

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 206, Page 14, Section 177.086, Line 27,
2 by inserting after said section and line the following:

3
4 "190.053. 1. All members of the board of directors of an ambulance district first elected on
5 or after January 1, 2008, shall attend and complete an educational seminar or conference or other
6 suitable training on the role and duties of a board member of an ambulance district. The training
7 required under this section shall be offered by a statewide association organized for the benefit of
8 ambulance districts or be approved by the state advisory council on emergency medical services.
9 Such training shall include, at a minimum:

- 10 (1) Information relating to the roles and duties of an ambulance district director;
11 (2) A review of all state statutes and regulations relevant to ambulance districts;
12 (3) State ethics laws;
13 (4) State sunshine laws, chapter 610;
14 (5) Financial and fiduciary responsibility;
15 (6) State laws relating to the setting of tax rates; and
16 (7) State laws relating to revenue limitations.

17 2. If any ambulance district board member fails to attend a training session within twelve
18 months after taking office, the board member shall not be compensated for attendance at meetings
19 thereafter until the board member has completed such training session. If any ambulance district
20 board member fails to attend a training session within twenty-four months after taking office, the
21 board member shall forfeit his or her position as a board member and the remaining board members
22 shall appoint an interim board member to hold the position for the remainder of the term of the
23 forfeited member.

24 320.098. No county shall require attendance at a specific training academy by any candidate
25 for a firefighter position.

26 321.162. 1. All members of the board of directors of a fire protection district first elected on
27 or after January 1, 2008, shall attend and complete an educational seminar or conference or other
28 suitable training on the role and duties of a board member of a fire protection district. The training
29 required under this section shall be conducted by an entity approved by the office of the state fire
30 marshal. The office of the state fire marshal shall determine the content of the training to fulfill the
31 requirements of this section. Such training shall include, at a minimum:

- 32 (1) Information relating to the roles and duties of a fire protection district director;
33 (2) A review of all state statutes and regulations relevant to fire protection districts;
34 (3) State ethics laws;
35 (4) State sunshine laws, chapter 610;
36 (5) Financial and fiduciary responsibility;

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1 (6) State laws relating to the setting of tax rates; and

2 (7) State laws relating to revenue limitations.

3 2. If any fire protection district board member fails to attend a training session within twelve
4 months after taking office, the board member shall not be compensated for attendance at meetings
5 thereafter until the board member has completed such training session. If any fire protection district
6 board member fails to attend a training session within twenty-four months after taking office, the
7 board member shall forfeit his or her position as a board member and the remaining board members
8 shall appoint an interim board member to hold the position for the remainder of the term of the
9 forfeited member.

10 321.200. 1. Except as otherwise provided in subsection 3 of this section, the board shall
11 meet regularly, not less than once each month, at a time and at some building in the district to be
12 designated by the board. Notice of the time and place of future regular meetings shall be posted
13 continuously at the firehouse or firehouses of the district. Additional meetings may be held, when
14 the needs of the district so require, at a place regular meetings are held, and notice of the time and
15 place shall be given to each member of the board. Meetings of the board shall be held and
16 conducted in the manner required by the provisions of chapter 610. All minutes of meetings of the
17 board and all other records of the fire protection district shall be available for public inspection at
18 the main firehouse within the district by appointment with the secretary of the board within one
19 week after a written request is made between the hours of 8:00 a.m. and 5:00 p.m. every day except
20 Sunday. A majority of the members of the board shall constitute a quorum at any meeting and no
21 business shall be transacted unless a quorum is present. The board, acting as a board, shall exercise
22 all powers of the board, without delegation thereof to any other governmental or other body or entity
23 or association, and without delegation thereof to less than a quorum of the board. Agents,
24 employees, engineers, auditors, attorneys, firemen and any other member of the staff of the district
25 may be employed or discharged only by a board which includes at least two directors; but any board
26 of directors may suspend from duty any such person or staff member who willfully and deliberately
27 neglects or refuses to perform his or her regular functions.

28 2. Any vacancy on the board shall be filled by the remaining elected members of the board,
29 except when less than two elected members remain on the board any vacancy shall be filled by the
30 circuit court of the county in which all or a majority of the district lies. The appointee or appointees
31 shall act until the next biennial election at which a director or directors are elected to serve the
32 remainder of the unexpired term.

33 3. Notwithstanding any provision of sections 610.015 and 610.020 to the contrary, when
34 Missouri Task Force One or any Urban Search and Rescue Task Force is activated for deployment
35 by the federal emergency management agency, state emergency management agency, or statewide
36 mutual aid, a quorum of the board of directors of the affiliated fire protection district may meet in
37 person, via telephone, facsimile, internet, or any other voice or electronic means, without public
38 notice, in order to authorize by roll call vote the disbursement of funds necessary for the
39 deployment.

40 4. In the event action is necessary under subsection 3 of this section, the board of directors
41 of the affiliated fire protection district shall keep minutes of the emergency meeting and disclose
42 during the next regularly scheduled meeting of the board that the emergency meeting was held, the
43 action that precipitated calling the emergency meeting without notice, and that the minutes of the
44 emergency meeting are available as a public record of the board.

45 5. Members of a fire district or ambulance district board of directors shall only receive
46 compensation for meetings the member attended. If multiple meetings occur on the same day,
47 members shall not receive compensation for more than one meeting.

48 571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise
49 provided by sections 571.101 to 571.121, if he or she knowingly:

1 (1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any
2 other weapon readily capable of lethal use into any area where firearms are restricted under section
3 571.107; or

4 (2) Sets a spring gun; or

5 (3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or
6 motor vehicle as defined in section 302.010, or any building or structure used for the assembling of
7 people; or

8 (4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal
9 use in an angry or threatening manner; or

10 (5) Has a firearm or projectile weapon readily capable of lethal use on his or her person,
11 while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in
12 either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting
13 in self-defense; or

14 (6) Discharges a firearm within one hundred yards of any occupied schoolhouse,
15 courthouse, or church building; or

16 (7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across
17 a public highway or discharges or shoots a firearm into any outbuilding; or

18 (8) Carries a firearm or any other weapon readily capable of lethal use into any church or
19 place where people have assembled for worship, or into any election precinct on any election day, or
20 into any building owned or occupied by any agency of the federal government, state government, or
21 political subdivision thereof; or

22 (9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010,
23 discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or
24 habitable structure, unless the person was lawfully acting in self-defense; or

25 (10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of
26 lethal use into any school, onto any school bus, or onto the premises of any function or activity
27 sponsored or sanctioned by school officials or the district school board; or

28 (11) Possesses a firearm while also knowingly in possession of a controlled substance that is
29 sufficient for a felony violation of section 579.015.

30 2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the
31 persons described in this subsection, regardless of whether such uses are reasonably associated with
32 or are necessary to the fulfillment of such person's official duties except as otherwise provided in
33 this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply
34 to or affect any of the following persons, when such uses are reasonably associated with or are
35 necessary to the fulfillment of such person's official duties, except as otherwise provided in this
36 subsection:

37 (1) All state, county and municipal peace officers who have completed the training required
38 by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and
39 who possess the duty and power of arrest for violation of the general criminal laws of the state or for
40 violation of ordinances of counties or municipalities of the state, whether such officers are on or off
41 duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction,
42 or all qualified retired peace officers, as defined in subsection 12 of this section, and who carry the
43 identification defined in subsection 13 of this section, or any person summoned by such officers to
44 assist in making arrests or preserving the peace while actually engaged in assisting such officer;

45 (2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other
46 institutions for the detention of persons accused or convicted of crime;

47 (3) Members of the Armed Forces or National Guard while performing their official duty;

48 (4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the
49 judicial power of the state and those persons vested by Article III of the Constitution of the United

1 States with the judicial power of the United States, the members of the federal judiciary;

2 (5) Any person whose bona fide duty is to execute process, civil or criminal;

3 (6) Any federal probation officer or federal flight deck officer as defined under the federal
4 flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on
5 duty, or within the law enforcement agency's jurisdiction;

6 (7) Any state probation or parole officer, including supervisors and members of the board of
7 probation and parole;

8 (8) Any corporate security advisor meeting the definition and fulfilling the requirements of
9 the regulations established by the department of public safety under section 590.750;

10 (9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

11 (10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit
12 attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed
13 by a court to be a special prosecutor who has completed the firearms safety training course required
14 under subsection 2 of section 571.111;

15 (11) Any member of a fire department or fire protection district who is employed on a full-
16 time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to
17 August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are
18 reasonably associated with or are necessary to the fulfillment of such person's official duties; and

19 (12) Upon the written approval of the governing body of a fire department or fire protection
20 district, any ~~paid~~ fire department or fire protection district member who is employed ~~on a full-~~
21 ~~time basis~~ and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a
22 valid concealed carry permit, when such uses are reasonably associated with or are necessary to the
23 fulfillment of such person's official duties.

24 3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the
25 actor is transporting such weapons in a nonfunctioning state or in an unloaded state when
26 ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision
27 (1) of subsection 1 of this section does not apply to any person nineteen years of age or older or
28 eighteen years of age or older and a member of the United States Armed Forces, or honorably
29 discharged from the United States Armed Forces, transporting a concealable firearm in the
30 passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise
31 lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile
32 weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which
33 the actor has possession, authority or control, or is traveling in a continuous journey peaceably
34 through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is
35 otherwise lawfully possessed by a person while traversing school premises for the purposes of
36 transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a
37 school-sanctioned firearm-related event or club event.

38 4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person
39 who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid
40 concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to
41 carry concealed firearms issued by another state or political subdivision of another state.

42 5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall
43 not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

44 6. Notwithstanding any provision of this section to the contrary, the state shall not prohibit
45 any state employee from having a firearm in the employee's vehicle on the state's property provided
46 that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state
47 as an employer when the state employee's vehicle is on property owned or leased by the state and
48 the state employee is conducting activities within the scope of his or her employment. For the
49 purposes of this subsection, "state employee" means an employee of the executive, legislative, or

1 judicial branch of the government of the state of Missouri.

2 7. Nothing in this section shall make it unlawful for a student to actually participate in
3 school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored
4 or club-sponsored firearm-related events, provided the student does not carry a firearm or other
5 weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of
6 any other function or activity sponsored or sanctioned by school officials or the district school
7 board.

8 8. A person who commits the crime of unlawful use of weapons under:

9 (1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E
10 felony;

11 (2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B
12 misdemeanor, except when a concealed weapon is carried onto any private property whose owner
13 has posted the premises as being off-limits to concealed firearms by means of one or more signs
14 displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the
15 writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of
16 section 571.107 shall apply;

17 (3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A
18 misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

19 (4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except
20 that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to
21 another person, it is a class A felony.

22 9. Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

23 (1) For the first violation a person shall be sentenced to the maximum authorized term of
24 imprisonment for a class B felony;

25 (2) For any violation by a prior offender as defined in section 558.016, a person shall be
26 sentenced to the maximum authorized term of imprisonment for a class B felony without the
27 possibility of parole, probation or conditional release for a term of ten years;

28 (3) For any violation by a persistent offender as defined in section 558.016, a person shall
29 be sentenced to the maximum authorized term of imprisonment for a class B felony without the
30 possibility of parole, probation, or conditional release;

31 (4) For any violation which results in injury or death to another person, a person shall be
32 sentenced to an authorized disposition for a class A felony.

33 10. Any person knowingly aiding or abetting any other person in the violation of
34 subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed
35 by this section for violations by other persons.

36 11. Notwithstanding any other provision of law, no person who pleads guilty to or is found
37 guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of
38 sentence if such person has previously received a suspended imposition of sentence for any other
39 firearms- or weapons-related felony offense.

40 12. As used in this section "qualified retired peace officer" means an individual who:

41 (1) Retired in good standing from service with a public agency as a peace officer, other than
42 for reasons of mental instability;

43 (2) Before such retirement, was authorized by law to engage in or supervise the prevention,
44 detection, investigation, or prosecution of, or the incarceration of any person for, any violation of
45 law, and had statutory powers of arrest;

46 (3) Before such retirement, was regularly employed as a peace officer for an aggregate of
47 fifteen years or more, or retired from service with such agency, after completing any applicable
48 probationary period of such service, due to a service-connected disability, as determined by such
49 agency;

1 (4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a
2 plan is available;

3 (5) During the most recent twelve-month period, has met, at the expense of the individual,
4 the standards for training and qualification for active peace officers to carry firearms;

5 (6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or
6 substance; and

7 (7) Is not prohibited by federal law from receiving a firearm.

8 13. The identification required by subdivision (1) of subsection 2 of this section is:

9 (1) A photographic identification issued by the agency from which the individual retired
10 from service as a peace officer that indicates that the individual has, not less recently than one year
11 before the date the individual is carrying the concealed firearm, been tested or otherwise found by
12 the agency to meet the standards established by the agency for training and qualification for active
13 peace officers to carry a firearm of the same type as the concealed firearm; or

14 (2) A photographic identification issued by the agency from which the individual retired
15 from service as a peace officer; and

16 (3) A certification issued by the state in which the individual resides that indicates that the
17 individual has, not less recently than one year before the date the individual is carrying the
18 concealed firearm, been tested or otherwise found by the state to meet the standards established by
19 the state for training and qualification for active peace officers to carry a firearm of the same type as
20 the concealed firearm.

21 Section 1. 1. Notwithstanding any provisions of law to the contrary, any public employee
22 who has exhausted all available leave granted under the provisions of the Family and Medical Leave
23 Act of 1993, as amended, 29 U.S.C. Section 2601, et seq., in connection with a cancer diagnosis for
24 such employee's spouse or child shall be granted an extension of such leave for a period of up to one
25 year.

26 2. No public employee shall be penalized for requesting or obtaining an extension of leave
27 under this section."; and

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