

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 663, Page 2, In the Title, Line 45, by deleting the phrase "the administration of
3 justice" and inserting in lieu thereof the phrase "public safety"; and
4

5 Further amend said bill, Page 105, Section 578.416, Line 17, by inserting after all of said section
6 and line the following:
7

8 "595.030. 1. No compensation shall be paid unless the claimant has incurred an out-of-
9 pocket loss of at least fifty dollars or has lost two continuous weeks of earnings or support from
10 gainful employment. "Out-of-pocket loss" shall mean unreimbursed or unreimbursable expenses or
11 indebtedness reasonably incurred:

12 (1) For medical care or other services, including psychiatric, psychological or counseling
13 expenses, necessary as a result of the crime upon which the claim is based, except that the amount
14 paid for psychiatric, psychological or counseling expenses per eligible claim shall not exceed two
15 thousand five hundred dollars; or

16 (2) As a result of personal property being seized in an investigation by law enforcement.
17

18 Compensation paid for an out-of-pocket loss under this subdivision shall be in an amount equal to
19 the loss sustained, but shall not exceed two hundred fifty dollars.

20 2. No compensation shall be paid unless the department of public safety finds that a crime
21 was committed, that such crime directly resulted in personal physical injury to, or the death of, the
22 victim, and that police records show that such crime was promptly reported to the proper
23 authorities. In no case may compensation be paid if the police records show that such report was
24 made more than forty-eight hours after the occurrence of such crime, unless the department of
25 public safety finds that the report to the police was delayed for good cause. If the victim is under
26 eighteen years of age such report may be made by the victim's parent, guardian or custodian; by a
27 physician, a nurse, or hospital emergency room personnel; by the children's division personnel; or
28 by any other member of the victim's family. In the case of a sexual offense, filing a report of the
29 offense to the proper authorities may include, but not be limited to, the filing of the report of the
30 forensic examination by the appropriate medical provider, as defined in section 595.220, with the
31 prosecuting attorney of the county in which the alleged incident occurred.

32 3. No compensation shall be paid for medical care if the service provider is not a medical
33 provider as that term is defined in section 595.027, and the individual providing the medical care is
34 not licensed by the state of Missouri or the state in which the medical care is provided.

35 4. No compensation shall be paid for psychiatric treatment or other counseling services,
36 including psychotherapy, unless the service provider is a:

Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

(1) Physician licensed pursuant to chapter 334 or licensed to practice medicine in the state in which the service is provided;

(2) Psychologist licensed pursuant to chapter 337 or licensed to practice psychology in the state in which the service is provided;

(3) Clinical social worker licensed pursuant to chapter 337; [or]

(4) Professional counselor licensed pursuant to chapter 337; or

(5) Board certified psychiatric-mental health clinical nurse specialist or board certified psychiatric-mental health nurse practitioner licensed under chapter 335 or licensed in the state in which the service is provided.

5. Any compensation paid pursuant to sections 595.010 to 595.075 for death or personal injury shall be in an amount not exceeding out-of-pocket loss, together with loss of earnings or support from gainful employment, not to exceed four hundred dollars per week, resulting from such injury or death. In the event of death of the victim, an award may be made for reasonable and necessary expenses actually incurred for preparation and burial not to exceed five thousand dollars.

6. Any compensation for loss of earnings or support from gainful employment shall be in an amount equal to the actual loss sustained not to exceed four hundred dollars per week; provided, however, that no award pursuant to sections 595.010 to 595.075 shall exceed twenty-five thousand dollars. If two or more persons are entitled to compensation as a result of the death of a person which is the direct result of a crime or in the case of a sexual assault, the compensation shall be apportioned by the department of public safety among the claimants in proportion to their loss.

7. The method and timing of the payment of any compensation pursuant to sections 595.010 to 595.075 shall be determined by the department.

8. The department shall have the authority to negotiate the costs of medical care or other services directly with the providers of the care or services on behalf of any victim receiving compensation pursuant to sections 595.010 to 595.075.

595.120. 1. Prior to January 1, 2017, the department of public safety shall create a poster that provides information regarding the national human trafficking resource center hotline. The poster shall be no smaller than eight and one-half inches by eleven inches in size and shall include a statement in substantially the following form:

"If you or someone you know is being forced to engage in any activity and cannot leave – whether it is commercial sex, housework, farm work, or any other activity – call the National Human Trafficking Resource Center Hotline at 1-888-373-7888 to access help and services. Victims of human trafficking are protected under U.S. and Missouri law.

The toll-free hotline is:

- Available 24 hours a day, 7 days a week

- Operated by a non-profit, non-governmental organization

- Anonymous and confidential

- Accessible in 170 languages

- Able to provide help, referral to services, training, and general information."

The statement shall appear on each poster in English, Spanish, and, for each county, any other language required for voting materials in that county under section 1973 of the "Voting Rights Act of 1965," 42 U.S.C. 1973, as amended. In addition to the national human trafficking resource center hotline, the statement may contain any additional hotlines regarding human trafficking for access to help and services.

2. Beginning March 1, 2017, the human trafficking hotline poster designed by the department of public safety shall be displayed in a conspicuous place in or near the bathrooms or

1 near the entrance of each of the following establishments:

2 (1) A hotel, motel, or other establishment that has been cited as a public nuisance for
3 prostitution under section 567.080;

4 (2) A strip club or other sexually oriented business;

5 (3) A private club that has a liquor permit for on-premises consumption and does not hold
6 itself out to be a food service establishment;

7 (4) An airport;

8 (5) A train station that serves passengers;

9 (6) Emergency rooms within general acute care hospitals;

10 (7) Urgent care centers;

11 (8) Privately operated job recruitment centers;

12 (9) Businesses or establishments that offer massage or body work services for compensation
13 by individuals who are not licensed under section 324.265;

14 (10) Women's health centers;

15 (11) Bus stations; and

16 (12) Any privately owned and operated facility that provides food, fuel, shower or other
17 sanitary facilities, and overnight parking.

18 3. The department of public safety shall make the poster available for print on its public
19 website. To obtain a copy of the poster, the owners or operators of an establishment required to post
20 the human trafficking hotline notice under subsection 2 of this section may print the online poster
21 using the online link or request that the poster be mailed for the cost of printing and first class
22 postage.

23 4. Any owner or operator of an establishment required to post the human trafficking hotline
24 notice under subsection 2 of this section who fails to comply with the requirement shall receive a
25 written warning for the first violation and may be guilty of an infraction for any subsequent
26 violation."; and

27
28 Further amend said bill by amending the title, enacting clause, and intersectional references
29 accordingly.