

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Bill No. 819, Page 1, Section A, Line 3, by inserting after all of said section and
2 line the following:

3
4 "193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall
5 pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each
6 additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage,
7 divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. No fee shall be
8 required or collected for a certification of birth, death, or marriage if the request for certification is
9 made by the children's division, the division of youth services, a guardian ad litem, or a juvenile
10 officer on behalf of a child or person under twenty-one years of age who has come under the
11 jurisdiction of the juvenile court under section 211.031. All fees shall be deposited to the state
12 department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director
13 of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust
14 fund, one dollar shall be credited to the endowed care cemetery audit fund, and three dollars for the
15 first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall
16 be credited to the Missouri public services health fund established in section 192.900. Money in the
17 endowed care cemetery audit fund shall be available by appropriation to the division of professional
18 registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on
19 money deposited in the endowed care cemetery audit fund shall be credited to the endowed care
20 cemetery fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in
21 the endowed care cemetery audit fund shall not be transferred and placed to the credit of general
22 revenue until the amount in the fund at the end of the biennium exceeds three times the amount of
23 the appropriation from the endowed care cemetery audit fund for the preceding fiscal year. The
24 money deposited in the public health services fund under this section shall be deposited in a separate
25 account in the fund, and moneys in such account, upon appropriation, shall be used to automate and
26 improve the state vital records system, and develop and maintain an electronic birth and death
27 registration system. For any search of the files and records, when no record is found, the state shall
28 be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to
29 be paid by the applicant. For the processing of each legitimation, adoption, court order or recording
30 after the registrant's twelfth birthday, the state shall be entitled to a fee equal to the amount for a
31 certification of a vital record. Except whenever a certified copy or copies of a vital record is
32 required to perfect any claim of any person on relief, or any dependent of any person who was on
33 relief for any claim upon the government of the state or United States, the state registrar shall, upon
34 request, furnish a certified copy or so many certified copies as are necessary, without any fee or
35 compensation therefor.

36 2. For the issuance of a certification of a death record by the local registrar, the applicant

Action Taken _____ Date _____

shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency. A certified copy of a death record by the local registrar can only be issued within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes.

210.003. 1. No child shall be permitted to enroll in or attend any public, private or parochial day care center, preschool or nursery school caring for ten or more children unless such child has been adequately immunized against vaccine-preventable childhood illnesses specified by the department of health and senior services in accordance with recommendations of the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices (ACIP). The parent or guardian of such child shall provide satisfactory evidence of the required immunizations.

2. A child who has not completed all immunizations appropriate for his age may enroll, if:

(1) Satisfactory evidence is produced that such child has begun the process of immunization. The child may continue to attend as long as the immunization process is being accomplished according to the ACIP/Missouri department of health and senior services recommended schedule; [or]

(2) The parent or guardian has signed and placed on file with the day care administrator a statement of exemption which may be either of the following:

(a) A medical exemption, by which a child shall be exempted from the requirements of this section upon certification by a licensed physician that such immunization would seriously endanger the child's health or life; or

(b) A parent or guardian exemption, by which a child shall be exempted from the requirements of this section if one parent or guardian files a written objection to immunization with the day care administrator; or

(3) The child is homeless or in the custody of the children's division and cannot provide satisfactory evidence of the required immunizations. Satisfactory evidence shall be presented within thirty days of enrollment and shall confirm either that the child has completed all immunizations appropriate for his or her age or has begun the process of immunization. If the child has begun the process of immunization, he or she may continue to attend as long as the process is being accomplished according to the schedule recommended by the department of health and senior services.

Exemptions shall be accepted by the day care administrator when the necessary information as determined by the department of health and senior services is filed with the day care administrator by the parent or guardian. Exemption forms shall be provided by the department of health and

1 senior services.

2 3. In the event of an outbreak or suspected outbreak of a vaccine-preventable disease within
3 a particular facility, the administrator of the facility shall follow the control measures instituted by
4 the local health authority or the department of health and senior services or both the local health
5 authority and the department of health and senior services, as established in Rule 19 CSR 20-
6 20.040, "Measures for the Control of Communicable, Environmental and Occupational Diseases".

7 4. The administrator of each public, private or parochial day care center, preschool or
8 nursery school shall cause to be prepared a record of immunization of every child enrolled in or
9 attending a facility under his jurisdiction. An annual summary report shall be made by January
10 fifteenth showing the immunization status of each child enrolled, using forms provided for this
11 purpose by the department of health and senior services. The immunization records shall be
12 available for review by department of health and senior services personnel upon request.

13 5. For purposes of this section, satisfactory evidence of immunization means a statement,
14 certificate or record from a physician or other recognized health facility or personnel, stating that
15 the required immunizations have been given to the child and verifying the type of vaccine and the
16 month, day and year of administration.

17 6. Nothing in this section shall preclude any political subdivision from adopting more
18 stringent rules regarding the immunization of preschool children.

19 7. All public, private, and parochial day care centers, preschools, and nursery schools shall
20 notify the parent or guardian of each child at the time of initial enrollment in or attendance at the
21 facility that the parent or guardian may request notice of whether there are children currently
22 enrolled in or attending the facility for whom an immunization exemption has been filed.
23 Beginning December 1, 2015, all public, private, and parochial day care centers, preschools, and
24 nursery schools shall notify the parent or guardian of each child currently enrolled in or attending
25 the facility that the parent or guardian may request notice of whether there are children currently
26 enrolled in or attending the facility for whom an immunization exemption has been filed. Any
27 public, private, or parochial day care center, preschool, or nursery school shall notify the parent or
28 guardian of a child enrolled in or attending the facility, upon request, of whether there are children
29 currently enrolled in or attending the facility for whom an immunization exemption has been filed.

30 210.102. 1. ~~[It shall be the duty of the Missouri children's services commission to:~~

31 ~~—— (1) Make recommendations which will encourage greater interagency coordination,~~
32 ~~cooperation, more effective utilization of existing resources and less duplication of effort in~~
33 ~~activities of state agencies which affect the legal rights and well-being of children in Missouri;~~

34 ~~—— (2) Develop an integrated state plan for the care provided to children in this state through~~
35 ~~state programs;~~

36 ~~—— (3) Develop a plan to improve the quality of children's programs statewide. Such plan shall~~
37 ~~include, but not be limited to:~~

38 ~~—— (a) Methods for promoting geographic availability and financial accessibility for all children~~
39 ~~and families in need of such services;~~

40 ~~—— (b) Program recommendations for children's services which include child development,~~
41 ~~education, supervision, health and social services;~~

42 ~~—— (4) Design and implement evaluation of the activities of the commission in fulfilling the~~
43 ~~duties as set out in this section;~~

44 ~~—— (5) Report annually to the governor with five copies each to the house of representatives~~
45 ~~and senate about its activities including, but not limited to the following:~~

46 ~~—— (a) A general description of the activities pertaining to children of each state agency having~~
47 ~~a member on the commission;~~

48 ~~—— (b) A general description of the plans and goals, as they affect children, of each state agency~~

1 ~~having a member on the commission;~~

2 ~~—— (c) Recommendations for statutory and appropriation initiatives to implement the integrated~~
 3 ~~state plan;~~

4 ~~—— (d) A report from the commission regarding the state of children in Missouri.~~

5 ~~—— 2.]~~ There is hereby established within the ~~[children's services commission]~~ department of
 6 social services the "Coordinating Board for Early Childhood", which shall constitute a body
 7 corporate and politic, and shall include but not be limited to the following members:

8 (1) A representative from the governor's office;

9 (2) A representative from each of the following departments: health and senior services,
 10 mental health, social services, and elementary and secondary education;

11 (3) A representative of the judiciary;

12 (4) A representative of the family and community trust board (FACT);

13 (5) A representative from the head start program;

14 (6) Nine members appointed by the governor with the advice and consent of the senate who
 15 are representatives of the groups, such as business, philanthropy, civic groups, faith-based
 16 organizations, parent groups, advocacy organizations, early childhood service providers, and other
 17 stakeholders.

18
 19 The coordinating board may make all rules it deems necessary to enable it to conduct its meetings,
 20 elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from
 21 amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as
 22 it deems necessary. Members of the board shall serve without compensation but may be reimbursed
 23 for actual expenses necessary to the performance of their official duties for the board.

24 [3.] 2. The coordinating board for early childhood shall have the power to:

25 (1) Develop a comprehensive statewide long-range strategic plan for a cohesive early
 26 childhood system;

27 (2) Confer with public and private entities for the purpose of promoting and improving the
 28 development of children from birth through age five of this state;

29 (3) Identify legislative recommendations to improve services for children from birth
 30 through age five;

31 (4) Promote coordination of existing services and programs across public and private
 32 entities;

33 (5) Promote research-based approaches to services and ongoing program evaluation;

34 (6) Identify service gaps and advise public and private entities on methods to close such
 35 gaps;

36 (7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the
 37 coordinating board for early childhood fund from any source, public or private, and enter into
 38 contracts or other transactions with any federal or state agency, any private organizations, or any
 39 other source in furtherance of the purpose of ~~[subsections 2 and 3]~~ subsection 1 of this section and
 40 this subsection, and take any and all actions necessary to avail itself of such aid and cooperation;

41 (8) Direct disbursements from the coordinating board for early childhood fund as provided
 42 in this section;

43 (9) Administer the coordinating board for early childhood fund and invest any portion of the
 44 moneys not required for immediate disbursement in obligations of the United States or any agency
 45 or instrumentality of the United States, in obligations of the state of Missouri and its political
 46 subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings
 47 and loan associations, or in such other obligations as may be prescribed by the board;

48 (10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise

1 acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any
2 interests therein, wherever situated;

3 (11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property
4 or any interest therein, wherever situated;

5 (12) Employ and fix the compensation of an executive director and such other agents or
6 employees as it considers necessary;

7 (13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner
8 in which its business may be transacted;

9 (14) Adopt and use an official seal;

10 (15) Assess or charge fees as the board determines to be reasonable to carry out its
11 purposes;

12 (16) Make all expenditures which are incident and necessary to carry out its purposes;

13 (17) Sue and be sued in its official name;

14 (18) Take such action, enter into such agreements, and exercise all functions necessary or
15 appropriate to carry out the duties and purposes set forth in this section.

16 [4.] 3. There is hereby created the "Coordinating Board for Early Childhood Fund" which
17 shall consist of the following:

18 (1) Any moneys appropriated by the general assembly for use by the board in carrying out
19 the powers set out in subsections ~~[2 and 3]~~ 1 and 2 of this section;

20 (2) Any moneys received from grants or which are given, donated, or contributed to the
21 fund from any source;

22 (3) Any moneys received as fees authorized under subsections ~~[2 and 3]~~ 1 and 2 of this
23 section;

24 (4) Any moneys received as interest on deposits or as income on approved investments of
25 the fund;

26 (5) Any moneys obtained from any other available source.

27
28 Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the
29 coordinating board for early childhood fund at the end of the biennium shall not revert to the credit
30 of the general revenue fund

31 210.110. As used in sections 210.109 to 210.165, and sections 210.180 to 210.183, the
32 following terms mean:

33 (1) "Abuse", any physical injury, sexual abuse, or emotional abuse inflicted on a child other
34 than by accidental means by those responsible for the child's care, custody, and control, except that
35 discipline including spanking, administered in a reasonable manner, shall not be construed to be
36 abuse. Victims of abuse shall also include any victims of sex trafficking or severe forms of
37 trafficking as those terms are defined in 22 U.S.C. 78 Section 7102(9)-(10);

38 (2) "Assessment and treatment services for children ~~[under ten years old]~~", an approach to
39 be developed by the children's division which will recognize and treat the specific needs of at-risk
40 and abused or neglected children ~~[under the age of ten]~~. The developmental and medical assessment
41 may be a broad physical, developmental, and mental health screening to be completed within thirty
42 days of a child's entry into custody and ~~[every six months]~~ in accordance with the periodicity
43 schedule set forth by the American Academy of Pediatrics thereafter as long as the child remains in
44 care. Screenings may be offered at a centralized location and include, at a minimum, the following:

45 (a) Complete physical to be performed by a pediatrician familiar with the effects of abuse
46 and neglect on young children;

47 (b) Developmental, behavioral, and emotional screening in addition to early periodic
48 screening, diagnosis, and treatment services, including a core set of standardized and recognized

instruments as well as interviews with the child and appropriate caregivers. The screening battery may be performed by a licensed mental health professional familiar with the effects of abuse and neglect on young children, who will then serve as the liaison between all service providers in ensuring that needed services are provided. Such treatment services may include in-home services, out-of-home placement, intensive twenty-four-hour treatment services, family counseling, parenting training and other best practices.

Children whose screenings indicate an area of concern may complete a comprehensive, in-depth health, psychodiagnostic, or developmental assessment within sixty days of entry into custody;

(3) “Central registry”, a registry of persons where the division has found probable cause to believe prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, or a court has substantiated through court adjudication that the individual has committed child abuse or neglect or the person has pled guilty or has been found guilty of a crime pursuant to section 565.020, 565.021, 565.023, 565.024, 565.050, 566.030, 566.060, or 567.050 if the victim is a child less than eighteen years of age, or any other crime pursuant to chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, a crime under section 568.020, 568.030, 568.045, 568.050, 568.060, 568.080, 568.090, 573.023, 573.025, 573.035, 573.037, 573.040, 573.200, or 573.205, or an attempt to commit any such crimes. Any persons placed on the registry prior to August 28, 2004, shall remain on the registry for the duration of time required by section 210.152;

(4) “Child”, any person, regardless of physical or mental condition, under eighteen years of age;

(5) “Children’s services providers and agencies”, any public, quasi-public, or private entity with the appropriate and relevant training and expertise in delivering services to children and their families as determined by the children’s division, and capable of providing direct services and other family services for children in the custody of the children’s division or any such entities or agencies that are receiving state moneys for such services;

(6) “Director”, the director of the Missouri children’s division within the department of social services;

(7) “Division”, the Missouri children’s division within the department of social services;

(8) “Family assessment and services”, an approach to be developed by the children’s division which will provide for a prompt assessment of a child who has been reported to the division as a victim of abuse or neglect by a person responsible for that child’s care, custody or control and of that child’s family, including risk of abuse and neglect and, if necessary, the provision of community-based services to reduce the risk and support the family;

(9) “Family support team meeting” or “team meeting”, a meeting convened by the division or children’s services provider in behalf of the family and/or child for the purpose of determining service and treatment needs, determining the need for placement and developing a plan for reunification or other permanency options, determining the appropriate placement of the child, evaluating case progress, and establishing and revising the case plan;

(10) “Investigation”, the collection of physical and verbal evidence to determine if a child has been abused or neglected;

(11) “Jail or detention center personnel”, employees and volunteers working in any premises or institution where incarceration, evaluation, care, treatment or rehabilitation is provided to persons who are being held under custody of the law;

(12) “Neglect”, failure to provide, by those responsible for the care, custody, and control of the child, the proper or necessary support, education as required by law, nutrition or medical, surgical, or any other care necessary for the child’s well-being. Victims of neglect shall also include

any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. 78 Section 7102(9)-(10);

(13) "Preponderance of the evidence", that degree of evidence that is of greater weight or more convincing than the evidence which is offered in opposition to it or evidence which as a whole shows the fact to be proved to be more probable than not;

(14) "Probable cause", available facts when viewed in the light of surrounding circumstances which would cause a reasonable person to believe a child was abused or neglected;

(15) "Report", the communication of an allegation of child abuse or neglect to the division pursuant to section 210.115;

(16) "Those responsible for the care, custody, and control of the child", includes, but is not limited to:

(a) The parents or legal guardians of a child;

(b) Other members of the child's household;

(c) Those exercising supervision over a child for any part of a twenty-four-hour day;

(d) Any person who has access to the child based on relationship to the parents of the child or members of the child's household or the family; or

(e) Any person who takes control of the child by deception, force, or coercion."; and

Further amend said bill, Page 3, Section 210.112, Line 80, by deleting the words "under ten years old" and inserting in lieu thereof the words "[~~under ten years old~~]"; and

Further amend said bill and section, Pages 4 and 5, Lines 120 to 129, by deleting said lines and inserting in lieu thereof the following:

"6. By December 1, 2018, the division shall convene a task force to review the recruitment, licensing and retention of foster and adoptive parents statewide. In addition to representatives of the division and department, the task force shall include representatives of the private sector and faith-based community which provide recruitment and licensure services. The purpose of the task force shall and will be to study the extent to which changes in the system of recruiting, licensing, and retaining foster and adoptive parents would enhance the effectiveness of the system statewide. The task force shall develop a report of its findings with recommendations by December 1, ~~[2014]~~ 2019, and provide copies of the report to the general assembly, to the joint committee on child abuse and neglect under section 21.771, and to the governor."; and

Further amend said bill and section, Page 6, Line 160, by inserting after all of said section and line the following:

"210.145. 1. The division shall develop protocols which give priority to:

(1) Ensuring the well-being and safety of the child in instances where child abuse or neglect has been alleged;

(2) Promoting the preservation and reunification of children and families consistent with state and federal law;

(3) Providing due process for those accused of child abuse or neglect; and

(4) Maintaining an information system operating at all times, capable of receiving and maintaining reports. This information system shall have the ability to receive reports over a single, statewide toll-free number. Such information system shall maintain the results of all investigations, family assessments and services, and other relevant information.

2. The division shall utilize structured decision-making protocols for classification purposes

1 of all child abuse and neglect reports. The protocols developed by the division shall give priority to
 2 ensuring the well-being and safety of the child. All child abuse and neglect reports shall be initiated
 3 within twenty-four hours and shall be classified based upon the reported risk and injury to the child.
 4 The division shall promulgate rules regarding the structured decision-making protocols to be
 5 utilized for all child abuse and neglect reports.

6 3. Upon receipt of a report, the division shall determine if the report merits investigation,
 7 including reports which if true would constitute a suspected violation of any of the following:
 8 section 565.020, 565.021, 565.023, 565.024, or 565.050 if the victim is a child less than eighteen
 9 years of age, section 566.030 or 566.060 if the victim is a child less than eighteen years of age, or
 10 other crimes under chapter 566 if the victim is a child less than eighteen years of age and the
 11 perpetrator is twenty-one years of age or older, section 567.050 if the victim is a child less than
 12 eighteen years of age, section 568.020, 568.030, 568.045, 568.050, 568.060, 573.200, or 573.205,
 13 section 573.025, 573.035, 573.037, or 573.040, or an attempt to commit any such crimes. The
 14 division shall immediately communicate all reports that merit investigation to its appropriate local
 15 office and any relevant information as may be contained in the information system. The local
 16 division staff shall determine, through the use of protocols developed by the division, whether an
 17 investigation or the family assessment and services approach should be used to respond to the
 18 allegation. The protocols developed by the division shall give priority to ensuring the well-being
 19 and safety of the child.

20 4. The division may accept a report for investigation or family assessment if either the child
 21 or alleged perpetrator resides in Missouri, may be found in Missouri, or if the incident occurred in
 22 Missouri.

23 5. If the division receives a report in which neither the child nor the alleged perpetrator
 24 resides in Missouri or may be found in Missouri and the incident did not occur in Missouri, the
 25 division shall document the report and communicate it to the appropriate agency or agencies in the
 26 state where the child is believed to be located, along with any relevant information or records as
 27 may be contained in the division's information system.

28 6. When the child abuse and neglect hotline receives three or more calls, within a seventy-
 29 two hour period, from one or more individuals concerning the same child, the division shall conduct
 30 a review to determine whether the calls meet the criteria and statutory definition for a child abuse
 31 and neglect report to be accepted. In conducting the review, the division shall contact the hotline
 32 caller or callers in order to collect information to determine whether the calls meet the criteria for
 33 harassment.

34 [5-] 7. The local office shall contact the appropriate law enforcement agency immediately
 35 upon receipt of a report which division personnel determine merits an investigation and provide
 36 such agency with a detailed description of the report received. In such cases the local division
 37 office shall request the assistance of the local law enforcement agency in all aspects of the
 38 investigation of the complaint. The appropriate law enforcement agency shall either assist the
 39 division in the investigation or provide the division, within twenty-four hours, an explanation in
 40 writing detailing the reasons why it is unable to assist.

41 [6-] 8. The local office of the division shall cause an investigation or family assessment and
 42 services approach to be initiated in accordance with the protocols established in subsection 2 of this
 43 section, except in cases where the sole basis for the report is educational neglect. If the report
 44 indicates that educational neglect is the only complaint and there is no suspicion of other neglect or
 45 abuse, the investigation shall be initiated within seventy-two hours of receipt of the report. If the
 46 report indicates the child is in danger of serious physical harm or threat to life, an investigation shall
 47 include direct observation of the subject child within twenty-four hours of the receipt of the report.
 48 Local law enforcement shall take all necessary steps to facilitate such direct observation. Callers to

the child abuse and neglect hotline shall be instructed by the division's hotline to call 911 in instances where the child may be in immediate danger. If the parents of the child are not the alleged perpetrators, a parent of the child must be notified prior to the child being interviewed by the division. No person responding to or investigating a child abuse and neglect report shall call prior to a home visit or leave any documentation of any attempted visit, such as business cards, pamphlets, or other similar identifying information if he or she has a reasonable basis to believe the following factors are present:

- (1) (a) No person is present in the home at the time of the home visit; and
- (b) The alleged perpetrator resides in the home or the physical safety of the child may be compromised if the alleged perpetrator becomes aware of the attempted visit;
- (2) The alleged perpetrator will be alerted regarding the attempted visit; or
- (3) The family has a history of domestic violence or fleeing the community.

If the alleged perpetrator is present during a visit by the person responding to or investigating the report, such person shall provide written material to the alleged perpetrator informing him or her of his or her rights regarding such visit, including but not limited to the right to contact an attorney. The alleged perpetrator shall be given a reasonable amount of time to read such written material or have such material read to him or her by the case worker before the visit commences, but in no event shall such time exceed five minutes; except that, such requirement to provide written material and reasonable time to read such material shall not apply in cases where the child faces an immediate threat or danger, or the person responding to or investigating the report is or feels threatened or in danger of physical harm. If the abuse is alleged to have occurred in a school or child care facility the division shall not meet with the child in any school building or child-care facility building where abuse of such child is alleged to have occurred. When the child is reported absent from the residence, the location and the well-being of the child shall be verified. For purposes of this subsection, "child care facility" shall have the same meaning as such term is defined in section 210.201.

[7-] 9. The director of the division shall name at least one chief investigator for each local division office, who shall direct the division response on any case involving a second or subsequent incident regarding the same subject child or perpetrator. The duties of a chief investigator shall include verification of direct observation of the subject child by the division and shall ensure information regarding the status of an investigation is provided to the public school district liaison. The public school district liaison shall develop protocol in conjunction with the chief investigator to ensure information regarding an investigation is shared with appropriate school personnel. The superintendent of each school district shall designate a specific person or persons to act as the public school district liaison. Should the subject child attend a nonpublic school the chief investigator shall notify the school principal of the investigation. Upon notification of an investigation, all information received by the public school district liaison or the school shall be subject to the provisions of the federal Family Educational Rights and Privacy Act (FERPA), 20 U.S.C., Section 1232g, and federal rule 34 C.F.R., Part 99.

[8-] 10. The investigation shall include but not be limited to the nature, extent, and cause of the abuse or neglect; the identity and age of the person responsible for the abuse or neglect; the names and conditions of other children in the home, if any; the home environment and the relationship of the subject child to the parents or other persons responsible for the child's care; any indication of incidents of physical violence against any other household or family member; and other pertinent data.

[9-] 11. When a report has been made by a person required to report under section 210.115, the division shall contact the person who made such report within forty-eight hours of the receipt of

1 the report in order to ensure that full information has been received and to obtain any additional
2 information or medical records, or both, that may be pertinent.

3 ~~[40-]~~ 12. Upon completion of the investigation, if the division suspects that the report was
4 made maliciously or for the purpose of harassment, the division shall refer the report and any
5 evidence of malice or harassment to the local prosecuting or circuit attorney.

6 ~~[41-]~~ 13. Multidisciplinary teams shall be used whenever conducting the investigation as
7 determined by the division in conjunction with local law enforcement. Multidisciplinary teams shall
8 be used in providing protective or preventive social services, including the services of law
9 enforcement, a liaison of the local public school, the juvenile officer, the juvenile court, and other
10 agencies, both public and private.

11 ~~[42-]~~ 14. For all family support team meetings involving an alleged victim of child abuse or
12 neglect, the parents, legal counsel for the parents, foster parents, the legal guardian or custodian of
13 the child, the guardian ad litem for the child, and the volunteer advocate for the child shall be
14 provided notice and be permitted to attend all such meetings. Family members, other than alleged
15 perpetrators, or other community informal or formal service providers that provide significant
16 support to the child and other individuals may also be invited at the discretion of the parents of the
17 child. In addition, the parents, the legal counsel for the parents, the legal guardian or custodian and
18 the foster parents may request that other individuals, other than alleged perpetrators, be permitted to
19 attend such team meetings. Once a person is provided notice of or attends such team meetings, the
20 division or the convenor of the meeting shall provide such persons with notice of all such
21 subsequent meetings involving the child. Families may determine whether individuals invited at
22 their discretion shall continue to be invited.

23 ~~[43-]~~ 15. If the appropriate local division personnel determine after an investigation has
24 begun that completing an investigation is not appropriate, the division shall conduct a family
25 assessment and services approach. The division shall provide written notification to local law
26 enforcement prior to terminating any investigative process. The reason for the termination of the
27 investigative process shall be documented in the record of the division and the written notification
28 submitted to local law enforcement. Such notification shall not preclude nor prevent any
29 investigation by law enforcement.

30 ~~[44-]~~ 16. If the appropriate local division personnel determines to use a family assessment
31 and services approach, the division shall:

32 (1) Assess any service needs of the family. The assessment of risk and service needs shall
33 be based on information gathered from the family and other sources;

34 (2) Provide services which are voluntary and time-limited unless it is determined by the
35 division based on the assessment of risk that there will be a high risk of abuse or neglect if the
36 family refuses to accept the services. The division shall identify services for families where it is
37 determined that the child is at high risk of future abuse or neglect. The division shall thoroughly
38 document in the record its attempt to provide voluntary services and the reasons these services are
39 important to reduce the risk of future abuse or neglect to the child. If the family continues to refuse
40 voluntary services or the child needs to be protected, the division may commence an investigation;

41 (3) Commence an immediate investigation if at any time during the family assessment and
42 services approach the division determines that an investigation, as delineated in sections 210.109 to
43 210.183, is required. The division staff who have conducted the assessment may remain involved in
44 the provision of services to the child and family;

45 (4) Document at the time the case is closed, the outcome of the family assessment and
46 services approach, any service provided and the removal of risk to the child, if it existed.

47 ~~[45-]~~ 17. (1) Within forty-five days of an oral report of abuse or neglect, the local office
48 shall update the information in the information system. The information system shall contain, at a

1 minimum, the determination made by the division as a result of the investigation, identifying
2 information on the subjects of the report, those responsible for the care of the subject child and other
3 relevant dispositional information. The division shall complete all investigations within forty-five
4 days, unless good cause for the failure to complete the investigation is specifically documented in
5 the information system. Good cause for failure to complete an investigation shall include, but not
6 be limited to:

7 (a) The necessity to obtain relevant reports of medical providers, medical examiners,
8 psychological testing, law enforcement agencies, forensic testing, and analysis of relevant evidence
9 by third parties which has not been completed and provided to the division;

10 (b) The attorney general or the prosecuting or circuit attorney of the city or county in which
11 a criminal investigation is pending certifies in writing to the division that there is a pending criminal
12 investigation of the incident under investigation by the division and the issuing of a decision by the
13 division will adversely impact the progress of the investigation; or

14 (c) The child victim, the subject of the investigation or another witness with information
15 relevant to the investigation is unable or temporarily unwilling to provide complete information
16 within the specified time frames due to illness, injury, unavailability, mental capacity, age,
17 developmental disability, or other cause.

18
19 The division shall document any such reasons for failure to complete the investigation.

20 (2) If a child fatality or near-fatality is involved in a report of abuse or neglect, the
21 investigation shall remain open until the division's investigation surrounding such death or near-fatal
22 injury is completed.

23 (3) If the investigation is not completed within forty-five days, the information system shall
24 be updated at regular intervals and upon the completion of the investigation, which shall be
25 completed no later than ninety days after receipt of a report of abuse or neglect, or one hundred
26 twenty days after receipt of a report of abuse or neglect involving sexual abuse, or until the
27 division's investigation is complete in cases involving a child fatality or near-fatality. The
28 information in the information system shall be updated to reflect any subsequent findings, including
29 any changes to the findings based on an administrative or judicial hearing on the matter.

30 [46-] 18. A person required to report under section 210.115 to the division and any person
31 making a report of child abuse or neglect made to the division which is not made anonymously shall
32 be informed by the division of his or her right to obtain information concerning the disposition of
33 his or her report. Such person shall receive, from the local office, if requested, information on the
34 general disposition of his or her report. Such person may receive, if requested, findings and
35 information concerning the case. Such release of information shall be at the discretion of the
36 director based upon a review of the reporter's ability to assist in protecting the child or the potential
37 harm to the child or other children within the family. The local office shall respond to the request
38 within forty-five days. The findings shall be made available to the reporter within five days of the
39 outcome of the investigation. If the report is determined to be unsubstantiated, the reporter may
40 request that the report be referred by the division to the office of child advocate for children's
41 protection and services established in sections 37.700 to 37.730. Upon request by a reporter under
42 this subsection, the division shall refer an unsubstantiated report of child abuse or neglect to the
43 office of child advocate for children's protection and services.

44 [47-] 19. The division shall provide to any individual who is not satisfied with the results of
45 an investigation information about the office of child advocate and the services it may provide under
46 sections 37.700 to 37.730.

47 [48-] 20. In any judicial proceeding involving the custody of a child the fact that a report
48 may have been made pursuant to sections 210.109 to 210.183 shall not be admissible. However:

(1) Nothing in this subsection shall prohibit the introduction of evidence from independent sources to support the allegations that may have caused a report to have been made; and

(2) The court may on its own motion, or shall if requested by a party to the proceeding, make an inquiry not on the record with the children's division to determine if such a report has been made.

If a report has been made, the court may stay the custody proceeding until the children's division completes its investigation.

~~[49-]~~ 21. Nothing in this chapter shall be construed to prohibit the children's division from coinvestigating a report of child abuse or neglect or sharing records and information with child welfare, law enforcement, or judicial officers of another state, territory, or nation if the children's division determines it is appropriate to do so under the standard set forth in subsection 4 of section 210.150 and if such receiving agency is exercising its authority under the law.

22. In any judicial proceeding involving the custody of a child where the court determines that the child is in need of services under paragraph (d) of subdivision (1) of subsection 1 of section 211.031 and has taken jurisdiction, the child's parent, guardian or custodian shall not be entered into the registry.

~~[20-]~~ 23. The children's division is hereby granted the authority to promulgate rules and regulations pursuant to the provisions of section 207.021 and chapter 536 to carry out the provisions of sections 210.109 to 210.183.

~~[24-]~~ 24. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid and void."; and

Further amend said bill and page, Section 210.487, Line 9, by deleting the word "and" and inserting in lieu thereof the word "[and]"; and

Further amend said bill and section, Page 7, Line 59, by inserting after said section and line the following:

"210.498. 1. Any parent or legal guardian of a child in foster care may have access to investigation records kept by the division regarding ~~[a decision for]~~ the denial ~~[of or the]~~, suspension, or revocation of ~~[a]~~ the license ~~[to a specific person to operate or maintain]~~ of a foster home ~~[if such specific person does or may provide services or care to a child of the person requesting the information]~~ in which the child was placed. The request for the release of such information shall be made to the division director or the director's designee, in writing, by the parent or legal guardian of the child and shall be accompanied ~~[with]~~ by a signed and notarized release form from the person who does or may provide care or services to the child. The notarized release form shall include the full name, date of birth and Social Security number of the person who does or may provide care or services to a child. The response shall include only information pertaining to the nature and disposition of any denial, suspension, or revocation of a license to operate a foster home. This response shall not include any identifying information regarding any person other than the person to whom a foster home license was denied, suspended, or revoked. The response shall not include financial, medical, or other personal information relating to the foster home provider or

1 the foster home provider's family unless the division determines that the information is directly
 2 relevant to the disposition of the investigation and report. The response shall be given within ten
 3 working days of the time it was received by the division.

4 2. The division may disclose or utilize information and records relating to foster homes in
 5 its discretion and as needed for the administration of the foster care program including, but not
 6 limited to, the licensure of foster homes and for the protection, care, and safety of children who are
 7 or who may be placed in foster care.

8 3. Upon written request, the director of the department of social services shall authorize the
 9 disclosure of information and findings pertaining to foster homes in cases of child fatalities or near-
 10 fatalities to courts, juvenile officers, law enforcement agencies, and prosecuting and circuit
 11 attorneys that have a need for the information to conduct their duties under law. Nothing in this
 12 subsection shall otherwise preclude the disclosure of such information as provided for under
 13 subsection 5 of section 210.150.

14 4. The division may disclose information and records pertaining to foster homes to juvenile
 15 officers, courts, the office of child advocate, guardians ad litem, law enforcement agencies, child
 16 welfare agencies, child placement agencies, prosecuting attorneys, and other local, state, and federal
 17 government agencies that have a need for the information to conduct their duties under law.

18 5. Information and records pertaining to the licensure of foster homes and the care and
 19 treatment of children in foster homes shall be considered closed records under chapter 610 and may
 20 only be disclosed and utilized under this section.

21 210.1030. 1. There is hereby created the "Trauma-Informed Care for Children and Families
 22 Task Force". The mission of the task force shall be to promote the healthy development of children
 23 and their families living in Missouri communities by promoting comprehensive trauma-informed
 24 children and family support systems and interagency cooperation.

25 2. The task force shall consist of the following members:

26 (1) The directors, or their designees, of the departments of elementary and secondary
 27 education, health and senior services, mental health, social services, public safety, and corrections;

28 (2) The director, or his or her designee, of the office of child advocate;

29 (3) Six members from the private sector with knowledge of trauma-informed care methods,
 30 two of whom shall be appointed by the speaker of the house of representatives, one of whom shall
 31 be appointed by the minority leader of the house of representatives, two of whom shall be appointed
 32 by the president pro tempore of the senate, and one of whom shall be appointed by the minority
 33 leader of the senate;

34 (4) Two members of the house of representatives appointed by the speaker of the house of
 35 representatives and one member of the house of representatives appointed by the minority leader of
 36 the house of representatives; and

37 (5) Two members of the senate appointed by the president pro tempore of the senate and
 38 one member of the senate appointed by the minority leader of the senate.

39 3. The task force shall incorporate evidence-based and evidence-informed best practices
 40 including, but not limited to, the Missouri Model: A Developmental Framework for Trauma-
 41 Informed, with respect to:

42 (1) Early identification of children and youth and their families, as appropriate, who have
 43 experienced or are at risk of experiencing trauma;

44 (2) The expeditious referral of such children and youth and their families, as appropriate,
 45 who require specialized services to the appropriate trauma-informed support services, including
 46 treatment, in accordance with applicable privacy laws; and

47 (3) The implementation of trauma-informed approaches and interventions in child and
 48 youth-serving schools, organizations, homes, and other settings to foster safe, stable, and nurturing

1 environments and relationships that prevent and mitigate the effects of trauma.

2 4. The staff of senate research, house research, and the joint committee on legislative
 3 research shall provide such legal, research, clerical, technical, and bill drafting services as the task
 4 force may require in the performance of its duties.

5 5. The task force, its members, and any staff assigned to the task force shall receive
 6 reimbursement for their actual and necessary expenses incurred in attending meetings of the task
 7 force or any subcommittee thereof.

8 6. The task force shall meet within two months of the effective date of this section.

9 7. The task force shall report a summary of its activities and any recommendations for
 10 legislation to the general assembly and to the joint committee on child abuse and neglect under
 11 section 21.771 by January 1, 2019.

12 8. The task force shall terminate on January 1, 2019.

13 211.093. 1. Any order or judgment entered by the court under authority of this chapter or
 14 chapter 210 shall, so long as [such order or judgment remains in effect] the juvenile court exercises
 15 continuing jurisdiction, take precedence over any order or judgment concerning the status or
 16 custody of a child under [age] twenty-one years of age entered by a court under authority of chapter
 17 452, 453, 454 or 455, or orders of guardianship under chapter 475, but only to the extent
 18 inconsistent therewith.

19 2. In addition to all other powers conveyed upon the court by this chapter and chapter 210,
 20 any court exercising jurisdiction over a child under subdivision (1) of subsection 1 of section
 21 211.031 shall have authority to enter an order regarding custody of the child under chapter 452,
 22 enter a child support order computed under the guidelines set forth in section 452.340, and establish
 23 rights of visitation for the parents of the child. In every case in which the juvenile or family court
 24 exercises authority over a child under subdivision (1) or (2) of subsection 1 of section 211.031, the
 25 court shall have concurrent authority and jurisdiction with the circuit court to enter a final order and
 26 judgment establishing the paternity of the child's biological father under the uniform parentage act
 27 under sections 210.817 to 210.852, unless the child has a legal father already established under
 28 sections 210.817 to 210.852 by affidavit or court order.

29 3. Any custody, support, or visitation order entered by the court under subsection 2 of this
 30 section shall remain in full force and effect after the termination of juvenile court proceedings
 31 unless the court's order specifically states otherwise. Any custody, child support, or visitation order
 32 shall take precedence over and shall automatically stay any prior orders concerning custody, child
 33 support, guardianship, or visitation for the child under the juvenile court's jurisdiction. Orders
 34 entered under subsection 2 of this section shall remain in full force and effect until a subsequent
 35 order with respect to custody, child support, guardianship, or visitation of the child is entered by a
 36 court under the authority of this chapter or chapter 210, 452, 453, 454, or 455, or orders of
 37 guardianship under chapter 475. Any final judgment and order establishing paternity under this
 38 section shall be a final and binding judgment of the circuit court as in other civil judgments entered
 39 under the uniform parentage act under sections 210.817 to 210.852, and the court may enter the
 40 final paternity judgment and order under a different, nonjuvenile case number.

41 4. If the juvenile court terminates jurisdiction without entering a continuing custody,
 42 support, or visitation order under subsections 2 and 3 of this section, legal and physical custody of
 43 the child shall be returned to the custodian, parent, or legal guardian who exercised custody prior to
 44 the juvenile court assuming jurisdiction under subdivision (1) of subsection 1 of section 211.031,
 45 and any custody or visitation orders in effect at the time the juvenile court assumed jurisdiction shall
 46 be restored.

47 5. The juvenile court shall not have the authority to hear modification motions or other
 48 actions to rehear any orders entered under this section after the juvenile court terminates jurisdiction

1 on the underlying case. A circuit court in the same county as the juvenile court shall have
 2 jurisdiction to hear any motions for rehearing or modifications of any orders entered under this
 3 section after the juvenile court terminates jurisdiction. Any future actions shall be conducted under
 4 sections 210.817 to 210.852, this chapter, or chapter 452, 453, 454, 455, or 475, as appropriate.

5 6. On entry of a child support order, the circuit clerk shall follow the procedures set forth in
 6 section 454.412 and upon request send a certified copy of the order to the family support division.

7 431.056. 1. A minor shall be qualified and competent to contract for housing, employment,
 8 purchase of an automobile, receipt of a student loan, admission to high school or postsecondary
 9 school, obtaining medical care, establishing a bank account, admission to a shelter for victims of
 10 domestic violence, as ~~[defined in section]~~ that phrase is used in sections 455.200 to 455.220, a rape
 11 crisis center, as defined in section 455.003, or a homeless shelter, and receipt of services as a victim
 12 of domestic violence or sexual ~~[abuse]~~ assault, as such terms are defined in section 455.010,
 13 including but not limited to counseling, court advocacy, financial assistance, and other advocacy
 14 services, if:

15 (1) The minor is sixteen or seventeen years of age; and

16 (2) The minor is homeless, as defined in subsection 1 of section 167.020, or a victim of
 17 domestic violence, as defined in section ~~[455.200]~~ 455.010, unless the child is under the supervision
 18 of the children's division or the jurisdiction of the juvenile court; and

19 (3) The minor is self-supporting, such that the minor is without the physical or financial
 20 support of a parent or legal guardian; and

21 (4) The minor's parent or legal guardian has consented to the minor living independent of
 22 the parents' or guardians' control. Consent may be expressed or implied, such that:

23 (a) Expressed consent is any verbal or written statement made by the parents or guardian of
 24 the minor displaying approval or agreement that the minor may live independently of the parent's or
 25 guardian's control;

26 (b) Implied consent is any action made by the parent or guardian of the minor that indicates
 27 the parent or guardian is unwilling or unable to adequately care for the minor. Such actions may
 28 include, but are not limited to:

29 a. Barring the minor from the home or otherwise indicating that the minor is not welcome to
 30 stay;

31 b. Refusing to provide any or all financial support for the minor; or

32 c. Abusing or neglecting the minor, as defined in section 210.110 or committing an act or
 33 acts of domestic violence against the minor, as defined in section 455.010.

34 2. A minor who is sixteen years of age or older and who is in the legal custody of the
 35 children's division pursuant to an order of a court of competent jurisdiction shall be qualified and
 36 competent to contract for the purchase of automobile insurance with the consent of the children's
 37 division or the juvenile court. The minor shall be responsible for paying the costs of the insurance
 38 premiums and shall be liable for damages caused by his or her negligent operation of a motor
 39 vehicle. No state department, foster parent, or entity providing case management of children on
 40 behalf of a department shall be responsible for paying any insurance premiums nor liable for any
 41 damages of any kind as a result of the operation of a motor vehicle by the minor.

42 3. A minor who is sixteen years of age or older and who is in the legal custody of the
 43 children's division pursuant to an order of a court of competent jurisdiction shall be qualified and
 44 competent to contract for the opening of a checking or savings bank account with the consent of the
 45 children's division or the juvenile court. The minor shall be responsible for paying all banking
 46 related costs associated with the checking or savings account and shall be liable for any and all
 47 penalties should he or she violate a banking agreement. No state department, foster parent, or entity
 48 providing case management of children on behalf of a department shall be responsible for paying

1 any bank fees nor liable for any and all penalties related to violation of a banking agreement.

2 453.121. 1. As used in this section, unless the context clearly indicates otherwise, the
3 following terms mean:

- 4 (1) "Adopted adult", any adopted person who is eighteen years of age or over;
- 5 (2) "Adopted child", any adopted person who is less than eighteen years of age;
- 6 (3) "Adult sibling", any brother or sister of the whole or half blood who is eighteen years of
7 age or over;
- 8 (4) "Biological parent", the natural and biological mother or father of the adopted child;
- 9 (5) "Identifying information", information which includes the name, date of birth, place of
10 birth and last known address of the biological parent;
- 11 (6) "Lineal descendant", a legal descendant of a person as defined in section 472.010;
- 12 (7) "Nonidentifying information", information concerning the physical description,
13 nationality, religious background and medical history of the biological parent or sibling.

14 2. All papers, records, and information pertaining to an adoption whether part of any
15 permanent record or file may be disclosed only in accordance with this section.

16 3. Nonidentifying information, if known, concerning undisclosed biological parents or
17 siblings shall be furnished by the child-placing agency or the juvenile court to the adoptive parents,
18 legal guardians, adopted adult or the adopted adult's lineal descendants if the adopted adult is
19 deceased, upon written request therefor.

20 4. An adopted adult, or the adopted adult's lineal descendants if the adopted adult is
21 deceased, may make a written request to the circuit court having original jurisdiction of such
22 adoption to secure and disclose information identifying the adopted adult's biological parents. If the
23 biological parents have consented to the release of identifying information under subsection 8 of this
24 section, the court shall disclose such identifying information to the adopted adult or the adopted
25 adult's lineal descendants if the adopted adult is deceased. If the biological parents have not
26 consented to the release of identifying information under subsection 8 of this section, the court shall,
27 within ten days of receipt of the request, notify in writing the child-placing agency or juvenile court
28 personnel having access to the information requested of the request by the adopted adult or the
29 adopted adult's lineal descendants.

30 5. Within three months after receiving notice of the request of the adopted adult, or the
31 adopted adult's lineal descendants, the child-placing agency or the juvenile court personnel shall
32 make reasonable efforts to notify the biological parents of the request of the adopted adult or the
33 adopted adult's lineal descendants. The child-placing agency or juvenile court personnel may charge
34 actual costs to the adopted adult or the adopted adult's lineal descendants for the cost of making
35 such search. All communications under this subsection are confidential. For purposes of this
36 subsection, "notify" means a personal and confidential contact with the biological parent of the
37 adopted adult, which initial contact shall be made by an employee of the child-placing agency which
38 processed the adoption, juvenile court personnel or some other licensed child-placing agency
39 designated by the child-placing agency or juvenile court. Nothing in this section shall be construed
40 to permit the disclosure of communications privileged pursuant to section 491.060. At the end of
41 three months, the child-placing agency or juvenile court personnel shall file a report with the court
42 stating that each biological parent that was located was given the following information:

- 43 (1) The nature of the identifying information to which the agency has access;
- 44 (2) The nature of any nonidentifying information requested;
- 45 (3) The date of the request of the adopted adult or the adopted adult's lineal descendants;
- 46 (4) The right of the biological parent to file an affidavit with the court stating that the
47 identifying information should be disclosed;
- 48 (5) The effect of a failure of the biological parent to file an affidavit stating that the

1 identifying information should be disclosed.

2 6. If the child-placing agency or juvenile court personnel reports to the court that it has been
3 unable to notify the biological parent within three months, the identifying information shall not be
4 disclosed to the adopted adult or the adopted adult's lineal descendants. Additional requests for the
5 same or substantially the same information may not be made to the court within one year from the
6 end of the three-month period during which the attempted notification was made, unless good cause
7 is shown and leave of court is granted.

8 7. If, within three months, the child-placing agency or juvenile court personnel reports to
9 the court that it has notified the biological parent pursuant to subsection 5 of this section, the court
10 shall receive the identifying information from the child-placing agency. If an affidavit duly
11 executed by a biological parent authorizing the release of information is filed with the court or if a
12 biological parent is found to be deceased, the court shall disclose the identifying information as to
13 that biological parent to the adopted adult or the adopted adult's lineal descendants if the adopted
14 adult is deceased, provided that the other biological parent either:

15 (1) Is unknown;

16 (2) Is known but cannot be found and notified pursuant to ~~[section 5 of this act]~~ subsection
17 5 of this section;

18 (3) Is deceased; or

19 (4) Has filed with the court an affidavit authorizing release of identifying information.

20 If the biological parent fails or refuses to file an affidavit with the court authorizing the release of
21 identifying information, then the identifying information shall not be released to the adopted adult.
22 No additional request for the same or substantially the same information may be made within three
23 years of the time the biological parent fails or refuses to file an affidavit authorizing the release of
24 identifying information.

25 8. Any adopted adult whose adoption was finalized in this state or whose biological parents
26 had their parental rights terminated in this state may request the court to secure and disclose
27 identifying information concerning an adult sibling. Identifying information pertaining exclusively
28 to the adult sibling, whether part of the permanent record of a file in the court or in an agency, shall
29 be released only upon consent of that adult sibling.

30 9. The central office of the children's division within the department of social services shall
31 maintain a registry by which biological parents, adult siblings, and adoptive adults may indicate
32 their desire to be contacted by each other. The division may request such identification for the
33 registry as a party may possess to assure positive identifications. At the time of registry, a
34 biological parent or adult sibling may consent in writing to the release of identifying information to
35 an adopted adult. If such a consent has not been executed and the division believes that a match has
36 occurred on the registry between biological parents or adult siblings and an adopted adult, an
37 employee of the division shall make the confidential contact provided in subsection 5 of this section
38 with the biological parents or adult siblings and with the adopted adult. If the division believes that
39 a match has occurred on the registry between one biological parent or adult sibling and an adopted
40 adult, an employee of the division shall make the confidential contact provided by subsection 5 of
41 this section with the biological parent or adult sibling. The division shall then attempt to make such
42 confidential contact with the other biological parent, and shall proceed thereafter to make such
43 confidential contact with the adopted adult only if the division determines that the other biological
44 parent meets one of the conditions specified in subsection 7 of this section. The biological parent,
45 adult sibling, or adopted adult may refuse to go forward with any further contact between the parties
46 when contacted by the division.

47 10. The provisions of this section, except as provided in subsection 5 of this section
48 governing the release of identifying and nonidentifying adoptive information apply to adoptions

1 completed before and after August 13, 1986.

2 11. All papers, records, and information known to or in the possession of an adoptive parent
 3 or adoptive child that pertain to an adoption, regardless of whether part of any permanent record or
 4 file, may be disclosed by the adoptive parent or adoptive child. The provisions of this subsection
 5 shall not be construed to create a right to have access to information not otherwise allowed under
 6 this section.

7 610.021. Except to the extent disclosure is otherwise required by law, a public governmental
 8 body is authorized to close meetings, records and votes, to the extent they relate to the following:

9 (1) Legal actions, causes of action or litigation involving a public governmental body and
 10 any confidential or privileged communications between a public governmental body or its
 11 representatives and its attorneys. However, any minutes, vote or settlement agreement relating to
 12 legal actions, causes of action or litigation involving a public governmental body or any agent or
 13 entity representing its interests or acting on its behalf or with its authority, including any insurance
 14 company acting on behalf of a public government body as its insured, shall be made public upon
 15 final disposition of the matter voted upon or upon the signing by the parties of the settlement
 16 agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court
 17 after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly
 18 outweighs the public policy considerations of section 610.011, however, the amount of any moneys
 19 paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in
 20 matters involving the exercise of the power of eminent domain, the vote shall be announced or
 21 become public immediately following the action on the motion to authorize institution of such a
 22 legal action. Legal work product shall be considered a closed record;

23 (2) Leasing, purchase or sale of real estate by a public governmental body where public
 24 knowledge of the transaction might adversely affect the legal consideration therefor. However, any
 25 minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real
 26 estate by a public governmental body shall be made public upon execution of the lease, purchase or
 27 sale of the real estate;

28 (3) Hiring, firing, disciplining or promoting of particular employees by a public
 29 governmental body when personal information about the employee is discussed or recorded.
 30 However, any vote on a final decision, when taken by a public governmental body, to hire, fire,
 31 promote or discipline an employee of a public governmental body shall be made available with a
 32 record of how each member voted to the public within seventy-two hours of the close of the meeting
 33 where such action occurs; provided, however, that any employee so affected shall be entitled to
 34 prompt notice of such decision during the seventy-two-hour period before such decision is made
 35 available to the public. As used in this subdivision, the term "personal information" means
 36 information relating to the performance or merit of individual employees;

37 (4) The state militia or national guard or any part thereof;

38 (5) Nonjudicial mental or physical health proceedings involving identifiable persons,
 39 including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or
 40 treatment;

41 (6) Scholastic probation, expulsion, or graduation of identifiable individuals, including
 42 records of individual test or examination scores; however, personally identifiable student records
 43 maintained by public educational institutions shall be open for inspection by the parents, guardian or
 44 other custodian of students under the age of eighteen years and by the parents, guardian or other
 45 custodian and the student if the student is over the age of eighteen years;

46 (7) Testing and examination materials, before the test or examination is given or, if it is to
 47 be given again, before so given again;

48 (8) Welfare cases of identifiable individuals;

- 1 (9) Preparation, including any discussions or work product, on behalf of a public
2 governmental body or its representatives for negotiations with employee groups;
- 3 (10) Software codes for electronic data processing and documentation thereof;
- 4 (11) Specifications for competitive bidding, until either the specifications are officially
5 approved by the public governmental body or the specifications are published for bid;
- 6 (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and
7 related documents or any documents related to a negotiated contract until a contract is executed, or
8 all proposals are rejected;
- 9 (13) Individually identifiable personnel records, performance ratings or records pertaining
10 to employees or applicants for employment, except that this exemption shall not apply to the names,
11 positions, salaries and lengths of service of officers and employees of public agencies once they are
12 employed as such, and the names of private sources donating or contributing money to the salary of
13 a chancellor or president at all public colleges and universities in the state of Missouri and the
14 amount of money contributed by the source;
- 15 (14) Records which are protected from disclosure by law;
- 16 (15) Meetings and public records relating to scientific and technological innovations in
17 which the owner has a proprietary interest;
- 18 (16) Records relating to municipal hotlines established for the reporting of abuse and
19 wrongdoing;
- 20 (17) Confidential or privileged communications between a public governmental body and
21 its auditor, including all auditor work product; however, all final audit reports issued by the auditor
22 are to be considered open records pursuant to this chapter;
- 23 (18) Operational guidelines, policies and specific response plans developed, adopted, or
24 maintained by any public agency responsible for law enforcement, public safety, first response, or
25 public health for use in responding to or preventing any critical incident which is or appears to be
26 terrorist in nature and which has the potential to endanger individual or public safety or health.
27 Financial records related to the procurement of or expenditures relating to operational guidelines,
28 policies or plans purchased with public funds shall be open. When seeking to close information
29 pursuant to this exception, the public governmental body shall affirmatively state in writing that
30 disclosure would impair the public governmental body's ability to protect the security or safety of
31 persons or real property, and shall in the same writing state that the public interest in nondisclosure
32 outweighs the public interest in disclosure of the records;
- 33 (19) Existing or proposed security systems and structural plans of real property owned or
34 leased by a public governmental body, and information that is voluntarily submitted by a nonpublic
35 entity owning or operating an infrastructure to any public governmental body for use by that body
36 to devise plans for protection of that infrastructure, the public disclosure of which would threaten
37 public safety:
- 38 (a) Records related to the procurement of or expenditures relating to security systems
39 purchased with public funds shall be open;
- 40 (b) When seeking to close information pursuant to this exception, the public governmental
41 body shall affirmatively state in writing that disclosure would impair the public governmental
42 body's ability to protect the security or safety of persons or real property, and shall in the same
43 writing state that the public interest in nondisclosure outweighs the public interest in disclosure of
44 the records;
- 45 (c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the
46 receiving agency within ninety days of submission to determine if retention of the document is
47 necessary in furtherance of a state security interest. If retention is not necessary, the documents
48 shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body; ~~[and]~~

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business; and

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498.

~~[210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:~~

~~(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;~~

~~(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;~~

~~(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;~~

~~(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;~~

~~All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.~~

~~2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in~~

the same manner required for notifying the general public of meetings of the general assembly.

3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.

—4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.

5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.

6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.

7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex-officio members of the commission. Such individuals shall not have a vote in commission business and shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.]

[210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.

2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.

3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.

—4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.

5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.]"; and

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