

SECOND REGULAR SESSION

# HOUSE BILL NO. 2451

## 95TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES JONES (117) (Sponsor),  
MUNZLINGER AND McCLANAHAN (Co-sponsors).

5504L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 195, RSMo, by adding thereto one new section relating to the controlled substances registration database fund, with an emergency clause.

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

Section A. Chapter 195, RSMo, is amended by adding thereto one new section, to be known as section 195.031, to read as follows:

**195.031. 1. On and after July 1, 2010, the registration fees collected under section 195.030, shall be apportioned as follows:**

**(1) Moneys in an amount equal to the actual operating costs of administering section 195.030 shall be retained by the bureau for administration of sections 195.005 to 195.425;**

**(2) Any moneys in excess of the amount in subdivision (1) of this subsection shall be used for the development, implementation, and maintenance of a controlled substances database in accordance with this section; and**

**(3) After July 1, 2012, any moneys in excess of the amounts set forth in subdivisions (1) and (2) of this subsection shall revert to the credit of the general revenue fund as provided for in subdivision (2) of subsection 2 of this section.**

**2. The bureau of narcotics and dangerous drugs shall develop and implement a controlled substances database. To fund the development, implementation, and maintenance of the database, any registration fee moneys collected under section 195.030 which exceed the actual operating costs of administering section 195.030 shall be deposited**

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.

16 in the controlled substances registration database fund created in this section. Moneys in  
17 the fund shall be apportioned as follows:

18 (1) From July 1, 2010, until June 30, 2012, moneys in the fund shall be used to  
19 develop and implement a controlled substances database for the bureau;

20 (2) Beginning July 1, 2012, and each fiscal year thereafter, the bureau may retain  
21 one hundred thousand dollars a year in the fund for maintenance of the database. Any  
22 moneys in the fund in excess of one hundred thousand dollars shall revert to the credit of  
23 the general revenue fund.

24 3. (1) There is hereby created in the state treasury the "Controlled Substances  
25 Registration Database Fund", which shall consist of money collected under section 195.030  
26 in accordance with the provisions of this section. The state treasurer shall be custodian of  
27 the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve  
28 disbursements. Upon appropriation, money in the fund shall be used solely for the  
29 administration of this section.

30 (2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys  
31 remaining in the fund at the end of the biennium shall not revert to the credit of the  
32 general revenue fund except as otherwise provided in this section.

33 (3) The state treasurer shall invest moneys in the fund in the same manner as other  
34 funds are invested. Any interest and moneys earned on such investments shall be credited  
35 to the fund.

Section B. Because immediate action is necessary to replace the state's current  
2 ineffective and incompatible controlled substances database in order to ensure proper oversight  
3 for the distribution of narcotics and dangerous drugs in this state, section A of this act is deemed  
4 necessary for the immediate preservation of the public health, welfare, peace, and safety, and is  
5 hereby declared to be an emergency act within the meaning of the constitution, and section A of  
6 this act shall be in full force and effect on July 1, 2010, or upon its passage and approval,  
7 whichever later occurs.

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