

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 59
101ST GENERAL ASSEMBLY

0592H.03C

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapters 51, 52, 53, 54, 55, 59, and 578, RSMo, by adding thereto seven new sections relating to protection of first responders, with penalty provisions.

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

Section A. Chapters 51, 52, 53, 54, 55, 59, and 578, RSMo, are amended by adding
2 thereto seven new sections, to be known as sections 51.167, 52.318, 53.008, 54.269, 55.310,
3 59.665, and 578.710, to read as follows:

51.167. 1. For purposes of this section, the following terms mean:

2 **(1) "First responder", the same meaning as defined in section 578.710;**

3 **(2) "Personal information", the same meaning as defined in section 407.1500.**

4 **2. Except as provided under subsections 3 and 4 of this section, electronic records**
5 **retained by a county clerk shall not disclose the home address or any personal information**
6 **of an active or retired first responder, or use a data element that discloses such person's**
7 **address or information, if the active or retired first responder notifies the county clerk that**
8 **he or she wants his or her home address and personal information kept confidential and**
9 **protected from view by members of the general public.**

10 **3. An active or retired first responder may request that the county clerk allow**
11 **access to information protected under subsection 2 of this section to a designated**
12 **representative or entity. Such request shall be made in writing to the county clerk.**

13 **4. Any person licensed under section 381.115, or such licensee's designated agent,**
14 **shall have unrestricted access to information protected under subsection 2 of this section.**

15 **5. The prohibition on information and address disclosure under subsection 2 of this**
16 **section shall expire upon:**

17 **(1) The sale of any property subject to an address restriction; or**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **(2) The death of the active or retired first responder, except that the prohibitions**
19 **on disclosure shall continue if the active or retired first responder's spouse continues to**
20 **reside on the property with the address restriction; in such case, the prohibitions on**
21 **disclosure shall expire upon the death of the first responder's spouse.**

52.318. 1. For purposes of this section, the following terms mean:

2 **(1) "First responder", the same meaning as defined in section 578.710;**

3 **(2) "Personal information", the same meaning as defined in section 407.1500.**

4 **2. Except as provided under subsections 3 and 4 of this section, electronic records**
5 **retained by a county collector shall not disclose the home address or any personal**
6 **information of an active or retired first responder, or use a data element that discloses such**
7 **person's address or information, if the active or retired first responder notifies the county**
8 **collector that he or she wants his or her home address and personal information kept**
9 **confidential and protected from view by members of the general public.**

10 **3. An active or retired first responder may request that the county collector allow**
11 **access to information protected under subsection 2 of this section to a designated**
12 **representative or entity. Such request shall be made in writing to the county collector.**

13 **4. Any person licensed under section 381.115, or such licensee's designated agent,**
14 **shall have unrestricted access to information protected under subsection 2 of this section.**

15 **5. The prohibition on information and address disclosure under subsection 2 of this**
16 **section shall expire upon:**

17 **(1) The sale of any property subject to an address restriction; or**

18 **(2) The death of the active or retired first responder, except that the prohibitions**
19 **on disclosure shall continue if the active or retired first responder's spouse continues to**
20 **reside on the property with the address restriction; in such case, the prohibitions on**
21 **disclosure shall expire upon the death of the first responder's spouse.**

53.008. 1. For purposes of this section, the following terms mean:

2 **(1) "First responder", the same meaning as defined in section 578.710;**

3 **(2) "Personal information", the same meaning as defined in section 407.1500.**

4 **2. Except as provided under subsections 3 and 4 of this section, electronic records**
5 **retained by a county assessor shall not disclose the home address or any personal**
6 **information of an active or retired first responder, or use a data element that discloses such**
7 **person's address or information, if the active or retired first responder notifies the county**
8 **assessor that he or she wants his or her home address and personal information kept**
9 **confidential and protected from view by members of the general public.**

10 **3. An active or retired first responder may request that the county assessor allow**
11 **access to information protected under subsection 2 of this section to a designated**
12 **representative or entity. Such request shall be made in writing to the county assessor.**

13 **4. Any person licensed under section 381.115, or such licensee's designated agent,**
14 **shall have unrestricted access to information protected under subsection 2 of this section.**

15 **5. The prohibition on information and address disclosure under subsection 2 of this**
16 **section shall expire upon:**

17 **(1) The sale of any property subject to an address restriction; or**

18 **(2) The death of the active or retired first responder, except that the prohibitions**
19 **on disclosure shall continue if the active or retired first responder's spouse continues to**
20 **reside on the property with the address restriction; in such case, the prohibitions on**
21 **disclosure shall expire upon the death of the first responder's spouse.**

54.269. 1. For purposes of this section, the following terms mean:

2 **(1) "First responder", the same meaning as defined in section 578.710;**

3 **(2) "Personal information", the same meaning as defined in section 407.1500.**

4 **2. Except as provided under subsections 3 and 4 of this section, electronic records**
5 **retained by a county treasurer shall not disclose the home address or any personal**
6 **information of an active or retired first responder, or use a data element that discloses such**
7 **person's address or information, if the active or retired first responder notifies the county**
8 **treasurer that he or she wants his or her home address and personal information kept**
9 **confidential and protected from view by members of the general public.**

10 **3. An active or retired first responder may request that the county treasurer allow**
11 **access to information protected under subsection 2 of this section to a designated**
12 **representative or entity. Such request shall be made in writing to the county treasurer.**

13 **4. Any person licensed under section 381.115, or such licensee's designated agent,**
14 **shall have unrestricted access to information protected under subsection 2 of this section.**

15 **5. The prohibition on information and address disclosure under subsection 2 of this**
16 **section shall expire upon:**

17 **(1) The sale of any property subject to an address restriction; or**

18 **(2) The death of the active or retired first responder, except that the prohibitions**
19 **on disclosure shall continue if the active or retired first responder's spouse continues to**
20 **reside on the property with the address restriction; in such case, the prohibitions on**
21 **disclosure shall expire upon the death of the first responder's spouse.**

55.310. 1. For purposes of this section, the following terms mean:

2 **(1) "First responder", the same meaning as defined in section 578.710;**

3 **(2) "Personal information", the same meaning as defined in section 407.1500.**

4 **2. Except as provided under subsections 3 and 4 of this section, electronic records**
5 **retained by a county auditor shall not disclose the home address or any personal**
6 **information of an active or retired first responder, or use a data element that discloses such**
7 **person's address or information, if the active or retired first responder notifies the county**
8 **auditor that he or she wants his or her home address and personal information kept**
9 **confidential and protected from view by members of the general public.**

10 **3. An active or retired first responder may request that the county auditor allow**
11 **access to information protected under subsection 2 of this section to a designated**
12 **representative or entity. Such request shall be made in writing to the county auditor.**

13 **4. Any person licensed under section 381.115, or such licensee's designated agent,**
14 **shall have unrestricted access to information protected under subsection 2 of this section.**

15 **5. The prohibition on information and address disclosure under subsection 2 of this**
16 **section shall expire upon:**

17 **(1) The sale of any property subject to an address restriction; or**

18 **(2) The death of the active or retired first responder, except that the prohibitions**
19 **on disclosure shall continue if the active or retired first responder's spouse continues to**
20 **reside on the property with the address restriction; in such case, the prohibitions on**
21 **disclosure shall expire upon the death of the first responder's spouse.**

59.665. 1. For purposes of this section, the following terms mean:

2 **(1) "First responder", the same meaning as defined in section 578.710;**

3 **(2) "Personal information", the same meaning as defined in section 407.1500.**

4 **2. Except as provided under subsections 3 and 4 of this section, electronic records**
5 **retained by a county recorder of deeds shall not disclose the home address or any personal**
6 **information of an active or retired first responder, or use a data element that discloses such**
7 **person's address or information, if the active or retired first responder notifies the county**
8 **recorder of deeds that he or she wants his or her home address and personal information**
9 **kept confidential and protected from view by members of the general public.**

10 **3. An active or retired first responder may request that the county recorder of**
11 **deeds allow access to information protected under subsection 2 of this section to a**
12 **designated representative or entity. Such request shall be made in writing to the county**
13 **recorder of deeds.**

14 **4. Any person licensed under section 381.115, or such licensee's designated agent,**
15 **shall have unrestricted access to information protected under subsection 2 of this section.**

16 **5. The prohibition on information and address disclosure under subsection 2 of this**
17 **section shall expire upon:**

18 **(1) The sale of any property subject to an address restriction; or**

19 (2) The death of the active or retired first responder, except that the prohibitions
20 on disclosure shall continue if the active or retired first responder's spouse continues to
21 reside on the property with the address restriction; in such case, the prohibitions on
22 disclosure shall expire upon the death of the first responder's spouse.

578.710. 1. For purposes of this section, the following terms mean:

2 (1) "First responder", any peace officer as defined in section 590.010; paid or
3 volunteer firefighter; uniformed employee of the office of the state fire marshal; emergency
4 medical technician; emergency room, hospital, or trauma center personnel; parole officer;
5 probation officer; state correctional employee; water safety officer; park ranger;
6 conservation officer; air ambulance pilot; air ambulance registered professional nurse; air
7 ambulance registered respiratory therapist; or air ambulance flight crew member;

8 (2) "Personal information", the same meaning as defined in section 407.1500.

9 2. A person commits the offense of unlawful posting of personally identifying
10 information over the internet if he or she knowingly posts the name, home address, Social
11 Security number, telephone number, or other personal information of any first responder
12 on the internet intending to cause great bodily harm or death to the first responder or
13 threatening to cause great bodily harm or death to the first responder.

14 3. The offense of unlawful posting of personally identifying information over the
15 internet is a class A misdemeanor.

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