

FIRST REGULAR SESSION

HOUSE BILL NO. 909

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE CURTIS.

1863L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 210.861, RSMo, and to enact in lieu thereof two new sections relating to funds benefitting children.

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

Section A. Section 210.861, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 210.861 and 210.1060, to read as follows:

210.861. 1. When the tax prescribed by section 210.860 or section 67.1775 is established, the governing body of the city or county or city not within a county shall appoint a board of directors consisting of nine members, who shall be residents of the city or county or city not within a county. All board members shall be appointed to serve for a term of three years, except that of the first board appointed, three members shall be appointed for one-year terms, three members for two-year terms and three members for three-year terms. Board members may be reappointed. In a city not within a county, or any county of the first classification with a charter form of government with a population not less than nine hundred thousand inhabitants, or any county of the first classification with a charter form of government with a population not less than two hundred thousand inhabitants and not more than six hundred thousand inhabitants, or any noncharter county of the first classification with a population not less than one hundred seventy thousand and not more than two hundred thousand inhabitants, or any noncharter county of the first classification with a population not less than eighty thousand and not more than eighty-three thousand inhabitants, or any third classification county with a population not less than twenty-eight thousand and not more than thirty thousand inhabitants, or any county of the third classification with a population not less than nineteen thousand five hundred and not more than twenty thousand inhabitants the members of the community mental health board of trustees

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 appointed pursuant to the provisions of sections 205.975 to 205.990 shall be the board members
19 for the community children's services fund. The directors shall not receive compensation for
20 their services, but may be reimbursed for their actual and necessary expenses.

21 2. The board shall elect a chairman, vice chairman, treasurer, and such other officers as
22 it deems necessary for its membership. Before taking office, the treasurer shall furnish a surety
23 bond, in an amount to be determined and in a form to be approved by the board, for the faithful
24 performance of his or her duties and faithful accounting of all moneys that may come into his
25 or her hands. The treasurer shall enter into the surety bond with a surety company authorized
26 to do business in Missouri, and the cost of such bond shall be paid by the board of directors. The
27 board shall administer and expend all funds generated pursuant to section 210.860 or section
28 67.1775 in a manner consistent with this section.

29 3. The board **shall biennially conduct a needs assessment and** may contract with
30 public or not-for-profit agencies licensed or certified where appropriate to provide qualified
31 services **based on such needs assessment** and may place conditions on the use of such funds,
32 **including but not limited to priority to expenditure of funds to low-income populations and**
33 **communities based on such needs assessment.** The board shall reserve the right to audit the
34 expenditure of any and all funds. The board and any agency with which the board contracts may
35 establish eligibility standards for the use of such funds and the receipt of services; **except that,**
36 **the board shall require and any agency contracting with the board shall submit an action**
37 **plan for the provision of services based on the board's needs assessment in a manner that**
38 **gives priority to low-income populations and communities in greatest need of the services**
39 **under this section. The board shall approve such agency action plans and periodically**
40 **review the activities of such agency for compliance with its action plan based on the**
41 **board's needs assessment, but in no event less than two reviews per year. If during a**
42 **periodic review the board determines that an agency is deficient and not in compliance**
43 **with its action plan based on the board's needs assessment, the board shall require a**
44 **remedial action plan from such agency. If an agency fails to correct any deficiencies and**
45 **does not become compliant by the next periodic review by the board, the agency contract**
46 **shall be terminated.** No member of the board shall serve on the governing body, have any
47 financial interest in, or be employed by any agency which is a recipient of funds generated
48 pursuant to section 210.860 or section 67.1775.

49 4. Revenues collected and deposited in the community children's services fund may be
50 expended for the purchase of the following services, **with priority given to low-income**
51 **populations and communities in greatest need of such services:**

52 (1) Up to thirty days of temporary shelter for abused, neglected, runaway, homeless or
53 emotionally disturbed youth; respite care services; and services to unwed mothers;

54 (2) Outpatient chemical dependency and psychiatric treatment programs; counseling and
55 related services as a part of transitional living programs; home-based and community-based
56 family intervention programs; unmarried parent services; crisis intervention services, inclusive
57 of telephone hotlines; **preventative services designed to prevent substance abuse and**
58 **emotional abuse**; and prevention programs which promote healthy lifestyles among children and
59 youth and strengthen families;

60 (3) Individual, group, or family professional counseling and therapy services;
61 psychological evaluations; and mental health screenings.

62 5. Revenues collected and deposited in the community children's services fund may not
63 be expended for inpatient medical, psychiatric, [and] **or** chemical dependency services, or for
64 transportation services.

**210.1060. There is hereby created the "Missouri Youth Funds Legislative Oversight
2 Committee". The committee shall consist of three members of the house of representatives
3 appointed by the speaker of the house of representatives and three members of the senate
4 appointed by the president pro tempore of the senate. No more than two of the house of
5 representatives members and no more than two of the senate members shall be from the
6 same political party. The committee shall ensure that each agency contracted by the board
7 is in compliance with its action plan to give priority to providing services to low-income
8 populations and communities in the greatest need of services, and that all youth funds in
9 the state are audited annually and such audits are submitted to the committee. Members
10 of the committee shall report to the governor, president pro tempore of the senate, and
11 speaker of the house of representatives on the activities of all youth funds in the state and
12 compliance with the required action plans during the preceding fiscal year no later than
13 October first of each year. The boards of directors of all youth funds in this state shall
14 report to the committee such information as the committee may deem necessary for its
15 annual report. The committee shall determine best practices for youth programs and
16 services and analyze further needs from the state perspective. Members of the committee
17 shall receive no compensation in addition to their salary as members of the general
18 assembly but may receive their necessary expenses while attending meetings of the
19 committee.**

✓