FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]

SENATE SUBSTITUTE FOR

SENATE BILL NO. 58

98TH GENERAL ASSEMBLY

2015

02868.03T

AN ACT


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


33.150. The original of all accounts, vouchers and documents approved or to be approved by the commissioner of administration shall be preserved in his office; and copies thereof shall be given without charge to any person, county, city, town, township and school or special road district interested therein, that may require the same for the purpose of being used as evidence in the trial of the

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.
cause, and like copies shall be furnished to any corporation or association requiring the same, under tender of the fees allowed by law; provided, that, during each biennial session of the general assembly, the commissioner of administration may, in the presence of a joint committee of the house of representatives and senate, destroy [by burning or by any other method satisfactory to said joint committee] or dispose in the manner provided by law of all paid accounts, vouchers and duplicate receipts of the state treasurer and other documents which may have been on file in the office of the commissioner of administration or his predecessor as custodian of such documents for a period of five years or longer, except such documents as may at the time be the subject of litigation or dispute. [Said joint committee shall consist of four members of the house of representatives, to be appointed by the speaker of the house of representatives, and two members of the senate, to be appointed by the president pro tem of the senate.]

33.710. 1. There is created "The Governmental Emergency Fund Committee" consisting of the governor, the commissioner of administration as ex officio comptroller, the chairman and ranking minority member of the senate appropriations committee, the chairman and ranking minority member of the house budget committee, or its successor committee, and the director of the [division of facilities management, design and construction] department of revenue who shall serve as consultant to the committee without vote.

2. The members of the committee shall serve without compensation but shall be reimbursed for actual and necessary expenses incurred by them in the performance of their official duties.

3. The committee shall elect from among its members a [chairman and vice chairman] chair and vice chair and such other officers as it deems necessary.

43.518. 1. There is hereby established within the department of public safety a "Criminal Records and Justice Information Advisory Committee" whose purpose is to:

1. Recommend general policies with respect to the philosophy, concept and operational principles of the Missouri criminal history record information system established by sections 43.500 to 43.530, in regard to the collection, processing, storage, dissemination and use of criminal history record information maintained by the central repository;

2. Assess the current state of electronic justice information sharing; and
10 (3) Recommend policies and strategies, including standards and
technology, for promoting electronic justice information sharing, and coordinating
among the necessary agencies and institutions; and
13 (4) Provide guidance regarding the use of any state or federal funds
appropriated for promoting electronic justice information sharing.

2. The committee shall be composed of the following officials or their
designees: the director of the department of public safety; the director of the
department of corrections [and human resources]; the attorney general; the
director of the Missouri office of prosecution services; the president of the
Missouri prosecutors association; the president of the Missouri court clerks
association; the chief clerk of the Missouri state supreme court; the [director of
the] state courts administrator; the [chairman] chair of the state judicial record
committee; the [chairman] chair of the court automation committee; the
presidents of the Missouri peace officers association; the Missouri sheriffs
association; the Missouri police chiefs association or their successor agency; the
superintendent of the Missouri highway patrol; the chiefs of police of agencies in
jurisdictions with over two hundred thousand population; except that, in any
county of the first class having a charter form of government, the chief executive
of the county may designate another person in place of the police chief of any
countywide police force, to serve on the committee; and, at the discretion of the
director of public safety, as many as three other representatives of other criminal
justice records systems or law enforcement agencies may be appointed by the
director of public safety. The director of the department of public safety will
serve as the permanent chairman of this committee.

3. The committee shall meet as determined by the director but not less
than semiannually to perform its duties. A majority of the appointed members
of the committee shall constitute a quorum.

4. No member of the committee shall receive any state compensation for
the performance of duties associated with membership on this committee.

5. Official minutes of all committee meetings will be prepared by the
director, promptly distributed to all committee members, and filed by the director
for a period of at least five years.

160.530. 1. Beginning with fiscal year 1994 and for all fiscal years
thereafter, in order to be eligible for state aid distributed pursuant to section
163.031, a school district shall allocate one percent of moneys received pursuant
to section 163.031, exclusive of categorical add-ons, to the professional
development committee of the district as established in subdivision (1) of
subsection 4 of section 168.400. Of the moneys allocated to the professional
development committee in any fiscal year as specified by this subsection,
seventy-five percent of such funds shall be spent in the same fiscal year for
purposes determined by the professional development committee after
consultation with the administrators of the school district and approved by the
local board of education as meeting the objectives of a school improvement plan
of the district that has been developed by the local board. Moneys expended for
staff training pursuant to any provisions of this act shall not be considered in
determining the requirements for school districts imposed by this subsection.

2. Beginning with fiscal year 1994 and for all fiscal years thereafter,
eighteen million dollars shall be distributed by the commissioner of education to
address statewide areas of critical need for learning and development, provided
that such disbursements are approved by the joint committee on education as
provided in subsection 5 of this section, and as determined by rule and regulation
of the state board of education with the advice of [the commission established by
section 160.510 and] the advisory council provided by subsection 1 of section
168.015. The moneys described in this subsection may be distributed by the
commissioner of education to colleges, universities, private associations,
professional education associations, statewide associations organized for the
benefit of members of boards of education, public elementary and secondary
schools, and other associations and organizations that provide professional
development opportunities for teachers, administrators, family literacy personnel
and boards of education for the purpose of addressing statewide areas of critical
need, provided that subdivisions (1), (2) and (3) of this subsection shall constitute
priority uses for such moneys. "Statewide areas of critical need for learning and
development" shall include:

(1) Funding the operation of state management teams in districts with
academically deficient schools and providing resources specified by the
management team as needed in such districts;

(2) Funding for grants to districts, upon application to the department of
elementary and secondary education, for resources identified as necessary by the
district, for those districts which are failing to achieve assessment standards;

(3) Funding for family literacy programs;

(4) Ensuring that all children, especially children at risk, children with
special needs, and gifted students are successful in school;
(5) Increasing parental involvement in the education of their children;
(6) Providing information which will assist public school administrators and teachers in understanding the process of site-based decision making;
(7) Implementing recommended curriculum frameworks as outlined in section 160.514;
(8) Training in new assessment techniques for students;
(9) Cooperating with law enforcement authorities to expand successful antidrug programs for students;
(10) Strengthening existing curricula of local school districts to stress drug and alcohol prevention;
(11) Implementing and promoting programs to combat gang activity in urban areas of the state;
(12) Establishing family schools, whereby such schools adopt proven models of one-stop state services for children and families;
(13) Expanding adult literacy services; and
(14) Training of members of boards of education in the areas deemed important for the training of effective board members as determined by the state board of education.

3. Beginning with fiscal year 1994 and for all fiscal years thereafter, two million dollars of the moneys appropriated to the department of elementary and secondary education otherwise distributed to the public schools of the state pursuant to the provisions of section 163.031, exclusive of categorical add-ons, shall be distributed in grant awards by the state board of education, by rule and regulation, for the "Success Leads to Success" grant program, which is hereby created. The purpose of the success leads to success grant program shall be to recognize, disseminate and exchange information about the best professional teaching practices and programs in the state that address student needs, and to encourage the staffs of schools with these practices and programs to develop school-to-school networks to share these practices and programs.

4. The department shall include a listing of all expenditures under this section in the annual budget documentation presented to the governor and general assembly.

5. Prior to distributing any funds under subsection 2 of this section, the commissioner of education shall appear before the joint committee on education and present a proposed delineation of the programs to be funded under the provisions of subsection 2 of this section. The joint committee shall review all
proposed spending under subsection 2 of this section and shall affirm, by a
majority vote of all members serving on the committee, the spending proposal of
the commissioner prior to any disbursement of funds under subsection 2 of this
section.
6. If any provision of subdivision (11) of subsection 4 of section 160.254
or any provision of subsection 2 or 5 of this section regarding approval of
disbursements by the joint committee on education is held to be invalid for any
reason, then such decision shall invalidate subsection 2 of this section in its
entirety.
191.828. 1. The following departments shall conduct on-going evaluations
of the effect of the initiatives enacted by the following sections:
(1) The department of insurance, financial institutions and professional
registration shall evaluate the effect of revising section 376.782 and sections
143.999, 208.178, 374.126, and 376.891 to 376.894;
(2) The department of health and senior services shall evaluate the effect
of revising sections 105.711 and sections 191.520 and 191.600 and enacting
section 191.411, and sections 167.600 to 167.621, 191.231, 208.177, 431.064, and
660.016. In collaboration with the state board of registration for the healing arts,
the state board of nursing, and the state board of pharmacy, the department of
health and senior services shall also evaluate the effect of revising section
195.070, section 334.100, and section 335.016, and of sections 334.104 and
334.112, and section 338.095 and 338.198;
(3) The department of social services shall evaluate the effect of revising
section 198.090, and sections 208.151, 208.152 and 208.215, and section 383.125,
and of sections 167.600 to 167.621, 208.177, 208.178, 208.179, 208.181, and
211.490;
(4) The office of administration shall evaluate the effect of revising
sections 105.711 and 105.721;
(5) The Missouri consolidated health care plan shall evaluate the effect
of section 103.178; and
(6) The department of mental health shall evaluate the effect of section
191.831 as it relates to substance abuse treatment and of section 191.835.
2. The department of revenue and office of administration shall make
biannual reports to the [joint committee on health care policy and planning]
general assembly and the governor concerning the income received into the
health initiatives fund and the level of funding required to operate the programs
and initiatives funded by the health initiatives fund at an optimal level.

217.550. 1. The department shall establish and operate at its correctional centers a vocational enterprise program which includes industries, services, vocational training, and agribusiness operations. The director shall have general supervision over planning, establishment and management of all vocational enterprise operations provided by and within the department and shall decide at which correctional center each vocational enterprise shall be located, taking into consideration the offender custody levels, the number of offenders in each correctional center so the best service or distribution of labor may be secured, location and convenience of the correctional centers in relation to the other correctional centers to be supplied or served and the machinery presently contained in each correctional center.

2. No service shall be established or renewed without prior approval by the advisory board of vocational enterprises program established by section 217.555 [and the joint committee on corrections established by sections 21.440 to 21.465]. [Both] The board [and the committee] shall make a finding that the establishment of the service shall be beneficial to those offenders involved and shall not adversely affect any statewide economic group or industry.

3. The annual report of Missouri vocational enterprises submitted to the director shall include:

   (1) A list of the correctional industries, services, vocational training programs, and agribusinesses in operation;

   (2) A list of correctional industries, services, vocational training programs, and agribusinesses started, terminated, moved, expanded, or reduced during the period;

   (3) The average number of offenders employed in each correctional industry, service, vocational training program, or agribusiness operation;

   (4) The volume of sales of articles, services, and materials manufactured, grown, processed or provided;

   (5) An operating statement showing the profit or loss of each industry, service, vocational training program, and agribusiness operation;

   (6) The amount of sales to state agencies or institutions, to political subdivisions of the state, or any other entity with which the vocational enterprise program does business, and the amount of open market sales, if any; and

   (7) Such other information concerning the correctional industries, services, vocational training programs, and agribusiness operations as requested by the
217.567. 1. Notwithstanding the provisions of any other law to the contrary, the director is hereby authorized to contract with a private individual, corporation, partnership or other lawful entity for inmate work or vocational training projects involving the manufacture and processing of goods, wares or merchandise, or any service-related business or commercial enterprise deemed by the director to be consistent with the proper employment, training and rehabilitation of offenders.

2. Any contract authorized by this section shall be in compliance with federal law, shall be competitively negotiated by the department and the private entity, shall not result in the displacement of civilian workers employed in the community or state, and shall be subject to the approval of the advisory board of vocational enterprises program created pursuant to section 217.555 [and the joint committee on corrections created pursuant to sections 21.440 to 21.465].

3. The director may lease space in one or more buildings or portions of buildings on the grounds of any correctional center, together with the real estate needed for reasonable access to and egress from the leased premises to a private individual, corporation, partnership or other lawful entity for the purpose of establishing and operating a business enterprise. The enterprise shall at all times observe practices and procedures regarding security as the lease may specify or as the correctional center superintendent may temporarily stipulate during periods of emergency. The enterprise shall be deemed a private enterprise and is subject to all federal and state laws governing the operation of similar private business enterprises as specified by the authorized contract.

4. Subject to the approval of the director and upon such terms as may be prescribed, any lessee operating such an enterprise may employ and discharge from employment selected offenders of the correctional center where the enterprise is operated or from other correctional centers in close proximity. Offenders assigned to such an enterprise are subject to all departmental and divisional rules in addition to rules and regulations promulgated by the authorized contractor. Offenders assigned to such an enterprise for employment purposes shall be required to pay a percentage of their wages as established by the director of not less than five percent nor more than twenty percent of gross wages to the crime victims' compensation fund, section 595.045.

5. The director shall establish policies and procedures for determining the specific wages paid, workers' compensation benefits and deductions from wages
to include room and board; federal, state and Social Security taxes; and family support. All deductions must not total more than eighty percent of gross wages. Provisions of the Fair Labor Standards Act shall apply to contractual offender workers.

320.092. 1. Tax credits issued pursuant to sections 135.400, 135.750 and 320.093 shall be subject to oversight provisions. Effective January 1, 2000, notwithstanding the provisions of section 32.057, the board, department or authority issuing tax credits shall annually report to the office of administration, president pro tem of the senate, and the speaker of the house of representatives with respect to the tax credits authorized pursuant to sections 135.400, 135.750 and 320.093 which were issued in the previous fiscal year. The report shall contain, but not be limited to, the aggregate number and dollar amount of tax credits issued by the board, department or authority, the number and dollar amount of tax credits claimed by taxpayers, and the number and dollar amount of tax credits unclaimed by taxpayers as well as the number of years allowed for claims to be made. This report shall be delivered no later than November of each year.

2. The reporting requirements established pursuant to subsection 1 of this section shall also apply to the department of economic development and the Missouri development finance board established pursuant to section 100.265. The department and the Missouri development finance board shall report on the tax credit programs which they respectively administer that are authorized under the provisions of chapters 32, 100, 135, 178, 253, 348, 447 and 620.

348.439. The tax credits issued in sections 348.430 to 348.439 by the Missouri agricultural and small business development authority shall be subject to oversight provisions. Effective January 1, 2000, notwithstanding the provisions of section 32.057, the authority shall annually report to the office of administration, president pro tem of the senate, and the speaker of the house of representatives regarding the tax credits authorized pursuant to sections 348.430 to 348.439 which were issued in the previous fiscal year. The report shall contain, but not be limited to, the aggregate number and dollar amount of tax credits issued by the authority, the number and dollar amount of tax credits claimed by taxpayers, and the number and dollar amount of tax credits unclaimed by taxpayers as well as the number of years allowed for claims to be made. This report shall be delivered no later than November of each year.
361.120. 1. The director of finance shall preserve all records, reports and papers of every kind pertaining to the division of finance for a period of ten years, and shall permanently preserve all records, reports and papers of a permanent value, including articles of association and all amendments thereto, and all articles of merger or consolidation and amendments thereto. The director of finance shall make a written report to the governor whenever required by the governor.

2. [During each biennial session of the general assembly the director shall, in the presence of a joint committee of the house of representatives and the senate, destroy by burning or by any other method satisfactory to said joint committee the records, papers and reports which may be disposed of pursuant to this section. The joint committee shall consist of four members of the house of representatives to be appointed by the speaker of the house of representatives and two members of the senate to be appointed by the president pro tem of the senate] After having kept any records, reports, or papers referred to in this section for a period of ten years, the director may destroy or otherwise dispose of said records in the manner provided by law.

630.010. 1. The state mental health commission, established by the omnibus reorganization act of 1974, section 9, appendix B, RSMo, shall be composed of seven members appointed by the governor, by and with the advice and consent of the senate. The terms of members appointed under the reorganization act before August 13, 1980, shall continue until the terms under which the members were regularly appointed expire. The terms shall be for four years. Each commissioner shall hold office until his successor has been appointed and qualified.

2. The commission shall be comprised of members who are not prohibited from serving by sections 105.450 to 105.482, as amended, and who are not otherwise employed by the state. The commission shall be composed of the following:

   (1) A physician recognized as an expert in the treatment of mental illness;

   (2) A physician, licensed clinical psychologist, or other licensed clinician, recognized as an expert in the evaluation or [habilitation] treatment of persons with an intellectual disability or developmental disability;

   (3) A representative of groups who are consumers or families of consumers interested in the services provided by the department in the treatment of mental illness;
20 (4) A representative of groups who are consumers or families of consumers  
21 interested in the services provided by the department in the habilitation of  
22 persons with an intellectual disability or developmental disability;  
23 (5) A person recognized for his expertise in general business matters and  
24 procedures;  
25 (6) A person recognized for his interest and expertise in dealing with  
26 alcohol or drug abuse; and  
27 (7) A person recognized for his interest or expertise in community mental  
28 health services.

29 3. Vacancies occurring on the commission shall be filled by appointment  
30 by the governor, by and with the advice and consent of the senate, for the  
31 unexpired terms. In case of a vacancy when the senate is not in session, the  
32 governor shall make a temporary appointment until the next session of the  
33 general assembly, when he shall nominate someone to fill the office.

34 4. The commission shall elect from its members a chairman and a  
35 secretary. Meetings shall be held at least once a month, and special meetings  
36 may be held at the call of the chairman.

37 5. The department shall pay the commission members one hundred  
38 dollars per day for each day, or portion thereof, they actually spend in transacting  
39 the business of the commission and shall reimburse the commission members for  
40 necessary expenses actually incurred in the performance of their official duties.

[8.597. 1. There is established a joint committee of the  
2 general assembly to be known as the "Advisory Committee on  
3 Tobacco Securitization", to be comprised of five members of the  
4 senate and five members of the house of representatives. Three of  
5 the senate members shall be appointed by the president pro tem of  
6 the senate and two by the senate minority leader. Three of the  
7 house members shall be appointed by the speaker of the house and  
8 two by the house minority leader. The appointment of each  
9 member shall continue during his or her term of office as a member  
10 of the general assembly or until a successor has been duly  
11 appointed to fill his or her place when his or her term of office as  
12 a member of the general assembly has expired.

13 2. The committee shall study and recommend who the  
14 financial advisors, investment bankers, and other professional  
15 advisors shall be for the authority, and shall make a written report
to the authority within sixty days of passage of the bill. The committee shall also study and provide a written report by December thirty-first of each year to the authority detailing suggested allowable projects and payments for which money from the tobacco settlement securitization settlement trust fund may be used in the next appropriation cycle.]

[21.440. 1. There is established a permanent joint committee of the general assembly to be known as the "Joint Committee on Corrections" to be comprised of six members of the senate and six members of the house of representatives. The senate members shall be appointed by the president pro tem of the senate and the house members shall be appointed by the speaker of the house. The appointment of each member shall continue during his term of office as a member of the general assembly or until a successor has been duly appointed to fill his place when his term of office as a member of the general assembly has expired.

2. The general assembly by a majority vote of the elected members may discharge any or all of the members of the committee at any time and select their successors.

3. No major party shall be represented on the committee by more than three members from the senate nor by more than three members from the house.]

[21.445. 1. The joint committee on corrections shall meet within ten days after its creation and organize by selecting a chairman and a vice chairman, one of whom shall be a member of the senate and the other a member of the house of representatives. The director of research of the committee on legislative research shall serve as secretary to the committee. He shall keep the records of the committee, and shall perform such other duties as may be directed by the committee.

2. The regular meetings of the committee shall be in Jefferson City, Missouri, and after its inception and organization it shall regularly meet at least once every six months.

3. A majority of the members of the committee shall constitute a quorum.

4. The members of the committee shall serve without
compensation but shall be entitled to reimbursement for actual and
necessary expenses incurred in the performance of their official
duties.]

[21.450. The committee may, within the limits of its
appropriation, employ such personnel as it deems necessary; and
the committee on legislative research, within the limits of any
appropriation made for such purpose, shall supply to the joint
committee on corrections such professional, technical, legal,
stenographic and clerical help as may be necessary for it to perform
its duties.]

[21.455. It shall be the duty of the committee:

(1) To make a continuing study and analysis of penal and
correctional problems as they relate to this state;

(2) To devise and arrange for a long-range program for the
department and its correctional centers based on a plan of biennial
development and making the recommendation of any required
correctional centers in the state in accordance with the general
assembly's powers of appropriation;

(3) To inspect at least once each year and as necessary all
correctional facilities and properties under the jurisdiction of the
department of corrections and of the division of youth services;

(4) To make a continuing study and review of the
department of corrections and the correctional facilities under its
jurisdiction, including the internal organization, management,
powers, duties and functions of the department and its correctional
centers, particularly, by way of extension but not of limitation, in
relation to the

(a) Personnel of the department;

(b) Discipline of the correctional facilities;

(c) Correctional enterprises;

(d) Classification of offenders;

(e) Care and treatment of offenders;

(f) Educational and vocational training facilities of the
correctional centers;

(g) Location and establishment of new correctional centers
or of new buildings and facilities;
(h) All other matters relating to the administration of the state's correctional centers which the committee deems pertinent; and

(i) Probations and paroles;

(5) To make a continuing study and review of the institutions and programs under the jurisdiction of the division of youth services;

(6) To study and determine the need for changes in the state's criminal laws as they apply to correctional centers and to sentencing, commitment, probation and parole of persons convicted of law violations;

(7) To determine from such study and analyses the need for changes in statutory law or administrative procedures;

(8) To make recommendations to the general assembly for legislative action and to the department of corrections and to the division of youth services for administrative or procedural changes.

[21.460. 1. The department of corrections, each section and correctional facility within the department and, upon request, any other state agency shall cooperate with and assist the committee in the performance of its duties and shall make available all books, records and information requested.

2. The committee shall have the power to subpoena witnesses, take testimony under oath, compel the attendance of witnesses, the giving of testimony and the production of records.]

[21.465. It shall be the duty of the committee to compile a full report of its activities for submission to the general assembly. The report shall be submitted not later than the fifteenth of January of each year in which the general assembly convenes in regular session and shall include any recommendations which the committee may have for legislative action as well as any recommendations for administrative or procedural changes in the internal management or organization of the department or its correctional facilities. The report shall also include an analysis and statement of the manner in which statutory provisions relating to the department and its several sections are being
executed. Copies of the report containing such recommendations shall be sent to the director of the department of corrections and other persons within the department charged with administrative or managerial duties.

[21.530. 1. There is established a permanent joint committee of the general assembly to be known as the "Joint Committee on Capital Improvements and Leases Oversight" to be comprised of five members of the senate appropriations committee and five members of the house of representatives budget committee. The senate members shall be appointed by the president pro tem of the senate and the house members shall be appointed by the speaker of the house.

2. No major party shall be represented on the committee by more than three members from the senate nor by more than three members from the house.]

[21.535. 1. The joint committee on capital improvements and leases oversight shall meet and organize by selecting a chairman and a vice chairman, one of whom shall be a member of the senate and the other a member of the house of representatives. The chairmanship shall alternate between members of the senate and house each two years after its organization.

2. The meetings of the committee shall be in Jefferson City, Missouri, and after its inception and organization it shall meet at the call of the chairman, but shall meet at least once every three months.

3. A majority of the members of the committee shall constitute a quorum.

4. The members of the committee shall serve without compensation but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties.]

[21.537. 1. The joint committee on capital improvements and leases oversight shall:

(1) Monitor all proposed state-funded capital improvement projects, including all operating costs for the first two years after
(2) Monitor all new construction on any state-funded capital improvements project, excluding capital improvements projects or highway improvements of the state transportation department funded by motor fuel tax revenues;

(3) Monitor any repairs or maintenance on existing state buildings and facilities involving capital expenditures exceeding a specific amount of money to be determined by the committee;

(4) Investigate the total bonded and other indebtedness including lease purchase agreements of this state and its various departments, divisions, and other agencies as it pertains to state building projects;

(5) Perform budgeting analysis for all proposed capital improvement projects including all operating costs for the first two years after completion of the project and cooperate with and assist the house budget committee and the senate appropriations committee with similar analysis;

(6) Monitor all leases and proposed leases of real property funded with state moneys, including any operating costs or other costs associated with any such lease arrangement.

2. The committee may, within the limits of its appropriation, employ such personnel as it deems necessary to carry out the duties imposed by this section.

3. The committee shall compile a full report of its activities for submission to the general assembly. The report shall be submitted not later than the fifteenth of January of each year in which the general assembly convenes in regular session and shall include any recommendations which the committee may have for legislative action.

[21.830. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Missouri's Energy Future", which shall be composed of five members of the senate, with no more than three members of one party, and five members of the house of representatives, with no more than three members of one party. The senate members of the committee shall be appointed by the president pro tem of the
senate and the house members by the speaker of the house of representatives. The committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. Meetings of the committee may be called at such time and place as the chairperson or chairpersons designate.

2. The committee shall examine Missouri’s present and future energy needs to determine the best strategy to ensure a plentiful, affordable and clean supply of electricity that will meet the needs of the people and businesses of Missouri for the next twenty-five years and ensure that Missourians continue to benefit from low rates for residential, commercial, and industrial energy consumers.

3. The joint committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations. The committee may make reasonable requests for staff assistance from the research and appropriations staffs of the house and senate and the committee on legislative research, as well as the department of economic development, department of natural resources, and the public service commission.

4. The joint committee shall prepare a final report, together with its recommendations for any legislative action deemed necessary, for submission to the general assembly by December 31, 2009, at which time the joint committee shall be dissolved.

5. Members of the committee shall receive no compensation but may be reimbursed for reasonable and necessary expenses associated with the performance of their official duties.]

[21.835. Consistent with its comprehensive review of the Missouri criminal code, the joint committee on the Missouri criminal code, as established by senate concurrent resolution no. 28 as adopted by the ninety-sixth general assembly, second regular session, shall evaluate removal of offenses from the sexual offender registry which do not jeopardize public safety or do not contribute to the public's assessment of risk associated with offenders.]
1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Solid Waste Management District Operations", which shall be composed of five members of the senate, with no more than three members of one party, and five members of the house of representatives, with no more than three members of one party. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. The committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. Meetings of the committee may be called at such time and place as the chairperson or chairpersons designate.

2. The committee shall examine solid waste management district operations, including but not limited to the efficiency, efficacy, and reasonableness of costs and expenses of such districts to Missouri taxpayers.

3. The joint committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations. The committee may make reasonable requests for staff assistance from the research and appropriations staffs of the house and senate and the committee on legislative research, as well as the department of natural resources and representatives of solid waste management districts.

4. The joint committee shall prepare a final report, together with its recommendations for any legislative action deemed necessary, for submission to the general assembly by December 31, 2013, at which time the joint committee shall be dissolved.

5. Members of the committee shall receive no compensation but may be reimbursed for reasonable and necessary expenses associated with the performance of their official duties.

[21.920. 1. There is established a joint committee of the general assembly to be known as the "Joint Committee on Missouri's Promise" to be composed of five members of the senate and five members of the house of representatives. The senate]
members of the joint committee shall be appointed by the president pro tem of the senate and the house members shall be appointed by the speaker of the house of representatives. The appointment of each member shall continue during the member's term of office as a member of the general assembly or until a successor has been appointed to fill the member's place when his or her term of office as a member of the general assembly has expired. No party shall be represented by more than three members from the house of representatives nor more than three members from the senate. A majority of the committee shall constitute a quorum, but the concurrence of a majority of the members shall be required for the determination of any matter within the committee's duties.

2. The committee shall be charged with the following:

   (1) Examining issues that will be impacting the future of the state of Missouri and its citizens;

   (2) Developing long-term strategies and plans for:

      (a) Increasing the economic prosperity and opportunities for the citizens of this state;

      (b) Improving the health status of our citizens;

      (c) An education system that educates students who are capable of attending and being productive and successful citizens and designed to successfully prepare graduates for global competition;

      (d) Investing in, and maintaining, a modern infrastructure and transportation system and identifying potential sources of revenue to sustain such efforts; and

      (e) Other areas that the committee determines are vital to improving the lives of the citizens of Missouri;

   (3) Developing three-, five-, and ten-year plans for the general assembly to meet the long-term strategies outlined in subdivision (2) of this subsection;

   (4) Implementing budget forecasting for the upcoming ten years in order to plan for the long-term financial soundness of the state; and

   (5) Such other matters as the committee may deem necessary in order to determine the proper course of future
legislative and budgetary action regarding these issues.

3. The committee may solicit input and information necessary to fulfill its obligations, including, but not limited to, soliciting input and information from any state department or agency the committee deems relevant, political subdivisions of this state, and the general public.

4. By January 1, 2011, and every year thereafter, the committee shall issue a report to the general assembly with any findings or recommendations of the committee with regard to its duties under subsection 2 of this section.

5. Members of the committee shall receive no compensation but may be reimbursed for reasonable and necessary expenses associated with the performance of their official duties.

[30.953. 1. There is hereby created and established as an instrumentality of the state of Missouri, the "Missouri Investment Trust" which shall constitute a body corporate and politic, and shall be managed by a board of trustees as described herein. The purpose of the Missouri investment trust shall be:

(1) To receive, hold, manage, invest and ultimately reconvey to the granting party any funds or property of the state of Missouri which may, from time to time, be transferred to the investment trust pursuant to the terms of a trust agreement with the state of Missouri and the provisions of sections 30.953 to 30.971. All property, money, funds, investments and rights which may be so conveyed to the investment trust shall be dedicated to and held in trust for the state of Missouri and no other until such time as they are reconveyed to the state of Missouri, all as set forth herein; and

(2) To perform other duties assigned by law.

2. The state treasurer, on behalf of the state of Missouri, is hereby authorized to convey designated funds in the state treasury to the Missouri investment trust to be held in trust for the exclusive benefit of the state of Missouri for a fixed period, pursuant to the terms and conditions of a written trust agreement and the provisions of sections 30.953 to 30.971, provided that all the following requirements have been met:

(1) Initially, the general assembly passes and the governor
signs legislation designating specific funds in the state treasury as
being funds which, due to their nature and purpose, are intended
for long-term investment and growth, and accordingly, from which
there shall be no appropriations for a period exceeding the longest
duration for investments by the state treasury pursuant to section
15, article IV of the Constitution of Missouri. Such legislation
shall declare that it is the intention and desire of the general
assembly that the state treasurer shall convey, from time to time,
the designated funds, in trust, to the Missouri investment trust,
and shall further declare the maximum time such funds shall
remain in the Missouri investment trust before being reconveyed
to the state treasurer by the investment trust; and

(2) Thereafter, an appropriation by the general assembly
authorizing disbursement of the designated funds from the state
treasury to the Missouri investment trust; and

(3) The Missouri investment trust executes a valid, binding
trust agreement, sufficient in form and substance to bind the
investment trust to hold, maintain, and invest the designated
funds, in trust, for the exclusive benefit of the state of Missouri, for
the prescribed period, whereupon the investment trust shall
reconvey the designated funds and any earnings thereon to the
state treasury.

3. The investment trust may hold and invest funds so
designated in order to satisfy the specific long-term investment
goals of such funds, but the investment trust shall not be utilized
to invest idle general revenue funds of the state treasury. No more
than one hundred million dollars, in aggregate, may be conveyed
to the investment trust pursuant to sections 30.953 to 30.971.
Total assets under management by the investment trust may
exceed one hundred million dollars, but no new funds may be
conveyed to the investment trust until such time as previous
existing transfers to the investment trust total less than one
hundred million dollars.

4. The board of trustees of the investment trust shall
consist of the state treasurer, who shall serve as chairman, the
commissioner of administration, one member appointed by the
speaker of the house of representatives, one member appointed by
the president pro tem of the senate and three members to be
selected by the governor, with the advice and consent of the
senate. The persons to be selected by the governor shall be
individuals knowledgeable in the areas of banking, finance or the
investment and management of public funds. Not more than two
of the members appointed by the governor shall be from the same
political party. The initial members of the board of trustees
appointed by the governor shall serve the following terms: one
shall serve two years, one shall serve three years, and one shall
serve four years, respectively. Thereafter, each appointment shall
be for a term of four years. If for any reason a vacancy occurs, the
governor, with the advice and consent of the senate, shall appoint
a new member to fill the unexpired term. Members are eligible for
reappointment.

5. Five members of the board of trustees of the investment
trust shall constitute a quorum. No vacancy in the membership of
the board of trustees shall impair the right of a quorum to exercise
all the rights and perform all the duties of the board of trustees of
the investment trust. No action shall be taken by the board of
trustees of the investment trust except upon the affirmative vote
of at least four of the members of the board where a quorum is
present.

6. The board of trustees shall meet within the state of
Missouri at the time set at a previously scheduled meeting or by
the request of any four members of the board. Notice of the
meeting shall be delivered to all other trustees in person or by
depositing notice in a United States post office in a properly
stamped and addressed envelope not less than six days prior to the
date fixed for the meeting. The board may meet at any time by
unanimous mutual consent. There shall be at least one meeting in
each quarter.

7. In the event any trustee other than the state treasurer
or the commissioner of administration fails to attend three
consecutive meetings of the board, unless in each case excused for
cause by the remaining trustees attending such meetings, such
trustee shall be considered to have resigned from the board and the
chairman shall declare such trustee’s office vacated, and the
vacancy shall be filled in the same manner as originally filled.

8. Each member of the board of trustees appointed by the
governor, unless prohibited by law, is entitled to compensation of
fifty dollars per diem plus such member’s reasonable and necessary
expenses actually incurred in discharging such member’s duties
pursuant to sections 30.953 to 30.971.]

[30.954. As authorized pursuant to subsection 2 of section
30.953, it is the intention and desire of the general assembly that
the state treasurer convey to the Missouri investment trust on
January 1, 2000, up to one hundred percent of the balances of the
Wolfner library trust fund established in section 181.150, the
Missouri arts council trust fund established in section 185.100, the
Missouri humanities council trust fund established in section
186.055, and the Pansy Johnson-Travis memorial state gardens
trust fund established in section 253.380. On January 2, 2010, the
Wolfner library trust fund, the Missouri arts council trust fund, the
Missouri humanities council trust fund and the Pansy
Johnson-Travis memorial state gardens trust fund shall be
reconveyed to the state treasurer by the investment trust.]

[30.956. The investment trust is hereby granted, has and
may exercise all powers necessary or appropriate for it or its agents
or employees to carry out and effectuate its purpose, including but
not limited to the following:

(1) To purchase, acquire, hold, invest, lend, lease, sell,
assign, transfer and dispose of all funds, property, rights and
securities, and enter into written contracts, releases, compromises
and other instruments necessary or convenient for the exercise of
its powers, or to carry out the purposes of a trust agreement or
sections 30.953 to 30.971;

(2) To make, and from time to time, amend and repeal
bylaws, rules and regulations not inconsistent with the provisions
of sections 30.953 to 30.971 for the regulation of its affairs and the
conduct of its business;

(3) To accept appropriations, gifts, grants, bequests and
devises and to utilize or dispose of the same to carry out its purpose or the terms of a trust agreement;

(4) To invest any funds or property not required for immediate disbursement in accordance with sections 30.953 to 30.971, and consistent with the principles set forth in sections 105.687 to 105.690, except that nothing herein shall be deemed to authorize investment in venture capital firms or small business investment companies, as defined in those statutory sections;

(5) To sue and be sued;

(6) To have a seal and alter the same at will;

(7) To enter into agreements or other transactions with any federal or state agency, person, or domestic or foreign partnership, corporation, association or organization;

(8) To procure insurance against any loss in connection with the property it holds in trust in such amounts and from such insurers as may be necessary or desirable;

(9) To hire or retain such agents or employees as necessary to carry out and effectuate its purpose and the requirements of sections 30.953 to 30.971.]

[30.959. 1. The principal office of the investment trust shall be in Jefferson City. The investment trust shall have a seal bearing the inscription "Missouri Investment Trust", which shall be in the custody of the state treasurer. The courts of this state shall take judicial notice of the seal and all copies of records, books, and written instruments which are kept in the office of the investment trust and are certified by the state treasurer under the seal shall be proved or admitted in any court or proceeding as provided by section 109.130.

2. The board of trustees of the investment trust shall keep a complete record of all its proceedings which shall be open to the public in accordance with the provisions of chapter 610.

3. The board of trustees shall annually prepare and have available as public information a comprehensive annual financial report showing the financial status of the investment trust as of the end of the trust's fiscal year. The report shall contain, but not be limited to, detailed financial statements prepared in accordance
with generally accepted accounting principles for trust funds, a
detailed listing of the investments, showing both cost and market
value, held by the investment trust as of the date of the report
together with a detailed statement of the annual rates of
investment return from all assets and from each type of
investment, a detailed list of investments acquired and disposed of
during the fiscal year, a listing of the investment trust's board of
trustees and responsible administrative staff, a detailed list of
administrative expenses of the investment trust including all fees
paid for professional services, a detailed list of brokerage
commissions paid, and such other data as the board shall deem
necessary or desirable for a proper understanding of the condition
of the investment trust. In the event the investment trust is
unable to comply with any of the disclosure requirements outlined
above, a detailed statement shall be included in the report as to the
reason for such noncompliance. A copy of the comprehensive
annual financial report as outlined above shall be forwarded within
six months of the end of the investment trust's fiscal year to the
governor of Missouri.

4. The state auditor shall conduct an annual audit of the
records and accounts of the investment trust and shall report the
findings to the board of trustees and the governor.]
promptly credited to the appropriate account.

2. Unless and until invested in compliance with sections 30.953 to 30.971, all moneys received by the investment trust shall be promptly deposited to the credit of the investment trust in one or more banks or financial institutions in this state. No such money shall be deposited in or be retained by any bank or financial institution which does not continually have on deposit with and pledged for the benefit of the investment trust the kind and value of collateral required by section 30.270, for depositaries of the state treasurer.

3. The board of trustees shall invest all funds under its control which are in excess of a safe operating balance and not subject to imminent conveyance to the state treasury. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688. The board of trustees may delegate to duly appointed investment counselors authority to act in place of the board in the investment and reinvestment of all or part of the moneys of the trust, and may also delegate to such counselors the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring or disposing of any or all of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys. Such investment counselors shall be registered as investment advisors with the United States Securities and Exchange Commission. In exercising or delegating its investment powers and authority, members of the board of trustees shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board of trustees shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of his or her position in good faith and with that degree of diligence, care and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct
of an enterprise of a like character and with like aims.

4. No investment transaction authorized by the board of trustees shall be handled by any company or firm in which a member of the board has a substantial interest, nor shall any member of the board profit directly or indirectly from any such investment. All investments shall be made for the account of the investment trust, and any securities or other properties obtained by the board of trustees may be held by a custodian in the name of the investment trust, or in the name of a nominee in order to facilitate the expeditious transfer of such securities or other property. Such securities or other properties which are not available in registered form may be held in bearer form or in book entry form. The investment trust is further authorized to deposit, or have deposited for its account, eligible securities in a central depository system or clearing corporation or in a federal reserve bank under a book entry system as defined in the Uniform Commercial Code, chapter 400. When such eligible securities of the investment trust are so deposited with a central depository system they may be merged and held in the name of the nominee of such securities depository and title to such securities may be transferred by bookkeeping entry on the books of such securities depository or federal reserve bank without physical delivery of the certificates or documents representing such securities.

5. With appropriate safeguards against loss by the investment trust in any contingency, the board of trustees may designate a bank or trust company to serve as a depository of trust funds and intermediary in the investment of those funds and payment of trust obligations.

6. The board of trustees may employ a financial institution having fiduciary powers for the provision of such custodial or clerical services as the board may deem appropriate.

7. Consistent with the exercise of its fiduciary responsibilities, the board of trustees may provide for the payment of any costs or expenses for the employees, agents, services or transactions necessary for the execution of sections 30.953 to 30.971 in the form, manner and amount that the board deems
8. The board of trustees shall take the necessary steps, consistent with the exercise of its fiduciary responsibilities, to ensure that the investment trust has sufficient available assets to satisfy any obligation to reconvey property held in trust at the end of the term established in a trust agreement.

9. Any funds or property in the charge and custody of the board of trustees of the investment trust pursuant to the provisions of sections 30.953 to 30.971 shall not be subject to execution, garnishment, attachment or any other process whatsoever and shall be unassignable, unless otherwise specifically provided in sections 30.953 to 30.971.

[30.968. Upon completion of the fixed period identified in a trust agreement with the state of Missouri, the investment trust shall promptly transfer to the state treasury the current corpus of the property originally conveyed in trust, along with any interest, income or other earnings thereon.]

[30.971. For the purposes of the books and records of the state of Missouri, any funds or property held by the investment trust pursuant to sections 30.953 to 30.971 shall be treated, consistent with generally accepted accounting principles, in the same manner as property of a not-for-profit, tax-exempt beneficiary which is held in trust by a trustee for a fixed period.]

[33.850. 1. The committee on legislative research shall organize a subcommittee, which shall be known as the "Joint Subcommittee on Recovery Accountability and Transparency", to coordinate and conduct oversight of covered funds to prevent fraud, waste, and abuse.

2. The subcommittee shall consist of the following eight members:

(1) One-half of the members appointed by the chairperson from the house which he or she represents, two of whom shall be from the majority party and two of whom shall be from the minority party; and

(2) One-half of the members appointed by the vice chairperson from the house which he or she represents, two of
whom shall be from the majority party and two of whom shall be from the minority party.

3. The appointment of the senate and house members shall continue during the member's term of office as a member of the general assembly or until a successor has been appointed to fill the member's place when his or her term of office as a member of the general assembly has expired.

4. The subcommittee shall coordinate and conduct oversight of covered funds in order to prevent fraud, waste, and abuse, including:

   (1) Reviewing whether the reporting of contracts and grants using covered funds meets applicable standards and specifies the purpose of the contract or grant and measures of performance;

   (2) Reviewing whether competition requirements applicable to contracts and grants using covered funds have been satisfied;

   (3) Reviewing covered funds to determine whether wasteful spending, poor contract or grant management, or other abuses are occurring and referring matters it considers appropriate for investigation to the attorney general or the agency that disbursed the covered funds;

   (4) Receiving regular reports from the commissioner of the office of administration, or his or her designee, concerning covered funds; and

   (5) Reviewing the number of jobs created using these funds.

5. The subcommittee shall submit annual reports to the governor and general assembly, including the senate appropriations committee and house budget committee, that summarize the findings of the subcommittee with regard to its duties in subsection 4 of this section. All reports submitted under this subsection shall be made publicly available and posted on the governor's website, the general assembly website, and each state agency website. Any portion of a report submitted under this subsection may be redacted when made publicly available, if that portion would disclose information that is not subject to disclosure under chapter 610, or any other provision of state law.

6. (1) The subcommittee shall make recommendations to
agencies on measures to prevent fraud, waste, and abuse relating to covered funds.

(2) Not later than thirty days after receipt of a recommendation under subdivision (1) of this subsection, an agency shall submit a report to the governor and general assembly, including the senate appropriations committee and house budget committee, and the subcommittee that states:

(a) Whether the agency agrees or disagrees with the recommendations; and

(b) Any actions the agency will take to implement the recommendations.

7. The subcommittee may:

(1) Review audits from the state auditor and conduct reviews relating to covered funds; and

(2) Receive regular testimony from the state auditor relating to audits of covered funds.

8. (1) Not later than thirty days after the date on which all initial members of the subcommittee have been appointed, the subcommittee shall hold its first meeting. Thereafter, the subcommittee shall meet at the call of the chairperson of the subcommittee.

(2) A majority of the members of the subcommittee shall constitute a quorum, but a lesser number of members may hold hearings.

9. The subcommittee may hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence as the subcommittee considers advisable to carry out the provisions of this section. Each agency of this state shall cooperate with any request of the subcommittee to provide such information as the subcommittee deems necessary to carry out the provisions of this section. Upon request of the subcommittee, the head of each agency shall furnish such information to the subcommittee. The head of each agency shall make all officers and employees of that agency available to provide testimony to the subcommittee and committee personnel.

10. Subject to appropriations, the subcommittee may enter
into contracts with public agencies and with private persons to enable the subcommittee to discharge its duties under the provisions of this section, including contracts and other arrangements for studies, analyses, and other services.

11. The members of the subcommittee shall serve without compensation, but may be reimbursed for reasonable and necessary expenses incurred in the performance of their official duties.

12. As used in this section, the term "covered fund" shall mean any moneys received by the state or any political subdivision under the American Recovery and Reinvestment Act of 2009, as enacted by the 111th United States Congress.

13. This section shall expire March 1, 2013.

[37.250. 1. The general assembly declares it is the public policy of this state to determine the most cost-effective systems to provide ubiquitous coverage of the state transparent communications between all members of all using agencies, and the necessary E911 capability to provide assured emergency response, and to reduce the response time for emergency or disastrous situations.

2. There is hereby created a committee on state-operated wireless communication systems to be composed of:

(1) The commissioner of administration or a designee;

(2) The director of the department of public safety or a designee;

(3) The director of the department of conservation or a designee; and

(4) The chief engineer of the department of transportation or a designee.

3. The committee shall examine existing programs and proposals for development or expansion to identify duplication in resource allocation of wireless communication systems. The committee shall submit a report to the general assembly by August 30, 1998, in which it identifies opportunities for cost savings, increased efficiency and improved services for Missouri's citizens. The committee shall review the state's purchasing law and may recommend such changes to chapter 34 as it deems
appropriate to maintain and enhance the state's wireless
communication system. The committee may make such other
recommendations as it deems appropriate and shall identify the
costs associated with each such recommendation.]

[99.863. Beginning in 1999, and every five years thereafter,
a joint committee of the general assembly, comprised of five
members appointed by the speaker of the house of representatives
and five members appointed by the president pro tem of the senate,
shall review sections 99.800 to 99.865. A report based on such
review, with any recommended legislative changes, shall be
submitted to the speaker of the house of representatives and the
president pro tem of the senate no later than February first
following the year in which the review is conducted.]

[99.971. Beginning in 2008, and every five years thereafter,
a joint committee of the general assembly, comprised of five
members appointed by the speaker of the house of representatives
and five members appointed by the president pro tempore of the
senate, shall review sections 99.915 to 99.980. A report based on
such review, with any recommended legislative changes, shall be
submitted to the speaker of the house of representatives and the
president pro tempore of the senate no later than February first
following the year in which the review is conducted.]

[99.1057. Beginning in 2008, and every five years
thereafter, a joint committee of the general assembly, comprised of
five members appointed by the speaker of the house of
representatives and five members appointed by the president pro
tempore of the senate, shall review sections 99.1000 to 99.1060. A
report based on such review, with any recommended legislative
changes, shall be submitted to the speaker of the house of
representatives and the president pro tempore of the senate no
later than February first following the year in which the review is
conducted.]

[105.955. 1. A bipartisan "Missouri Ethics Commission",
composed of six members, is hereby established. The commission
shall be assigned to the office of administration with supervision
by the office of administration only for budgeting and reporting as
provided by subdivisions (4) and (5) of subsection 6 of section 1 of
the Reorganization Act of 1974. Supervision by the office of
administration shall not extend to matters relating to policies,
regulative functions or appeals from decisions of the commission,
and the commissioner of administration, any employee of the office
of administration, or the governor, either directly or indirectly,
shall not participate or interfere with the activities of the
commission in any manner not specifically provided by law and
shall not in any manner interfere with the budget request of or
withhold any moneys appropriated to the commission by the
general assembly. All members of the commission shall be
appointed by the governor with the advice and consent of the
senate from lists submitted pursuant to this section. Each
congressional district committee of the political parties having the
two highest number of votes cast for their candidate for governor
at the last gubernatorial election shall submit two names of eligible
nominees for membership on the commission to the governor, and
the governor shall select six members from such nominees to serve
on the commission.

2. Within thirty days of submission of the person's name to
the governor as provided in subsection 1 of this section, and in
order to be an eligible nominee for appointment to the commission,
a person shall file a financial interest statement in the manner
provided by section 105.485 and shall provide the governor, the
president pro tempore of the senate, and the commission with a list
of all political contributions and the name of the candidate or
committee, political party, or political action committee, as defined
in chapter 130, to which those contributions were made within the
four-year period prior to such appointment, made by the nominee,
the nominee's spouse, or any business entity in which the nominee
has a substantial interest. The information shall be maintained by
the commission and available for public inspection during the
period of time during which the appointee is a member of the
commission. In order to be an eligible nominee for membership on
the commission, a person shall be a citizen and a resident of the
state and shall have been a registered voter in the state for a
period of at least five years preceding the person's appointment.

3. The term of each member shall be for four years, except that of the members first appointed, the governor shall select three members from even-numbered congressional districts and three members from odd-numbered districts. Not more than three members of the commission shall be members of the same political party, nor shall more than one member be from any one United States congressional district. Not more than two members appointed from the even-numbered congressional districts shall be members of the same political party, and no more than two members from the odd-numbered congressional districts shall be members of the same political party. Of the members first appointed, the terms of the members appointed from the odd-numbered congressional districts shall expire on March 15, 1994, and the terms of the members appointed from the even-numbered congressional districts shall expire on March 15, 1996. Thereafter all successor members of the commission shall be appointed for four-year terms. Terms of successor members of the commission shall expire on March fifteenth of the fourth year of their term. No member of the commission shall serve on the commission after the expiration of the member's term. No person shall be appointed to more than one full four-year term on the commission.

4. Vacancies or expired terms on the commission shall be filled in the same manner as the original appointment was made, except as provided in this subsection. Within thirty days of the vacancy or ninety days before the expiration of the term, the names of two eligible nominees for membership on the commission shall be submitted to the governor by the congressional district committees of the political party or parties of the vacating member or members, from the even- or odd-numbered congressional districts, based on the residence of the vacating member or members, other than from the congressional district committees from districts then represented on the commission and from the same congressional district party committee or committees which originally appointed the member or members whose positions are
vacated. Appointments to fill vacancies or expired terms shall be made within forty-five days after the deadline for submission of names by the congressional district committees, and shall be subject to the same qualifications for appointment and eligibility as is provided in subsections 2 and 3 of this section. Appointments to fill vacancies for unexpired terms shall be for the remainder of the unexpired term of the member whom the appointee succeeds, and such appointees shall be eligible for appointment to one full four-year term. If the congressional district committee does not submit the required two nominees within the thirty days or if the congressional district committee does not submit the two nominees within an additional thirty days after receiving notice from the governor to submit the nominees, then the governor may appoint a person or persons who shall be subject to the same qualifications for appointment and eligibility as provided in subsections 2 and 3 of this section.

5. The governor, with the advice and consent of the senate, may remove any member only for substantial neglect of duty, inability to discharge the powers and duties of office, gross misconduct or conviction of a felony or a crime involving moral turpitude. Members of the commission also may be removed from office by concurrent resolution of the general assembly signed by the governor. If such resolution receives the vote of two-thirds or more of the membership of both houses of the general assembly, the signature of the governor shall not be necessary to effect removal. The office of any member of the commission who moves from the congressional district from which the member was appointed shall be deemed vacated upon such change of residence.

6. The commission shall elect biennially one of its members as the chairman. The chairman may not succeed himself or herself after two years. No member of the commission shall succeed as chairman any member of the same political party as himself or herself. At least four members are necessary to constitute a quorum, and at least four affirmative votes shall be required for any action or recommendation of the commission.

7. No member or employee of the commission, during the
person's term of service, shall hold or be a candidate for any other public office.

8. In the event that a retired judge is appointed as a member of the commission, the judge shall not serve as a special investigator while serving as a member of the commission.

9. No member of the commission shall, during the member's term of service or within one year thereafter:

   (1) Be employed by the state or any political subdivision of the state;

   (2) Be employed as a lobbyist;

   (3) Serve on any other governmental board or commission;

   (4) Be an officer of any political party or political organization;

   (5) Permit the person's name to be used, or make contributions, in support of or in opposition to any candidate or proposition;

   (6) Participate in any way in any election campaign; except that a member or employee of the commission shall retain the right to register and vote in any election, to express the person's opinion privately on political subjects or candidates, to participate in the activities of a civic, community, social, labor or professional organization and to be a member of a political party.

10. Each member of the commission shall receive, as full compensation for the member's services, the sum of one hundred dollars per day for each full day actually spent on work of the commission, and the member's actual and necessary expenses incurred in the performance of the member's official duties.

11. The commission shall appoint an executive director who shall serve subject to the supervision of and at the pleasure of the commission, but in no event for more than six years. The executive director shall be responsible for the administrative operations of the commission and perform such other duties as may be delegated or assigned to the director by law or by rule of the commission. The executive director shall employ staff and retain such contract services as the director deems necessary, within the limits authorized by appropriations by the general assembly.
12. Beginning on January 1, 1993, all lobbyist registration and expenditure reports filed pursuant to section 105.473, financial interest statements filed pursuant to subdivision (1) of section 105.489, and campaign finance disclosure reports filed other than with election authorities or local election authorities as provided by section 130.026 shall be filed with the commission.

13. Within sixty days of the initial meeting of the first commission appointed, the commission shall obtain from the clerk of the supreme court or the state courts administrator a list of retired appellate and circuit court judges who did not leave the judiciary as a result of being defeated in an election. The executive director shall determine those judges who indicate their desire to serve as special investigators and to investigate any and all complaints referred to them by the commission. The executive director shall maintain an updated list of those judges qualified and available for appointment to serve as special investigators. Such list shall be updated at least annually. The commission shall refer complaints to such special investigators on that list on a rotating schedule which ensures a random assignment of each special investigator. Each special investigator shall receive only one unrelated investigation at a time and shall not be assigned to a second or subsequent investigation until all other eligible investigators on the list have been assigned to an investigation. In the event that no special investigator is qualified or available to conduct a particular investigation, the commission may appoint a special investigator to conduct such particular investigation.

14. The commission shall have the following duties and responsibilities relevant to the impartial and effective enforcement of sections 105.450 to 105.496 and chapter 130, as provided in sections 105.955 to 105.963:

(1) Receive and review complaints regarding alleged violation of sections 105.450 to 105.496 and chapter 130, conduct initial reviews and investigations regarding such complaints as provided herein; refer complaints to appropriate prosecuting authorities and appropriate disciplinary authorities along with
recommendations for sanctions; and initiate judicial proceedings as
allowed by sections 105.955 to 105.963;

(2) Review and investigate any reports and statements
required by the campaign finance disclosure laws contained in
chapter 130, and financial interest disclosure laws or lobbyist
registration and reporting laws as provided by sections 105.470 to
105.492, for timeliness, accuracy and completeness of content as
provided in sections 105.955 to 105.963;

(3) Conduct investigations as provided in subsection 2 of
section 105.959;

(4) Develop appropriate systems to file and maintain an
index of all such reports and statements to facilitate public access
to such information, except as may be limited by confidentiality
requirements otherwise provided by law, including cross-checking
of information contained in such statements and reports. The
commission may enter into contracts with the appropriate filing
officers to effectuate such system. Such filing officers shall
cooperate as necessary with the commission as reasonable and
necessary to effectuate such purposes;

(5) Provide information and assistance to lobbyists, elected
and appointed officials, and employees of the state and political
subdivisions in carrying out the provisions of sections 105.450 to
105.496 and chapter 130;

(6) Make recommendations to the governor and general
assembly or any state agency on the need for further legislation
with respect to the ethical conduct of public officials and employees
and to advise state and local government in the development of
local government codes of ethics and methods of disclosing conflicts
of interest as the commission may deem appropriate to promote
high ethical standards among all elected and appointed officials or
employees of the state or any political subdivision thereof and
lobbyists;

(7) Render advisory opinions as provided by this section;

(8) Promulgate rules relating to the provisions of sections
105.955 to 105.963 and chapter 130. All rules and regulations
issued by the commission shall be prospective only in operation;
(9) Request and receive from the officials and entities identified in subdivision (6) of section 105.450 designations of decision-making public servants.

15. In connection with such powers provided by sections 105.955 to 105.963 and chapter 130, the commission may:

(1) Subpoena witnesses and compel their attendance and testimony. Subpoenas shall be served and enforced in the same manner provided by section 536.077;

(2) Administer oaths and affirmations;

(3) Take evidence and require by subpoena duces tecum the production of books, papers, and other records relating to any matter being investigated or to the performance of the commission's duties or exercise of its powers. Subpoenas duces tecum shall be served and enforced in the same manner provided by section 536.077;

(4) Employ such personnel, including legal counsel, and contract for services including legal counsel, within the limits of its appropriation, as it deems necessary provided such legal counsel, either employed or contracted, represents the Missouri ethics commission before any state agency or before the courts at the request of the Missouri ethics commission. Nothing in this section shall limit the authority of the Missouri ethics commission as provided for in subsection 2 of section 105.961; and

(5) Obtain information from any department, division or agency of the state or any political subdivision reasonably calculated to lead to the discovery of evidence which will reasonably assist the commission in carrying out the duties prescribed in sections 105.955 to 105.963 and chapter 130.

16. (1) Upon written request for an advisory opinion received by the commission, and if the commission determines that the person requesting the opinion would be directly affected by the application of law to the facts presented by the requesting person, the commission shall issue a written opinion advising the person who made the request, in response to the person's particular request, regarding any issue that the commission can receive a complaint on pursuant to section 105.957. The commission may
decline to issue a written opinion by a vote of four members and
shall provide to the requesting person the reason for the refusal in
writing. The commission shall give an approximate time frame as
to when the written opinion shall be issued. Such advisory
opinions shall be issued no later than ninety days from the date of
receipt by the commission. Such requests and advisory opinions,
deleting the name and identity of the requesting person, shall be
compiled and published by the commission on at least an annual
basis. Advisory opinions issued by the commission shall be
maintained and made available for public inspection and copying
at the office of the commission during normal business hours. Any
advisory opinion or portion of an advisory opinion rendered
pursuant to this subsection shall be withdrawn by the commission
if, after hearing thereon, the joint committee on administrative
rules finds that such advisory opinion is beyond or contrary to the
statutory authority of the commission or is inconsistent with the
legislative intent of any law enacted by the general assembly, and
after the general assembly, by concurrent resolution, votes to adopt
the findings and conclusions of the joint committee on
administrative rules. Any such concurrent resolution adopted by
the general assembly shall be published at length by the
commission in its publication of advisory opinions of the
commission next following the adoption of such resolution, and a
copy of such concurrent resolution shall be maintained by the
commission, along with the withdrawn advisory opinion, in its
public file of advisory opinions. The commission shall also send a
copy of such resolution to the person who originally requested the
withdrawn advisory opinion. Any advisory opinion issued by the
ethics commission shall act as legal direction to any person
requesting such opinion and no person shall be liable for relying on
the opinion and it shall act as a defense of justification against
prosecution. An advisory opinion of the commission shall not be
withdrawn unless:

(a) The authorizing statute is declared unconstitutional;

(b) The opinion goes beyond the power authorized by

statute; or
(c) The authorizing statute is changed to invalidate the opinion.

(2) Upon request, the attorney general shall give the attorney general's opinion, without fee, to the commission, any elected official of the state or any political subdivision, any member of the general assembly, or any director of any department, division or agency of the state, upon any question of law regarding the effect or application of sections 105.450 to 105.496 or chapter 130. Such opinion need be in writing only upon request of such official, member or director, and in any event shall be rendered within sixty days after such request is delivered to the attorney general.

17. The state auditor and the state auditor's duly authorized employees who have taken the oath of confidentiality required by section 29.070 may audit the commission and in connection therewith may inspect materials relating to the functions of the commission. Such audit shall include a determination of whether appropriations were spent within the intent of the general assembly, but shall not extend to review of any file or document pertaining to any particular investigation, audit or review by the commission, an investigator or any staff or person employed by the commission or under the supervision of the commission or an investigator. The state auditor and any employee of the state auditor shall not disclose the identity of any person who is or was the subject of an investigation by the commission and whose identity is not public information as provided by law.

18. From time to time but no more frequently than annually the commission may request the officials and entities described in subdivision (6) of section 105.450 to identify for the commission in writing those persons associated with such office or entity which such office or entity has designated as a decision-making public servant. Each office or entity delineated in subdivision (6) of section 105.450 receiving such a request shall identify those so designated within thirty days of the commission's request.]

[167.195. 1. Beginning July 1, 2008, and continuing through the 2010-11 school year unless extended by act of the
general assembly, all public school districts shall conduct an eye
screening for each student once before the completion of first grade
and again before the completion of third grade. The eye screening
method utilized shall be one approved by the children's vision
commission and shall be performed by an appropriately trained
school nurse or other trained and qualified employee of the school
district.

2. Results of each eye screening shall be recorded on a form
provided by the department of health and senior services,
developed and approved by the children's vision commission
established under this section.

   (1) The screening results, with all individual identifying
information removed, shall be sent to the state department of
health and senior services via electronic form and shall compile the
data contained in the reports for review and analysis by the
commission or other interested parties;

   (2) When a student fails the eye screening, the school
district shall send a notice developed by the commission to the
parent or guardian notifying them of the results of the eye
screening and propose that the student receive a complete eye
examination from an optometrist or physician. Such notice shall
have a place for the parent to acknowledge receipt along with an
indication as to whether the student has received a complete eye
examination and the results of the examination. Evidence of an
examination provided by an optometrist or physician within the
year preceding the school eye screening shall be sufficient for
meeting the requirements of this section. The notice completed by
the parent or guardian is to be returned to the school and shall be
retained in the student's file and a copy shall be sent to the
department of health and senior services;

   (3) Notwithstanding any law to the contrary, nothing in this
section shall violate any provisions of Public Law 104-191, 42
U.S.C. 201, et seq, Health Insurance Portability and Accountability
Act of 1996.

3. The "Children's Vision Commission" is hereby
established which shall cease to exist on June 30, 2012, unless
The commission shall be composed of seven members appointed by the governor: two ophthalmologists to be determined from a list of recommended ophthalmologists by the Missouri Society of Eye Physicians and Surgeons; two optometrists to be determined from a list of recommended optometrists by the Missouri Optometric Association; one school nurse; one representative from the department of elementary and secondary education; and one representative from the Missouri state school boards association. Each ophthalmologist and optometrist shall serve a one-year term as chair of the commission. Members of the commission shall serve without compensation, but may be reimbursed for reasonable and necessary expenses associated with carrying out their duties.

(2) Duties of the commission shall be as follows:

(a) Analyze and adopt one or more standardized eye screening and eye examination tests to carry out the requirements of this section to be used in all schools beginning with the 2008-09 school year which, in the commission's estimation, have a reasonable expectation of identifying vision problems in children;

(b) Develop, in conjunction with the department of health and senior services, a standardized reporting form which shall be used by all school districts in carrying out the requirements of this section;

(c) Design and coordinate appropriate training programs for school district staff who conduct the screening exams. Such training programs may utilize the volunteer services of nonprofit professional organizations which, in the opinion of the commission, are qualified to carry out those responsibilities associated with providing the training required;

(d) Conduct a pilot project to track the results of the eye screenings versus eye examinations conducted based on the reports submitted by school districts to the department of health and senior services;

(e) Develop, in conjunction with the Missouri Optometric Association (MOA) and the Missouri Society of Eye Physicians and
Surgeons (MOSEPS), guidelines outlining the benefits and ongoing
eye care for children and summarizing the signs and symptoms of
vision disorders in order for the guidelines to be made available on
the MOA and MOSEPS website. The commission shall also consult
with MOA and MOSEPS in the organizations' education and
promotion of the guidelines;

(f) By December 31, 2011, the commission shall submit a
report to the general assembly detailing the results and findings of
the study, including but not limited to the total number of eye
screenings and eye examinations, the number of students who
received a follow-up examination from an optometrist,
ophthalmologist, physician, or doctor of osteopathy and the results
of those examinations to determine the effectiveness of eye
examinations versus eye screenings.

4. The department of health and senior services shall make
a reasonable accommodation for public review and inspection of the
data collected as part of the eye screening pilot project provided
that no information is revealed that could identify any individual
student who was screened or examined.

5. In the event that a parent or legal guardian of a child
objects to the child's participation in the eye screening program,
the child shall be excused upon receipt by the appropriate school
administrator of a written request.

6. The department of health and senior services shall
provide staff support to the commission.

[191.934. 1. There is hereby established a "Newborn
Hearing Screening Advisory Committee".

2. The committee shall advise and assist the department of
health and senior services in:

(1) Developing rules, regulations and standards for
screening, rescreening and diagnostic audiological assessment;

(2) Developing forms for reporting screening, rescreening
and diagnostic audiological assessment results to the surveillance
and monitoring system;

(3) Designing a technical assistance program to support
facilities implementing the screening program and those conducting
rescreening and diagnostic audiological assessment;

(4) Developing educational materials to be provided to families; and

(5) Evaluating program outcomes to increase effectiveness and efficiency. The committee shall also report information concerning the newborn hearing screening program to the state interagency coordinating council, as requested, to ensure coordination of programs within the state's early intervention system, and to identify and eliminate areas of duplication.

3. The committee shall be composed of the following sixteen members, with no less than two such members being deaf or hard of hearing, appointed by the director of the department of health and senior services:

(1) Three consumers, including one deaf individual who experienced hearing loss in early childhood, one hard-of-hearing individual who experienced hearing loss in early childhood and one parent of a child with a hearing loss;

(2) Two audiologists who have experience in evaluation and intervention of infants and young children;

(3) Two physicians who have experience in the care of infants and young children, one of which shall be a pediatrician;

(4) One representative of an organization with experience in providing early intervention services for children with hearing loss;

(5) One representative of the Missouri school for the deaf;

(6) One representative of a hospital with experience in the care of newborns;

(7) One representative of the Missouri commission for the deaf and hard of hearing;

(8) One representative from each of the departments of health and senior services, elementary and secondary education, mental health, social services and insurance, financial institutions and professional registration.

4. The department of health and senior services member shall chair the first meeting of the committee. At the first meeting, the committee shall elect a chairperson from its membership. The
committee shall meet at the call of the chairperson, but not less than four times a year.

5. The department of health and senior services shall provide technical and administrative support services as required by the committee. Such services shall include technical support from individuals qualified to administer infant hearing screening, rescreening and diagnostic audiological assessments.

6. Members of the committee shall receive no compensation for their services as members but shall be reimbursed for expenses incurred as a result of their duties as members of the committee.

7. The committee shall adopt written bylaws to govern its activities.

8. The newborn hearing screening advisory committee shall be terminated on August 28, 2001.

192.632. 1. There is hereby created a "Chronic Kidney Disease Task Force". Unless otherwise stated, members shall be appointed by the director of the department of health and senior services and shall include, but not be limited to, the following members:

(1) Two physicians appointed from lists submitted by the Missouri State Medical Association;
(2) Two nephrologists;
(3) Two family physicians;
(4) Two pathologists;
(5) One member who represents owners or operators of clinical laboratories in the state;
(6) One member who represents a private renal care provider;
(7) One member who has a chronic kidney disease;
(8) One member who represents the state affiliate of the National Kidney Foundation;
(9) One member who represents the Missouri Kidney Program;
(10) Two members of the house of representatives appointed by the speaker of the house of representatives;
(11) Two members of the senate appointed by the president
pro tempore of the senate;

(12) Additional members may be chosen to represent public health clinics, community health centers, and private health insurers.

2. A chairperson and a vice chairperson shall be elected by the members of the task force.

3. The chronic kidney task force shall:
   (1) Develop a plan to educate the public and health care professionals about the advantages and methods of early screening, diagnosis, and treatment of chronic kidney disease and its complications based on kidney disease outcomes, quality initiative clinical practice guidelines for chronic kidney disease, or other medically recognized clinical practice guidelines;
   (2) Make recommendations on the implementation of a cost-effective plan for early screening, diagnosis, and treatment of chronic kidney disease for the state’s population;
   (3) Identify barriers to adoption of best practices and potential public policy options to address such barriers;
   (4) Submit a report of its findings and recommendations to the general assembly within one year of its first meeting.

4. The department of health and senior services shall provide all necessary staff, research, and meeting facilities for the chronic kidney disease task force.

[215.261. The "State Commission on Regulatory Barriers to Affordable Housing" is hereby created. The commission shall identify federal, state and local regulatory barriers to affordable housing and recommend means to eliminate such barriers. The commission shall report its findings, conclusions and recommendations in a report to be filed no later than August 31, 1995, and August thirty-first of each year thereafter, with the speaker of the house of representatives, the president pro tempore of the senate and the governor. The commission may also provide a copy of its report to any unit of federal, state or local government.]

[215.262. The commission shall consist of nine voting members, seven of which shall be appointed by the governor by and
with the advice and consent of the senate. The appointed commission members shall include two residential general contractors, two citizens at large, one residential land developer, one residential architect and one residential engineer. The chief administrative officers of the Missouri housing development commission and the Missouri department of economic development shall also be members of the commission and shall retain their memberships on the commission for the duration of their service to the Missouri housing development commission and the Missouri department of economic development. The commission may, in its discretion, establish other ex officio members as it deems prudent, who shall stand appointed and qualified for membership on the commission upon the resolution of the commission. Members of the commission shall serve for terms of three years, but of the first members appointed, three shall serve for a term of one year, two shall serve for a term of two years and two shall serve for a term of three years. Vacancies on the commission shall be filled for the unexpired term in the same manner as original appointments are made. The commission may remove any of its members for cause after hearing. Members of the commission on regulatory barriers to affordable housing shall receive no compensation for their services, but may be reimbursed for actual and necessary expenses incurred by them in the performance of their duties.]

313.001. 1. There is established a permanent joint committee of the general assembly to be known as the "Committee on Gaming and Wagering" which shall be composed of five members of the senate, appointed by the president pro tem of the senate and five members of the house of representatives, appointed by the speaker of the house. A majority of the members of the committee shall constitute a quorum. The members shall annually select one of the members to be the chairman and one of the members to be the vice chairman. The general assembly by a majority vote of the elected members may discharge any or all members of the committee and select their successors.

2. The members shall receive no additional compensation, but shall be reimbursed for actual and necessary expenses incurred
by them in the performance of their duties.

3. The committee shall be responsible for, but not limited to, legislative review of all state authorized gaming and wagering activities including proposed constitutional and statutory changes or other pertinent information that may affect the integrity of these activities. The committee is authorized to meet and act year round, employ the necessary personnel within the limits of appropriations and to report its findings annually to the general assembly.]
(9) One patient advocate;

(10) One member from the organization representing a majority of hospitals in this state;

(11) One member from a health carrier as such term is defined under section 376.1350;

(12) One member from the organization representing a majority of health carriers in this state, as such term is defined under section 376.1350;

(13) One member from the American Cancer Society; and

(14) One member from an organization representing generic pharmaceutical drug manufacturers.

3. All members, except for the members from the general assembly, shall be appointed by the governor no later than September 1, 2013. The department of insurance, financial institutions and professional registration shall provide assistance to the committee.

4. No later than January 1, 2014, the committee shall submit a report to the governor, the speaker of the house of representatives, the president pro tempore of the senate, and the appropriate legislative committee of the general assembly regarding the results of the study and any legislative recommendations.