

SECOND REGULAR SESSION  
[TRULY AGREED TO AND FINALLY PASSED]  
SENATE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 1946**  
**94TH GENERAL ASSEMBLY**

4828S.02T

2008

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**AN ACT**

To repeal sections 453.072 and 453.073, RSMo, and to enact in lieu thereof three new sections relating to adoption subsidies.

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

Section A. Sections 453.072 and 453.073, RSMo, are repealed and three new sections  
2 enacted in lieu thereof, to be known as sections 210.278, 453.072, and 453.073, to read as  
3 follows:

**210.278. Neighborhood youth development programs shall be exempt from the**  
2 **child care licensing provisions under this chapter so long as the program meets the**  
3 **following requirements:**

4       **(1) The program is affiliated and in good standing with a national congressionally**  
5 **chartered organization's standards under Title 36, Public Law 105-225;**

6       **(2) The program provides activities designed for recreational, educational, and**  
7 **character building purposes for children six to seventeen years of age;**

8       **(3) The governing body of the program adopts standards for care that at a**  
9 **minimum include staff ratios, staff training, health and safety standards, and mechanisms**  
10 **for assessing and enforcing the program's compliance with the standards;**

11       **(4) The program does not collect compensation for its services except for one-time**  
12 **annual membership dues not to exceed fifty dollars per year or program service fees for**  
13 **special activities such as field trips or sports leagues, except for current exemptions as**  
14 **written in section 210.211;**

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

15           **(5) The program informs each parent that the operations of the program is not**  
16 **regulated by licensing requirements;**

17           **(6) The program provides a process to receive and resolve parental complaints; and**

18           **(7) The program conducts national criminal background checks for all employees**  
19 **and volunteers who work with children, as well as screening under the family care safety**  
20 **registry as provided in sections 210.900 to 210.936.**

          453.072. Any subsidies available to adoptive parents pursuant to section 453.073 and  
2 section 453.074 shall also be available to a qualified relative of a child who is granted legal  
3 guardianship of the child in the same manner as such subsidies are available for adoptive  
4 parents[, including income restrictions as provided in subsection 4 of section 453.073]. As used  
5 in this section "relative" means any grandparent, aunt, uncle, adult sibling of the child or adult  
6 first cousin of the child.

          453.073. 1. The children's division is authorized to grant a subsidy to a child in one of  
2 the forms of allotment defined in section 453.065. Determination of the amount of monetary  
3 need is to be made by the division at the time of placement, if practicable, and in reference to the  
4 needs of the child, including consideration of the physical and mental condition, and age of the  
5 child in each case; provided, however, that the subsidy amount shall not exceed the expenses of  
6 foster care and medical care for foster children paid under the homeless, dependent and neglected  
7 foster care program.

8           2. The subsidy shall be paid for children who have been in the care and custody of the  
9 children's division under the homeless, dependent and neglected foster care program. In the case  
10 of a child who has been in the care and custody of a private child-caring or child-placing agency  
11 or in the care and custody of the division of youth services or the department of mental health,  
12 a subsidy shall be available from the children's division subsidy program in the same manner and  
13 under the same circumstances and conditions as provided for a child who has been in the care  
14 and custody of the children's division.

15           3. Within thirty days after the authorization for the grant of a subsidy by the children's  
16 division, a written agreement shall be entered into by the division and the parents. The  
17 agreement shall set forth the following terms and conditions:

18           (1) The type of allotment;

19           (2) The amount of assistance payments;

20           (3) The services to be provided;

21           (4) The time period for which the subsidy is granted [shall not exceed one year. The  
22 agreement can be renewed for subsequent years at the discretion of the director. All existing  
23 agreements will have deemed to have expired one year after they were initially entered into], **if**  
24 **such period is reasonably ascertainable;**

25           (5) The obligation of the parents to inform the division when they are no longer  
26 providing support to the child or when events affect the subsidy eligibility of the child;

27           (6) The eligibility of the child for Medicaid.

28           [4. The subsidy shall only be granted to children who reside in a household with an  
29 income that does not exceed two hundred percent of the federal poverty level or are eligible for  
30 Title IV-E adoption assistance.]

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