

FIRST REGULAR SESSION  
[TRULY AGREED TO AND FINALLY PASSED]  
CONFERENCE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILLS NOS. 81 & 174**  
103RD GENERAL ASSEMBLY  
2025

0805S.09T

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**AN ACT**

To repeal sections 43.546, 49.266, 210.482, 210.487, 253.195, 287.243, 292.606, 320.106, 320.111, 320.116, 320.121, 320.126, 320.131, 320.141, 320.151, 320.371, 324.009, 537.046, 568.070, and 590.060, RSMo, and to enact in lieu thereof sixty new sections relating to public safety, with penalty provisions and an emergency clause for a certain section.

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

Section A. Sections 43.546, 49.266, 210.482, 210.487,  
2 253.195, 287.243, 292.606, 320.106, 320.111, 320.116, 320.121,  
3 320.126, 320.131, 320.141, 320.151, 320.371, 324.009, 537.046,  
4 568.070, and 590.060, RSMo, are repealed and sixty new sections  
5 enacted in lieu thereof, to be known as sections 43.546, 49.266,  
6 168.014, 190.106, 208.222, 209.324, 210.482, 210.487, 253.195,  
7 287.243, 292.606, 301.551, 320.106, 320.111, 320.116, 320.121,  
8 320.126, 320.127, 320.131, 320.141, 320.147, 320.151, 320.371,  
9 324.009, 324.055, 324.129, 324.246, 324.488, 324.1105, 326.257,  
10 330.025, 331.025, 332.015, 334.015, 334.403, 334.501, 334.701,  
11 334.739, 334.805, 335.022, 335.042, 336.025, 337.018, 337.308,  
12 337.501, 337.605, 337.702, 338.052, 339.015, 339.510, 345.016,

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

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13 374.711, 436.225, 443.702, 476.802, 484.125, 537.046, 568.070,  
14 590.060, and 640.011, to read as follows:

43.546. 1. Any state agency, board, or commission may  
2 require the fingerprinting of applicants in specified  
3 occupations or appointments within the state agency, board,  
4 or commission for the purpose of positive identification and  
5 receiving criminal history record information when  
6 determining an applicant's ability or fitness to serve in  
7 such occupation or appointment.

8 2. In order to facilitate the criminal background  
9 check under subsection 1 of this section on any person  
10 employed or appointed by a state agency, board, or  
11 commission, [and in accordance with section 43.543,] the  
12 applicant or employee shall submit a set of fingerprints  
13 collected under the standards determined by the Missouri  
14 highway patrol. The fingerprints and accompanying fees,  
15 unless otherwise arranged, shall be forwarded to the highway  
16 patrol to be used to search the state criminal history  
17 repository and the fingerprints shall be forwarded to the  
18 Federal Bureau of Investigation for a national criminal  
19 background check under section 43.540. Notwithstanding the  
20 provisions of section 610.120 **to the contrary**, all records  
21 related to any criminal history information discovered shall  
22 be accessible and available to the state agency making the  
23 request.

49.266. 1. The county commission in all counties of  
2 the first, second, third, or fourth classification may by  
3 order or ordinance promulgate reasonable regulations  
4 concerning the use of county property, the hours,  
5 conditions, methods and manner of such use and the  
6 regulation of pedestrian and vehicular traffic and parking  
7 thereon.

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8           2. Violation of any regulation so adopted under  
9 subsection 1 of this section is an infraction.

10           3. Upon a determination by the state fire marshal that  
11 a burn ban order is appropriate for a county because:

12           (1) An actual or impending occurrence of a natural  
13 disaster of major proportions within the county jeopardizes  
14 the safety and welfare of the inhabitants of such county; and

15           (2) The U.S. Drought Monitor has designated the county  
16 as an area of severe, extreme, or exceptional drought, the  
17 county commission may adopt an order or ordinance issuing a  
18 burn ban, which may carry a penalty of up to a class A  
19 misdemeanor. State agencies responsible for fire management  
20 or suppression activities and persons conducting  
21 agricultural burning using best management practices shall  
22 not be subject to the provisions of this subsection. The  
23 ability of an individual, organization, or corporation to  
24 sell fireworks shall not be affected by the issuance of a  
25 burn ban. The county burn ban may prohibit the explosion or  
26 ignition of any missile or skyrocket as the terms "missile"  
27 and "skyrocket" are defined by the [2012] 2022 edition of  
28 the American Fireworks Standards Laboratory (AFSL), but  
29 shall not ban the explosion or ignition of any other  
30 consumer fireworks as the term "consumer fireworks" is  
31 defined under section 320.106.

32           4. The regulations so adopted shall be codified,  
33 printed and made available for public use and adequate signs  
34 concerning smoking, traffic and parking regulations shall be  
35 posted.

**168.014. 1. The state board of education may require  
2 that fingerprint submissions be made as part of an  
3 application seeking a certificate of license to teach or  
4 substitute teach in public schools, as provided in sections**

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5 168.011, 168.021, and 168.036 and as required by section  
6 168.133.

7 2. If the state board of education requires that  
8 fingerprint submissions be made as part of such application,  
9 the state board of education shall require applicants to  
10 submit the fingerprints to the Missouri state highway patrol  
11 for the purpose of conducting a state and federal  
12 fingerprint-based criminal history background check.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the state board  
20 of education of any criminal history record information or  
21 lack of criminal history record information discovered on  
22 the individual. Notwithstanding the provisions of section  
23 610.120 to the contrary, all records related to any criminal  
24 history information discovered shall be accessible and  
25 available to the state board of education.

190.106. 1. The department of health and senior  
2 services may require that fingerprint submissions be made as  
3 part of an application seeking licensure as an emergency  
4 medical technician or "EMT", an advanced emergency medical  
5 technician or "AEMT", or a paramedic, and an application  
6 seeking certification as an emergency medical technician-  
7 community paramedic or "EMT-CP", as such terms are defined  
8 in section 190.100.

9 2. If the department of health and senior services  
10 requires that fingerprint submissions be made as part of  
11 such application, the department of health and senior

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12 services shall require applicants to submit the fingerprints  
13 to the Missouri state highway patrol for the purpose of  
14 conducting a state and federal fingerprint-based criminal  
15 history background check.

16 3. The fingerprints and any required fees shall be  
17 sent to the Missouri state highway patrol's central  
18 repository. The fingerprints shall be used for searching  
19 the state criminal records repository and shall also be  
20 forwarded to the Federal Bureau of Investigation for a  
21 federal criminal records search under section 43.540. The  
22 Missouri state highway patrol shall notify the department of  
23 health and senior services of any criminal history record  
24 information or lack of criminal history record information  
25 discovered on the individual. Notwithstanding the  
26 provisions of section 610.120 to the contrary, all records  
27 related to any criminal history information discovered shall  
28 be accessible and available to the department of health and  
29 senior services.

208.222. 1. The Missouri Medicaid audit and  
2 compliance unit within the department of social services may  
3 require that fingerprint submissions be made as part of an  
4 application seeking to be licensed as a MO HealthNet  
5 provider for the purpose of providing MO HealthNet services  
6 to eligible persons and obtaining from the department of  
7 social services or its divisions reimbursement for eligible  
8 services.

9 2. If the Missouri Medicaid audit and compliance unit  
10 within the department of social services requires that  
11 fingerprint submissions be made as part of such application,  
12 the Missouri Medicaid audit and compliance unit within the  
13 department of social services shall require applicants to  
14 submit the fingerprints to the Missouri state highway patrol

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15 for the purpose of conducting a state and federal  
16 fingerprint-based criminal history background check.

17 3. The fingerprints and any required fees shall be  
18 sent to the Missouri state highway patrol's central  
19 repository. The fingerprints shall be used for searching  
20 the state criminal records repository and shall also be  
21 forwarded to the Federal Bureau of Investigation for a  
22 federal criminal records search under section 43.540. The  
23 Missouri state highway patrol shall notify the Missouri  
24 Medicaid audit and compliance unit within the department of  
25 social services of any criminal history record information  
26 or lack of criminal history record information discovered on  
27 the individual. Notwithstanding the provisions of section  
28 610.120 to the contrary, all records related to any criminal  
29 history information discovered shall be accessible and  
30 available to the Missouri Medicaid audit and compliance unit  
31 within the department of social services.

32 4. For purposes of this section, the following terms  
33 mean:

34 (1) "MO HealthNet provider", an individual or business  
35 that enters into a contractor provider agreement with the  
36 department of social services or its divisions for the  
37 purpose of providing services to eligible persons and  
38 obtaining from the department of social services or its  
39 divisions reimbursement for such services;

40 (2) "MO HealthNet services", medical services defined  
41 and determined by the department of social services or  
42 listed specifically in section 208.152 in which eligible  
43 persons receive as part of their Missouri Medicaid coverage.

209.324. 1. The state committee of interpreters may  
2 require that fingerprint submissions be made as part of an  
3 application seeking licensure as an interpreter, as such

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4 term is defined in section 209.285, and temporary  
5 interpreter, as provided in section 209.326.

6 2. If the state committee of interpreters requires  
7 that fingerprint submissions be made as part of such  
8 application, the state committee of interpreters shall  
9 require applicants to submit the fingerprints to the  
10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the committee of  
20 any criminal history record information or lack of criminal  
21 history record information discovered on the individual.  
22 Notwithstanding the provisions of section 610.120 to the  
23 contrary, all records related to any criminal history  
24 information discovered shall be accessible and available to  
25 the committee.

210.482. 1. If the emergency placement of a child in  
2 a private home is necessary due to the unexpected absence of  
3 the child's parents, legal guardian, or custodian, the  
4 juvenile court or children's division **of the department of**  
5 **social services:**

6 (1) May request that a local or state law enforcement  
7 agency or juvenile officer[, subject to any required federal  
8 authorization,] immediately conduct a name-based criminal  
9 history record check to include full orders of protection  
10 and outstanding warrants of each person over the age of

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11 [seventeen] **eighteen** residing in the home by using the  
12 Missouri uniform law enforcement system (MULES) and the  
13 National Crime Information Center to access the Interstate  
14 Identification Index **(III)** maintained by the Federal Bureau  
15 of Investigation; and

16 (2) Shall determine or, in the case of the juvenile  
17 court, shall request the division to determine whether any  
18 person over the age of [seventeen] **eighteen** years residing  
19 in the home is listed on the child abuse and neglect  
20 registry. For any children less than [seventeen] **eighteen**  
21 years of age residing in the home, the children's division  
22 shall inquire of the person with whom an emergency placement  
23 of a child will be made whether any children less than  
24 [seventeen] **eighteen** years of age residing in the home have  
25 ever been certified as an adult and convicted of or pled  
26 guilty or nolo contendere to any crime.

27 2. If a name-based search has been conducted pursuant  
28 to subsection 1 of this section, within fifteen calendar  
29 days **of the Interstate Identification Index (III) name-based**  
30 **check**, after the emergency placement of the child in the  
31 private home, and if the private home has not previously  
32 been approved as a foster or adoptive home, all persons over  
33 the age of [seventeen] **eighteen** residing in the home and all  
34 children less than [seventeen] **eighteen** residing in the home  
35 who the **children's** division has determined have been  
36 certified as an adult for the commission of a crime shall  
37 [report to a local law enforcement agency for the purpose of  
38 providing fingerprints and accompanying fees] **be**  
39 **fingerprinted**, pursuant to sections 43.530 and 43.540. **The**  
40 **fingerprints shall be used for searching the state criminal**  
41 **records repository and shall also be forwarded to the**  
42 **Federal Bureau of Investigation for a federal criminal**

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43 **records search under section 43.540.** Results of the checks  
44 shall be provided to the juvenile court or children's  
45 division office requesting such information. Any child  
46 placed in emergency placement in a private home shall be  
47 removed immediately if any person residing in the home fails  
48 to provide fingerprints after being requested to do so,  
49 unless the person refusing to provide fingerprints ceases to  
50 reside in the private home.

51 3. If the placement of a child is denied as a result  
52 of a name-based criminal history check and the denial is  
53 contested, all persons over the age of [seventeen] **eighteen**  
54 residing in the home and all children less than [seventeen]  
55 **eighteen** years of age residing in the home who the  
56 **children's** division has determined have been certified as an  
57 adult for the commission of a crime shall, within fifteen  
58 calendar days **of conducting the Interstate Identification**  
59 **Index (III) name-based check,** submit [to the juvenile court  
60 or the children's division] fingerprints **and any required**  
61 **fees,** in the same manner described in subsection 2 of this  
62 section[, accompanying fees, and written permission  
63 authorizing the juvenile court or the children's division to  
64 forward the fingerprints to the state criminal record  
65 repository for submission to the Federal Bureau of  
66 Investigation].

67 4. [No person who submits fingerprints under this  
68 section shall be required to submit additional fingerprints  
69 under this section or section 210.487 unless the original  
70 fingerprints retained by the division are lost or destroyed.

71 5.] Subject to appropriation, the total cost of  
72 fingerprinting required by this section may be paid by the  
73 state, including reimbursement of persons incurring  
74 fingerprinting costs under this section.

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75 [6.] 5. For the purposes of this section, "emergency  
76 placement" refers to those limited instances when the  
77 juvenile court or children's division is placing a child in  
78 the home of private individuals, including neighbors,  
79 friends, or relatives, as a result of a sudden  
80 unavailability of the child's primary caretaker.

210.487. 1. **The children's division of the department  
2 of social services may require fingerprint submissions to  
3 the Missouri state highway patrol for the purpose of  
4 conducting a state and federal fingerprint-based criminal  
5 background check.** When conducting investigations of persons  
6 for the purpose of foster parent licensing, the **children's**  
7 division shall:

8 (1) Conduct a search for all persons over the age of  
9 [seventeen] **eighteen** in the applicant's household and for  
10 any child less than [seventeen] **eighteen** years of age  
11 residing in the applicant's home who the division has  
12 determined has been certified as an adult for the commission  
13 of a crime for evidence of full orders of protection. The  
14 office of state courts administrator shall allow access to  
15 the automated court information system by the division. The  
16 clerk of each court contacted by the division shall provide  
17 the division information within ten days of a request;

18 (2) Obtain fingerprints for any person over the age of  
19 [seventeen] **eighteen** in the applicant's household and for  
20 any child less than [seventeen] **eighteen** years of age  
21 residing in the applicant's home who the division has  
22 determined has been certified as an adult for the commission  
23 of a crime [in the same manner set forth in subsection 2 of  
24 section 210.482]. **The fingerprints and any required fees  
25 shall be sent to the Missouri state highway patrol's central  
26 repository. The fingerprints shall be used for searching**

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27 the state criminal records repository and shall also be  
28 forwarded to the Federal Bureau of Investigation for a  
29 federal criminal records search under section 43.540. The  
30 Missouri state highway patrol shall notify the juvenile  
31 court or the division of any criminal history record  
32 information or lack of criminal history record information  
33 discovered on the individual. Notwithstanding the  
34 provisions of section 610.120 to the contrary, all records  
35 related to any criminal history information discovered shall  
36 be accessible and available to the juvenile court or the  
37 division. The highway patrol shall assist the division and  
38 provide the criminal fingerprint background information,  
39 upon request, under and in accordance with the provisions of  
40 section 43.540; and

41 (3) Determine whether any person over the age of  
42 [seventeen] **eighteen** residing in the home and any child less  
43 than [seventeen] **eighteen** years of age residing in the  
44 applicant's home who the division has determined has been  
45 certified as an adult for the commission of a crime is  
46 listed on the child abuse and neglect registry. For any  
47 children less than [seventeen] **eighteen** years of age  
48 residing in the applicant's home, the [children's] division  
49 shall inquire of the applicant whether any children less  
50 than [seventeen] **eighteen** years of age residing in the home  
51 have ever been certified as an adult and been convicted of  
52 or pled guilty or nolo contendere to any crime.

53 2. [After the initial investigation is completed under  
54 subsection 1 of this section:

55 (1) No person who submits fingerprints under  
56 subsection 1 of this section or section 210.482 shall be  
57 required to submit additional fingerprints under this

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58 section or section 210.482 unless the original fingerprints  
59 retained by the division are lost or destroyed;

60 (2) The highway patrol shall provide ongoing  
61 electronic updates to criminal history background checks of  
62 those persons previously submitted as part of the licensing  
63 or approval process under subsection 1 of this section.  
64 Ongoing electronic updates for such persons and for those in  
65 their households shall terminate when such persons cease to  
66 be applicant or licensed foster parents; and

67 (3) The children's division and the department of  
68 health and senior services may waive the requirement for a  
69 fingerprint background check for any subsequent  
70 recertification.

71 **3.]** Subject to appropriation, the total cost of  
72 fingerprinting required by this section may be paid by the  
73 state, including reimbursement of persons incurring  
74 fingerprinting costs under this section.

75 **[4.] 3.** The division may make arrangements with other  
76 executive branch agencies to obtain any investigative  
77 background information.

78 **[5.] 4.** The division may promulgate rules that are  
79 necessary to implement the provisions of this section. Any  
80 rule or portion of a rule, as that term is defined in  
81 section 536.010, that is created under the authority  
82 delegated in this section shall become effective only if it  
83 complies with and is subject to all of the provisions of  
84 chapter 536 and, if applicable, section 536.028. This  
85 section and chapter 536 are nonseverable and if any of the  
86 powers vested with the general assembly pursuant to chapter  
87 536 to review, to delay the effective date, or to disapprove  
88 and annul a rule are subsequently held unconstitutional,

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89 then the grant of rulemaking authority and any rule proposed  
90 or adopted after August 28, 2004, shall be invalid and void.

253.195. Fireworks, as defined in section [320.110]  
2 **320.106**, of any type are prohibited within the boundaries of  
3 any state park except upon the written permission granted by  
4 the department of natural resources.

287.243. 1. This section shall be known and may be  
2 cited as the "Line of Duty Compensation Act".

3 2. As used in this section, unless otherwise provided,  
4 the following words shall mean:

5 (1) "Air ambulance pilot", a person certified as an  
6 air ambulance pilot in accordance with sections 190.001 to  
7 190.245 and corresponding regulations applicable to air  
8 ambulances adopted by the department of health and senior  
9 services;

10 (2) "Air ambulance registered professional nurse", a  
11 person licensed as a registered professional nurse in  
12 accordance with sections 335.011 to 335.096 and  
13 corresponding regulations adopted by the state board of  
14 nursing, 20 CSR 2200-4, et seq., who provides registered  
15 professional nursing services as a flight nurse in  
16 conjunction with an air ambulance program that is certified  
17 in accordance with sections 190.001 to 190.245 and the  
18 corresponding regulations applicable to such programs;

19 (3) "Air ambulance registered respiratory therapist",  
20 a person licensed as a registered respiratory therapist in  
21 accordance with sections 334.800 to 334.930 and  
22 corresponding regulations adopted by the state board for  
23 respiratory care, who provides respiratory therapy services  
24 in conjunction with an air ambulance program that is  
25 certified in accordance with sections 190.001 to 190.245 and  
26 corresponding regulations applicable to such programs;

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27           (4) "Child", any natural, illegitimate, adopted, or  
28 posthumous child or stepchild of a deceased public safety  
29 officer who, at the time of the public safety officer's  
30 fatality is:

31           (a) Eighteen years of age or under;

32           (b) Over eighteen years of age and a student, as  
33 defined in 5 U.S.C. Section 8101; or

34           (c) Over eighteen years of age and incapable of self-  
35 support because of physical or mental disability;

36           (5) "Emergency medical technician", a person licensed  
37 in emergency medical care in accordance with standards  
38 prescribed by sections 190.001 to 190.245 and by rules  
39 adopted by the department of health and senior services  
40 under sections 190.001 to 190.245;

41           (6) "Firefighter", any person, including a volunteer  
42 firefighter, employed by the state or a local governmental  
43 entity as an employer defined under subsection 1 of section  
44 287.030, or otherwise serving as a member or officer of a  
45 fire department either for the purpose of the prevention or  
46 control of fire or the underwater recovery of drowning  
47 victims;

48           (7) "Flight crew member", an individual engaged in  
49 flight responsibilities with an air ambulance licensed in  
50 accordance with sections 190.001 to 190.245 and  
51 corresponding regulations applicable to such programs;

52           (8) "Killed in the line of duty", when any person  
53 defined in this section loses his or her life when:

54           (a) Death is caused by an accident or the willful act  
55 of violence of another;

56           (b) The public safety officer is in the active  
57 performance of his or her duties in his or her respective  
58 profession and there is a relationship between the accident

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59 or commission of the act of violence and the performance of  
60 the duty, even if the individual is off duty; the public  
61 safety officer is traveling to or from employment; or the  
62 public safety officer is taking any meal break or other  
63 break which takes place while that individual is on duty;

64 (c) Death is the natural and probable consequence of  
65 the injury; and

66 (d) Death occurs within three hundred weeks from the  
67 date the injury was received.

68 The term excludes death resulting from the willful  
69 misconduct or intoxication of the public safety officer.  
70 The division of workers' compensation shall have the burden  
71 of proving such willful misconduct or intoxication;

72 (9) "Law enforcement officer", any person employed by  
73 the state or a local governmental entity as a police  
74 officer, peace officer certified under chapter 590, or  
75 serving as an auxiliary police officer or in some like  
76 position involving the enforcement of the law and protection  
77 of the public interest at the risk of that person's life;

78 (10) "Local governmental entity", includes counties,  
79 municipalities, townships, board or other political  
80 subdivision, cities under special charter, or under the  
81 commission form of government, fire protection districts,  
82 ambulance districts, and municipal corporations;

83 (11) "Public safety officer", any law enforcement  
84 officer, firefighter, uniformed employee of the office of  
85 the state fire marshal, emergency medical technician, police  
86 officer, capitol police officer, parole officer, probation  
87 officer, state correctional employee, water safety officer,  
88 park ranger, conservation officer, or highway patrolman  
89 employed by the state of Missouri or a political subdivision

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90 thereof who is killed in the line of duty or any emergency  
91 medical technician, air ambulance pilot, air ambulance  
92 registered professional nurse, air ambulance registered  
93 respiratory therapist, or flight crew member who is killed  
94 in the line of duty;

95 (12) "State", the state of Missouri and its  
96 departments, divisions, boards, bureaus, commissions,  
97 authorities, and colleges and universities;

98 (13) "Volunteer firefighter", a person having  
99 principal employment other than as a firefighter, but who is  
100 carried on the rolls of a regularly constituted fire  
101 department either for the purpose of the prevention or  
102 control of fire or the underwater recovery of drowning  
103 victims, the members of which are under the jurisdiction of  
104 the corporate authorities of a city, village, incorporated  
105 town, or fire protection district. Volunteer firefighter  
106 shall not mean an individual who volunteers assistance  
107 without being regularly enrolled as a firefighter.

108 3. (1) A claim for compensation under this section  
109 shall be filed by survivors of the deceased with the  
110 division of workers' compensation not later than one year  
111 from the date of death of a public safety officer. If a  
112 claim is made within one year of the date of death of a  
113 public safety officer killed in the line of duty,  
114 compensation shall be paid, if the division finds that the  
115 claimant is entitled to compensation under this section.

116 (2) The amount of compensation paid to the claimant  
117 shall be twenty-five thousand dollars, subject to  
118 appropriation, for death occurring on or after June 19, 2009.

119 4. Any compensation awarded under the provisions of  
120 this section shall be distributed as follows:

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121           (1) To the surviving spouse of the public safety  
122 officer if there is no child who survived the public safety  
123 officer;

124           (2) Fifty percent to the surviving child, or children,  
125 in equal shares, and fifty percent to the surviving spouse  
126 if there is at least one child who survived the public  
127 safety officer, and a surviving spouse of the public safety  
128 officer;

129           (3) To the surviving child, or children, in equal  
130 shares, if there is no surviving spouse of the public safety  
131 officer;

132           (4) If there is no surviving spouse of the public  
133 safety officer and no surviving child:

134           (a) To the surviving individual, or individuals, in  
135 shares per the designation or, otherwise, in equal shares,  
136 designated by the public safety officer to receive benefits  
137 under this subsection in the most recently executed  
138 designation of beneficiary of the public safety officer on  
139 file at the time of death with the public safety agency,  
140 organization, or unit; or

141           (b) To the surviving individual, or individuals, in  
142 equal shares, designated by the public safety officer to  
143 receive benefits under the most recently executed life  
144 insurance policy of the public safety officer on file at the  
145 time of death with the public safety agency, organization,  
146 or unit if there is no individual qualifying under paragraph

147           (a) **of this subdivision;**

148           (5) To the surviving parent, or parents, in equal  
149 shares, of the public safety officer if there is no  
150 individual qualifying under subdivision (1), (2), (3), or

151           (4) of this subsection; or

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152           (6) To the surviving individual, or individuals, in  
153 equal shares, who would qualify under the definition of the  
154 term "child" but for age if there is no individual  
155 qualifying under subdivision (1), (2), (3), (4), or (5) of  
156 this subsection.

157           5. Notwithstanding subsection 3 of this section, no  
158 compensation is payable under this section unless a claim is  
159 filed within the time specified under this section setting  
160 forth:

161           (1) The name, address, and title or designation of the  
162 position in which the public safety officer was serving at  
163 the time of his or her death;

164           (2) The name and address of the claimant;

165           (3) A full, factual account of the circumstances  
166 resulting in or the course of events causing the death at  
167 issue; and

168           (4) Such other information that is reasonably required  
169 by the division.

170 When a claim is filed, the division of workers' compensation  
171 shall make an investigation for substantiation of matters  
172 set forth in the application.

173           6. The compensation provided for under this section is  
174 in addition to, and not exclusive of, any pension rights,  
175 death benefits, or other compensation the claimant may  
176 otherwise be entitled to by law.

177           7. Neither employers nor workers' compensation  
178 insurers shall have subrogation rights against any  
179 compensation awarded for claims under this section. Such  
180 compensation shall not be assignable, shall be exempt from  
181 attachment, garnishment, and execution, and shall not be  
182 subject to setoff or counterclaim, or be in any way liable

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183 for any debt, except that the division or commission may  
184 allow as lien on the compensation, reasonable attorney's  
185 fees for services in connection with the proceedings for  
186 compensation if the services are found to be necessary.  
187 Such fees are subject to regulation as set forth in section  
188 287.260.

189 8. Any person seeking compensation under this section  
190 who is aggrieved by the decision of the division of workers'  
191 compensation regarding his or her compensation claim, may  
192 make application for a hearing as provided in section  
193 287.450. The procedures applicable to the processing of  
194 such hearings and determinations shall be those established  
195 by this chapter. Decisions of the administrative law judge  
196 under this section shall be binding, subject to review by  
197 either party under the provisions of section 287.480.

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

200 (1) The provisions of the new program authorized under  
201 this section shall automatically sunset [six years after  
202 June 19, 2019] on **December 31, 2031**, unless reauthorized by  
203 an act of the general assembly; and

204 (2) If such program is reauthorized, the program  
205 authorized under this section shall automatically sunset  
206 twelve years after the effective date of the reauthorization  
207 of this section; and

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

211 10. The provisions of this section, unless specified,  
212 shall not be subject to other provisions of this chapter.

213 11. There is hereby created in the state treasury the  
214 "Line of Duty Compensation Fund", which shall consist of

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215 moneys appropriated to the fund and any voluntary  
216 contributions, gifts, or bequests to the fund. The state  
217 treasurer shall be custodian of the fund and shall approve  
218 disbursements from the fund in accordance with sections  
219 30.170 and 30.180. Upon appropriation, money in the fund  
220 shall be used solely for paying claims under this section.  
221 Notwithstanding the provisions of section 33.080 to the  
222 contrary, any moneys remaining in the fund at the end of the  
223 biennium shall not revert to the credit of the general  
224 revenue fund. The state treasurer shall invest moneys in  
225 the fund in the same manner as other funds are invested.  
226 Any interest and moneys earned on such investments shall be  
227 credited to the fund.

228       12. The division shall promulgate rules to administer  
229 this section, including but not limited to the appointment  
230 of claims to multiple claimants, record retention, and  
231 procedures for information requests. Any rule or portion of  
232 a rule, as that term is defined in section 536.010, that is  
233 created under the authority delegated in this section shall  
234 become effective only if it complies with and is subject to  
235 all of the provisions of chapter 536 and, if applicable,  
236 section 536.028. This section and chapter 536 are  
237 nonseverable and if any of the powers vested with the  
238 general assembly under chapter 536 to review, to delay the  
239 effective date, or to disapprove and annul a rule are  
240 subsequently held unconstitutional, then the grant of  
241 rulemaking authority and any rule proposed or adopted after  
242 June 19, 2009, shall be invalid and void.

292.606. 1. Fees shall be collected for a period of  
2 six years from August 28, [2018] **2025**.

3       2. (1) Any employer required to report under  
4 subsection 1 of section 292.605, except local governments

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5 and family-owned farm operations, shall submit an annual fee  
6 to the commission of one hundred dollars along with the Tier  
7 II form. Owners or operators of petroleum retail facilities  
8 shall pay a fee of no more than fifty dollars for each such  
9 facility. Any person, firm or corporation selling,  
10 delivering or transporting petroleum or petroleum products  
11 and whose primary business deals with petroleum products or  
12 who is covered by the provisions of chapter 323, if such  
13 person, firm or corporation is paying fees under the  
14 provisions of the federal hazardous materials transportation  
15 registration and fee assessment program, shall deduct such  
16 federal fees from those fees owed to the state under the  
17 provisions of this subsection. If the federal fees exceed  
18 or are equal to what would otherwise be owed under this  
19 subsection, such employer shall not be liable for state fees  
20 under this subsection. In relation to petroleum products  
21 "primary business" shall mean that the person, firm or  
22 corporation shall earn more than fifty percent of hazardous  
23 chemical revenues from the sale, delivery or transport of  
24 petroleum products. For the purpose of calculating fees,  
25 all grades of gasoline are considered to be one product, all  
26 grades of heating oils, diesel fuels, kerosenes, naphthas,  
27 aviation turbine fuel, and all other heavy distillate  
28 products except for grades of gasoline are considered to be  
29 one product, and all varieties of motor lubricating oil are  
30 considered to be one product. For the purposes of this  
31 section "facility" shall mean all buildings, equipment,  
32 structures and other stationary items that are located on a  
33 single site or on contiguous or adjacent sites and which are  
34 owned or operated by the same person. If more than three  
35 hazardous substances or mixtures are reported on the Tier II  
36 form, the employer shall submit an additional twenty-dollar

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37 fee for each hazardous substance or mixture. Fees collected  
38 under this subdivision shall be for each hazardous chemical  
39 on hand at any one time in excess of ten thousand pounds or  
40 for extremely hazardous substances on hand at any one time  
41 in excess of five hundred pounds or the threshold planning  
42 quantity, whichever is less, or for explosives or blasting  
43 agents on hand at any one time in excess of one hundred  
44 pounds. However, no employer shall pay more than ten  
45 thousand dollars per year in fees. Moneys acquired through  
46 litigation and any administrative fees paid pursuant to  
47 subsection 3 of this section shall not be applied toward  
48 this cap.

49 (2) Employers engaged in transporting hazardous  
50 materials by pipeline except local gas distribution  
51 companies regulated by the Missouri public service  
52 commission shall pay to the commission a fee of two hundred  
53 fifty dollars for each county in which they operate.

54 (3) Payment of fees is due each year by March first.  
55 A late fee of ten percent of the total owed, plus one  
56 percent per month of the total, may be assessed by the  
57 commission.

58 (4) If, on March first of each year, fees collected  
59 under this section and natural resources damages made  
60 available pursuant to section 640.235 exceed one million  
61 dollars, any excess over one million dollars shall be  
62 proportionately credited to fees payable in the succeeding  
63 year by each employer who was required to pay a fee and who  
64 did pay a fee in the year in which the excess occurred. The  
65 limit of one million dollars contained herein shall be  
66 reviewed by the commission concurrent with the review of  
67 fees as required in subsection 1 of this section.

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68           3. Beginning January 1, 2013, any employer filing its  
69 Tier II form pursuant to subsection 1 of section 292.605 may  
70 request that the commission distribute that employer's Tier  
71 II report to the local emergency planning committees and  
72 fire departments listed in its Tier II report. Any employer  
73 opting to have the commission distribute its Tier II report  
74 shall pay an additional fee of ten dollars for each facility  
75 listed in the report at the time of filing to recoup the  
76 commission's distribution costs. Fees shall be deposited in  
77 the chemical emergency preparedness fund established under  
78 section 292.607. An employer who pays the additional fee  
79 and whose Tier II report includes all local emergency  
80 planning committees and fire departments required to be  
81 notified under subsection 1 of section 292.605 shall satisfy  
82 the reporting requirements of subsection 1 of section  
83 292.605. The commission shall develop a mechanism for an  
84 employer to exercise its option to have the commission  
85 distribute its Tier II report.

86           4. Local emergency planning committees receiving funds  
87 under section 292.604 shall coordinate with the commission  
88 and the department in chemical emergency planning, training,  
89 preparedness, and response activities. Local emergency  
90 planning committees receiving funds under this section,  
91 section 260.394, sections 292.602, 292.604, 292.605, 292.615  
92 and section 640.235 shall provide to the commission an  
93 annual report of expenditures and activities.

94           5. Fees collected by the department and all funds  
95 provided to local emergency planning committees shall be  
96 used for chemical emergency preparedness purposes as  
97 outlined in sections 292.600 to 292.625 and the federal act,  
98 including contingency planning for chemical releases;  
99 exercising, evaluating, and distributing plans, providing

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100 training related to chemical emergency preparedness and  
101 prevention of chemical accidents; identifying facilities  
102 required to report; processing the information submitted by  
103 facilities and making it available to the public; receiving  
104 and handling emergency notifications of chemical releases;  
105 operating a local emergency planning committee; and  
106 providing public notice of chemical preparedness  
107 activities. Local emergency planning committees receiving  
108 funds under this section may combine such funds with other  
109 local emergency planning committees to further the purposes  
110 of sections 292.600 to 292.625, or the federal act.

111 6. The commission shall establish criteria and  
112 guidance on how funds received by local emergency planning  
113 committees may be used.

114 7. **A one-time fee shall be assessed in accordance with**  
115 **subsection 2 of this section and shall be calculated based**  
116 **on the filing due on March 1, 2025, and shall be paid by**  
117 **November 1, 2025.**

301.551. 1. The department of revenue may require  
2 that fingerprint submissions be made as part of an  
3 application seeking licensure for a new motor vehicle  
4 franchise dealer, used motor vehicle dealer, powersport  
5 dealer, wholesale motor vehicle dealer, motor vehicle  
6 dealer, public motor vehicle auction, recreational motor  
7 vehicle dealer, trailer dealer, boat dealer, manufacturer,  
8 or boat manufacturer, as such terms are defined in section  
9 301.550.

10 2. If the department of revenue requires that  
11 fingerprint submissions be made as part of such application,  
12 the department of revenue shall require applicants to submit  
13 the fingerprints to the Missouri state highway patrol for

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14 the purpose of conducting a state and federal fingerprint-  
15 based criminal history background check.

16 3. The fingerprints and any required fees shall be  
17 sent to the Missouri state highway patrol's central  
18 repository. The fingerprints shall be used for searching  
19 the state criminal records repository and shall also be  
20 forwarded to the Federal Bureau of Investigation for a  
21 federal criminal records search under section 43.540. The  
22 Missouri state highway patrol shall notify the department of  
23 any criminal history record information or lack of criminal  
24 history record information discovered on the individual.  
25 Notwithstanding the provisions of section 610.120 to the  
26 contrary, all records related to any criminal history  
27 information discovered shall be accessible and available to  
28 the department.

320.106. As used in sections 320.106 to 320.161,  
2 unless clearly indicated otherwise, the following terms mean:

3 (1) "American Pyrotechnics Association (APA), Standard  
4 87-1", a **voluntary standard**, or subsequent standard [which]  
5 **that** may amend or supersede this standard for manufacturers,  
6 importers, and distributors of fireworks, **in which fireworks**  
7 **classifications are assigned based upon the weight and type**  
8 **of chemical composition contained for each specific type of**  
9 **device including, but not limited to, specific permissible**  
10 **and restricted chemicals. Such standard shall be construed**  
11 **to include the following APA standards:**

12 (a) **APA 87-1A Standard for Construction,**  
13 **Classification, Approval, and Transportation of Consumer**  
14 **Fireworks;**

15 (b) **APA 87-1B Standard for the Construction,**  
16 **Classification, Approval, and Transportation of Display**  
17 **Fireworks; and**

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18 (c) APA 87-1C Standard for the Construction,  
19 Classification, Approval, and Transportation of  
20 Entertainment and Technical Pyrotechnics;

21 As used in this chapter, the current editions of APA 87-1  
22 are controlling. Any future editions or amendments to  
23 future editions adopted related to standards contained in  
24 APA 87-1 by the American Pyrotechnics Association shall only  
25 be in effect upon formal review of the fire marshal's office  
26 and promulgation of rules under their rulemaking authority  
27 as set out in this chapter and chapter 536;

28 (2) "Annual retailer", any person engaged in the  
29 business of making sales of consumer fireworks at wholesale  
30 or retail within the state of Missouri during a calendar  
31 year from the first day of January through the thirty-first  
32 day of December;

33 (3) "Articles pyrotechnic", devices containing  
34 compositions, which produce a visual and audible effect  
35 primarily used in the entertainment and technical  
36 training/development industries, that comply with the limits  
37 and requirements of APA Standard 87-1C and that may not be  
38 offered for sale to the general public;

39 (4) "Chemical composition", all pyrotechnic and  
40 explosive composition **formulations** contained in fireworks  
41 devices as defined in American Pyrotechnics Association  
42 (APA), Standard 87-1;

43 [(3)] (5) "Consumer fireworks", explosive **and**  
44 **pyrotechnic** devices designed **for sale and use by the general**  
45 **public that conform with requirements set forth by the**  
46 **United States Consumer Product Safety Commission (CPSC) and**  
47 **designed** primarily to produce visible or audible effects by  
48 combustion [and includes] including, but not limited to,

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49 aerial devices [and], ground devices, [all of which are  
50 classified as fireworks, UN0336, within 49 CFR Part 172]  
51 **fuses, and novelties in compliance with APA Standard 87-1A;**

52 [(4)] (6) "Discharge site", the area immediately  
53 surrounding the fireworks mortars used for an outdoor  
54 fireworks display;

55 [(5)] (7) "Dispenser", a device designed for the  
56 measurement and delivery of liquids as fuel;

57 (8) **"Display before a proximate audience", the**  
58 **discharge or use of fireworks or special effects before a**  
59 **proximate audience or in any indoor setting, in accordance**  
60 **with the guidelines established by NFPA 1126: Code Standard**  
61 **for the Use of Pyrotechnics Before a Proximate Audience;**

62 [(6)] (9) "Display fireworks", [explosive] devices  
63 [designed primarily to produce visible or audible effects by  
64 combustion, deflagration or detonation. This term includes  
65 devices containing more than two grains (130 mg) of  
66 explosive composition intended for public display. These  
67 devices are classified as fireworks, UN0333 or UN0334 or  
68 UN0335, within 49 CFR Part 172] **containing chemical**  
69 **compositions that are intended for use in professional**  
70 **firework shows, designed to produce visible or audible**  
71 **effects, and comply with the limits and requirements of APA**  
72 **Standard 87-1B;**

73 [(7)] (10) "Display site", the immediate area where a  
74 fireworks display is conducted, including the discharge  
75 site, the fallout area, and the required separation distance  
76 from mortars to spectator viewing areas, but not spectator  
77 viewing areas or vehicle parking areas;

78 [(8)] (11) "Distributor", any person engaged in the  
79 business of selling fireworks to wholesalers, [jobbers]  
80 **annual retailers, seasonal retailers, other persons, or**

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81 governmental bodies that possess the necessary permits as  
82 specified in sections 320.106 to 320.161[, including any  
83 person that imports any fireworks of any kind in any manner  
84 into the state of Missouri];

85 [(9)] (12) "Fireworks", any composition or device for  
86 producing a visible[, audible, or both visible and] **or an**  
87 **audible effect for entertainment purposes** by combustion,  
88 deflagration, or detonation and that meets the definition of  
89 consumer[, proximate,] **fireworks, articles pyrotechnic,** or  
90 display fireworks as set forth [by 49 CFR Part 171 to end,  
91 United States Department of Transportation hazardous  
92 materials regulations] **in this section;**

93 [(10)] (13) "Fireworks season", the period beginning  
94 on the twentieth day of June and continuing through the  
95 tenth day of July of the same year and the period beginning  
96 on the twentieth day of December and continuing through the  
97 second day of January of the next year, which shall be the  
98 only periods of time that seasonal retailers may be  
99 permitted to sell consumer fireworks;

100 [(11)] "Jobber", any person engaged in the business of  
101 making sales of consumer fireworks at wholesale or retail  
102 within the state of Missouri to nonlicensed buyers for use  
103 and distribution outside the state of Missouri during a  
104 calendar year from the first day of January through the  
105 thirty-first day of December;]

106 (14) "Flame effect", the combustion of solids,  
107 liquids, or gases using atmospheric oxygen to produce  
108 thermal, physical, visual, or audible phenomena before an  
109 audience;

110 (15) "Flame effect operator", the single individual  
111 with overall responsibility for flame effect operations and  
112 safety who has met additional requirements established by

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113 **promulgated rules and has successfully completed a proximate-**  
114 **audience training course recognized and approved by the**  
115 **state fire marshal;**

116 [(12)] (16) "Licensed **display** operator", any person  
117 who supervises, manages, or directs the discharge of outdoor  
118 display fireworks **or articles pyrotechnic**, either by manual  
119 or electrical means; who has met additional requirements  
120 established by promulgated rule and has successfully  
121 completed a display fireworks training course recognized and  
122 approved by the state fire marshal;

123 (17) "Licensed **pyrotechnic effects operator**", an  
124 **individual who has responsibility for pyrotechnic safety and**  
125 **who controls, initiates, or otherwise creates special**  
126 **effects or uses fireworks or pyrotechnic material before a**  
127 **proximate audience or in any indoor setting and who has met**  
128 **additional requirements established by promulgated rules and**  
129 **has successfully completed a proximate audience training**  
130 **course recognized and approved by the state fire marshal;**

131 [(13)] (18) "Manufacturer", any person engaged in the  
132 making, manufacture, assembly, **altering**, or construction of  
133 fireworks of any kind within the state of Missouri **for the**  
134 **purpose of selling or distributing;**

135 [(14)] (19) "NFPA", National Fire Protection  
136 Association, an international codes and standards  
137 organization;

138 **As used in chapter 320, the current editions of NFPA 1123,**  
139 **NFPA 1124, and NFPA 1126 are controlling. Any future**  
140 **editions or amendments to future editions adopted related to**  
141 **standards contained in NFPA 1123, NFPA 1124, or NFPA 1126 by**  
142 **the National Fire Protection Association shall only be in**  
143 **effect upon formal review of the fire marshal's office and**

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144 **promulgation of rules under their rulemaking authority as**  
145 **set out in this chapter and chapter 536;**

146 (20) **"Outdoor fireworks display", a presentation of**  
147 **fireworks before a public audience in accordance with the**  
148 **guidelines established by NFPA 1123: Code for Fireworks**  
149 **Display;**

150 [(15)] (21) **"Permanent structure", buildings and**  
151 **structures with permanent foundations other than tents,**  
152 **mobile homes, stands, and trailers;**

153 [(16)] (22) **"Permit", the written authority of the**  
154 **state fire marshal issued pursuant to sections 320.106 to**  
155 **320.161 to sell, possess, manufacture, discharge, or**  
156 **distribute fireworks;**

157 [(17)] (23) **"Person", any corporation, association,**  
158 **partnership or individual or group thereof;**

159 [(18)] **"Proximate fireworks", a chemical mixture used**  
160 **in the entertainment industry to produce visible or audible**  
161 **effects by combustion, deflagration, or detonation, as**  
162 **classified within 49 CFR Part 172 as UN0431 or UN0432;**

163 (19) **"Pyrotechnic operator" or "special effects**  
164 **operator", an individual who has responsibility for**  
165 **pyrotechnic safety and who controls, initiates, or otherwise**  
166 **creates special effects for proximate fireworks and who has**  
167 **met additional requirements established by promulgated rules**  
168 **and has successfully completed a proximate fireworks**  
169 **training course recognized and approved by the state fire**  
170 **marshal;]**

171 (24) **"Proximate audience", an audience closer to**  
172 **pyrotechnic devices than permitted by NFPA 1123: Code for**  
173 **Fireworks Display;**

174 [(20)] (25) **"Sale", an exchange of articles of**  
175 **fireworks for money, including barter, exchange, [gift] or**

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176 offer thereof, and each such transaction made by any person,  
177 whether as a principal proprietor, salesman, agent,  
178 association, copartnership or one or more individuals;

179 **[(21)] (26)** "Seasonal retailer", any person within the  
180 state of Missouri engaged in the business of making sales of  
181 consumer fireworks in Missouri only during a fireworks  
182 season **[as defined by subdivision (10) of this section]**;

183 **(27)** "Substantial damage", damage of any origin  
184 sustained by a structure whereby the cost of restoring the  
185 structure to its before-damaged condition would equal or  
186 exceed fifty percent of the market value of the structure  
187 before the damage occurred;

188 **(28)** "Substantial improvement", any repair,  
189 reconstruction, rehabilitation, alteration, addition, or  
190 other improvement of a building or structure, the cost of  
191 which equals or exceeds fifty percent of the market value of  
192 the structure before the improvement or repair is started.  
193 If the structure has substantial damage, any repairs are  
194 considered improvement regardless of the actual repair work  
195 performed. The term shall not include either of the  
196 following:

197 **(a)** Any project for improvement of a building required  
198 to correct existing health, sanitary, or safety code  
199 violations identified by the building official and that are  
200 the minimum necessary to ensure safe living conditions; or

201 **(b)** Any alteration of a historic structure, provided  
202 that the alteration will not preclude the structure's  
203 continued designation as a historic structure;

204 **[(22)] (29)** "Wholesaler", any person engaged in the  
205 business of making sales of consumer fireworks to any other  
206 person engaged in the business of making sales of consumer  
207 fireworks at retail within the state of Missouri.

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320.111. 1. It is unlawful for any person to  
2 manufacture, sell, offer for sale, ship or cause to be  
3 shipped into or within the state of Missouri except as  
4 herein provided any item of fireworks, without first having  
5 secured the required applicable permit as a manufacturer,  
6 distributor, wholesaler, **[jobber] annual retailer**, or  
7 seasonal retailer from the state fire marshal and applicable  
8 federal permit or license. Possession of said permit is a  
9 condition precedent to manufacturing, selling or offering  
10 for sale, shipping or causing to be shipped any fireworks  
11 into the state of Missouri, except as herein provided. This  
12 provision applies to nonresidents as well as residents of  
13 the state of Missouri.

14 2. The state fire marshal has the authority and is  
15 authorized and directed to issue permits for the sale of  
16 fireworks. No permit shall be issued to a person under the  
17 age of eighteen years. All permits except for seasonal  
18 retailers shall be for the calendar year or any fraction  
19 thereof and shall expire on the thirty-first day of December  
20 of each year.

21 3. Permits issued must be displayed in the permit  
22 holder's place of business. No permit provided for herein  
23 shall be transferable nor shall a person operate under a  
24 permit issued to another person or under a permit issued for  
25 another location. Manufacturer, wholesaler, **[jobber] annual**  
26 **retailer**, and distributor permit holders operating out of  
27 multiple locations shall obtain a permit for each location.

28 4. Failure to make application for a permit by May  
29 thirty-first of the calendar year may result in the fire  
30 marshal's refusal to issue a **[license] permit** to the  
31 **[licensee] permittee** or applicant for such calendar year.

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32           5. Any false statement or declaration made on a permit  
33 application may result in the state fire marshal's refusal  
34 to issue such permit to the requesting person for a period  
35 of time not to exceed three years.

36           6. The state fire marshal is authorized [and directed  
37 to charge the following] **to assess permit and licensing** fees  
38 for permits **and licenses**:

39           (1) Manufacturer, a fee of [seven hundred seventy-  
40 five] **one thousand** dollars per calendar year;

41           (2) Distributor, a fee of [seven hundred seventy-five]  
42 **one thousand** dollars per calendar year;

43           (3) Wholesaler, a fee of [two hundred seventy-five]  
44 **five hundred** dollars per calendar year;

45           (4) [Jobber] **Annual retailer**, a fee of [five] **seven**  
46 hundred [twenty-five] **fifty** dollars per calendar year per  
47 sales location;

48           (5) Seasonal retailer, a fee of [fifty] **one hundred**  
49 **fifty** dollars per calendar year per sales location;

50           (6) [Display] **Outdoor fireworks display permit**, a fee  
51 of one hundred dollars per calendar year per location;

52           (7) [Proximate fireworks display permit] **Display**  
53 **before a proximate audience**, a fee of one hundred dollars  
54 per calendar year per location;

55           (8) [Licensed] **Display operator license**, a fee of one  
56 hundred dollars for a three-year license;

57           (9) Pyrotechnic **effects operator license**, a fee of one  
58 hundred dollars for a three-year license.

59           7. A holder of a manufacturer's permit shall not be  
60 required to have any additional permits in order to sell to  
61 distributors, wholesalers, [jobbers] **annual retailers** or  
62 seasonal retailers, or to sell display, or [proximate  
63 fireworks] **articles pyrotechnic**.

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64           8. A holder of a distributor's permit shall not be  
65 required to have any additional permits in order to sell to  
66 wholesalers, [**jobbers**] **annual retailers**, seasonal retailers  
67 or to sell display **fireworks**, or [**proximate fireworks**]  
68 **articles pyrotechnic**.

69           9. A holder of [**a jobber's**] **an annual retailer** permit  
70 shall not be required to have any additional permit in order  
71 to sell consumer fireworks at retail during the fireworks  
72 season from such [**jobber's**] **annual retailer's** permanent  
73 structure.

74           10. **(1)** All fees collected [**for permits issued**]  
75 pursuant to this section shall be deposited [**to the credit**  
76 **of the fire education fund created pursuant to section**  
77 **320.094**] **as follows:**

78           **(a) Eighty percent into the fire education fund**  
79 **created under section 320.094; and**

80           **(b) Twenty percent into the cigarette fire safety**  
81 **standard and firefighter protection act fund created under**  
82 **section 320.371.**

83           **(2)** Any person engaged in more than one permit  
84 classification shall pay one permit fee based upon the  
85 permit classification yielding the highest amount of revenue.

86           11. The state fire marshal is charged with the  
87 enforcement of the provisions of sections 320.106 to 320.161  
88 and may call upon any state, county or city peace officer  
89 for assistance in the enforcement of the provisions of  
90 sections 320.106 to 320.161. The state fire marshal may  
91 promulgate rules pursuant to the requirements of this  
92 section and chapter 536 necessary to carry out his or her  
93 responsibilities under this act including rules requiring  
94 training, examination, and licensing of licensed **display**  
95 operators and pyrotechnic **effects** operators engaging in or

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96 responsible for the handling and use of display **fireworks**  
97 and [**proximate fireworks**] **articles pyrotechnic**. The test  
98 shall incorporate the rules of the state fire marshal, which  
99 shall be based upon nationally recognized standards. No  
100 rule or portion of a rule promulgated pursuant to this  
101 chapter shall become effective unless it has been  
102 promulgated pursuant to the provisions of chapter 536.

103 12. The state fire marshal, upon notification by the  
104 department of revenue, may withhold permits from applicants  
105 upon evidence that all state sales taxes for the preceding  
106 year or years have not been paid; except, this subsection  
107 shall not apply if an applicant is pursuing any proper  
108 remedy at law challenging the amount, collection, or  
109 assessment of any sales tax.

110 13. A holder of a distributor, wholesaler, or  
111 [**jobber's**] **annual retailer's** permit shall be required to  
112 operate out of a permanent structure in compliance with all  
113 applicable building and fire regulations in the city or  
114 county in which said person is operating a fireworks  
115 business. Seasonal retail permit locations shall be in  
116 compliance with all applicable building and fire  
117 regulations. The applicant may be subject to a fire safety  
118 inspection by the state fire marshal based upon promulgated  
119 rules and regulations adopted by the state fire marshal.

120 14. It is unlawful for any manufacturer, distributor,  
121 wholesaler, or [**jobber**] **annual retailer** to sell consumer  
122 fireworks to a seasonal retailer who has not acquired an  
123 appropriate permit from the state fire marshal for the  
124 current permit period. A seasonal retailer shall acquire  
125 and present the appropriate permit from the state fire  
126 marshal before any manufacturer, distributor, wholesaler or  
127 [**jobber**] **annual retailer** is allowed to sell consumer

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128 fireworks to such seasonal retailer, provided that such  
129 seasonal retailer is purchasing the consumer fireworks for  
130 resale in this state.

131 15. The state fire marshal and the marshal's deputies  
132 may conduct inspections of any premises and all portions of  
133 buildings where fireworks are stored, manufactured, kept or  
134 being offered for sale. All persons selling, offering for  
135 sale, barter, gift, exchange, or offer thereof any fireworks  
136 shall cooperate fully with the state fire marshal and the  
137 marshal's deputies during any such inspection. This  
138 inspection shall be performed during normal business hours.

139 16. In addition to any other penalty, any person who  
140 manufactures, sells, offers for sale, ships or causes to be  
141 shipped into or caused to be shipped into the state of  
142 Missouri, for use in Missouri, any items of fireworks  
143 without first having the required applicable permit shall be  
144 assessed a civil penalty of up to a one thousand dollar fine  
145 for each day of operation up to a maximum of ten thousand  
146 dollars.

320.116. 1. The state fire marshal may revoke any  
2 permit **or license** issued pursuant to sections 320.106 to  
3 320.161 upon evidence that the holder has **willfully** violated  
4 any of the provisions of sections 320.106 to 320.161. **If a**  
5 **holder of a permit has multiple permitted locations, any**  
6 **suspension or revocation shall only apply to the permitted**  
7 **location where the violation resulting in suspension or**  
8 **revocation occurred.**

9 2. **The state fire marshal may revoke or suspend any**  
10 **permit issued under sections 320.106 to 320.161 upon**  
11 **evidence that the influence of alcohol or any illicit**  
12 **controlled substance is taking place by any permit holder,**

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13 **employee, or representative within the permitted annual or**  
14 **seasonal retail sales location during normal business hours.**

15 **3. The state fire marshal may refuse to issue a**  
16 **license or permit to any applicant when the permit or**  
17 **license of the individual, corporation, or partner is under**  
18 **suspension or revocation. The state fire marshal may refuse**  
19 **to issue a license or permit to a person who is a partner,**  
20 **shareholder, manager, officer, spouse, or relative of the**  
21 **applicant or a party to the applicant.**

22 **4. The state fire marshal, in his or her discretion,**  
23 **may refuse to issue a permit, for a period not to exceed**  
24 **three years, to a person whose permit has been revoked for**  
25 **the possession or sale of illegal fireworks, as referred to**  
26 **in section 320.136.**

27 **[3.] 5. The state fire marshal, the marshal's**  
28 **deputies, the marshal's designees or any authorized police**  
29 **or peace officer shall seize as contraband any illegal**  
30 **fireworks as defined pursuant to sections 320.106 to**  
31 **320.161. Such illegal fireworks seized in the enforcement**  
32 **of sections 320.106 to 320.161 shall be held in custody of**  
33 **the state fire marshal in proper storage facilities. The**  
34 **person surrendering the fireworks may bring an in rem**  
35 **proceeding in the circuit court of the county where the**  
36 **fireworks were seized. Upon hearing, the circuit court may**  
37 **authorize the return of all or part of the confiscated**  
38 **fireworks or the court may authorize and direct that such**  
39 **contraband fireworks be destroyed. If a proceeding is not**  
40 **brought within thirty days, the fireworks shall be destroyed**  
41 **by the state fire marshal. The state fire marshal shall**  
42 **seize, take, remove or cause to be removed, at the expense**  
43 **of the owner, all stocks of fireworks offered or exposed for**  
44 **sale, stored or held in violation of the provisions of**

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45 sections 320.106 to 320.161. All costs, including any  
46 expenses incurred with the seizure, shall be the  
47 responsibility of the adjudicated party if case disposition  
48 is in the favor of the state fire marshal.

49 [4.] 6. Any person aggrieved by any official action of  
50 the state fire marshal affecting their permit status  
51 including revocation, suspension, failure to renew a permit,  
52 or refusal to grant a permit may seek a determination  
53 thereon by the administrative hearing commission pursuant to  
54 the provisions of section 621.045.

320.121. 1. The provisions of sections 320.106 to  
2 320.161 shall not be construed to abrogate or in any way  
3 affect the powers of the following political subdivisions to  
4 regulate or prohibit fireworks within its corporate limits:

- 5 (1) Any city, town, or village in this state; or
- 6 (2) Any county operating under a charter form of  
7 government.

8 2. It is unlawful for any manufacturer, distributor,  
9 wholesaler, [jobber] **annual retailer**, or seasonal retailer  
10 to sell or ship by common carrier fireworks to consumers  
11 within the corporate limits of the following political  
12 subdivisions which prohibit the sale or possession of  
13 fireworks:

- 14 (1) Any city, town, or village in this state; or
- 15 (2) Any county operating under a charter form of  
16 government.

320.126. 1. Any person, entity, partnership,  
2 corporation, or association transporting display **fireworks**  
3 or [proximate fireworks] **articles pyrotechnic** or display  
4 **fireworks** and [proximate fireworks] **articles pyrotechnic**  
5 into the state of Missouri for the purpose of resale [or to  
6 **conduct a display**] shall be permitted by the state fire

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7 marshal as a distributor or manufacturer and have obtained  
8 **any** applicable federal license or permit.

9 2. **[Sale of display or proximate fireworks shall be**  
10 **limited to a holder of a federal license or permit and a**  
11 **distributor or manufacturer permit issued by the state fire**  
12 **marshal] Only holders of a state-issued manufacturer or**  
13 **distributor permit shall be allowed to sell display**  
14 **fireworks and articles pyrotechnic within the state of**  
15 **Missouri. A permitted manufacturer or distributor may sell**  
16 **display fireworks and articles pyrotechnic only to those**  
17 **persons who maintain either a state-issued manufacturer or**  
18 **distributor permit or a valid state-issued display operator**  
19 **license or pyrotechnic effect operator license. For the**  
20 **sale of display fireworks, proof of any required federal**  
21 **license or permit shall be required prior to finalizing any**  
22 **sale or transfer.**

23 3. Possession of display **[or proximate fireworks for**  
24 **resale to holders of a permit for display or proximate]**  
25 **fireworks or articles pyrotechnic** shall be confined to  
26 holders of a state manufacturer or distributor permit **[and**  
27 **applicable federal license or permit] or holders of either a**  
28 **valid state-issued display operator license or pyrotechnic**  
29 **effect operator license. For possession of display**  
30 **fireworks, proof of any required federal license or permit**  
31 **shall be maintained by the possessor.**

32 4. **[Permits for display or proximate fireworks may be**  
33 **granted to municipalities, fair associations, amusement**  
34 **parks, organizations, persons, firms or corporations. Such**  
35 **permits may be granted upon application and approval by the**  
36 **state fire marshal or local fire service authorities of the**  
37 **community where the display is proposed to be held. All**  
38 **applications submitted for display or proximate fireworks**

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39 permits must be submitted to the office of the state fire  
40 marshal a minimum of ten working days prior to the date of  
41 the event. The application shall be made on a form provided  
42 or approved by the state fire marshal. Every such display  
43 shall be supervised, managed, or directed by a Missouri  
44 licensed operator, or pyrotechnic operator on site pursuant  
45 to subdivisions (11) and (18) of section 320.106 and shall  
46 be located, discharged, or fired so as in the opinion of the  
47 permitting authority, after proper inspection based on the  
48 most current edition of the National Fire Protection  
49 Association standards, NFPA 1123, 1124, and 1126, to not be  
50 hazardous to any person or property. After a permit has  
51 been granted, the sale, possession, use and distribution of  
52 fireworks for such display shall be lawful for that purpose  
53 only. A copy of all permits issued for display or proximate  
54 fireworks shall be forwarded by the permit holder to the  
55 state fire marshal's office. No permit granted hereunder  
56 shall be transferable and shall apply to only one location.  
57 No holder of a manufacturer or distributor permit shall  
58 sell, barter, or transfer display or proximate fireworks to  
59 anyone not possessing an applicable permit or license.

60 5. Possession of display or proximate fireworks shall  
61 be limited to a holder of a display or proximate fireworks  
62 permit issued by the authority having jurisdiction where the  
63 display or proximate fireworks is proposed to be held or the  
64 state fire marshal or holder of a state manufacturer or  
65 distributor permit and applicable federal license or permit.

66 6. Before issuing any permit for a display or  
67 proximate fireworks, the municipality, fair association,  
68 amusement park, organization, firm, persons, or corporation  
69 making application therefor shall furnish proof of financial  
70 responsibility in an amount established by promulgated rule

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71 to the permitting authority in order to satisfy claims for  
72 damages to property or personal injuries arising out of any  
73 act or omission on the part of such person, firm or  
74 corporation or any agent or employee thereof.

75 7. Any establishment where proximate fireworks are to  
76 be discharged shall be inspected by the state fire marshal  
77 or local fire department having jurisdiction for compliance  
78 with NFPA 101 Life Safety Code or equivalent nationally  
79 recognized code in relation to means of egress, occupancy  
80 load, and automatic sprinkler and fire alarm systems. All  
81 permits issued will be forwarded to the state fire marshal  
82 by the permit holder. Permits will be issued in the same  
83 manner as those required in this section] **This section shall**  
84 **not be construed to prohibit a holder of a manufacturer or**  
85 **distributor permit from transporting or selling display**  
86 **fireworks or articles pyrotechnic to persons who are not**  
87 **residents of this state.**

320.127. 1. Permits for outdoor fireworks displays or  
2 displays before a proximate audience may be granted to  
3 municipalities, fair associations, amusement parks,  
4 organizations, persons, firms, or corporations. Such  
5 permits may be granted upon application and approval by the  
6 state fire marshal or local fire service authorities of the  
7 community where the outdoor fireworks display or the display  
8 before a proximate audience is proposed to be held. All  
9 applications submitted to the state fire marshal for an  
10 outdoor fireworks display permit or a display before a  
11 proximate audience permit shall be submitted to the office  
12 of the state fire marshal a minimum of ten working days  
13 prior to the date of the event. The application shall be  
14 made on a form provided or approved by the state fire  
15 marshal. Every such outdoor fireworks display or display

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16 before a proximate audience shall be supervised, managed, or  
17 directed by a Missouri licensed display operator, or  
18 pyrotechnic effects operator on site and shall be located,  
19 discharged, or fired so as in the opinion of the permitting  
20 authority, after proper inspection based on the National  
21 Fire Protection Association standards, NFPA 1123, 1124, and  
22 1126, to not be hazardous to any person or property. A copy  
23 of all permits issued for outdoor fireworks displays or  
24 displays before a proximate audience issued by a local fire  
25 service authority shall be forwarded by the permit holder to  
26 the state fire marshal's office upon request. No permit  
27 granted hereunder shall be transferable and each permit  
28 shall apply to only one location.

29 2. Before issuing any permit for outdoor fireworks  
30 display or a display before a proximate audience, the  
31 municipality, fair association, amusement park,  
32 organization, firm, persons, or corporation making  
33 application therefore shall furnish proof of financial  
34 responsibility in an amount established by promulgated rule  
35 to the permitting authority in order to satisfy claims for  
36 damages to property or personal injuries arising out of any  
37 act or omission on the part of such person, firm, or  
38 corporation or any agent or employee thereof.

39 3. Any establishment, venue, or shoot site where an  
40 outdoor fireworks display or a display before a proximate  
41 audience is to take place shall be inspected by the state  
42 fire marshal or local fire department having jurisdiction  
43 for compliance with NFPA 1123 Code for Fireworks Display,  
44 NFPA 1126 Code for the Use of Pyrotechnics Before a  
45 Proximate Audience, and NFPA 101 Life Safety Code or  
46 equivalent nationally recognized code in relation to means  
47 of egress, occupancy load, and automatic sprinkler and fire

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48 alarm systems. All permits issued shall be forwarded to the  
49 state fire marshal by the permit holder, upon the state fire  
50 marshal's request. Permits shall be issued in the same  
51 manner as those required in this section.

52 4. Notwithstanding any provisions of this section to  
53 the contrary, a holder of a valid state-issued display  
54 operator license conducting a private outdoor firework  
55 display for a non-commercial purpose shall not be subject to  
56 the permitting requirements in subsections 1 through 3 of  
57 this section; provided, however, that all such non-  
58 commercial, private outdoor firework displays shall be  
59 conducted in compliance with NFPA 1123 and any ordinance,  
60 rule, or regulation promulgated by the local authority  
61 having jurisdiction over the location where the private  
62 outdoor firework display will be held. The state fire  
63 marshal may, through its rule making authority set out in  
64 chapters 320 and 536, establish a reasonable notice-only  
65 rule requiring the licensed display operator to notify the  
66 local authority having jurisdiction over such matters at  
67 least five calendar days prior to the private outdoor  
68 firework display event described in this subsection. For  
69 the purposes of this section, "non-commercial purpose" shall  
70 mean not connected with or engaged in for a commercial  
71 purpose or in exchange for any monetary consideration.

320.131. 1. It is unlawful for any person to possess,  
2 sell or use within the state of Missouri, or ship into the  
3 state of Missouri, except as provided in section 320.126,  
4 any pyrotechnics commonly known as "fireworks" and defined  
5 as consumer fireworks in [subdivision (3) of] section  
6 320.106 [other than items now or hereafter classified as  
7 fireworks UN0336, 1.4G by the United States Department of  
8 Transportation] that comply with the construction, chemical

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9 composition, labeling and other regulations relative to  
10 consumer fireworks regulations promulgated by the United  
11 States Consumer Product Safety Commission and permitted for  
12 use by the general public pursuant to such commission's  
13 regulations.

14 2. No wholesaler, [jobber] **annual retailer**, or  
15 seasonal retailer, or any other person shall sell, offer for  
16 sale, store, display, or have in their possession any  
17 consumer fireworks [that have not been approved as fireworks  
18 UN0336, 1.4G by the United States Department of  
19 Transportation] **that do not comply with the construction,**  
20 **chemical composition, labeling, and other regulations**  
21 **relative to consumer fireworks regulations promulgated by**  
22 **the United States Consumer Product Safety Commission and**  
23 **permitted for use by the general public pursuant to such**  
24 **commission's regulations.**

25 3. [No jobber, wholesaler, manufacturer, or  
26 distributor shall sell to seasonal retailer dealers, or any  
27 other person, in this state for the purpose of resale, or  
28 use, in this state, any consumer fireworks which do not have  
29 the numbers and letter "1.4G" printed within an orange,  
30 diamond-shaped label printed on or attached to the fireworks  
31 shipping carton.

32 4.] This section does not prohibit a manufacturer,  
33 distributor or any other person possessing the proper  
34 permits as specified by state and federal law from storing,  
35 selling, shipping or otherwise transporting display  
36 **fireworks** or [proximate fireworks] **articles pyrotechnic.**

37 [5.] 4. Matches, toy pistols, toy canes, toy guns,  
38 party poppers, or other devices in which paper caps  
39 containing twenty-five hundredths grains or less of  
40 explosive compound, provided that they are so constructed

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41 that the hand cannot come into contact with the cap when in  
42 place for use, and toy pistol paper caps which contain less  
43 than twenty-five hundredths grains of explosive mixture  
44 shall be permitted for sale and use at all times and shall  
45 not be regulated by the provisions of sections 320.106 to  
46 320.161.

320.141. Permissible items of consumer fireworks  
2 defined in section 320.131 may be sold at wholesale or  
3 retail by holders of [a jobber's] **an annual retailer** permit  
4 to [nonlicensed] **nonpermitted** buyers [from outside the state  
5 of Missouri] during a calendar year from the first day of  
6 January until the thirty-first day of December. Permissible  
7 items of consumer fireworks defined in section 320.131 may  
8 be sold at retail by holders of a seasonal retail permit  
9 during the selling periods of the twentieth day of June  
10 through the tenth day of July and the twentieth day of  
11 December through the second day of January.

**320.147. 1. A person selling or offering fireworks**  
2 **for sale or barter or trade shall permit the state fire**  
3 **marshal and the marshal's deputies to conduct inspections,**  
4 **based on the code of state regulations, of the business**  
5 **premises or any location where fireworks are stored, kept,**  
6 **or sold. Such person shall cooperate with such inspection**  
7 **or investigation. Failure to cooperate or refusal to allow**  
8 **an inspection shall result in suspension or revocation of**  
9 **the permittee's permit or refusal of a permit to be issued.**  
10 **Such inspection shall be performed during normal business**  
11 **hours.**

12 **2. All new construction or substantial improvements of**  
13 **a permanent structure shall be constructed with all**  
14 **applicable building codes or fire codes adopted by the local**  
15 **political subdivision to whom has authority over such**

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16 **matter. All new construction or substantial improvements of**  
17 **a permanent structure located in a jurisdiction without a**  
18 **local building code or fire code shall submit a full set of**  
19 **construction plans to the state fire marshal for review.**  
20 **The state fire marshal may review such plans for compliance**  
21 **with fire protection standards and issue recommendations.**

320.151. 1. It is unlawful to attempt to sell or to  
2 sell at retail any fireworks to children under the age of  
3 fourteen years except when such child is in the presence of  
4 a parent or guardian.

5 2. It is unlawful for any person under the age of  
6 sixteen to sell fireworks or work in a facility where  
7 fireworks are stored, sold, or offered for sale unless  
8 supervised by an adult.

9 3. It is unlawful to explode or ignite consumer  
10 fireworks within six hundred feet of any church, hospital,  
11 mental health facility, school, or within one hundred feet  
12 of any location where fireworks are stored, sold, or offered  
13 for sale.

14 4. No person shall ignite or discharge any permissible  
15 articles of consumer fireworks within or throw the same from  
16 a motorized vehicle including watercraft or any other means  
17 of transportation, except where display permit has been  
18 issued for a floating vessel or floating platform, nor shall  
19 any person place or throw any ignited article of fireworks  
20 into or at a motorized vehicle including watercraft or any  
21 other means of transportation, or at or near any person or  
22 group of people.

23 5. No person shall ignite or discharge consumer  
24 fireworks within three hundred feet of any permanent storage  
25 of ignitable liquid, gases, gasoline pump, gasoline filling

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26 station, or any nonpermanent structure where fireworks are  
27 stored, sold or offered for sale.

28 6. No items of explosive or pyrotechnic composition  
29 other than [fireworks as defined by subdivisions (3), (5),  
30 and (17) of section 320.106] **consumer fireworks, display  
31 fireworks, or articles pyrotechnic** shall be displayed, sold,  
32 or offered for sale within the applicable permit location as  
33 identified on such permit granted by the state fire marshal.

34 7. [Proximate fireworks shall not be allowed to be  
35 stored with consumer fireworks.]

36 **8.]** All storage and transportation of fireworks shall  
37 be in accordance with all federal and state rules and  
38 regulations.

39 **[9.] 8.** Nothing in sections 320.106 to 320.161 shall  
40 be construed to prevent permittees from demonstrating or  
41 testing fireworks. Any such demonstration or test shall  
42 require the notification and approval of the local fire  
43 service or the state fire marshal.

320.371. 1. There is hereby created in the state  
2 treasury the "Cigarette Fire Safety Standard and Firefighter  
3 Protection Act Fund" which shall consist of moneys collected  
4 under sections **320.106 to 320.161 and sections** 320.350 to  
5 320.374. The fund shall be administered by the state fire  
6 marshal. Upon appropriation, moneys in the fund shall be  
7 made available to the state fire marshal to support fire  
8 safety and prevention programs.

9 2. Notwithstanding the provisions of section 33.080 to  
10 the contrary, any moneys remaining in the fund at the end of  
11 the biennium shall not revert to the credit of the general  
12 revenue fund.

13 3. The state treasurer shall invest moneys in the fund  
14 in the same manner as other funds are invested. Any

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15 interest and moneys earned on such investments shall be  
16 credited to the fund.

324.009. 1. For purposes of this section, the  
2 following terms mean:

3 (1) "License", a license, certificate, registration,  
4 permit, accreditation, or military occupational speciality  
5 that enables a person to legally practice an occupation or  
6 profession in a particular jurisdiction;

7 (2) "Military", the Armed Forces of the United States  
8 including the Air Force, Army, Coast Guard, Marine Corps,  
9 Navy, Space Force, National Guard and any other military  
10 branch that is designated by Congress as part of the Armed  
11 Forces of the United States, and all reserve components and  
12 auxiliaries. Such term also includes the military reserves  
13 and militia of any United States territory or state;

14 (3) **"Missouri law enforcement officer", any person**  
15 **employed by or otherwise serving in a position for the state**  
16 **or a local governmental entity as a police officer, peace**  
17 **officer certified under chapter 590, auxiliary police**  
18 **officer, sheriff, sheriff's deputy, member of the patrol as**  
19 **that term is defined in section 43.010, or in some like**  
20 **position involving the enforcement of the law and protection**  
21 **of the public interest at the risk of that person's life and**  
22 **who is a permanent resident of the state of Missouri or who**  
23 **is domiciled in the state of Missouri;**

24 (4) "Nonresident military or law enforcement  
25 spouse" [ , ]:

26 (a) A nonresident spouse of an active duty member of  
27 the Armed Forces of the United States who has been  
28 transferred or is scheduled to be transferred to the state  
29 of Missouri, or who has been transferred or is scheduled to  
30 be transferred to an adjacent state and is or will be

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31 domiciled in the state of Missouri, or has moved to the  
32 state of Missouri on a permanent change-of-station basis; **or**

33 **(b) A nonresident spouse of a person residing outside**  
34 **the state who has accepted an offer of employment from the**  
35 **state or a local governmental entity in the state and who**  
36 **will become a Missouri law enforcement officer upon the**  
37 **commencement of such employment;**

38 **[(4)] (5) "Oversight body",** any board, department,  
39 agency, or office of a jurisdiction that issues licenses;

40 **[(5)] (6) "Resident military or law enforcement**  
41 **spouse",** a spouse of an active duty member of the Armed  
42 Forces of the United States who has been transferred or is  
43 scheduled to be transferred to the state of Missouri or an  
44 adjacent state and who is a permanent resident of the state  
45 of Missouri, who is domiciled in the state of Missouri, or  
46 who has Missouri as his or her home of record **or a spouse of**  
47 **a Missouri law enforcement officer.**

48 2. Any person who holds a valid current license issued  
49 by another state, a branch or unit of the military, a  
50 territory of the United States, or the District of Columbia,  
51 and who has been licensed for at least one year in such  
52 other jurisdiction, may submit an application for a license  
53 in Missouri in the same occupation or profession, and at the  
54 same practice level, for which he or she holds the current  
55 license, along with proof of current licensure and proof of  
56 licensure for at least one year in the other jurisdiction,  
57 to the relevant oversight body in this state.

58 3. The oversight body in this state shall:

59 (1) Within six months of receiving an application  
60 described in subsection 2 of this section, waive any  
61 examination, educational, or experience requirements for  
62 licensure in this state for the applicant if it determines

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63 that there were minimum education requirements and, if  
64 applicable, work experience and clinical supervision  
65 requirements in effect and the other state verifies that the  
66 person met those requirements in order to be licensed or  
67 certified in that state. An oversight body that administers  
68 an examination on laws of this state as part of its  
69 licensing application requirement may require an applicant  
70 to take and pass an examination specific to the laws of this  
71 state; or

72 (2) Within thirty days of receiving an application  
73 described in subsection 2 of this section from a nonresident  
74 military **or law enforcement** spouse or a resident military **or**  
75 **law enforcement** spouse, waive any examination, educational,  
76 or experience requirements for licensure in this state for  
77 the applicant and issue such applicant a license under this  
78 section if such applicant otherwise meets the requirements  
79 of this section.

80 4. (1) The oversight body shall not waive any  
81 examination, educational, or experience requirements for any  
82 applicant who has had his or her license revoked by an  
83 oversight body outside the state; who is currently under  
84 investigation, who has a complaint pending, or who is  
85 currently under disciplinary action, except as provided in  
86 subdivision (2) of this subsection, with an oversight body  
87 outside the state; who does not hold a license in good  
88 standing with an oversight body outside the state; who has a  
89 criminal record that would disqualify him or her for  
90 licensure in Missouri; or who does not hold a valid current  
91 license in the other jurisdiction on the date the oversight  
92 body receives his or her application under this section.

93 (2) If another jurisdiction has taken disciplinary  
94 action against an applicant, the oversight body shall

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95 determine if the cause for the action was corrected and the  
96 matter resolved. If the matter has not been resolved by  
97 that jurisdiction, the oversight body may deny a license  
98 until the matter is resolved.

99 5. Nothing in this section shall prohibit the  
100 oversight body from denying a license to an applicant under  
101 this section for any reason described in any section  
102 associated with the occupation or profession for which the  
103 applicant seeks a license.

104 6. Any person who is licensed under the provisions of  
105 this section shall be subject to the applicable oversight  
106 body's jurisdiction and all rules and regulations pertaining  
107 to the practice of the licensed occupation or profession in  
108 this state.

109 7. This section shall not be construed to waive any  
110 requirement for an applicant to pay any fees, post any bonds  
111 or surety bonds, or submit proof of insurance associated  
112 with the license the applicant seeks.

113 8. This section shall not apply to business,  
114 professional, or occupational licenses issued or required by  
115 political subdivisions.

116 9. The provisions of this section shall not impede an  
117 oversight body's authority to require an applicant to submit  
118 fingerprints as part of the application process.

119 10. [The provisions of this section shall not apply to  
120 an oversight body that has entered into a licensing compact  
121 with another state for the regulation of practice under the  
122 oversight body's jurisdiction.] The provisions of this  
123 section shall not be construed to alter the authority  
124 granted by, or any requirements promulgated pursuant to, any  
125 interjurisdictional or interstate compacts adopted by  
126 Missouri statute or any reciprocity agreements with other

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127 states in effect [on August 28, 2018], and whenever possible  
128 this section shall be interpreted so as to imply no conflict  
129 between it and any compact, or any reciprocity agreements  
130 with other states in effect [on August 28, 2018].

131 11. Notwithstanding any other provision of law, a  
132 license issued under this section shall be valid only in  
133 this state and shall not make a licensee eligible to be part  
134 of an interstate compact. An applicant who is licensed in  
135 another state pursuant to an interstate compact shall not be  
136 eligible for licensure by an oversight body under the  
137 provisions of this section.

138 12. The provisions of this section shall not apply to  
139 any occupation set forth in subsection 6 of section 290.257,  
140 or any electrical contractor licensed under sections 324.900  
141 to 324.945.

**324.055. 1. The Missouri board of occupational  
2 therapy may require that fingerprint submissions be made as  
3 part of an application seeking licensure as an occupational  
4 therapist or an occupational therapy assistant, or a limited  
5 permit to practice occupational therapy, as such terms are  
6 defined in section 324.050 and as provided in section  
7 324.077.**

**8 2. If the Missouri board of occupational therapy  
9 requires that fingerprint submissions be made as part of  
10 such application, the Missouri board of occupational therapy  
11 shall require applicants to submit the fingerprints to the  
12 Missouri state highway patrol for the purpose of conducting  
13 a state and federal fingerprint-based criminal history  
14 background check.**

**15 3. The fingerprints and any required fees shall be  
16 sent to the Missouri state highway patrol's central  
17 repository. The fingerprints shall be used for searching**

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18 the state criminal records repository and shall also be  
19 forwarded to the Federal Bureau of Investigation for a  
20 federal criminal records search under section 43.540. The  
21 Missouri state highway patrol shall notify the Missouri  
22 board of occupational therapy of any criminal history record  
23 information or lack of criminal history record information  
24 discovered on the individual. Notwithstanding the  
25 provisions of section 610.120 to the contrary, all records  
26 related to any criminal history information discovered shall  
27 be accessible and available to the Missouri board of  
28 occupational therapy.

324.129. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking licensure as a  
4 licensed clinical perfusionist and provisional clinical  
5 licensed perfusionist, as defined in section 324.128.

6 2. If the state board of registration for the healing  
7 arts requires that fingerprint submissions be made as part  
8 of such application, the state board of registration for the  
9 healing arts shall require applicants to submit the  
10 fingerprints to the Missouri state highway patrol for the  
11 purpose of conducting a state and federal fingerprint-based  
12 criminal history background check.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the state board  
20 of registration for the healing arts of any criminal history  
21 record information or lack of criminal history record

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22 information discovered on the individual. Notwithstanding  
23 the provisions of section 610.120 to the contrary, all  
24 records related to any criminal history information  
25 discovered shall be accessible and available to the state  
26 board of registration for the healing arts.

324.246. 1. The board of therapeutic massage may  
2 require that fingerprint submissions be made as part of an  
3 application seeking a license, provisional license, or  
4 student license as a massage therapist and a license as a  
5 massage business, as such terms are defined in section  
6 324.240 and as provided in sections 324.247 and 324.265.

7 2. If the board of therapeutic massage requires that  
8 fingerprint submissions be made as part of such application,  
9 the board of therapeutic massage shall require applicants to  
10 submit the fingerprints to the Missouri state highway patrol  
11 for the purpose of conducting a state and federal  
12 fingerprint-based criminal history background check.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the board of  
20 therapeutic massage of any criminal history record  
21 information or lack of criminal history record information  
22 discovered on the individual. Notwithstanding the  
23 provisions of section 610.120 to the contrary, all records  
24 related to any criminal history information discovered shall  
25 be accessible and available to the board of therapeutic  
26 massage.

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324.488. 1. The state board of chiropractic examiners  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure as an acupuncturist, as  
4 such term is defined in section 324.475.

2. If the state board of chiropractic examiners  
6 requires that fingerprint submissions be made as part of  
7 such application, the state board of chiropractic examiners  
8 shall require applicants to submit the fingerprints to the  
9 Missouri state highway patrol for the purpose of conducting  
10 a state and federal fingerprint-based criminal history  
11 background check.

3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the state board  
19 of chiropractic examiners of any criminal history record  
20 information or lack of criminal history record information  
21 discovered on the individual. Notwithstanding the  
22 provisions of section 610.120 to the contrary, all records  
23 related to any criminal history information discovered shall  
24 be accessible and available to the state board of  
25 chiropractic examiners.

324.1105. 1. The board of private investigator and  
2 private fire investigator examiners may require that  
3 fingerprint submissions be made as part of an application  
4 seeking licensure as a private investigator or private fire  
5 investigator or as an employee of a private investigator  
6 agency or private fire investigator agency, as such terms  
7 are defined in section 324.1100.

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8           2. If the board of private investigator and private  
9 fire investigator examiners requires that fingerprint  
10 submissions be made as part of such application, the board  
11 of private investigator and private fire investigator  
12 examiners shall require applicants to submit the  
13 fingerprints to the Missouri state highway patrol for the  
14 purpose of conducting a state and federal fingerprint-based  
15 criminal history background check.

16           3. The fingerprints and any required fees shall be  
17 sent to the Missouri state highway patrol's central  
18 repository. The fingerprints shall be used for searching  
19 the state criminal records repository and shall also be  
20 forwarded to the Federal Bureau of Investigation for a  
21 federal criminal records search under section 43.540. The  
22 Missouri state highway patrol shall notify the board of  
23 private investigator and private fire investigator examiners  
24 of any criminal history record information or lack of  
25 criminal history record information discovered on the  
26 individual. Notwithstanding the provisions of section  
27 610.120 to the contrary, all records related to any criminal  
28 history information discovered shall be accessible and  
29 available to the board of private investigator and private  
30 fire investigator examiners.

326.257. 1. The Missouri state board of accountancy  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure as a certified public  
4 accountant and a permit for a certified public accounting  
5 firm, as defined in section 326.256.

6           2. If the Missouri state board of accountancy requires  
7 that fingerprint submissions be made as part of such  
8 application, the Missouri state board of accountancy shall  
9 require applicants to submit the fingerprints to the

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10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

13         3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the Missouri  
20 state board of accountancy of any criminal history record  
21 information or lack of criminal history record information  
22 discovered on the individual. Notwithstanding the  
23 provisions of section 610.120 to the contrary, all records  
24 related to any criminal history information discovered shall  
25 be accessible and available to the Missouri state board of  
26 accountancy.

       330.025. 1. The state board of podiatric medicine may  
2 require that fingerprint submissions be made as part of an  
3 application seeking a permanent license or a temporary  
4 license to practice podiatric medicine, as provided in  
5 sections 330.045 and 330.065, or a permanent podiatric  
6 medicine license with ankle certification, as such term is  
7 defined in subsection 4 of this section.

8         2. If the state board of podiatric medicine requires  
9 that fingerprint submissions be made as part of such  
10 application, the state board of podiatric medicine shall  
11 require applicants to submit the fingerprints to the  
12 Missouri state highway patrol for the purpose of conducting  
13 a state and federal fingerprint-based criminal history  
14 background check.

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15           3. The fingerprints and any required fees shall be  
16 sent to the Missouri state highway patrol's central  
17 repository. The fingerprints shall be used for searching  
18 the state criminal records repository and shall also be  
19 forwarded to the Federal Bureau of Investigation for a  
20 federal criminal records search under section 43.540. The  
21 Missouri state highway patrol shall notify the state board  
22 of podiatric medicine of any criminal history record  
23 information or lack of criminal history record information  
24 discovered on the individual. Notwithstanding the  
25 provisions of section 610.120 to the contrary, all records  
26 related to any criminal history information discovered shall  
27 be accessible and available to the state board of podiatric  
28 medicine.

29           4. For purposes of this section, the term "permanent  
30 podiatric medicine license with ankle certification" means a  
31 license issued to a doctor of podiatric medicine who has met  
32 the requirements for performing surgery on the ankle as  
33 provided in section 330.010.

331.025. 1. The state board of chiropractic examiners  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure to engage in the practice  
4 of chiropractic, as such term is defined in section 331.010.

5           2. If the state board of chiropractic examiners  
6 requires that fingerprint submissions be made as part of  
7 such application, the state board of chiropractic examiners  
8 shall require applicants to submit the fingerprints to the  
9 Missouri state highway patrol for the purpose of conducting  
10 a state and federal fingerprint-based criminal history  
11 background check.

12           3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central

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14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the state board  
19 of chiropractic examiners of any criminal history record  
20 information or lack of criminal history record information  
21 discovered on the individual. Notwithstanding the  
22 provisions of section 610.120 to the contrary, all records  
23 related to any criminal history information discovered shall  
24 be accessible and available to the state board of  
25 chiropractic examiners.

332.015. 1. The Missouri dental board may require  
2 that fingerprint submissions be made as part of an  
3 application seeking licensure as a dentist, a dental  
4 specialist, a volunteer dentist, a temporary dentist, a  
5 dental hygienist, or a volunteer dental hygienist, a limited  
6 dental teaching license, and a dental faculty permit, as  
7 provided in sections 332.091, 332.112, 332.113, 332.171,  
8 332.181, 332.183, 332.201, and 332.425.

9 2. If the Missouri dental board requires that  
10 fingerprint submissions be made as part of such application,  
11 the Missouri dental board shall require applicants to submit  
12 the fingerprints to the Missouri state highway patrol for  
13 the purpose of conducting a state and federal fingerprint-  
14 based criminal history background check.

15 3. The fingerprints and any required fees shall be  
16 sent to the Missouri state highway patrol's central  
17 repository. The fingerprints shall be used for searching  
18 the state criminal records repository and shall also be  
19 forwarded to the Federal Bureau of Investigation for a  
20 federal criminal records search under section 43.540. The

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21 Missouri state highway patrol shall notify the Missouri  
22 dental board of any criminal history record information or  
23 lack of criminal history record information discovered on  
24 the individual. Notwithstanding the provisions of section  
25 610.120 to the contrary, all records related to any criminal  
26 history information discovered shall be accessible and  
27 available to the Missouri dental board.

334.015. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application for a permanent license,  
4 temporary license, or limited license as a physician and  
5 assistant physician, as provided in sections 334.035,  
6 334.036, 334.045, 334.046, and 334.112.

7 2. If the state board of registration for the healing  
8 arts requires that fingerprint submissions be made as part  
9 of such application, the state board of registration for the  
10 healing arts shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

14 3. The fingerprints and any required fees shall be  
15 sent to the Missouri state highway patrol's central  
16 repository. The fingerprints shall be used for searching  
17 the state criminal records repository and shall also be  
18 forwarded to the Federal Bureau of Investigation for a  
19 federal criminal records search under section 43.540. The  
20 Missouri state highway patrol shall notify the state board  
21 of registration for the healing arts of any criminal history  
22 record information or lack of criminal history record  
23 information discovered on the individual. Notwithstanding  
24 the provisions of section 610.120 to the contrary, all  
25 records related to any criminal history information

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26 discovered shall be accessible and available to the state  
27 board of registration for the healing arts.

334.403. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking licensure as an  
4 anesthesiologist assistant, as such term is defined in  
5 section 334.400, or a temporary license to practice as an  
6 anesthesiologist assistant, as provided in section 334.406.

7 2. If the state board of registration for the healing  
8 arts requires that fingerprint submissions be made as part  
9 of such application, the state board of registration for the  
10 healing arts shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

14 3. The fingerprints and any required fees shall be  
15 sent to the Missouri state highway patrol's central  
16 repository. The fingerprints shall be used for searching  
17 the state criminal records repository and shall also be  
18 forwarded to the Federal Bureau of Investigation for a  
19 federal criminal records search under section 43.540. The  
20 Missouri state highway patrol shall notify the state board  
21 of registration for the healing arts of any criminal history  
22 record information or lack of criminal history record  
23 information discovered on the individual. Notwithstanding  
24 the provisions of section 610.120 to the contrary, all  
25 records related to any criminal history information  
26 discovered shall be accessible and available to the state  
27 board of registration for the healing arts.

334.501. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking a license or

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4 temporary license as a physical therapist or physical  
5 therapist assistant, as such terms are defined in section  
6 334.500 and as provided in section 334.550.

7 2. If the state board of registration for the healing  
8 arts requires that fingerprint submissions be made as part  
9 of such application, the state board of registration for the  
10 healing arts shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

14 3. The fingerprints and any required fees shall be  
15 sent to the Missouri state highway patrol's central  
16 repository. The fingerprints shall be used for searching  
17 the state criminal records repository and shall also be  
18 forwarded to the Federal Bureau of Investigation for a  
19 federal criminal records search under section 43.540. The  
20 Missouri state highway patrol shall notify the state board  
21 of registration for the healing arts of any criminal history  
22 record information or lack of criminal history record  
23 information discovered on the individual. Notwithstanding  
24 the provisions of section 610.120 to the contrary, all  
25 records related to any criminal history information  
26 discovered shall be accessible and available to the state  
27 board of registration for the healing arts.

334.701. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking licensure as an  
4 athletic trainer, as such term is defined in section 334.702.

5 2. If the state board of registration for the healing  
6 arts requires that fingerprint submissions be made as part  
7 of such application, the state board of registration for the  
8 healing arts shall require applicants to submit the

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9 fingerprints to the Missouri state highway patrol for the  
10 purpose of conducting a state and federal fingerprint-based  
11 criminal history background check.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the state board  
19 of registration for the healing arts of any criminal history  
20 record information or lack of criminal history record  
21 information discovered on the individual. Notwithstanding  
22 the provisions of section 610.120 to the contrary, all  
23 records related to any criminal history information  
24 discovered shall be accessible and available to the state  
25 board of registration for the healing arts.

334.739. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking a license or  
4 temporary license as a physician assistant, as such term is  
5 defined in section 334.735 and as provided in section  
6 334.736.

7 2. If the state board of registration for the healing  
8 arts requires that fingerprint submissions be made as part  
9 of such application, the state board of registration for the  
10 healing arts shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

14 3. The fingerprints and any required fees shall be  
15 sent to the Missouri state highway patrol's central

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16 repository. The fingerprints shall be used for searching  
17 the state criminal records repository and shall also be  
18 forwarded to the Federal Bureau of Investigation for a  
19 federal criminal records search under section 43.540. The  
20 Missouri state highway patrol shall notify the state board  
21 of registration for the healing arts of any criminal history  
22 record information or lack of criminal history record  
23 information discovered on the individual. Notwithstanding  
24 the provisions of section 610.120 to the contrary, all  
25 records related to any criminal history information  
26 discovered shall be accessible and available to the state  
27 board of registration for the healing arts.

334.805. 1. The Missouri board for respiratory care  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure as a respiratory care  
4 practitioner, an educational permit to practice respiratory  
5 care, or a temporary permit to practice respiratory care, as  
6 such terms are defined in section 334.800 and as provided in  
7 section 334.890.

8 2. If the Missouri board for respiratory care requires  
9 that fingerprint submissions be made as part of such  
10 application, the Missouri board for respiratory care shall  
11 require applicants to submit the fingerprints to the  
12 Missouri state highway patrol for the purpose of conducting  
13 a state and federal fingerprint-based criminal history  
14 background check.

15 3. The fingerprints and any required fees shall be  
16 sent to the Missouri state highway patrol's central  
17 repository. The fingerprints shall be used for searching  
18 the state criminal records repository and shall also be  
19 forwarded to the Federal Bureau of Investigation for a  
20 federal criminal records search under section 43.540. The

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21 Missouri state highway patrol shall notify the Missouri  
22 board for respiratory care of any criminal history record  
23 information or lack of criminal history record information  
24 discovered on the individual. Notwithstanding the  
25 provisions of section 610.120 to the contrary, all records  
26 related to any criminal history information discovered shall  
27 be accessible and available to the Missouri board for  
28 respiratory care.

335.022. 1. The state board of nursing may require  
2 applicants to submit fingerprints to the Missouri state  
3 highway patrol for the purpose of conducting a state and  
4 federal fingerprint-based criminal history background check  
5 for employment purposes with the state board of nursing.

6 2. The fingerprints and any required fees shall be  
7 sent to the Missouri state highway patrol's central  
8 repository. The fingerprints shall be used for searching  
9 the state criminal records repository and shall also be  
10 forwarded to the Federal Bureau of Investigation for a  
11 federal criminal records search under section 43.540. The  
12 Missouri state highway patrol shall notify the state board  
13 of nursing of any criminal history record information or  
14 lack of criminal history record information discovered on  
15 the individual. Notwithstanding the provisions of section  
16 610.120 to the contrary, all records related to any criminal  
17 history information discovered shall be accessible and  
18 available to the state board of nursing.

335.042. 1. The state board of nursing may require  
2 that fingerprint submissions be made as part of an  
3 application seeking licensure to practice as a registered  
4 nurse, practical nurse, and advanced practice registered  
5 nurse, as such terms are defined in section 335.016.

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6           2. If the state board of nursing requires that  
7 fingerprint submissions be made as part of such application,  
8 the state board of nursing shall require nursing applicants  
9 to submit the fingerprints to the Missouri state highway  
10 patrol for the purpose of conducting a state and federal  
11 fingerprint-based criminal history background check.

12           3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the state board  
19 of nursing of any criminal history record information or  
20 lack of criminal history record information discovered on  
21 the individual. Notwithstanding the provisions of section  
22 610.120 to the contrary, all records related to any criminal  
23 history information discovered shall be accessible and  
24 available to the state board of nursing.

336.025. 1. The state board of optometry may require  
2 that fingerprint submissions be made as part of an  
3 application seeking licensure to practice as an optometrist,  
4 as provided in sections 336.010 and 336.030.

5           2. If the state board of optometry requires that  
6 fingerprint submissions be made as part of such application,  
7 the state board of optometry shall require applicants to  
8 submit the fingerprints to the Missouri state highway patrol  
9 for the purpose of conducting a state and federal  
10 fingerprint-based criminal history background check.

11           3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching

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14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the state board  
18 of optometry of any criminal history record information or  
19 lack of criminal history record information discovered on  
20 the individual. Notwithstanding the provisions of section  
21 610.120 to the contrary, all records related to any criminal  
22 history information discovered shall be accessible and  
23 available to the state board of optometry.

337.018. 1. The state committee of psychologists may  
2 require that fingerprint submissions be made as part of an  
3 application seeking licensure as a licensed psychologist,  
4 provisional licensed psychologist, and temporary licensed  
5 psychologist.

6 2. If the state committee of psychologists requires  
7 that fingerprint submissions be made as part of such  
8 application, the state committee of psychologists shall  
9 require applicants to submit the fingerprints to the  
10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the state  
20 committee of psychologists of any criminal history record  
21 information or lack of criminal history record information  
22 discovered on the individual. Notwithstanding the

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23 provisions of section 610.120 to the contrary, all records  
24 related to any criminal history information discovered shall  
25 be accessible and available to the state committee of  
26 psychologists.

337.308. 1. The behavior analyst advisory board may  
2 require that fingerprint submissions be made as part of an  
3 application seeking licensure, provisional licensure, or  
4 temporary licensure as a licensed behavior analyst or a  
5 licensed assistant behavior analyst, as such terms are  
6 defined in section 337.300.

7 2. If the behavior analyst advisory board requires  
8 that fingerprint submissions be made as part of such  
9 application, the behavior analyst advisory board shall  
10 require applicants to submit the fingerprints to the  
11 Missouri state highway patrol for the purpose of conducting  
12 a state and federal fingerprint-based criminal history  
13 background check.

14 3. The fingerprints and any required fees shall be  
15 sent to the Missouri state highway patrol's central  
16 repository. The fingerprints shall be used for searching  
17 the state criminal records repository and shall also be  
18 forwarded to the Federal Bureau of Investigation for a  
19 federal criminal records search under section 43.540. The  
20 Missouri state highway patrol shall notify the behavior  
21 analyst advisory board of any criminal history record  
22 information or lack of criminal history record information  
23 discovered on the individual. Notwithstanding the  
24 provisions of section 610.120 to the contrary, all records  
25 related to any criminal history information discovered shall  
26 be accessible and available to the behavior analyst advisory  
27 board.

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337.501. 1. The committee for professional counselors  
2 may require that fingerprint submissions be made as part of  
3 an application seeking licensure as a licensed professional  
4 counselor and provisional licensed professional counselor,  
5 as defined in section 337.500.

6 2. If the committee for professional counselors  
7 requires that fingerprint submissions be made as part of  
8 such application, the committee for professional counselors  
9 shall require applicants to submit the fingerprints to the  
10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the committee for  
20 professional counselors of any criminal history record  
21 information or lack of criminal history record information  
22 discovered on the individual. Notwithstanding the  
23 provisions of section 610.120 to the contrary, all records  
24 related to any criminal history information discovered shall  
25 be accessible and available to the committee for  
26 professional counselors.

337.605. 1. The state committee for social workers  
2 may require that fingerprint submissions be made as part of  
3 an application seeking a license or a temporary permit to  
4 practice as a licensed clinical social worker, licensed  
5 advanced macro social worker, licensed master social worker,  
6 and licensed baccalaureate social worker, as such terms are

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7 defined in section 337.600 and as provided in section  
8 337.621.

9 2. If the state committee for social workers requires  
10 that fingerprint submissions be made as part of such  
11 application, the state committee for social workers shall  
12 require applicants to submit the fingerprints to the  
13 Missouri state highway patrol for the purpose of conducting  
14 a state and federal fingerprint-based criminal history  
15 background check.

16 3. The fingerprints and any required fees shall be  
17 sent to the Missouri state highway patrol's central  
18 repository. The fingerprints shall be used for searching  
19 the state criminal records repository and shall also be  
20 forwarded to the Federal Bureau of Investigation for a  
21 federal criminal records search under section 43.540. The  
22 Missouri state highway patrol shall notify the state  
23 committee for social workers of any criminal history record  
24 information or lack of criminal history record information  
25 discovered on the individual. Notwithstanding the  
26 provisions of section 610.120 to the contrary, all records  
27 related to any criminal history information discovered shall  
28 be accessible and available to the state committee for  
29 social workers.

337.702. 1. The state committee of marital and family  
2 therapists may require that fingerprint submissions be made  
3 as part of an application seeking licensure as a licensed  
4 marital and family therapist or provisional licensed marital  
5 and family therapist as such terms are defined in section  
6 337.700.

7 2. If the state committee of marital and family  
8 therapists requires that fingerprint submissions be made as  
9 part of such application, the state committee of marital and

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10 family therapists shall require applicants to submit the  
11 fingerprints to the Missouri state highway patrol for the  
12 purpose of conducting a state and federal fingerprint-based  
13 criminal history background check.

14 3. The fingerprints and any required fees shall be  
15 sent to the Missouri state highway patrol's central  
16 repository. The fingerprints shall be used for searching  
17 the state criminal records repository and shall also be  
18 forwarded to the Federal Bureau of Investigation for a  
19 federal criminal records search under section 43.540. The  
20 Missouri state highway patrol shall notify the state  
21 committee of marital and family therapists of any criminal  
22 history record information or lack of criminal history  
23 record information discovered on the individual.  
24 Notwithstanding the provisions of section 610.120 to the  
25 contrary, all records related to any criminal history  
26 information discovered shall be accessible and available to  
27 the state committee of marital and family therapists.

338.052. 1. The board of pharmacy may require that  
2 fingerprint submissions be made as part of an application  
3 seeking a license to practice pharmacy as a pharmacist, a  
4 certificate of registration as a pharmacy technician, a  
5 license as an intern pharmacist, a license as a wholesale  
6 drug distributor, a license as a third-party logistics  
7 provider, a temporary license as a pharmacist, a permit for  
8 the practice of pharmacy to be conducted at a pharmacy, and  
9 a license as a drug outsourcer, as provided in sections  
10 338.010, 338.013, 338.035, 338.043, 338.050, 338.210, and  
11 338.330, and a manager-in-charge, wholesale drug distributor  
12 facility manager, third-party logistics provider facility  
13 manager, wholesale drug distributor facility owner, or third-

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14 party logistics provider facility owner, as such terms are  
15 defined in subsection 4 of this section.

16 2. If the board of pharmacy requires that fingerprint  
17 submissions be made as part of such application, the board  
18 of pharmacy shall require applicants to submit the  
19 fingerprints to the Missouri state highway patrol for the  
20 purpose of conducting a state and federal fingerprint-based  
21 criminal history background check.

22 3. The fingerprints and any required fees shall be  
23 sent to the Missouri state highway patrol's central  
24 repository. The fingerprints shall be used for searching  
25 the state criminal records repository and shall also be  
26 forwarded to the Federal Bureau of Investigation for a  
27 federal criminal records search under section 43.540. The  
28 Missouri state highway patrol shall notify the board of  
29 pharmacy of any criminal history record information or lack  
30 of criminal history record information discovered on the  
31 individual. Notwithstanding the provisions of section  
32 610.120 to the contrary, all records related to any criminal  
33 history information discovered shall be accessible and  
34 available to the board of pharmacy.

35 4. For purposes of this section, the following terms  
36 mean:

37 (1) "Manager-in-charge", a person who directly  
38 supervises a licensed wholesale drug distributor or a third-  
39 party logistics provider, as such terms are defined in  
40 section 338.330, and whose fingerprints are required by  
41 federal or state law for licensure of a wholesale drug  
42 distributor facility or third-party logistics provider  
43 facility;

44 (2) "Third-party logistics provider facility manager",  
45 a person who is a manager and direct supervisor of a

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46 licensed third-party logistics provider, as such term is  
47 defined in section 338.330, and whose fingerprints are  
48 required by federal or state law for licensure of a third-  
49 party logistics provider facility;

50 (3) "Third-party logistics provider facility owner", a  
51 person who is an owner with greater than ten percent  
52 ownership interest of a licensed third-party logistics  
53 provider, as such term is defined in section 338.330, and  
54 whose fingerprints are required by federal or state law for  
55 licensure of a third-party logistics provider facility;

56 (4) "Wholesale drug distributor facility manager", a  
57 person who is a manager of a wholesale drug distributor, as  
58 such term is defined in section 338.330, and whose  
59 fingerprints are required by federal or state law for  
60 licensure of a wholesale drug distributor facility;

61 (5) "Wholesale drug distributor facility owner", a  
62 person who is an owner with greater than ten percent  
63 ownership interest of a licensed wholesale drug distributor,  
64 as such term is defined in section 338.330, and whose  
65 fingerprints are required by federal or state law for  
66 licensure of a wholesale drug distributor facility.

339.015. 1. The Missouri real estate commission may  
2 require that fingerprint submissions be made as part of an  
3 application seeking licensure as a real estate broker, real  
4 estate salesperson, and real estate broker-salesperson, as  
5 such terms are defined in section 339.010 and as provided in  
6 sections 339.030 and 339.040.

7 2. If the Missouri real estate commission requires  
8 that fingerprint submissions be made as part of such  
9 application, the Missouri real estate commission shall  
10 require applicants to submit the fingerprints to the  
11 Missouri state highway patrol for the purpose of conducting

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12 a state and federal fingerprint-based criminal history  
13 background check.

14 3. The fingerprints and any required fees shall be  
15 sent to the Missouri state highway patrol's central  
16 repository. The fingerprints shall be used for searching  
17 the state criminal records repository and shall also be  
18 forwarded to the Federal Bureau of Investigation for a  
19 federal criminal records search under section 43.540. The  
20 Missouri state highway patrol shall notify the Missouri real  
21 estate commission of any criminal history record information  
22 or lack of criminal history record information discovered on  
23 the individual. Notwithstanding the provisions of section  
24 610.120 to the contrary, all records related to any criminal  
25 history information discovered shall be accessible and  
26 available to the Missouri real estate commission.

339.510. 1. The Missouri real estate appraisers  
2 commission may require that fingerprint submissions be made  
3 as part of an application seeking licensure as a certified  
4 residential appraiser, a certified residential appraiser  
5 trainee, a certified general appraiser, a certified general  
6 appraiser trainee, a state-licensed appraiser, a state-  
7 licensed appraiser trainee, an appraisal management company,  
8 a controlling person of an appraisal management company, and  
9 an owner of an appraisal management company.

10 2. If the Missouri real estate appraisers commission  
11 requires that fingerprint submissions be made as part of  
12 such application, the Missouri real estate appraisers  
13 commission shall require applicants to submit the  
14 fingerprints to the Missouri state highway patrol for the  
15 purpose of conducting a state and federal fingerprint-based  
16 criminal history background check.

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17           3. The fingerprints and any required fees shall be  
18 sent to the Missouri state highway patrol's central  
19 repository. The fingerprints shall be used for searching  
20 the state criminal records repository and shall also be  
21 forwarded to the Federal Bureau of Investigation for a  
22 federal criminal records search under section 43.540. The  
23 Missouri state highway patrol shall notify the Missouri real  
24 estate appraisers commission of any criminal history record  
25 information or lack of criminal history record information  
26 discovered on the individual. Notwithstanding the  
27 provisions of section 610.120 to the contrary, all records  
28 related to any criminal history information discovered shall  
29 be accessible and available to the Missouri real estate  
30 appraisers commission.

31           4. For purposes of this section, the following terms  
32 mean:

33           (1) "Appraisal management company", an individual that  
34 utilizes an appraisal panel and performs appraisal  
35 management services for licensure;

36           (2) "Appraisal management services", to perform any of  
37 the following functions on behalf of a lender, financial  
38 institution, or client:

39           (a) Administer an appraiser panel;

40           (b) Recruit, qualify, verify licensing or  
41 certification, and negotiate fees and service level  
42 expectations with persons who are part of an appraiser panel;

43           (c) Receive an order for an appraisal from one  
44 individual and deliver the order for the appraisal to an  
45 appraiser that is part of an appraiser panel for completion;

46           (d) Track and determine the status of orders for  
47 appraisals performed by appraisers who are part of an  
48 appraisal panel;

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49           (e) Conduct quality control of a completed appraisal  
50 performed by an appraiser who is part of an appraisal panel  
51 prior to the delivery of the appraisal to the individual who  
52 ordered the appraisal; and

53           (f) Provide a completed appraisal performed by an  
54 appraiser who is part of an appraisal panel to one or more  
55 individuals who have ordered an appraisal;

56           (3) "Certified general appraiser", an individual who  
57 is qualified by education, experience, and examination to  
58 appraise any real property, and whose fingerprints are  
59 required for licensure;

60           (4) "Certified general appraiser trainee", an  
61 individual who, under supervision, is qualified to appraise  
62 certain real property and whose fingerprints are required  
63 for licensure;

64           (5) "Certified residential appraiser", an individual  
65 who is qualified to appraise certain real property and whose  
66 fingerprints are required for licensure;

67           (6) "Certified residential appraiser trainee", an  
68 individual who, under supervision, is qualified to appraise  
69 certain real property and whose fingerprints are required  
70 for licensure;

71           (7) "Controlling person of an appraisal management  
72 company":

73           (a) An owner of an appraisal management company;

74           (b) An individual employed, appointed, or authorized  
75 by an appraisal management company that has the authority to  
76 enter into a contractual relationship with other persons for  
77 the performance of appraisal management services and has the  
78 authority to enter into agreements with appraisers for the  
79 performance of appraisals; or

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80 (c) An individual who possesses the power to direct or  
81 cause the direction of the management or policies of an  
82 appraisal management company whose fingerprints are required  
83 for licensure;

84 (8) "Owner of an appraisal management company", an  
85 individual who owns ten percent or more of a licensed  
86 appraisal management company and whose fingerprints are  
87 required for licensure;

88 (9) "State-licensed appraiser", an individual who is  
89 qualified to appraise certain real property and whose  
90 fingerprints are required for licensure;

91 (10) "State-licensed appraiser trainee", an individual  
92 who, under supervision, is qualified to appraise certain  
93 real property and whose fingerprints are required for  
94 licensure.

345.016. 1. The state board of registration for the  
2 healing arts may require that fingerprint submissions be  
3 made as part of an application seeking a license, as  
4 described in section 345.020, or provisional license, as  
5 described in section 345.021, as an audiologist, an  
6 audiology aide, a speech-language pathologist, a speech-  
7 language pathology aide, and a speech-language pathology  
8 assistant, as such terms are defined in section 345.015.

9 2. If the state board of registration for the healing  
10 arts requires that fingerprint submissions be made as part  
11 of such application, the state board of registration for the  
12 healing arts shall require applicants to submit the  
13 fingerprints to the Missouri state highway patrol for the  
14 purpose of conducting a state and federal fingerprint-based  
15 criminal history background check.

16 3. The fingerprints and any required fees shall be  
17 sent to the Missouri state highway patrol's central

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18 repository. The fingerprints shall be used for searching  
19 the state criminal records repository and shall also be  
20 forwarded to the Federal Bureau of Investigation for a  
21 federal criminal records search under section 43.540. The  
22 Missouri state highway patrol shall notify the state board  
23 of registration for the healing arts of any criminal history  
24 record information or lack of criminal history record  
25 information discovered on the individual. Notwithstanding  
26 the provisions of section 610.120 to the contrary, all  
27 records related to any criminal history information  
28 discovered shall be accessible and available to the state  
29 board of registration for the healing arts.

374.711. 1. The department of commerce and insurance  
2 may require that fingerprint submissions be made as part of  
3 an application seeking a license, or renewal of a license,  
4 as a general bail bond agent, a bail bond agent, or a surety  
5 recovery agent, as such terms are defined in section 374.700.

6 2. If the department of commerce and insurance  
7 requires that fingerprint submissions be made as part of  
8 such application, the department of commerce and insurance  
9 shall require applicants to submit the fingerprints to the  
10 Missouri state highway patrol for the purpose of conducting  
11 a state and federal fingerprint-based criminal history  
12 background check.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the department of  
20 any criminal history record information or lack of criminal

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21 history record information discovered on the individual.  
22 Notwithstanding the provisions of section 610.120 to the  
23 contrary, all records related to any criminal history  
24 information discovered shall be accessible and available to  
25 the department.

436.225. 1. The director of the division of  
2 professional registration may require that fingerprint  
3 submissions be made as part of an application seeking  
4 licensure as an athlete agent.

5 2. If the director of the division of professional  
6 registration requires that fingerprint submissions be made  
7 as part of such application, the director of the division of  
8 professional registration shall require applicants to submit  
9 the fingerprints to the Missouri state highway patrol for  
10 the purpose of conducting a state and federal fingerprint-  
11 based criminal history background check.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the director of  
19 the division of professional registration of any criminal  
20 history record information or lack of criminal history  
21 record information discovered on the individual.

22 Notwithstanding the provisions of section 610.120 to the  
23 contrary, all records related to any criminal history  
24 information discovered shall be accessible and available to  
25 the director of the division of professional registration.

26 4. For purposes of this section, the term "athlete  
27 agent" means an individual who:

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28           (1) Recruits or solicits a student athlete to enter  
29 into an agency contract or, for compensation, procures  
30 employment or offers, promises, attempts, or negotiates to  
31 obtain employment for a student athlete as a professional  
32 athlete or member of a professional sports team or  
33 organization;

34           (2) For compensation or in anticipation of  
35 compensation related to a student athlete's participation in  
36 athletics:

37           (a) Serves the student athlete in an advisory capacity  
38 on a matter related to finances, business pursuits, or  
39 career management decisions, unless the individual is an  
40 employee of an educational institution acting exclusively as  
41 an employee of the educational institution for the benefit  
42 of the educational institution; or

43           (b) Manages the business affairs of the student  
44 athlete by providing assistance with bills, payments,  
45 contracts, or taxes; or

46           (3) In anticipation of representing a student athlete  
47 for a purpose related to the student athlete's participation  
48 in athletics:

49           (a) Gives consideration to the student athlete or  
50 another person;

51           (b) Serves the student athlete in an advisory capacity  
52 on a matter related to finances, business pursuits, or  
53 career management decisions; or

54           (c) Manages the business affairs of the student  
55 athlete by providing assistance with bills, payments,  
56 contracts, or taxes.

          443.702. 1. The division of finance may require that  
2 fingerprint submissions be made as part of an application

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3 seeking licensure to act as a residential mortgage loan  
4 broker or a mortgage loan originator.

5 2. If the division of finance requires that  
6 fingerprint submissions be made as part of such application,  
7 the division of finance shall require applicants to submit  
8 the fingerprints to the Missouri state highway patrol for  
9 the purpose of conducting a state and federal fingerprint-  
10 based criminal history background check.

11 3. The fingerprints and any required fees shall be  
12 sent to the Missouri state highway patrol's central  
13 repository. The fingerprints shall be used for searching  
14 the state criminal records repository and shall also be  
15 forwarded to the Federal Bureau of Investigation for a  
16 federal criminal records search under section 43.540. The  
17 Missouri state highway patrol shall notify the division of  
18 finance of any criminal history record information or lack  
19 of criminal history record information discovered on the  
20 individual. Notwithstanding the provisions of section  
21 610.120 to the contrary, all records related to any criminal  
22 history information discovered shall be accessible and  
23 available to the division of finance.

24 4. For purposes of this section, the following terms  
25 mean:

26 (1) "Mortgage loan originator", an individual who for  
27 compensation or gain or in the expectation of compensation  
28 or gain takes a residential mortgage loan application, or  
29 offers or negotiates terms of a residential mortgage loan.  
30 Mortgage loan originator does not include:

31 (a) An individual engaged solely as a loan processor  
32 or underwriter except as otherwise provided in sections  
33 443.701 to 443.893;

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34 (b) An individual that only performs real estate  
35 brokerage activities and is licensed or registered in  
36 accordance with the law of this state, unless the person is  
37 compensated by a lender, a mortgage broker, or other  
38 mortgage loan originator or by any agent of such lender,  
39 mortgage broker, or other mortgage loan originator;

40 (c) An individual solely involved in extensions of  
41 credit relating to time-share plans, as the term time-share  
42 plans is defined in 11 U.S.C. Section 101(53D);

43 (d) An individual who is servicing a mortgage loan; or

44 (e) An individual employed by a licensed mortgage  
45 broker or loan originator who accepts or receives  
46 residential mortgage loan applications;

47 (2) "Residential mortgage loan broker", an individual,  
48 other than an exempt individual, engaged in the business of  
49 brokering, funding, servicing, or purchasing residential  
50 mortgage loans.

476.802. 1. The office of state courts administrator  
2 may require that fingerprint submissions be made as part of  
3 the application of certification as a qualified interpreter,  
4 pursuant to section 476.800.

5 2. If the office of state courts administrator  
6 requires that fingerprint submissions be made as part of  
7 such application, the office of state courts administrator  
8 shall submit fingerprints to the Missouri state highway  
9 patrol for the purpose of conducting a state and federal  
10 fingerprint-based criminal history background check on  
11 applicants.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be

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16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the office of  
19 state courts administrator of any criminal history record  
20 information or lack of criminal history record information  
21 discovered on the individual. Notwithstanding the  
22 provisions of section 610.120 to the contrary, all records  
23 related to any criminal history information discovered shall  
24 be accessible and available to the office of state courts  
25 administrator of Missouri.

484.125. 1. The Missouri supreme court may require  
2 that fingerprint submissions be made as part of an  
3 application of licensure for admission or reinstatement to  
4 the Missouri Bar in order to engage in the practice of law  
5 or law business, as such terms are defined in section  
6 484.010.

7 2. If the Missouri supreme court requires that  
8 fingerprint submissions be made as part of such application,  
9 the Missouri supreme court shall submit the fingerprints to  
10 the Missouri state highway patrol for the purpose of  
11 conducting a state and federal fingerprint-based criminal  
12 history background check.

13 3. The fingerprints and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The  
19 Missouri state highway patrol shall notify the Missouri  
20 supreme court of any criminal history record information or  
21 lack of criminal history record information discovered on  
22 the individual. Notwithstanding the provisions of section

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23 **610.120 to the contrary, all records related to any criminal**  
 24 **history information discovered shall be accessible and**  
 25 **available to the Missouri supreme court.**

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

3 (1) "Childhood sexual abuse", any act committed by the  
 4 defendant against the plaintiff which act occurred when the  
 5 plaintiff was under the age of eighteen years and which act  
 6 would have been a violation of section 566.030, [566.040,  
 7 566.050] **566.031, 566.032, 566.034,** 566.060, [566.070,  
 8 566.080, 566.090] **566.061, 566.062, 566.064, 566.067,**  
 9 **566.068, 566.069, 566.071, 566.083, 566.086, 566.093,**  
 10 **566.095,** 566.100, [566.110, or 566.120, or section] **566.101,**  
 11 **566.209, 566.210, 566.211,** 568.020, **or 573.200;**

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

16 2. Any action to recover damages from injury or  
 17 illness caused by childhood sexual abuse in an action  
 18 brought pursuant to this section shall be commenced within  
 19 ten years of the plaintiff attaining the age of twenty-one  
 20 or within three years of the date the plaintiff discovers,  
 21 or reasonably should have discovered, that the injury or  
 22 illness was caused by childhood sexual abuse, whichever  
 23 later occurs.

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

28 **4. Notwithstanding any other provision of law to the**  
 29 **contrary, a nondisclosure agreement by any party to a**

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30 **childhood sexual abuse action shall not be judicially**  
31 **enforceable in a dispute involving childhood sexual abuse**  
32 **allegations or claims, and shall be void.**

568.070. 1. A person commits the offense of unlawful  
2 transactions with a child if he or she:

3 (1) Being a pawnbroker, junk dealer, dealer in  
4 secondhand goods, or any employee of such person, with  
5 criminal negligence buys or receives any personal property  
6 other than agricultural products from an unemancipated  
7 minor, unless the child's custodial parent or guardian has  
8 consented in writing to the transaction; or

9 (2) Knowingly permits a minor child to enter or remain  
10 in a place where illegal activity in controlled substances,  
11 as defined in chapter 579, is maintained or conducted; or

12 (3) With criminal negligence sells blasting caps, bulk  
13 gunpowder, or explosives to a child under the age of  
14 seventeen, or fireworks as defined in section [320.110]  
15 **320.106**, to a child under the age of fourteen, unless the  
16 child's custodial parent or guardian has consented in  
17 writing to the transaction. Criminal negligence as to the  
18 age of the child is not an element of this crime.

19 2. The offense of unlawful transactions with a child  
20 is a class B misdemeanor.

590.060. 1. The POST commission shall establish  
2 minimum standards for training instructors and training  
3 centers, and the director shall establish minimum  
4 qualifications for admittance into a basic training course.

5 2. The director shall license training instructors,  
6 centers, and curricula, and may probate, suspend and revoke  
7 such licenses upon written notice stating the reasons for  
8 such action. Any person aggrieved by a decision pursuant to  
9 this subsection may appeal as provided in chapter 536.

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10           3. Each person seeking entrance into a basic training  
11 program shall submit [a fingerprint card and authorization  
12 for a criminal history background check to include the  
13 records of the Federal Bureau of Investigation to the  
14 training center where such person is seeking entrance. The  
15 training center shall cause a criminal history background  
16 check to be made and shall cause the resulting report to be  
17 forwarded to the director. The person seeking entrance may  
18 be charged a fee for the cost of this procedure]  
19 fingerprints for the purpose of conducting a state and  
20 federal fingerprint-based background check. Fingerprints  
21 and any required fees shall be sent to the Missouri state  
22 highway patrol's central repository. The fingerprints shall  
23 be used for searching the state criminal records repository  
24 and shall also be forwarded to the Federal Bureau of  
25 Investigation for a federal criminal records search under  
26 section 43.540. The Missouri state highway patrol shall  
27 notify the director of any criminal history record  
28 information or lack of criminal history record information  
29 discovered on the individual. Notwithstanding the  
30 provisions of section 610.120 to the contrary, all records  
31 related to any criminal history information discovered shall  
32 be accessible and available to the director.

640.011. 1. The department of natural resources may  
2 require that fingerprint submissions be made as part of an  
3 application seeking employment or to volunteer with the  
4 department of natural resources.

5           2. If the department of natural resources requires  
6 that fingerprint submissions be made as part of such  
7 application, the department of natural resources shall  
8 require applicants to submit the fingerprints to the  
9 Missouri state highway patrol for the purpose of conducting

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10 a state and federal fingerprint-based criminal history  
11 background check.

12 3. The fingerprints and any required fees shall be  
13 sent to the Missouri state highway patrol's central  
14 repository. The fingerprints shall be used for searching  
15 the state criminal records repository and shall also be  
16 forwarded to the Federal Bureau of Investigation for a  
17 federal criminal records search under section 43.540. The  
18 Missouri state highway patrol shall notify the department of  
19 natural resources of any criminal history record information  
20 or lack of criminal history record information discovered on  
21 the individual. Notwithstanding the provisions of section  
22 610.120 to the contrary, all records related to any criminal  
23 history information discovered shall be accessible and  
24 available to the department of natural resources.

Section B. Because immediate action is necessary to  
2 authorize the line of duty compensation act before  
3 expiration to prevent a lapse in coverage and ensure the  
4 continued payment of benefits, the repeal and reenactment of  
5 section 287.243 of this act is deemed necessary for the  
6 immediate preservation of the public health, welfare, peace,  
7 and safety, and is hereby declared to be an emergency act  
8 within the meaning of the constitution, and the repeal and  
9 reenactment of section 287.243 of this act shall be in full  
10 force and effect upon its passage and approval.

✓