

# HOUSE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL 27

Section	Original Bill	Status As of 4/29/2021	Description
<b>49.310, 476.083, RSMo49</b>	<b>SS SCS SB 27</b>	<b>Referred to Downsizing Government</b>	This bill provides that a presiding circuit judge may establish rules for courtrooms, jury rooms, and chambers or offices of the court in any courthouse that contains both a county office and a courtroom, while the county commission shall have authority over all other areas. Currently, a circuit court marshal appointed by a presiding circuit judge oversees the physical security of a courthouse. This bill provides that the circuit court marshal oversees the physical security of courtrooms, jury rooms, and chambers of offices of the court.
<b>50.166,</b>	<b>SS SCS SB 27</b>	<b>Referred to Downsizing Government</b>	Under current law, a county clerk may transmit in the form of a warrant the amount due for a grant, salary, pay, and expenses to the county treasurer. This bill provides that, upon request, the county treasurer shall have access to any financially relevant document in the possession of any county official for the purposes of processing a warrant. If the warrant is received in the absence of a check, then the county treasurer shall have access to the information necessary to process the warrant. Additionally, no official of any county shall refuse a request from the county treasurer for access to or a copy of any document in the possession of a county office that is financially relevant to the salaries of county officers and assistants; however, a county official may redact, remove, or delete any personal identifying information before submission to the county treasurer. Finally, no county treasurer shall refuse to release funds for the payment of any properly approved expenditure.
<b>50.327</b>	<b>SS SCS SB 27</b>	<b>Referred to Downsizing Government</b>	Under current law, the compensation for non-charter county coroners is based on salary schedules established by law. This bill specifies that upon majority approval of the salary commission, the annual compensation of a county coroner may be increased up to \$14,000 greater than the compensation provided by the salary schedule established by law.
<b>50.530</b>	<b>SS SCS SB 27</b>	<b>Referred to Downsizing Government</b>	This amendment repeals the provision that in Cass County the presiding commissioner shall be the budget officer unless the county commission designates the county clerk as the budget officer.
<b>59.021 and 59.100</b>	<b>SS SCS SB 27</b>	<b>Referred to Downsizing Government</b>	This bill provides that each candidate for county recorder shall provide to the election authority a copy of an affidavit from a surety company authorized to do business in this state that indicates the candidate is about to satisfy the bond requirements of the office. Additionally, under current law, all recorders of deeds elected in first, second, and third

			<p>classification counties shall enter into bond with the state for an amount set by the county commission. However, this amount shall not be less than \$1000 with sufficient sureties. Under this bill, these provisions shall only apply to recorders of deeds elected prior to January 1, 2022.</p> <p>This bill provides that all recorders of deeds elected after December 31, 2021, in first, second, and third classification counties shall enter into bond with the state for an amount set by the county commission of not be less than \$5000 with sufficient sureties.</p>
<b>115.127</b>	<b>SS SCS SB 27</b>	<b>Referred to Downsizing Government</b>	<p>Under current law, the period for filing a declaration of candidacy in certain political subdivisions and special districts is from 8:00 a.m. on the 16th Tuesday prior to the election until 5:00 p.m. on the 11th Tuesday prior to the election. Additionally, the opening date for filing a declaration of candidacy in Kansas City, and any political subdivision or special district within Kansas City, is 8:00 a.m. on the 15th Tuesday prior to the election until 5:00 p.m. on the 11th Tuesday prior to the election.</p> <p>This bill makes the filing period for declarations of candidacy in all political subdivisions and special districts that have not otherwise required a filing period by law or charter to be 8:00 a.m. on the 17th Tuesday prior to the election until 5:00 p.m. on the 14th Tuesday prior to the election.</p>
<b>221.105</b>	<b>SS SCS SB 27</b>	<b>Referred to Downsizing Government</b>	<p>Under current law, the Department of Corrections shall issue a reimbursement to a county for the actual cost of incarceration of a prisoner not to exceed certain amounts as provided in the bill. However, the amount shall not be less than the amount appropriated in the previous fiscal year.</p> <p>This bill repeals the provision that the amount reimbursed to counties shall not be less than the amount appropriated in the previous fiscal year.</p>
<b>451.040</b>	<b>SS SCS SB 27</b>	<b>Referred to Downsizing Government</b>	<p>This bill provides that applicants for a marriage license may present an application for the license to the recorder of deeds in person or electronically through an online process. Additionally, in the event a recorder of deeds utilizes an online process to accept applications for a marriage license or to issue a marriage license and the applicants' identity has not been verified in person, the recorder shall have a two-step identity verification process or other process that verifies the identity of the applicants. Finally, the recorder shall not accept applications for or issue marriage licenses through an online process unless at least one of the applicants is a resident of the county in which the application was submitted.</p>

<b>50.332</b>	<b>SCA 8252S21.01S</b>		Allows for county officers to contract with municipalities in their county to perform similar duties for the municipalities, including collector treasurer and assessor duties. The HCS removes this section.
<b>27.010, 51.050, 55.060, 58.030, 60.010, 77.230, 79.080, 105.035, 162.291, 190.050, 204.610, 247.060, 249.140, 321.130, 483.010</b>	<b>HB 685 (Perfected)</b>	<b>Referred to the Senate</b>	This bill lowers the minimum age requirement to 21 years for holding various county offices and special district board memberships. Included in the offices and districts affected are: county clerk; county auditor; county coroner; county surveyor; seven-director school board; ambulance district board; sewer district trustee; public water supply district board; emergency telephone services board; hospital district board; public water supply district board; fire protection district board; court clerk; and mayor for third or fourth class cities. The bill also requires a person appointed to elective public office not be delinquent in the payment of state income tax, personal property tax, municipal tax or real property tax. A residency requirement for the Office of Attorney General is also repealed.
<b>478.240, 483.240, 483.241, 483.245</b>	<b>HCS HB 807</b>	<b>Passed out of Rules</b>	This bill authorizes elected circuit clerks to have general administrative authority over judicial personnel including deputy circuit clerks, division clerks, and other court personnel, but excluding court officials. An elected circuit clerk may appoint and remove deputy clerks and division clerks and establish salaries for such positions based upon salary ranges established by Missouri Supreme Court Administrative Rules. The assignment of clerks to particular judges and specified record keeping functions will also be under the purview of the circuit clerk. The bill repeals various provisions authorizing the presiding judge or the entire circuit court to regulate court clerks and associated functions.
<b>192.027</b>	<b>HCS HB 1358</b>	<b>Referred to Rules</b>	The bill creates the "True COVID Liability Act" and contains declarative statements regarding epidemiology, public policy relating to contagious diseases including COVID-19, susceptibility to contagious diseases, personal accountability, legal liability and government-mandated responses as outlined. The bill prohibits the state or any political subdivision thereof from, as a response to a contagious disease, quarantining an individual in any way; limiting the use of otherwise lawful activities in any private property or premises in which extraordinary prevalence of a contagious disease has not been proven; revoking any business license based on an individual's or entity's decision regarding recommendations from a government or scientific entity. No individual, owner, or entity shall be subject to criminal or civil liability in any action alleging exposure to a contagious disease on premises controlled by such person unless they

			knowingly and purposely, exposed an individual to a contagious disease where such exposure caused the exposed individual to suffer from a clinical disease. This section contains an emergency clause.
<b>49.266,</b>	<b>HB 351</b>	<b>Passed out of Rules</b>	This bill authorizes the county commission in all noncharter counties to promulgate reasonable regulations concerning the use of county property. Currently, the county commissions in all first, second, and fourth counties are authorized to promulgate the regulations.
<b>140.981</b>	<b>HB 563</b>	<b>Referred to the Senate</b>	This bill adds certain cities to the provisions in law that authorize home rule cities to establish land bank agencies.
<b>115.044, 115.075</b>	<b>HCA 0469S03.04H</b>		Prohibits any person from contributing gifts to election officials or state employees These provisions contain an emergency clause.
<b>130.011, 130.021, 130.031, 130.036, 130.041</b>	<b>HCS 104</b>	<b>Referred to Rules Admin Oversight</b>	This bill allows the use of electronic payment systems, such as credit and debit cards by specified committees provided that expenditures are paid through the official depository account. Credit card statements and records which provide a written record of all transactions shall be maintained by the treasurer or person responsible for record keeping for the committee. Records are available for inspection by the Missouri ethics commission. Expenditure reports under Section 130.041 shall include the total of expenditures made by electronic methods.
<b>67.2680</b>	<b>1018H02.15H</b>	<b>Adopted in HB 554</b>	Prohibits the state or any other political subdivision from imposing any new tax, license, or fee in addition to any tax, license, or fee already authorized on or before August 28, 2021, upon the provision of satellite or streaming video service.
<b>77.680</b>	<b>Similar to SB 384</b>		If a statute or ordinance authorizes the mayor of a city of a third classification appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city. Similar residency requirements for Board members appointed for the purpose of managing a city's municipal utilities.
<b>447.541</b>	<b>0831S01.03H</b>		Provides that the State Treasurer can provide required notices regarding abandoned property by any other method that the Treasurer deems appropriate and consistent with the intent of the existing notice requirements
<b>475.120</b>	<b>Similar to HB 978</b>		Currently, the general powers and duties of a guardian of an incapacitated person are, among others, to take charge of the person of the ward and to provide for the ward's care, treatment, habilitation, education, support, and maintenance. This bill repeals the specified duties but allows a guardian to exercise authority only as necessitated by the adult ward's limitations and, to the extent possible, encourage the adult ward to participate in decisions, act on the adult ward's own behalf, and develop or regain the capacity to manage the adult ward's personal affairs.

<b>50.815 50.820</b>	<b>HB 381 Perfected</b>	<b>Perfected in the House 4/26</b>	This bill requires all non-charter counties, by the first Monday in March, to prepare and publish in a qualified newspaper a financial statement for the previous year. The financial statement shall include the name, office, and current gross annual salary of each elected or appointed county official whose salary is set by the County Salary Commission. The County Clerk or other officer responsible for the preparation of the financial statement shall preserve the documents relied upon in the making of the financial statements and shall provide an electronic copy free of charge to any newspaper requesting a copy of the data. Currently, these requirements only apply to counties of the first classification.
<b>196.298</b>	<b>HCS 357</b>	<b>Referred to the Senate</b>	Currently, cottage food production operations must have an annual gross income of \$50,000 or less and are prohibited from selling food through the Internet. This bill removes the cap on annual gross income and the prohibition on online sales, provided that the cottage food production operation and purchaser are both located in Missouri.
<b>49.310 (subsection change)</b>	<b>HCA 0469H04.08H Similar to HB 678</b>		Amends subsection 3 of 49.310 to say “In the absence of a local agreement otherwise, for any courthouse that contains both county offices and court facilities, the presiding judge of the circuit may establish rules and procedures for court facilities and areas necessary for court-related ingress, court-related egress and other reasonable court-related usage, but the county commission shall have authority over all other areas of the courthouse.”
<b>91.025 386.800 393.106 394.020 394.315</b>	<b>HCA 0469H04.10H  Similar to HB 692 and SB 334</b>		<p>In the event that a retail electric supplier is providing service to a structure located within a city, town or village that has ceased to be a rural area, and such structure is demolished and replaced by a new structure, such retail electric service supplier may provide permanent service to the new structure upon the request of the owner of the new structure.</p> <p>Any municipally owned electric utility may extend pursuant to lawful annexation its electric service territory to include areas where another electric service supplier is not currently serving a structure but has existing electric service facilities located in or within one mile outside the boundaries of the area proposed to be annexed, provided it first notifies in writing the affected electric service supplier within 60 days prior to the effective date of the proposed annexation. If the affected electric service supplier objects, it shall follow procedures set forth.</p>
<b>115.1070</b>	<b>HCS 472</b>	<b>House calendar for Perfection</b>	This bill requires election authorities to use tabulating software developed, owned, and maintained by a business entity registered in the United States and owned by a citizen. If the business is publicly held, then the Board of Directors and a majority of stockholders shall be United States citizens. The business shall not be a subsidiary of any multinational firm and must have its principal place of business in the United States. The bill requires the Secretary of State (SOS) to retain and make available, to any

			resident or citizen of this state, the full corresponding source code of any software or hardware containing software or firmware that was used for election tabulation. The SOS shall retain the information for 10 years.
<b>67.405</b>	<b>HB 511</b>	<b>House Calendar for Perfection</b>	This bill prohibits the state and any political subdivision of the state from making or enforcing any statute, ordinance, or rule regarding the parking of an unlicensed motor vehicle on private property if the vehicle is wholly within the property boundaries, is parked on a surface suitable for a driveway or parking area, and is not supported by any device other than its own tires unless it is being repaired for a period not to exceed 72 hours. The bill also prohibits the state and any political subdivision from making or enforcing any statute, ordinance, or rule, except for a statute, ordinance, or rule restricting air pollution or noise pollution, that would prohibit or penalize a noncorporate owner or renter of a private, single family residence from using the residence in a way that does not pose a clear and present danger to the health or safety of the neighbors, or would require a noncorporate owner or renter of a private residence to use the property in a way contrary to the wishes of the owner or renter.
<b>59.310, 59.313, 442.403</b>	<b>HB 1062</b>	<b>Second Read</b>	This bill prohibits any deed recorded after August 28, 2021, from containing a reference to a specific portion of a restrictive covenant that relates to the race, color, religion, or national origin of any person. The recorder of deeds can refuse to record it. An owner of real property subject to a restrictive covenant that relates to the race, color, religion, or national origin of any person can release it by filing a certificate of release of prohibited covenants with the recorder of deeds either prior to recording a deed of conveyance of such property or upon discovering that the prohibited covenant exists.
<b>67.1153 67.1158,</b>	<b>HB 1094</b>	<b>Referred to Rules</b>	This bill changes who appoints members to a county convention and sports facilities authority from the Governor with the advice and consent of the Senate, to the County Executive of the county in which the authority is created with the advice and consent of the county governing body, or the county governing body if there is no county executive. The bill adds a third alternative choice for a county for the collection and administration of the tax charged for all sleeping rooms and transient guests of hotels and motels situated in the county. This alternative authorizes the county to enter into an agreement with the authority for the authority to collect the tax and perform all functions incident to the administration, collection, enforcement, and operation of the tax. If the county collects the authorized tax, the tax for each calendar quarter is due on the first day of the next calendar quarter. The entity collecting the tax must collect a penalty of 1% per month and must collect interest of 2% per month on taxes that are not paid within 30 days of the last day of the quarter. Any penalty or interest will be calculated beginning on the original due date. The authority, in its discretion, may abate a portion of the penalty to facilitate the voluntary payment of the tax. Lawsuits to enforce the collection and payment of the tax will be filed and prosecuted by the

			authority, and the authority must file a motion to recover as damages, litigation expenses, in addition to attorney's fee and court costs.
<b>70.631</b>	<b>HB 1157</b>	<b>Passed out of Rules</b>	Currently, political subdivisions located in third class counties and Cape Girardeau County may, by majority vote of the governing body, elect to cover certain employee classes as public safety personnel members in the Local Government Employees' Retirement System (LAGERS). This bill adds political subdivisions located in counties of the second classification and any county of the first classification with more than 65,000 but fewer than 75,000 inhabitants and with a county seat with more than 15,000 but fewer than seventeen thousand inhabitants, allowing St. Francis County to also cover such employee classes.
<b>451.040</b>	<b>HCA 0469H04.18H</b>		Takes out Section 50.332 and adds language to Section 451.040 that both applicants have to be at least 18 years of age.
<b>105.030</b>	<b>HCA 0469H04.22H</b>		Excludes associate circuit and circuit judges from being define as County office in subsection 2 of Section 105.030.
<b>64.805 64.870 230.205</b>	<b>HB 158 and 161</b>	<b>Referred to the Senate/House calendar for Perfection</b>	Increases the meeting fee for members of a county planning commission from not more than \$25 per meeting to not more than \$75 per meeting. The bill also establishes a meeting fee for members of a county board of zoning adjustment of not more than \$75 per meeting. Currently, a county that has adopted the Alternative County Highway Commission under Sections 230.200 to 230.260, RSMo, may only abolish it by a vote of the people. This bill adds by a vote of the Governing Body as an additional method. Currently, once abolished, or in counties that did not adopt the Alternative County Highway Commission, the county shall retain the County Highway Commission under Sections 230.010 to 230.110. This bill allows the county to adopt the County Highway Commission or the county road overseers provided under Sections 231.010 to 231.130.