

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for House Bill No. 951, Page 1, Section A, Line 2, by  
2 inserting after all of said section and line the following:

3  
4 "144.010. 1. The following words, terms, and phrases when used in sections 144.010 to  
5 144.525 have the meanings ascribed to them in this section, except when the context indicates a  
6 different meaning:

7 (1) "Admission" includes seats and tables, reserved or otherwise, and other similar  
8 accommodations and charges made therefor and amount paid for admission, exclusive of any  
9 admission tax imposed by the federal government or by sections 144.010 to 144.525;

10 (2) "Business" includes any activity engaged in by any person, or caused to be engaged in  
11 by him, with the object of gain, benefit or advantage, either direct or indirect, and the classification  
12 of which business is of such character as to be subject to the terms of sections 144.010 to 144.525.  
13 A person is "engaging in business" in this state for purposes of sections 144.010 to 144.525 if such  
14 person engages in business activities within this state or maintains a place of business in this state  
15 under section 144.605. The isolated or occasional sale of tangible personal property, service,  
16 substance, or thing, by a person not engaged in such business, does not constitute engaging in  
17 business within the meaning of sections 144.010 to 144.525 unless the total amount of the gross  
18 receipts from such sales, exclusive of receipts from the sale of tangible personal property by persons  
19 which property is sold in the course of the partial or complete liquidation of a household, farm or  
20 nonbusiness enterprise, exceeds three thousand dollars in any calendar year. The provisions of this  
21 subdivision shall not be construed to make any sale of property which is exempt from sales tax or  
22 use tax on June 1, 1977, subject to that tax thereafter;

23 (3) "Captive wildlife", includes but is not limited to exotic partridges, gray partridge,  
24 northern bobwhite quail, ring-necked pheasant, captive waterfowl, captive ~~white-tailed deer,~~  
25 cervids and captive elk classified as wildlife and not as livestock, and captive furbearers held under  
26 permit issued by the Missouri department of conservation for hunting purposes. The provisions of  
27 this subdivision shall not apply to sales tax on a harvested animal;

28 (4) "Gross receipts", except as provided in section 144.012, means the total amount of the  
29 sale price of the sales at retail including any services other than charges incident to the extension of  
30 credit that are a part of such sales made by the businesses herein referred to, capable of being valued  
31 in money, whether received in money or otherwise; except that, the term gross receipts shall not

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1 include the sale price of property returned by customers when the full sale price thereof is refunded  
2 either in cash or by credit. In determining any tax due under sections 144.010 to 144.525 on the  
3 gross receipts, charges incident to the extension of credit shall be specifically exempted. For the  
4 purposes of sections 144.010 to 144.525 the total amount of the sale price above mentioned shall be  
5 deemed to be the amount received. It shall also include the lease or rental consideration where the  
6 right to continuous possession or use of any article of tangible personal property is granted under a  
7 lease or contract and such transfer of possession would be taxable if outright sale were made and, in  
8 such cases, the same shall be taxable as if outright sale were made and considered as a sale of such  
9 article, and the tax shall be computed and paid by the lessee upon the rentals paid. The term gross  
10 receipts shall not include usual and customary delivery charges that are stated separately from the  
11 sale price;

12 (5) "Instructional class", includes any class, lesson, or instruction intended or used for  
13 teaching;

14 (6) "Livestock", cattle, calves, sheep, swine, ratite birds, including but not limited to, ostrich  
15 and emu, aquatic products as described in section 277.024, llamas, alpaca, buffalo, bison, elk and  
16 captive cervids documented as obtained from a legal source and not from the wild, goats, horses,  
17 other equine, honey bees, or rabbits raised in confinement for human consumption;

18 (7) "Motor vehicle leasing company" shall be a company obtaining a permit from the  
19 director of revenue to operate as a motor vehicle leasing company. Not all persons renting or  
20 leasing trailers or motor vehicles need to obtain such a permit; however, no person failing to obtain  
21 such a permit may avail itself of the optional tax provisions of subsection 5 of section 144.070, as  
22 hereinafter provided;

23 (8) "Person" includes any individual, firm, copartnership, joint adventure, association,  
24 corporation, municipal or private, and whether organized for profit or not, state, county, political  
25 subdivision, state department, commission, board, bureau or agency, except the state transportation  
26 department, estate, trust, business trust, receiver or trustee appointed by the state or federal court,  
27 syndicate, or any other group or combination acting as a unit, and the plural as well as the singular  
28 number;

29 (9) "Product which is intended to be sold ultimately for final use or consumption" means  
30 tangible personal property, or any service that is subject to state or local sales or use taxes, or any  
31 tax that is substantially equivalent thereto, in this state or any other state;

32 (10) "Purchaser" means a person who purchases tangible personal property or to whom are  
33 rendered services, receipts from which are taxable under sections 144.010 to 144.525;

34 (11) "Research or experimentation activities" are the development of an experimental or  
35 pilot model, plant process, formula, invention or similar property, and the improvement of existing  
36 property of such type. Research or experimentation activities do not include activities such as  
37 ordinary testing or inspection of materials or products for quality control, efficiency surveys,  
38 advertising promotions or research in connection with literary, historical or similar projects;

39 (12) "Sale" or "sales" includes installment and credit sales, and the exchange of properties  
40 as well as the sale thereof for money, every closed transaction constituting a sale, and means any  
41 transfer, exchange or barter, conditional or otherwise, in any manner or by any means whatsoever, of

1 tangible personal property for valuable consideration and the rendering, furnishing or selling for a  
2 valuable consideration any of the substances, things and services herein designated and defined as  
3 taxable under the terms of sections 144.010 to 144.525;

4 (13) "Sale at retail" means any transfer made by any person engaged in business as defined  
5 herein of the ownership of, or title to, tangible personal property to the purchaser, for use or  
6 consumption and not for resale in any form as tangible personal property, for a valuable  
7 consideration; except that, for the purposes of sections 144.010 to 144.525 and the tax imposed  
8 thereby: (i) purchases of tangible personal property made by duly licensed physicians, dentists,  
9 optometrists and veterinarians and used in the practice of their professions shall be deemed to be  
10 purchases for use or consumption and not for resale; and (ii) the selling of computer printouts,  
11 computer output or microfilm or microfiche and computer-assisted photo compositions to a  
12 purchaser to enable the purchaser to obtain for his or her own use the desired information contained  
13 in such computer printouts, computer output on microfilm or microfiche and computer-assisted  
14 photo compositions shall be considered as the sale of a service and not as the sale of tangible  
15 personal property. Where necessary to conform to the context of sections 144.010 to 144.525 and  
16 the tax imposed thereby, the term sale at retail shall be construed to embrace:

17 (a) Sales of admission tickets, cash admissions, charges and fees to or in places of  
18 amusement, entertainment and recreation, games and athletic events, except amounts paid for any  
19 instructional class;

20 (b) Sales of electricity, electrical current, water and gas, natural or artificial, to domestic,  
21 commercial or industrial consumers;

22 (c) Sales of local and long distance telecommunications service to telecommunications  
23 subscribers and to others through equipment of telecommunications subscribers for the transmission  
24 of messages and conversations, and the sale, rental or leasing of all equipment or services pertaining  
25 or incidental thereto;

26 (d) Sales of service for transmission of messages by telegraph companies;

27 (e) Sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern,  
28 inn, restaurant, eating house, drugstore, dining car, tourist camp, tourist cabin, or other place in  
29 which rooms, meals or drinks are regularly served to the public;

30 (f) Sales of tickets by every person operating a railroad, sleeping car, dining car, express car,  
31 boat, airplane, and such buses and trucks as are licensed by the division of motor carrier and railroad  
32 safety of the department of economic development of Missouri, engaged in the transportation of  
33 persons for hire;

34 (14) "Seller" means a person selling or furnishing tangible personal property or rendering  
35 services, on the receipts from which a tax is imposed pursuant to section 144.020;

36 (15) The noun "tax" means either the tax payable by the purchaser of a commodity or  
37 service subject to tax, or the aggregate amount of taxes due from the vendor of such commodities or  
38 services during the period for which he or she is required to report his or her collections, as the  
39 context may require; and

40 (16) "Telecommunications service", for the purpose of this chapter, the transmission of  
41 information by wire, radio, optical cable, coaxial cable, electronic impulses, or other similar means.

As used in this definition, "information" means knowledge or intelligence represented by any form of writing, signs, signals, pictures, sounds, or any other symbols. Telecommunications service does not include the following if such services are separately stated on the customer's bill or on records of the seller maintained in the ordinary course of business:

(a) Access to the internet, access to interactive computer services or electronic publishing services, except the amount paid for the telecommunications service used to provide such access;

(b) Answering services and one-way paging services;

(c) Private mobile radio services which are not two-way commercial mobile radio services such as wireless telephone, personal communications services or enhanced specialized mobile radio services as defined pursuant to federal law; or

(d) Cable or satellite television or music services.

2. For purposes of the taxes imposed under sections 144.010 to 144.525, and any other provisions of law pertaining to sales or use taxes which incorporate the provisions of sections 144.010 to 144.525 by reference, the term manufactured homes shall have the same meaning given it in section 700.010.

3. Sections 144.010 to 144.525 may be known and quoted as the "Sales Tax Law".; and

Further amend said bill and page, Section 261.099, Line 14, by inserting after all of said section and line the following:

"262.900. 1. As used in this section, the following terms mean:

(1) "Agricultural products", an agricultural, horticultural, viticultural, or vegetable product, growing of grapes that will be processed into wine, bees, honey, fish or other aquacultural product, planting seed, livestock, a livestock product, a forestry product, poultry or a poultry product, either in its natural or processed state, that has been produced, processed, or otherwise had value added to it in this state;

(2) "Blighted area", that portion of the city within which the legislative authority of such city determines that by reason of age, obsolescence, inadequate, or outmoded design or physical deterioration have become economic and social liabilities, and that such conditions are conducive to ill health, transmission of disease, crime or inability to pay reasonable taxes;

(3) "Department", the department of agriculture;

(4) "Domesticated animal", cattle, calves, sheep, swine, ratite birds including but not limited to ostrich and emu, llamas, alpaca, buffalo, bison, elk documented as obtained from a legal source and not from the wild, goats, or horses, other equines, or rabbits raised in confinement for human consumption;

(5) "Grower UAZ", a type of UAZ:

(a) That can either grow produce, raise livestock, or produce other value-added agricultural products;

(b) That does not exceed fifty laying hens, six hundred fifty broiler chickens, or thirty domesticated animals;

(6) "Livestock", cattle, calves, sheep, swine, ratite birds including but not limited to ostrich

1 and emu, aquatic products as described in section 277.024, llamas, alpaca, buffalo, bison, elk and  
 2 captive cervids documented as obtained from a legal source and not from the wild, goats, or horses,  
 3 other equines, or rabbits raised in confinement for human consumption;

4 (7) "Locally grown", a product that was grown or raised in the same county or city not  
 5 within a county in which the UAZ is located or in an adjoining county or city not within a county.  
 6 For a product raised or sold in a city not within a county, locally grown also includes an adjoining  
 7 county with a charter form of government with more than nine hundred fifty thousand inhabitants  
 8 and those adjoining said county;

9 (8) "Meat", any edible portion of livestock or poultry carcass or part thereof;

10 (9) "Meat product", anything containing meat intended for or capable of use for human  
 11 consumption, which is derived, in whole or in part, from livestock or poultry;

12 (10) "Mobile unit", the same as motor vehicle as defined in section 301.010;

13 (11) "Poultry", any domesticated bird intended for human consumption;

14 (12) "Processing UAZ", a type of UAZ:

15 (a) That processes livestock, poultry, or produce for human consumption;

16 (b) That meets federal and state processing laws and standards;

17 (c) Is a qualifying small business approved by the department;

18 (13) "Qualifying small business", those enterprises which are established within an Urban  
 19 Agricultural Zone subsequent to its creation, and which meet the definition established for the Small  
 20 Business Administration and set forth in Section 121.201 of Part 121 of Title 13 of the Code of  
 21 Federal Regulations;

22 (14) "Value-added agricultural products", any product or products that are the result of:

23 (a) Using an agricultural product grown in this state to produce a meat or dairy product in  
 24 this state;

25 (b) A change in the physical state or form of the original agricultural product;

26 (c) An agricultural product grown in this state which has had its value enhanced by special  
 27 production methods such as organically grown products; or

28 (d) A physical segregation of a commodity or agricultural product grown in this state that  
 29 enhances its value such as identity preserved marketing systems;

30 (15) "Urban agricultural zone" or "UAZ", a zone within a metropolitan statistical area as  
 31 defined by the United States Office of Budget and Management that has one or more of the  
 32 following entities that is a qualifying small business and approved by the department, as follows:

33 (a) Any organization or person who grows produce or other agricultural products;

34 (b) Any organization or person that raises livestock or poultry;

35 (c) Any organization or person who processes livestock or poultry;

36 (d) Any organization that sells at a minimum seventy-five percent locally grown food;

37 (16) "Vending UAZ", a type of UAZ:

38 (a) That sells produce, meat, or value-added locally grown agricultural goods;

39 (b) That is able to accept food stamps under the provisions of the Supplemental Nutrition  
 40 Assistance Program as a form of payment; and

41 (c) Is a qualifying small business that is approved by the department for an UAZ vendor

1 license.

2 2. (1) A person or organization shall submit to any incorporated municipality an application  
3 to develop an UAZ on a blighted area of land. Such application shall demonstrate or identify on the  
4 application:

5 (a) If the person or organization is a grower UAZ, processing UAZ, vending UAZ, or a  
6 combination of all three types of UAZs provided in this paragraph, in which case the person or  
7 organization shall meet the requirements of each type of UAZ in order to qualify;

8 (b) The number of jobs to be created;

9 (c) The types of products to be produced; and

10 (d) If applying for a vending UAZ, the ability to accept food stamps under the provisions of  
11 the Supplemental Nutrition Assistance Program if selling products to consumers.

12 (2) A municipality shall review and modify the application as necessary before either  
13 approving or denying the request to establish an UAZ.

14 (3) Approval of the UAZ by such municipality shall be reviewed five and ten years after the  
15 development of the UAZ. After twenty-five years, the UAZ shall dissolve.

16  
17 If the municipality finds during its review that the UAZ is not meeting the requirements set out in  
18 this section, the municipality may dissolve the UAZ.

19 3. The governing body of any municipality planning to seek designation of an urban  
20 agricultural zone shall establish an urban agricultural zone board. The number of members on the  
21 board shall be seven. One member of the board shall be appointed by the school district or districts  
22 located within the area proposed for designation of an urban agricultural zone. Two members of the  
23 board shall be appointed by other affected taxing districts. The remaining four members shall be  
24 chosen by the chief elected officer of the municipality. The four members chosen by the chief  
25 elected officer of the municipality shall all be residents of the county or city not within a county in  
26 which the UAZ is to be located, and at least one of such four members shall have experience in or  
27 represent organizations associated with sustainable agriculture, urban farming, community  
28 gardening, or any of the activities or products authorized by this section for UAZs.

29 4. The school district member and the two affected taxing district members shall each have  
30 initial terms of five years. Of the four members appointed by the chief elected official, two shall  
31 have initial terms of four years, and two shall have initial terms of three years. Thereafter, members  
32 shall serve terms of five years. Each member shall hold office until a successor has been appointed.  
33 All vacancies shall be filled in the same manner as the original appointment. For inefficiency or  
34 neglect of duty or misconduct in office, a member of the board may be removed by the applicable  
35 appointing authority.

36 5. A majority of the members shall constitute a quorum of such board for the purpose of  
37 conducting business and exercising the powers of the board and for all other purposes. Action may  
38 be taken by the board upon a vote of a majority of the members present.

39 6. The members of the board annually shall elect a chair from among the members.

40 7. The role of the board shall be to conduct the activities necessary to advise the governing  
41 body on the designation of an urban agricultural zone and any other advisory duties as determined

1 by the governing body. The role of the board after the designation of an urban agricultural zone  
2 shall be review and assessment of zone activities.

3 8. Prior to the adoption of an ordinance proposing the designation of an urban agricultural  
4 zone, the urban agricultural board shall fix a time and place for a public hearing and notify each  
5 taxing district located wholly or partially within the boundaries of the proposed urban agricultural  
6 zone. The board shall send, by certified mail, a notice of such hearing to all taxing districts and  
7 political subdivisions in the area to be affected and shall publish notice of such hearing in a  
8 newspaper of general circulation in the area to be affected by the designation at least twenty days  
9 prior to the hearing but not more than thirty days prior to the hearing. Such notice shall state the  
10 time, location, date, and purpose of the hearing. At the public hearing any interested person or  
11 affected taxing district may file with the board written objections to, or comments on, and may be  
12 heard orally in respect to, any issues embodied in the notice. The board shall hear and consider all  
13 protests, objections, comments, and other evidence presented at the hearing. The hearing may be  
14 continued to another date without further notice other than a motion to be entered upon the minutes  
15 fixing the time and place of the subsequent hearing.

16 9. Following the conclusion of the public hearing required under subsection 8 of this  
17 section, the governing authority of the municipality may adopt an ordinance designating an urban  
18 agricultural zone.

19 10. The real property of the UAZ shall not be subject to assessment or payment of ad  
20 valorem taxes on real property imposed by the cities affected by this section, or by the state or any  
21 political subdivision thereof, for a period of up to twenty-five years as specified by ordinance under  
22 subsection 9 of this section, except to such extent and in such amount as may be imposed upon such  
23 real property during such period, as was determined by the assessor of the county in which such real  
24 property is located, or, if not located within a county, then by the assessor of such city, in an amount  
25 not greater than the amount of taxes due and payable thereon during the calendar year preceding the  
26 calendar year during which the urban agricultural zone was designated. The amounts of such tax  
27 assessments shall not be increased during such period so long as the real property is used in  
28 furtherance of the activities provided under the provisions of subdivision (15) of subsection 1 of this  
29 section. At the conclusion of the period of abatement provided by the ordinance, the property shall  
30 then be reassessed. If only a portion of real property is used as an UAZ, then only that portion of  
31 real property shall be exempt from assessment or payment of ad valorem taxes on such property, as  
32 provided by this section.

33 11. If the water services for the UAZ are provided by the municipality, the municipality may  
34 authorize a grower UAZ to pay wholesale water rates for the cost of water consumed on the UAZ.  
35 If available, the UAZ may pay fifty percent of the standard cost to hook onto the water source.

36 12. (1) Any local sales tax revenues received from the sale of agricultural products sold in  
37 the UAZ, or any local sales tax revenues received by a mobile unit associated with a vending UAZ  
38 selling agricultural products in the municipality in which the vending UAZ is located, shall be  
39 deposited in the urban agricultural zone fund established in subdivision (2) of this subsection. An  
40 amount equal to one percent shall be retained by the director of revenue for deposit in the general  
41 revenue fund to offset the costs of collection.

(2) There is hereby created in the state treasury the "Urban Agricultural Zone Fund", which shall consist of money collected under subdivision (1) of this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, shall be used for the purposes authorized by this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Fifty percent of fund moneys shall be made available to school districts. The remaining fifty percent of fund moneys shall be allocated to municipalities that have urban agricultural zones based upon the municipality's percentage of local sales tax revenues deposited into the fund. The municipalities shall, upon appropriation, provide fund moneys to urban agricultural zones within the municipality for improvements. School districts may apply to the department for money in the fund to be used for the development of curriculum on or the implementation of urban farming practices under the guidance of the University of Missouri extension service and a certified vocational agricultural instructor. The funds are to be distributed on a competitive basis within the school district or districts in which the UAZ is located pursuant to rules to be promulgated by the department, with special consideration given to the relative number of students eligible for free and reduced-price lunches attending the schools within such district or districts.

13. 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, 2013, shall be invalid and void.

14. The provisions of this section shall not apply to any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants.

265.300. The following terms as used in sections 265.300 to 265.470, unless the context otherwise indicates, mean:

(1) "Adulterated", any meat or meat product under one or more of the circumstances listed in Title XXI, Chapter 12, Section 601 of the United States Code as now constituted or hereafter amended;

(2) "Capable of use as human food", any carcass, or part or product of a carcass, of any animal unless it is denatured or otherwise identified, as required by regulation prescribed by the director, to deter its use as human food, or is naturally inedible by humans;

(3) "Cold storage warehouse", any place for storing meat or meat products which contains at any one time over two thousand five hundred pounds of meat or meat products belonging to any one private owner other than the owner or operator of the warehouse;

(4) "Commercial plant", any establishment in which livestock, poultry, or captive cervids



1 are slaughtered for transportation or sale as articles of commerce intended for or capable of use for  
2 human consumption, or in which meat or meat products are prepared for transportation or sale as  
3 articles of commerce, intended for or capable of use for human consumption;

4 (5) "Director", the director of the department of agriculture of this state, or his authorized  
5 representative;

6 (6) "Livestock", cattle, calves, sheep, swine, ratite birds including but not limited to ostrich  
7 and emu, aquatic products as ~~defined~~ described in section 277.024, llamas, alpaca, buffalo, bison,  
8 elk and captive cervids documented as obtained from a legal source and not from the wild, goats, or  
9 horses, other equines, or rabbits raised in confinement for human consumption;

10 (7) "Meat", any edible portion of livestock, poultry, or captive cervid carcass or part thereof;

11 (8) "Meat product", anything containing meat intended for or capable of use for human  
12 consumption, which is derived, in whole or in part, from livestock, poultry, or captive cervids;

13 (9) "Misbranded", any meat or meat product under one or more of the circumstances listed  
14 in Title XXI, Chapter 12, Section 601 of the United States Code as now constituted or hereafter  
15 amended;

16 (10) "Official inspection mark", the symbol prescribed by the director stating that an article  
17 was inspected and passed or condemned;

18 (11) "Poultry", any domesticated bird intended for human consumption;

19 (12) "Prepared", slaughtered, canned, salted, rendered, boned, cut up, or otherwise  
20 manufactured or processed;

21 (13) "Unwholesome":

22 (a) Processed, prepared, packed or held under unsanitary conditions;

23 (b) Produced in whole or in part from livestock, poultry, or captive cervids which have died  
24 other than by slaughter.

25 267.565. Unless the context requires otherwise, as used in sections 267.560 to 267.660, the  
26 following terms mean:

27 (1) "Accredited approved veterinarian", a veterinarian who has been accredited by the  
28 United States Department of Agriculture and approved by the state department of agriculture and  
29 who is duly licensed under the laws of Missouri to engage in the practice of veterinary medicine, or  
30 a veterinarian domiciled and practicing veterinary medicine in a state other than Missouri, duly  
31 licensed under laws of the state in which he resides, accredited by the United States Department of  
32 Agriculture, and approved by the chief livestock sanitary official of that state;

33 (2) "Animal", an animal of the equine, bovine, porcine, ovine, caprine, or species  
34 domesticated or semidomesticated;

35 (3) "Approved laboratory", a laboratory approved by the department;

36 (4) "Approved vaccine" or "bacterin", a vaccine or bacterin produced under the license of  
37 the United States Department of Agriculture and approved by the department for the immunization  
38 of animals against infectious and contagious disease;

39 (5) "Bird", a bird of the avian species;

40 (6) "Certified free herd", a herd of cattle, swine, goats or a flock of sheep or birds which has  
41 met the requirements and the conditions set forth in sections 267.560 to 267.660 and as required by

1 the department and as recommended by the United States Department of Agriculture, and for such  
2 status for a specific disease and for a herd of cattle, swine, goats or flock of sheep or birds in another  
3 state which has met those minimum requirements and conditions under the supervision of the  
4 livestock sanitary authority of the state in which said animals or birds are domiciled, and as  
5 recommended by the United States Department of Agriculture for such status for a specific disease;

6 (7) "Condition", upon examination of any animal or bird in this state by the state  
7 veterinarian or his or her duly authorized representative, the findings of which indicate the presence  
8 or suspected presence of a toxin in such animal or bird that warrants further examination or  
9 observation for confirmation of the presence or nonpresence of such toxin;

10 (8) "Department" or "department of agriculture", the department of agriculture of the state  
11 of Missouri, and when by this law the said department of agriculture is charged to perform a duty, it  
12 shall be understood to authorize the performance of such duty by the director of agriculture of the  
13 state of Missouri, or by the state veterinarian of the state of Missouri or his duly authorized deputies  
14 acting under the supervision of the director of agriculture;

15 (9) "Holding period", restriction of movement of animals or birds into or out of a premise  
16 under such terms and conditions as may be designated by order of the state veterinarian or his or her  
17 duly authorized representative prior to confirmation of a contagious disease or condition;

18 (10) "Infected animal" or "infected bird", an animal or bird which shows a positive reaction  
19 to any recognized serological test or growth on culture or any other recognized test for the detection  
20 of any disease of livestock or poultry as approved by the department or when clinical symptoms and  
21 history justifies designating such animal or bird as being infected with a contagious or infectious  
22 disease;

23 (11) "Isolated" or "isolation", a condition in which animals or birds are quarantined to a  
24 certain designated premises and quarantined separately and apart from any other animals or birds on  
25 adjacent premises;

26 (12) "Licensed market", a market as defined and licensed under chapter 277;

27 (13) "Livestock", horses, cattle, swine, sheep, goats, ratite birds including but not limited to  
28 ostrich and emu, aquatic products as ~~defined~~ described in section 277.024, llamas, alpaca, buffalo,  
29 bison, elk and captive cervids documented as obtained from a legal source and not from the wild  
30 and raised in confinement for human consumption or animal husbandry, poultry and other  
31 domesticated animals or birds;

32 (14) "Official health certificate" is a legal record covering the requirements of the state of  
33 Missouri executed on an official form of the standard size from the state of origin and approved by  
34 the proper livestock sanitary official of the state of origin or an equivalent form provided by the  
35 United States Department of Agriculture and issued by an approved, accredited, licensed, graduate  
36 veterinarian;

37 (15) "Public stockyards", any public stockyards located within the state of Missouri and  
38 subject to regulations of the United States Department of Agriculture or the Missouri department of  
39 agriculture;

40 (16) "Quarantine", a condition in which an animal or bird of any species is restricted in  
41 movement to a particular premises under such terms and conditions as may be designated by order

1 of the state veterinarian or his duly authorized deputies;

2 (17) "Traders" or "dealers", any person, firm or corporation engaged in the business of  
3 buying, selling or exchange of livestock on any basis other than on a commission basis at any sale  
4 pen, concentration point, farm, truck or other conveyance including persons, firms or corporations  
5 employed as an agent of the vendor or purchaser excluding public stockyards under federal  
6 supervision or markets licensed under sections 267.560 to 267.660 and under the supervision of the  
7 department, breed association sales or any private farm sale.

8 277.020. The following terms as used in this chapter mean:

9 (1) "Livestock", cattle, swine, sheep, ratite birds including but not limited to ostrich and  
10 emu, aquatic products as [defined] described in section 277.024, llamas, alpaca, buffalo, bison, elk  
11 and captive cervids documented as obtained from a legal source and not from the wild and raised in  
12 confinement for human consumption or animal husbandry, goats and poultry, equine and exotic  
13 animals;

14 (2) "Livestock market", a place of business or place where livestock is concentrated for the  
15 purpose of sale, exchange or trade made at regular or irregular intervals, whether at auction or not,  
16 except this definition shall not apply to any public farm sale or purebred livestock sale, or to any  
17 sale, transfer, or exchange of livestock from one person to another person for movement or transfer  
18 to other farm premises or directly to a licensed market;

19 (3) "Livestock sale", the business of mediating, for a commission, or otherwise, sale,  
20 purchase, or exchange transactions in livestock, whether or not at a livestock market; except the  
21 term "livestock sale" shall not apply to order buyers, livestock dealers or other persons acting  
22 directly as a buying agent for any third party;

23 (4) "Person", individuals, partnerships, corporations and associations;

24 (5) "State veterinarian", the state veterinarian of the Missouri state department of  
25 agriculture."; and

26  
27 Further amend said bill by amending the title, enacting clause, and intersectional references  
28 accordingly.