in the juvenile court;

(7) "Medication-assisted treatment", the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders;

(8) "Mental health disorder", any organic, mental, or emotional impairment that has substantial adverse effects on a person's cognitive, volitional, or emotional function and that constitutes a substantial impairment in a person's ability to participate in activities of normal living;

(9) "**Mental health treatment court**", a **treatment court focused on addressing the mental health disorder or co-occurring disorder of defendants charged with a criminal offense**;

(10) "Risk and needs assessment", an actuarial tool, approved by the treatment courts coordinating commission and validated on a targeted population of drug-involved adult offenders, scientifically proven to determine a person's risk to recidivate and to identify criminal risk factors that, when properly addressed, can reduce that person's likelihood of committing future criminal behavior;

[(10)] (11) "Substance use disorder", the recurrent use of alcohol or drugs that causes clinically significant impairment, including health problems, disability, and failure to meet major responsibilities at work, school, or home;

[(11)] (12) "Treatment court commissioner", a person appointed by a majority of the circuit and associate circuit judges in a circuit to preside as the judicial officer in the treatment court division;

[(12)] (13) "Treatment court division", a specialized, nonadversarial court division with jurisdiction over cases involving substance-involved offenders and making extensive use of comprehensive supervision, drug or alcohol testing, and treatment services. Treatment court divisions include, but are not limited to, the following specialized courts: adult treatment court, DWI court, family treatment court, juvenile treatment court, **mental health treatment court**, veterans treatment court, or any combination thereof;

[(13)] (14) "Treatment court team", the following members who are assigned to the treatment court: the judge or treatment court commissioner, treatment court administrator or coordinator, prosecutor, public defender or member of the criminal defense bar, a representative from the division of probation and parole, a representative from law enforcement, substance use disorder **or mental health disorder** treatment providers, and any other person selected by the treatment court team;

[(14)] (15) "Veterans treatment court", a treatment court focused on substance use disorders, co-occurring disorders, or mental health disorders of defendants charged with a criminal offense who are military veterans or current military personnel.

2. A treatment court division shall be established, prior to August 28, 2021, by any circuit court pursuant to sections 478.001 to 478.009 to provide an alternative for the judicial system to dispose of cases which stem from, or are otherwise impacted by, a substance use **disorder or mental health disorder**. The treatment court division may include, but not be limited to, cases assigned to an adult treatment court, DWI court, family treatment court, juvenile treatment court, **mental health treatment court**, veterans treatment court, or any combination thereof. A treatment court shall combine judicial supervision, drug or alcohol testing, and treatment of participants. Except for good cause found by the court, a treatment court making a referral for substance use disorder **or mental health disorder** treatment, when such program will receive state or federal funds in connection with such referral, shall refer the person only to a program which is certified by the department of mental health, unless no appropriate certified treatment program is located within the same county as the treatment court. Upon successful completion of the treatment court program, the charges, petition, or penalty against a treatment court

participant may be dismissed, reduced, or modified, unless otherwise stated. **Except for those costs waived pursuant to section 488.016**, any fees received by a court from a defendant as payment for [substance] treatment programs shall not be considered court costs, charges or fines.

3. An adult treatment court may be established by any circuit court [under sections 478.001 to 478.009] to provide an alternative for the judicial system to dispose of cases which stem from substance use.

4. [Under sections 478.001 to 478.009,] A DWI court may be established by any circuit court to provide an alternative for the judicial system to dispose of cases that stem from driving while intoxicated.

5. A family treatment court may be established by any circuit court. The juvenile division of the circuit court or the family court, if one is established under section 487.010, may refer one or more parents or other household members subject to its jurisdiction to the family treatment court if he or she has been determined to have a substance use disorder or co-occurring disorder that impacts the safety and well-being of the children in the family.

6. A juvenile treatment court may be established by the juvenile division of any circuit court. The juvenile division may refer a juvenile to the juvenile treatment court if the juvenile is determined to have committed acts that violate the criminal laws of the state or ordinances of a municipality or county and a substance use disorder or co-occurring disorder contributed to the commission of the offense.

7. The general assembly finds and declares that it is the public policy of this state to encourage and provide an alternative method for the disposal of cases for military veterans and current military personnel with substance use disorders, mental health disorders, or co-occurring disorders. In order to effectuate this public policy, a veterans treatment court may be established by any circuit court, or combination of circuit courts upon agreement of the presiding judges of such circuit courts, to provide an alternative for the judicial system to dispose of cases that stem from a substance use disorder, mental health disorder, or co-occurring disorder of military veterans or current military personnel. A veterans treatment court shall combine judicial supervision, drug or alcohol testing, and substance use and mental health disorder treatment to participants who have served or are currently serving the United States Armed Forces, including members of the Reserves or National Guard, with preference given to individuals who have combat service. For the purposes of this section, combat service shall be shown through military service documentation that reflects service in a combat theater, receipt of combat service medals, or receipt of imminent danger or hostile fire pay or tax benefits. Except for good cause found by the court, a veterans treatment court shall make a referral for substance use or mental health disorder treatment, or a combination of substance use and mental health disorder treatment, through the Department of Defense health care, the Veterans Administration **or its successor department or agency**, or a community-based substance use disorder treatment program. Community-based programs utilized shall receive state or federal funds in connection with such referral and shall only refer the individual to a program certified by the department of mental health, unless no appropriate certified treatment program is located within the same circuit as the veterans treatment court.

8. A mental health treatment court may be established by any circuit court to provide an alternative for the judicial system to dispose of cases that stem from a mental health disorder or co-occurring disorder."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 18

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 25, Section 339.100, Line 165, by inserting after said section and line the following:

"452.305. 1. The court shall enter a judgment of dissolution of marriage if:

(1) The court finds that one of the parties has been a resident of this state, or is a member of the armed services who has been stationed in this state, for ninety days immediately preceding the commencement of the proceeding and that thirty days have elapsed since the filing of the petition; and

(2) The court finds that there remains no reasonable likelihood that the marriage can be preserved and that therefore the marriage is irretrievably broken; and

(3) To the extent it has jurisdiction, the court has considered and made provision for child custody, the support of each child, the maintenance of either spouse and the disposition of property.

2. The court shall enter a judgment of legal separation if:

(1) The court finds that one of the parties has been a resident of this state, or is a member of the armed services who has been stationed in this state, for ninety days immediately preceding the commencement of the proceeding and that thirty days have elapsed since the filing of the petition; and

(2) The court finds that there remains a reasonable likelihood that the marriage can be preserved and that therefore the marriage is not irretrievably broken; and

(3) To the extent it has jurisdiction, the court has considered and made provision for the custody and the support of each child, the maintenance of either spouse and the disposition of property.

3. Pregnancy status shall not prevent the court from entering a judgment of dissolution of marriage or legal separation.

4. Any judgment of dissolution of marriage or legal separation shall include the last four digits of the Social Security numbers of the parties. The full Social Security number of each party and each child shall be retained in the manner required under section 509.520.

452.310. 1. In any proceeding commenced pursuant to this chapter, the petition, a motion to modify, a motion for a family access order and a motion for contempt shall be verified. The petition in a proceeding for dissolution of marriage shall allege that the marriage is irretrievably broken and that therefore there remains no reasonable likelihood that the marriage can be preserved. The petition in a proceeding for legal separation shall allege that the marriage is not irretrievably broken and that therefore there remains a reasonable likelihood that the marriage can be preserved.

2. The petition in a proceeding for dissolution of marriage or legal separation shall set forth:

(1) The residence of each party, including the county, and the length of residence of each party in this state and in the county of residence;

(2) The date of the marriage and the place at which it is registered;

(3) The date on which the parties separated;

(4) The name, age, and address of each child, and the parent with whom each child has primarily resided for the sixty days immediately preceding the filing of the petition for dissolution of marriage or legal separation;

(5) Whether the wife is pregnant; **however, pregnancy status shall not prevent the court from entering a judgment of dissolution of marriage or legal separation;**

(6) The last four digits of the Social Security number of the petitioner, respondent and each child;

(7) Any arrangements as to the custody and support of the children and the maintenance of each party;
and

(8) The relief sought.

3. Upon the filing of the petition in a proceeding for dissolution of marriage or legal separation, each child shall immediately be subject to the jurisdiction of the court in which the proceeding is commenced, unless a proceeding involving allegations of abuse or neglect of the child is pending in juvenile court. Until permitted by order of the court, neither parent shall remove any child from the jurisdiction of the court or from any parent with whom the child has primarily resided for the sixty days immediately preceding the filing of a petition for dissolution of marriage or legal separation.

4. The mere fact that one parent has actual possession of the child at the time of filing shall not create a preference in favor of such parent in any judicial determination regarding custody of the child.

5. The respondent shall be served in the manner provided by the rules of the supreme court and applicable court rules and, to avoid an interlocutory judgment of default, shall file a verified answer within thirty days of the date of service which shall not only admit or deny the allegations of the petition, but shall also set forth:

(1) The last four digits of the Social Security number of the petitioner, respondent and each child;

(2) Any arrangements as to the custody and support of the child and the maintenance of each party;
and

(3) The relief sought.

6. Previously existing defenses to divorce and legal separation, including but not limited to condonation, connivance, collusion, recrimination, insanity, and lapse of time, are abolished.

7. The full Social Security number of each party and each child and the date of birth of each child shall be provided in the manner required under section 509.520.

8. The petitioner and respondent shall submit a proposed parenting plan, either individually or jointly, within thirty days after service of process or the filing of the entry of appearance, whichever event first occurs of a motion to modify or a petition involving custody or visitation issues. The proposed parenting plan shall set forth the arrangements that the party believes to be in the best interest of the minor children and shall include but not be limited to:

(1) A specific written schedule detailing the custody, visitation and residential time for each child with each party including:

(a) Major holidays stating which holidays a party has each year;

(b) School holidays for school-age children;

(c) The child's birthday, Mother's Day and Father's Day;

(d) Weekday and weekend schedules and for school-age children how the winter, spring, summer and other vacations from school will be spent;

(e) The times and places for transfer of the child between the parties in connection with the residential schedule;

(f) A plan for sharing transportation duties associated with the residential schedule;

(g) Appropriate times for telephone access;

(h) Suggested procedures for notifying the other party when a party requests a temporary variation from the residential schedule;

(i) Any suggested restrictions or limitations on access to a party and the reasons such restrictions are requested;

(2) A specific written plan regarding legal custody which details how the decision-making rights and responsibilities will be shared between the parties including the following:

(a) Educational decisions and methods of communicating information from the school to both parties;

(b) Medical, dental and health care decisions including how health care providers will be selected and a method of communicating medical conditions of the child and how emergency care will be handled;

(c) Extracurricular activities, including a method for determining which activities the child will participate in when those activities involve time during which each party is the custodian;

(d) Child care providers, including how such providers will be selected;

(e) Communication procedures including access to telephone numbers as appropriate;

(f) A dispute resolution procedure for those matters on which the parties disagree or in interpreting the parenting plan;

(g) If a party suggests no shared decision-making, a statement of the reasons for such a request;

(3) How the expenses of the child, including child care, educational and extraordinary expenses as defined in the child support guidelines established by the supreme court, will be paid including:

(a) The suggested amount of child support to be paid by each party;

(b) The party who will maintain or provide health insurance for the child and how the medical, dental, vision, psychological and other health care expenses of the child not paid by insurance will be paid by the parties;

- (c) The payment of educational expenses, if any;
- (d) The payment of extraordinary expenses of the child, if any;
- (e) Child care expenses, if any;
- (f) Transportation expenses, if any.

9. If the proposed parenting plans of the parties differ and the parties cannot resolve the differences or if any party fails to file a proposed parenting plan, upon motion of either party and an opportunity for the parties to be heard, the court shall enter a temporary order containing a parenting plan setting forth the arrangements specified in subsection 8 of this section which will remain in effect until further order of the court. The temporary order entered by the court shall not create a preference for the court in its adjudication of final custody, child support or visitation.

10. The Missouri supreme court shall have guidelines for a parenting plan which may be used by the parties pursuant to this section in any dissolution of marriage, legal separation or modification proceeding involving issues of custody and visitation relating to the child. Parenting plan guidelines shall be made available on the office of state courts administrator's website.

11. The filing of a parenting plan for any child over the age of eighteen for whom custody, visitation, or support is being established or modified by a court of competent jurisdiction is not required. Nothing in this section shall be construed as precluding the filing of a parenting plan upon agreement of the parties or if ordered to do so by the court for any child over the age of eighteen for whom custody, visitation, or support is being established or modified by a court of competent jurisdiction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 20

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 7, Section 168.071, Line 116, by inserting after said section and line the following:

"193.245. It shall be unlawful for any person to permit inspection of, or to disclose information contained in, vital records or to copy or issue a copy of all or part of any such record except as authorized by this law and by regulation or by order of a court of competent jurisdiction or in the following situations:

(1) [A listing of persons who are born or who die on a particular date may be disclosed upon request, but no information from the record other than the name and the date of such birth or death shall be disclosed;

(2)] The department may authorize the disclosure of information contained in vital records for legitimate research purposes;

[(3)] **(2)** To a qualified applicant as provided in section 193.255; **and**

[(4)] **(3)** Copies of death records over fifty years old may be disclosed upon request."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 21

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 4, Section 67.2540, Line 69, by inserting after said section and line the following:

"135.341. 1. As used in this section, the following terms shall mean:

(1) "CASA", an entity which receives funding from the court-appointed special advocate fund established under section 476.777, including an association based in this state, affiliated with a national association, organized to provide support to entities receiving funding from the court-appointed special advocate fund;

(2) "Child advocacy centers", the regional child assessment centers listed in subsection 2 of section 210.001, including an association based in this state, affiliated with a national association, and organized to provide support to entities listed in subsection 2 of section 210.001;

(3) "Contribution", the amount of donation to a qualified agency;

(4) "Crisis care center", entities contracted with this state which provide temporary care for children whose age ranges from birth through seventeen years of age whose parents or guardian are experiencing an unexpected and unstable or serious condition that requires immediate action resulting in short-term care, usually three to five continuous, uninterrupted days, for children who may be at risk for child abuse, neglect, or in an emergency situation;

(5) "Department", the department of revenue;

(6) "Director", the director of the department of revenue;

(7) "Qualified agency", CASA, child advocacy centers, or a crisis care center;

(8) "Tax liability", the tax due under chapter 143 other than taxes withheld under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2013, **and ending on or before December 31, 2024**, a tax credit may be claimed in an amount equal to up to fifty percent of a verified contribution to a qualified agency and shall be named the champion for children tax credit. **For all tax years beginning on or after January 1, 2025, a tax credit may be claimed in an amount not to exceed seventy percent of a verified contribution to a qualified agency.** The minimum amount of any tax credit issued shall not be less than fifty dollars and shall be applied to taxes due under chapter 143, excluding sections 143.191 to 143.265. **For all tax years beginning on or after January 1, 2025, a taxpayer shall not be allowed to claim a tax credit under this section in excess of fifty thousand dollars in any tax year.** A contribution verification shall be issued to the taxpayer by the agency receiving the contribution. Such contribution verification shall include the taxpayer's name, Social Security number, amount of tax credit, amount of contribution, the name and address of the agency receiving the credit, and the date the contribution was made. The tax credit provided under this subsection shall be initially filed for the year in which the verified contribution is made.

3. The cumulative amount of the tax credits redeemed shall not exceed one million dollars for all fiscal years ending on or before June 30, 2019[, and]; one million five hundred thousand dollars for all

fiscal years beginning on or after July 1, 2019, **and ending on or before June 30, 2025; and two million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2025.** The amount available shall be equally divided among the three qualified agencies: CASA, child advocacy centers, or crisis care centers, to be used towards tax credits issued. In the event tax credits claimed under one agency do not total the allocated amount for that agency, the unused portion for that agency will be made available to the remaining agencies equally. In the event the total amount of tax credits claimed for any one agency exceeds the amount available for that agency, the amount redeemed shall and will be apportioned equally to all eligible taxpayers claiming the credit under that agency.

4. Prior to December thirty-first of each year, each qualified agency shall apply to the department of social services in order to verify their qualified agency status. Upon a determination that the agency is eligible to be a qualified agency, the department of social services shall provide a letter of eligibility to such agency. No later than February first of each year, the department of social services shall provide a list of qualified agencies to the department of revenue. All tax credit applications to claim the champion for children tax credit shall be filed between July first and April fifteenth of each fiscal year. A taxpayer shall apply for the champion for children tax credit by attaching a copy of the contribution verification provided by a qualified agency to such taxpayer's income tax return.

5. Any amount of tax credit which exceeds the tax due or which is applied for and otherwise eligible for issuance but not issued shall not be refunded but may be carried over to any subsequent tax year, not to exceed a total of five years.

6. Tax credits may not be assigned, transferred or sold.

7. [(1)] In the event a **full or partial** credit denial, due to [lack of available funds] **the cumulative maximum amount of credits being redeemed for the fiscal year**, causes [a balance-due notice] **an income tax balance due** to be [generated by the department of revenue, or any other redeeming agency] **owed to the state by the taxpayer**, the taxpayer [will] **shall** not be held liable for any **addition to tax**, penalty, or interest **on that income tax balance due**, provided the balance is paid, or approved payment arrangements have been made, within sixty days from the **issuance of the** notice of **credit** denial.

[(2)In the event the balance is not paid within sixty days from the notice of denial, the remaining balance shall be due and payable under the provisions of chapter 143.]

8. The department may promulgate such rules or regulations as are necessary to administer 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, 2013, shall be invalid and void.

9. Pursuant to section 23.253, of the Missouri sunset act:

(1) The program authorized under this section shall be reauthorized as of [December 31, 2019] **August 28, 2025**, and shall expire on December 31, [2025] **2031**, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such credits.

10. Beginning on March 29, 2013, any verified contribution to a qualified agency made on or after January 1, 2013, shall be eligible for tax credits as provided by this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 22

Amend House Amendment No. 22 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 2, Line 24, by deleting said line and inserting in lieu thereof the following:

"the violation by the referral agency.

192.2155. 1. The division of senior and disability services within the department of health and senior services shall establish a dementia services coordinator as a full-time position.

2. The dementia services coordinator shall:

(1) Evaluate the coordination of dementia services within this state;

(2) Coordinate information resources affecting Missourians living with dementia and their caregivers. Such coordination shall include, but not be limited to:

(a) Using dementia-related data to coordinate ways to improve public health outcomes and service delivery for persons with Alzheimer's disease or related dementia;

(b) Establishing and maintaining relationships with other agencies, providers, and organizations within the state in order to meet the needs of affected populations and prevent the duplication of services;

(c) Supporting the provision of dementia-specific staff training across all relevant state agencies, including law enforcement, the department of health and senior services, and other organizations; and

(d) Recommending strategies to improve coordination of dementia-related services and resources provided by public and private entities;

(3) Streamline all applicable state government services to increase efficiency and improve the quality of care in residential, home-based, and community-based settings;

(4) Identify any duplicated services;

(5) Identify grant opportunities to expand the scope of services for persons living with dementia and their caregivers and apply for the grant opportunities;

(6) Complete other duties relevant to supporting policy development and implementation to enhance the quality of life for persons affected by dementia and their caregivers;

(7) Promote public and professional awareness and education of dementia and access to needed services and programs; and

(8) Collect and monitor data concerning the impact of dementia in Missouri."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 22

Amend House Amendment No. 22 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

""192.2405. 1. The following persons shall be required to immediately report or cause a report to be made to the department under sections 192.2400 to 192.2470:

(1) Any person having reasonable cause to suspect that an eligible adult presents a likelihood of suffering serious physical harm, or bullying as defined in subdivision (2) of section 192.2400, and is in need of protective services; and

(2) Any adult day care worker, chiropractor, Christian Science practitioner, coroner, dentist, embalmer, employee of the departments of social services, mental health, or health and senior services, employee of a local area agency on aging or an organized area agency on aging program, emergency medical technician, firefighter, first responder, funeral director, home health agency, home health agency employee, hospital and clinic personnel engaged in the care or treatment of others, in-home services owner or provider, in-home services operator or employee, law enforcement officer, long-term care facility administrator or employee, medical examiner, medical resident or intern, mental health professional, minister, nurse, nurse practitioner, optometrist, other health practitioner, peace officer, pharmacist, physical therapist, physician, physician's assistant, podiatrist, probation or parole officer, psychologist, social worker, **animal control officer, animal humane investigator as defined in section 273.415**, or other person with the responsibility for the care of an eligible adult who has reasonable cause to suspect that the eligible adult has been subjected to abuse or neglect or observes the eligible adult being subjected to conditions or circumstances which would reasonably result in abuse or neglect. Notwithstanding any other provision of this section, a duly ordained minister, clergy, religious worker, or Christian Science practitioner while functioning in his or her ministerial capacity shall not be required to report concerning a privileged communication made to him or her in his or her professional capacity.

2. Any other person who becomes aware of circumstances that may reasonably be expected to be the result of, or result in, abuse or neglect of an eligible adult may report to the department.

3. The penalty for failing to report as required under subdivision (2) of subsection 1 of this section is provided under section 565.188.

4. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, or emergency medical technicians.

192.2510. 1. All persons providing protective services to eligible adults, as such terms are defined in section 192.2400, and who have direct contact with such adults, shall be required to complete at least one hour of training within the first sixty days of employment. The training shall include the following:

(1) Requirements to report animal abuse or neglect and the penalties associated with failure to report under section 273.410;

(2) How to identify animal abuse or neglect;

(3) How to make a report of animal abuse or neglect; and

(4) The relationship between eligible adult abuse or neglect and animal abuse or neglect.

2. The department of health and senior services, in consultation with animal welfare associations, shall develop or adapt and use available training materials for the training required under this section. Persons required to complete training under this section shall be provided with opportunities to do so during regular working hours.

3. As used in this section, the following terms shall mean:

(1) "Animal", the same meaning as in section 578.029;

(2) "Animal welfare association", a nonprofit organization that is established to promote animal welfare, is recognized by the Internal Revenue Service as tax exempt under the provisions of the Internal Revenue Code Section 501(c)(3) or 501(c)(4), or the corresponding section of any future tax code, and is registered with the secretary of state under chapter 355.

198.700. 1. As used in this section, the following terms mean:"; and

Further amend said amendment, Page 2, Line 24, by deleting said line and inserting in lieu thereof the following:

"the violation by the referral agency.

210.115. 1. When any physician, medical examiner, coroner, dentist, chiropractor, optometrist, podiatrist, resident, intern, nurse, hospital or clinic personnel that are engaged in the examination, care, treatment or research of persons, and any other health practitioner, psychologist, mental health professional, social worker, day care center worker or other child-care worker, juvenile officer, probation or parole officer, jail or detention center personnel, teacher, principal or other school official, minister as

provided by section 352.400, peace officer or law enforcement official, **animal control officer, animal humane investigator as defined in section 273.415**, volunteer or personnel of a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney pursuant to sections 475.600 to 475.604, or other person with responsibility for the care of children has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect, that person shall immediately report to the division in accordance with the provisions of sections 210.109 to 210.183. No internal investigation shall be initiated until such a report has been made. As used in this section, the term "abuse" is not limited to abuse inflicted by a person responsible for the child's care, custody and control as specified in section 210.110, but shall also include abuse inflicted by any other person.

2. If two or more members of a medical institution who are required to report jointly have knowledge of a known or suspected instance of child abuse or neglect, a single report may be made by a designated member of that medical team. Any member who has knowledge that the member designated to report has failed to do so shall thereafter immediately make the report. Nothing in this section, however, is meant to preclude any person from reporting abuse or neglect.

3. The reporting requirements under this section are individual, and no supervisor or administrator may impede or inhibit any reporting under this section. No person making a report under this section shall be subject to any sanction, including any adverse employment action, for making such report. Every employer shall ensure that any employee required to report pursuant to subsection 1 of this section has immediate and unrestricted access to communications technology necessary to make an immediate report and is temporarily relieved of other work duties for such time as is required to make any report required under subsection 1 of this section.

4. Notwithstanding any other provision of sections 210.109 to 210.183, any child who does not receive specified medical treatment by reason of the legitimate practice of the religious belief of the child's parents, guardian, or others legally responsible for the child, for that reason alone, shall not be found to be an abused or neglected child, and such parents, guardian or other persons legally responsible for the child shall not be entered into the central registry. However, the division may accept reports concerning such a child and may subsequently investigate or conduct a family assessment as a result of that report. Such an exception shall not limit the administrative or judicial authority of the state to ensure that medical services are provided to the child when the child's health requires it.

5. In addition to those persons and officials required to report actual or suspected abuse or neglect, any other person may report in accordance with sections 210.109 to 210.183 if such person has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect.

6. Any person or official required to report pursuant to this section, including employees of the division, who has probable cause to suspect that a child who is or may be under the age of eighteen, who is eligible to receive a certificate of live birth, has died shall report that fact to the appropriate medical examiner or coroner. If, upon review of the circumstances and medical information, the medical examiner or coroner determines that the child died of natural causes while under medical care for an established natural disease, the coroner, medical examiner or physician shall notify the division of the child's death

and that the child's attending physician shall be signing the death certificate. In all other cases, the medical examiner or coroner shall accept the report for investigation, shall immediately notify the division of the child's death as required in section 58.452 and shall report the findings to the child fatality review panel established pursuant to section 210.192.

7. Any person or individual required to report may also report the suspicion of abuse or neglect to any law enforcement agency or juvenile office. Such report shall not, however, take the place of reporting to the division.

8. If an individual required to report suspected instances of abuse or neglect pursuant to this section has reason to believe that the victim of such abuse or neglect is a resident of another state or was injured as a result of an act which occurred in another state, the person required to report such abuse or neglect may, in lieu of reporting to the Missouri children's division, make such a report to the child protection agency of the other state with the authority to receive such reports pursuant to the laws of such other state. If such agency accepts the report, no report is required to be made, but may be made, to the children's division.

9. For the purposes of providing supportive services or verifying the status of a youth as unaccompanied or homeless for the purposes of accessing supportive services, the fact that a child is an unaccompanied youth as defined in 42 U.S.C. Section 11434a(6) is not, in and of itself, a sufficient basis for reporting child abuse or neglect, unless the child is under sixteen years of age or is an incapacitated person, as defined in section 475.010. Nothing in this subsection shall limit a mandated reporter from making a report under this section if the mandated reporter knows or has reasonable cause to suspect that an unaccompanied youth has been or may be a victim of abuse or neglect.

210.191. 1. All children's division employees, and contractors for children's services, who have direct contact with children through the state's child protection and welfare system shall be required to complete at least one hour of training within the first sixty days of employment or contract. The training shall include the following:

(1) Requirements to report animal abuse or neglect and the penalties associated with failure to report under section 273.410;

(2) How to identify animal abuse or neglect;

(3) How to make a report of animal abuse or neglect; and

(4) The relationship between child abuse or neglect and animal abuse or neglect.

2. The division, in consultation with animal welfare associations, shall develop or adapt and use available training materials for the training required under this section. Persons required to complete training under this section shall be provided with opportunities to do so during regular working hours.

3. As used in this section, the following terms shall mean:

(1) "Animal", the same meaning as in section 578.029;

(2) "Animal welfare association", the same meaning as in section 192.2510."; and"

Further amend said bill, Page 14, Section 210.1505, Line 100, by inserting after said section and line the following:

"273.410. 1. When any psychologist, mental health professional, social worker, school counselor, teacher, or other school professional, or juvenile officer, law enforcement or peace officer, probation or parole officer, home health aide, adult or child protective services worker, or volunteer or personnel of a community service program that offers support or advocacy services for children in foster care has reasonable cause to suspect that an animal has been or may be subjected to abuse or neglect or observes an animal being subjected to conditions or circumstances that would reasonably result in abuse or neglect, that person shall make a report to the hotline established and operated by the Missouri Animal Control Association (MACA) within one day.

2. The hotline worker shall request all of the following information for the report:

(1) The name and description of the animal involved, if known;

(2) The address and telephone number of the owner or other person responsible for the care of the animal, if known;

(3) The nature and extent of the suspected abuse or neglect; and

(4) Any other information that the person making the report believes may be useful in establishing the existence of the suspected abuse or neglect or the identity of the person causing the abuse or neglect.

3. Upon receiving a report of suspected abuse or neglect, MACA shall provide the report to any duly-authorized law enforcement official, county or municipal animal control officer, or any Missouri peace officer standards and training (POST)-certified or MACA-certified animal cruelty investigator.

4. Any person required to report animal abuse or neglect under this section shall be immune from civil and criminal liability in connection with making any required reports if the person acted in good faith when making such report.

5. Notwithstanding any provision of law to the contrary, any information identifying a person who reports suspected animal abuse or neglect under this section shall be confidential and shall not be deemed a public record and shall not be subject to the provisions of section 109.180 or chapter 610.

6. No person required to make a report of animal abuse or neglect under this section shall knowingly make a false report. The penalty for making a false report and the defenses to prosecution shall be the same as under section 575.080.

7. If an agency or political subdivision of the state determines that an employee who is a mandated reporter under this section has failed to make a report as required by this section, the agency or political subdivision shall issue a written notice to such employee that shall include a finding of facts in support of the failure to make a report and an explanation of the reporting requirement. Such notice shall not be retained in a permanent employment file and shall be retained

in a separate file or database maintained by the agency or political subdivision. Such notice shall be considered a closed record under the provisions of chapter 610.

8. Any person required to make a report under this section who is subject to professional licensure and who fails to make a report as required by this section shall be subject to discipline by his or her respective licensing board as follows:

(1) For the first instance of a failure to report, the licensing board shall issue a written notice to such employee that shall include a finding of facts in support of the failure to make a report and an explanation of the reporting requirement;

(2) For a second instance of a failure to report, the licensing board shall impose a fine of one hundred dollars;

(3) For a third and each subsequent instance of a failure to report, the licensing board shall impose a fine of five hundred dollars.

9. As used in this section, the term "animal" shall have the same meaning as in section 578.029.

273.415. 1. All persons employed or serving as animal control officers or animal humane investigators who have direct contact with animals shall be required to complete at least one hour of training within the first sixty days of employment. The training shall include the following:

(1) Requirements to report child abuse or neglect under section 210.115 or eligible person abuse or neglect under section 192.2405 and the penalties associated with failure to report such abuse or neglect;

(2) How to identify child or eligible person abuse or neglect;

(3) How to make a report of child or eligible person abuse or neglect; and

(4) The relationship between child, eligible adult, and animal abuse or neglect.

2. The children's division and the department of health and senior services, in consultation with animal welfare associations, shall develop or adapt and use available training materials for the training required under this section. Persons required to complete training under this section shall be provided with opportunities to do so during regular working hours.

3. As used in this section, the following terms shall mean:

(1) "Animal", the same meaning as in section 578.029;

(2) "Animal humane investigator", a duly-authorized county or municipal animal control officer or any Missouri peace officer standards and training (POST)-certified or Missouri Animal Control Association (MACA)-certified animal cruelty investigator;

(3) "Animal welfare association", the same meaning as in section 192.2510."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 22

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 60, Page 7, Section 168.071, Line 116, by inserting after said section and line the following:

"198.700. 1. As used in this section, the following terms mean:

(1) "Facility", an independent living facility or a long-term care facility, as those terms are defined in this section;

(2) "Independent living facility", a communal living structure in which at least fifty percent of the residents are fifty-five years of age or older that provides its residents with on-site access to dining, transportation, medical care, and basic housekeeping and laundry services and that is not licensed by the state;

(3) "Long-term care facility", any facility licensed under this chapter;

(4) "Referral agency", an individual or entity that provides referrals to a facility for a fee that is collected from the facility. The term "referral agency" shall not include a facility or its employees, a family member of a resident of a facility, or a resident of a facility regardless of whether the resident who refers a prospective resident to a facility receives a discount or other remuneration from the facility.

2. A referral agency shall disclose or provide, as applicable, to a prospective resident or the representative of the prospective resident referred to a facility:

(1) Written or electronic documentation of the existence of any relationships between the referral agency and the facility, including common ownership or control of the facility and financial, business, management, or familial relationships between the referral agency and the facility;

(2) That the referral agency receives a fee from the facility for the referral; and

(3) Written or electronic documentation of the agreement between the referral agency and the prospective resident or representative of the prospective resident. The agreement shall include:

(a) A detailed description of the services provided by the referral agency in exchange for the fee paid by the facility;

(b) The right of the prospective resident or representative of the prospective resident to terminate the referral agency's services for any reason at any time without a fee or other penalty for such termination;

(c) A requirement that the referral agency communicate the cancellation of the agreement to all facilities to which the prospective resident has been referred;

(d) The right of the prospective resident or representative of the prospective resident to request not to be contacted in the future by the referral agency; and

(e) The right of the prospective resident or representative of the prospective resident to receive the referral agency's privacy policy upon request to the referral agency.

3. (1) The referral agency and the prospective resident or representative of the prospective resident shall sign and date, in writing or electronically, the agreement required in subsection 2 of this section. The referral agency shall provide a written or electronic copy of the signed agreement to the facility on or before the date the resident becomes an occupant of or is admitted to the facility.

No referral agency shall charge a fee or other penalty to any facility resulting from the termination of an agreement by a prospective resident or representative of a prospective resident.

(2) The facility shall:

(a) Not pay the referral agency a fee until such facility receives the written or electronic agreement required in subsection 2 of this section and the resident becomes an occupant of or is admitted to the facility; and

(b) Not sell or transfer the prospective resident's or prospective resident's representative's contact information to a third party without the written consent of the prospective resident or representative of the prospective resident.

4. A referral agency that violates this section is subject to a civil penalty of up to five hundred dollars per violation.

5. The attorney general or a circuit attorney may bring a civil action on behalf of the state to seek the imposition of a civil penalty for a violation of this section or to enjoin the continuance of the violation by the referral agency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

PRIVILEGED MOTIONS

Senator Carter moved that the Senate refuse to concur in **HCS** for **SS** for **SCS** for **SB 60**, as amended, and request the House recede from its position, or failing to do so, grant the Senate a conference thereon, which motion prevailed.

HOUSE BILLS ON THIRD READING

HCS for **HB 1175**, entitled:

An Act to repeal sections 1.410, 1.420, 1.430, 1.440, 1.450, 1.460, 1.470, 1.480, and 1.485, RSMo, and to enact in lieu thereof six new sections relating to the sole purpose of reenacting the substantive portion of the Second Amendment Preservation Act and removing certain legislative findings and declarations, with penalty provisions.

Was taken up by Senator Brattin.

Senator Brattin offered **SS** for **HCS** for **HB 1175**, entitled:

**SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1175**

An Act to repeal sections 1.410, 1.420, 1.430, 1.440, 1.450, 1.460, 1.470, 1.480, and 1.485, RSMo, and to enact in lieu thereof six new sections relating to the sole purpose of reenacting the substantive

portion of the Second Amendment Preservation Act and removing certain legislative findings and declarations, with penalty provisions.

Senator Brattin moved that **SS** for **HCS** for **HB 1175** be adopted.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 1175, Page 1, In the Title, Lines 4-7, by striking “the sole purpose of reenacting the substantive portion of the Second Amendment Preservation Act and removing certain legislative findings and declarations” and inserting in lieu thereof the following: “weapons”; and

Further amend said bill, page 9, section 1.484, line 7, by inserting after all of said line the following:

“571.068. 1. This section shall be known and may be cited as the “No Guns for Gangs Act”.

2. Notwithstanding any provision of this section to the contrary, a person who is less than eighteen years of age may possess a handgun under the following circumstances:

(1) A temporary transfer of a handgun or ammunition to a person under the age of eighteen or the possession or use of a handgun or ammunition by a person under the age of eighteen if the handgun and ammunition are possessed and used by such person in accordance with state law and any ordinances of a political subdivision:

(a) In the course of employment;

(b) In the course of ranching or farming related to activities at the residence of the person or on property used for ranching or farming at which the person, with the permission of the property owner or lessee, is performing activities related to the operation of the farm or ranch; or

(c) In the course of target practice, hunting, or during instruction in the safe and lawful use of a handgun.

The person under the age of eighteen shall have the prior written consent of the person's parent or guardian who is not prohibited by federal or state law or any ordinance from possessing a firearm and shall transport the handgun unloaded and in a locked container directly from the place of transfer to the place at which the activity in this subdivision is to take place;

(2) A person under the age of eighteen who is a member of the Armed Forces of the United States or the National Guard who possesses or is armed with a handgun in the line of duty;

(3) A transfer by inheritance of title of a handgun or ammunition to a person under the age of eighteen; or

(4) The possession of a handgun or ammunition by a person under the age of eighteen taken in defense of the person or other persons against an intruder into the residence of the person or a residence in which the person is invited as a guest.

3. A person who is less than eighteen years of age commits the offense of unlawful possession of a firearm by a minor if such person knowingly possesses a handgun or ammunition that is only suitable for a handgun.

4. The offense of unlawful possession of a firearm by a minor is a class A misdemeanor.

5. As used in this section, “handgun” shall mean a firearm which has a short stock and is designed to be held and fired by the use of a single hand, and shall not include an antique firearm as defined in section 571.010.

571.095. **1.** Upon conviction for or attempting to commit a felony in violation of any law perpetrated in whole or in part by the use of a firearm, the court may, in addition to the penalty provided by law for such offense, order the confiscation and disposal or sale or trade to a licensed firearms dealer of firearms and ammunition used in the commission of the crime or found in the possession or under the immediate control of the defendant at the time of his or her arrest.

2. A firearm or ammunition which is in the possession of a minor in violation of section 571.068, the possession of which is transferred to the minor in circumstances in which the transferor is not in violation of section 571.060 or section 571.080, shall not be subject to permanent confiscation if its possession by the minor subsequently becomes unlawful because of the conduct of the minor, but shall be returned to the lawful owner when such firearm is no longer required for the purposes of investigation or prosecution.

3. The proceeds of any sale or gains from trade shall be the property of the police department or sheriff's department responsible for the defendant's arrest or the confiscation of the firearms and ammunition. If such firearms or ammunition are not the property of the convicted felon, they shall be returned to their rightful owner if he or she is known and was not a participant in the crime. Any proceeds collected under this section shall be deposited with the municipality or by the county treasurer into the county sheriff's revolving fund established in section 50.535.”; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted.

Senator Hudson assumed the Chair.

Senator Carter raised the point of order that **SA 1** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Roberts, **SA 1** was withdrawn, rendering the point of order moot.

Senator Roberts offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bill No. 1175, Page 5, Section 1.461, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted.

Senator McCreery offered **SA 1** to **SA 2**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for House Committee Substitute for House Bill No. 1175, Line 2, by inserting after all of said line the following:

“Further amend said bill, page 7, section 1.481, line 5, by inserting at the end of said line the following: **“Such term shall not include any person who is in violation of a state, local, or federal law prohibiting stalking or domestic violence.”**; and”

Senator McCreery moved that the above amendment be adopted.

At the request of Senator Brattin, **HCS** for **HB 1175**, with **SS**, **SA 2**, and **SA 1 to SA 2** (pending), was placed on the Informal Calendar.

Senator Black moved that **HB 147**, with **SCS**, **SS** for **SCS**, and **SA 6** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 6 was again taken up.

At the request of Senator Black, **SS** for **SCS** for **HB 147** was withdrawn, rendering **SA 6** moot.

Senator Black offered **SS No. 2** for **SCS** for **HB 147**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 147

An Act to repeal sections 57.280, 57.952, 57.955, 57.961, 57.962, 57.967, 70.630, 70.655, 70.680, 70.690, 70.745, 70.746, 70.747, 84.540, 84.570, 86.200, 87.140, 87.145, 87.155, 87.260, 87.350, 105.688, 169.450, 169.490, 483.088, 488.024, and 488.435, RSMo, and to enact in lieu thereof twenty-seven new sections relating to retirement.

Senator Black moved that **SS No. 2** for **SCS** for **HB 147** be adopted, which motion prevailed.

On motion of Senator Black, **SS No. 2** for **SCS** for **HB 147** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Carter	Cierpiot	Crawford	Fitzwater	Gregory (15)	Gregory (21)
Henderson	Hudson	Lewis	Luetkemeyer	May	McCreery	Moon
Mosley	Nicola	Nurrenbern	O'Laughlin	Roberts	Schnelting	Schroer
Trent	Washington	Webber	Williams—32			

NAYS—Senator Coleman—1

Absent—Senator Hough—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Black, title to the bill was agreed to.

Senator Black moved that the vote by which the bill passed be reconsidered.

Senator Luetkemeyer moved that motion lay on the table, which motion prevailed.

Senator Brattin moved that **HCS** for **HB 1175**, with **SS**, **SA 2**, and **SA 1 to SA 2** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 to SA 2 was again taken up.

Senator Henderson assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Brattin, **HCS** for **HB 1175**, with **SS**, **SA 2**, and **SA 1 to SA 2** (pending), was placed on the Informal Calendar.

HB 269, introduced by Representative Shields, entitled:

An Act to amend chapter 135, RSMo, by adding thereto three new sections relating to tax credits for child care.

Was taken up by Senator Crawford.

Senator Crawford offered **SS** for **HB 269**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 269

An Act to amend chapter 135, RSMo, by adding thereto three new sections relating to tax credits for child care.

Senator Crawford moved that **SS** for **HB 269** be adopted.

Senator Hudson assumed the Chair.

Senator Coleman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 269, Page 1, Section A, Line 3, by inserting after all of said line the following:

“135.045. 1. For the purposes of this section, the following terms shall mean:

(1) “Department”, the Missouri department of revenue;

(2) “Dependent”, a child aged twelve or younger for whom a taxpayer is entitled to a dependency exemption deduction for federal income tax purposes, regardless of whether the exemption amount as defined under 26 U.S.C. Section 151 is zero;

(3) “State tax liability”, any liability incurred by a taxpayer pursuant to the provisions of chapter 143 or chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions;

(4) “Tax credit”, a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(5) “Taxpayer”, a person who is the biological parent of a dependent and who is subject to the tax imposed under chapter 143.

2. For all tax years beginning on or after January 1, 2026, a taxpayer shall be allowed to claim a tax credit in an amount equal to ten thousand dollars per dependent for each dependent for which the taxpayer foregoes employment to care for such dependent.

3. (1) Any amount of tax credits authorized pursuant to this section that exceeds a taxpayer's state tax liability shall be considered an overpayment of taxes and shall be refunded to the taxpayer.

(2) Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned, and shall not be carried forward or backward to any other tax year.

4. The department 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, 2025, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri Sunset Act:

(1) The program authorized pursuant to this section shall automatically sunset on December 31, 2031, unless reauthorized by an act of the general assembly; and

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

(3) this section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized pursuant to this section is sunset.

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized pursuant to this section expires, or a taxpayer's ability to redeem such tax credits.”; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Coleman offered SA 2, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Bill No. 269, Page 6, Section 135.1310, Line 177, by striking “million”; and

Further amend said bill, page 12, section 135.1325, line 129, by striking “million”; and

Further amend said bill, page 18, section 135.1350, line 131, by striking “million”.

Senator Coleman moved that the above amendment be adopted.

Senator Bean assumed the Chair.

At the request of Senator Crawford, **HB 269**, with **SS** and **SA 2** (pending), was placed on the Informal Calendar.

RESOLUTIONS

Senator O'Laughlin offered Senate Resolution No. 464, regarding Tracy Fuller, Monroe City, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 465, regarding Amy Dyer, Monroe City, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 466, regarding Amanda Belfield, LaPlata, which was adopted.

INTRODUCTION OF GUESTS

Senator Hudson introduced to the Senate, West Plains High School Cross Country State Champions head coach, Alicia Gunter; assistant coaches, Wes Gunter; and Ashley Bray; and team, Kyle Gunter; Carson King; Joe Robertson; Hoyt Stiner; Trevin Smith; Hunter Stanley; and Blake Romans.

Senator Mosley introduced to the Senate, Alayah Townsend, St. Louis; and Cedriz Washington.

Senator May introduced to the Senate, Orniah Lewis, St. Louis.

On motion of Senator Luetkemeyer, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTY-FOURTH DAY—WEDNESDAY, MAY 7, 2025
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FORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 506-Schroer
SB 196-Moon
SB 100-Cierpiot
SB 83-Burger, with SCS
SB 85-Nicola, with SCS

SB 162-Schnelting
SB 586-Hough
SB 753-Hough
SJR 47, 30 & 10-Carter, with SCS

HOUSE BILLS ON THIRD READING

- | | |
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| <ol style="list-style-type: none"> 1. HB 618-Stinnett (Brown (26))
(In Fiscal Oversight) 2. HCS for HB 1346, with SCS (Gregory (21))
(In Fiscal Oversight) 3. HB 1086-Brown, C. (16), with SCS
(Brown (26)) (In Fiscal Oversight) 4. HB 121-Murphy, with SCS (Coleman)
(In Fiscal Oversight) 5. HCS for HBs 177 & 469 (Carter)
(In Fiscal Oversight) 6. HCS for HBs 44 & 426, with SCS
(Gregory (21)) (In Fiscal Oversight) 7. HB 199-Falkner, with SCS (Gregory (15)) 8. HCS for HB 999 (Nicola) 9. HCS for HBs 1524 & 1580 (Roberts)
(In Fiscal Oversight) 10. HCS for HBs 516, 290 & 778, with SCS
(Schroer) 11. HB 596-Brown, C. (16) (Schroer) | <ol style="list-style-type: none"> 12. HB 1041-Diehl (Gregory (21)) 13. HCS for HB 607, with SCS (Brattin)
(In Fiscal Oversight) 14. HCS for HBs 145 & 59, with
SCS (Henderson) 15. HCS for HB 105 (Bernskoetter) 16. HB 49-Haley (Bernskoetter)
(In Fiscal Oversight) 17. HCS for HB 507, with SCS (Black)
(In Fiscal Oversight) 18. HCS for HJR 73 (Schnelting)
(In Fiscal Oversight) 19. HCS for HB 572, with SCS (Brattin)
(In Fiscal Oversight) 20. HCS for HB 87, with SCS (Bernskoetter)
(In Fiscal Oversight) 21. HCS for HBs 243 & 280 (Carter) |
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INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| <p>SB 5-Cierpiot
SB 6-Cierpiot
SB 8-Bernskoetter
SB 14-Brown (16)
SB 23-Brattin, with SCS
SB 31-Beck
SB 45-Fitzwater and Carter
SB 46-Trent and Coleman
SBs 52 & 44-Schroer and Carter, with SCS,
SS for SCS & SA 3 (pending)
SB 54-Schroer, with SCS, SS for SCS & SA 3
(pending)
SB 58-Carter and Moon, with SCS
SB 62-Brown (26), with SCS
SB 69-Henderson, with SS, SA 1 &
SA 1 to SA 1 (pending)
SB 77-Schnelting, et al, with SS, SA 1 &
SA 1 to SA 1 (pending)</p> | <p>SB 84-Burger
SB 87-Nicola, with SCS, SS for SCS & SA 1
(pending)
SB 99-Crawford, with SCS
SBs 101 & 64-Cierpiot, with SCS
SB 104-Bernskoetter, with SCS
SB 107-Brown (16) and Black, with SS (pending)
SB 185-Cierpiot
SB 190-Brown (16) and Gregory (21),
with SS & SA 2 (pending)
SBs 215 & 70-Trent, with SCS
SB 217-Black, with SCS
SB 223-Coleman
SB 225-Coleman
SB 230-Brown (26)
SB 240-Burger, with SS & SA 1 (pending)
SB 485-Schroer and Schnelting
SJR 62-Cierpiot</p> |
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HOUSE BILLS ON THIRD READING

1. HB 68-Overcast (Trent)
2. HCS for HB 75, with SA 3 (pending)
(Schnelting)
3. SS for SCS for HB 225-Myers (Brown (16))
(In Fiscal Oversight)
4. HB 233-Gallick, with SCS (pending)
(Brattin)
5. HB 269-Shields, with SS & SA 2
(pending) (Crawford)
6. HCS#2 for HBs 567, 546, 758 & 958,
with SS#2, SA 1 & SA 1 to SA 1 (pending)
(Bernskoetter)
7. HCS for HB 711, with SCS,
SS for SCS & SA 3 (pending) (Trent)
8. HB 742-Baker, with SCS, SS for SCS &
SA 1 (pending) (Brattin)
9. HCS for HBs 799, 334, 424 & 1069,
with SCS (Fitzwater)
10. HB 939-Jones (12) (Brown (26))
11. HCS for HB 1175, with SS, SA 2 &
SA 1 to SA 2 (pending) (Brattin)

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

- SS for SB 28-Bean, with HA 1, HA 2,
HA 1 to HA 3, HA 3, as amended, & HA 4
(Senate adopted CCR and passed CCS)
- SS for SB 63-Brown (26), with HCS, as amended
- SS for SCS for SB 68-Henderson, with HCS,
as amended
- SS for SB 150-Carter, with HCS, as amended
- SS for SB 160-Hudson, with HCS, as amended
- HCS for HB 2, with SS for SCS (Hough)
- HCS for HB 3, with SCS (Hough)
- HCS for HB 4, with SCS (Hough)
- HCS for HB 5, with SCS (Hough)
- HCS for HB 6, with SS for SCS (Hough)
- HCS for HB 7, with SS for SCS (Hough)
- HCS for HB 8, with SS for SCS (Hough)
- HCS for HB 9, with SS for SCS (Hough)
- HCS for HB 10, with SS for SCS (Hough)
- HCS for HB 11, with SS for SCS (Hough)
- HCS for HB 12, with SS for SCS (Hough)
- HCS for HB 13, with SCS (Hough)
- HCS for HB 17, with SCS (Hough)
- HCS for HBs 595 & 343, with SS,
as amended (Schroer)
(House adopted CCR and passed CCS)

Requests to Recede or Grant Conference

- SS for SB 7-Bernskoetter, with HCS,
as amended
(Senate requests House recede or grant
conference)
- SS for SCS for SB 60-Carter, with HCS,
as amended
(Senate requests House recede or grant
conference)
- SS for SB 67-Henderson, with HCS,
as amended (Senate requests House recede &
take up and pass bill)

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Journal of the Senate

RESOLUTIONS

SR 18-May
SR 32-Moon

SR 39-Nurrenbern

Reported from Committee

SCR 2-Beck

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