

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 799,
2 Page 1, Section A, Line 5, by inserting after said section and line the following:

3
4 "67.145. 1. No political subdivision of this state shall prohibit any first responder from
5 engaging in any political activity while off duty and not in uniform, being a candidate for elected or
6 appointed public office, or holding such office unless such political activity or candidacy is
7 otherwise prohibited by state or federal law.

8 2. As used in this section, "first responder" means any person trained and authorized by law
9 or rule to render emergency medical assistance or treatment. Such persons may include, but shall
10 not be limited to, emergency first responders, telecommunicator first responders, police officers,
11 sheriffs, deputy sheriffs, firefighters, ambulance attendants and attendant drivers, emergency
12 medical technicians, mobile emergency medical technicians, emergency medical technician-
13 paramedics, registered nurses, or physicians.

14 70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to
15 cover emergency [~~telecommunicators~~] telecommunicator first responders, jailors, and emergency
16 medical service personnel as public safety personnel members of the system. The clerk or secretary
17 of the political subdivision shall certify an election concerning the coverage of emergency
18 [~~telecommunicators~~] telecommunicator first responders, jailors, and emergency medical service
19 personnel as public safety personnel members of the system to the board within ten days after such
20 vote. The date in which the political subdivision's election becomes effective shall be the first day
21 of the calendar month specified by such governing body, the first day of the calendar month next
22 following receipt by the board of the certification of the election, or the effective date of the political
23 subdivision's becoming an employer, whichever is the latest date. Such election shall not be
24 changed after the effective date. If the election is made, the coverage provisions shall be applicable
25 to all past and future employment with the employer by present and future employees. If a political
26 subdivision makes no election under this section, no emergency telecommunicator first responder,
27 jailor, or emergency medical service personnel of the political subdivision shall be considered public
28 safety personnel for purposes determining a minimum service retirement age as defined in section
29 70.600.

30 2. If an employer elects to cover emergency [~~telecommunicators~~] telecommunicator first

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1 responders, jailors, and emergency medical service personnel as public safety personnel members of
2 the system, the employer's contributions shall be correspondingly changed effective the same date as
3 the effective date of the political subdivision's election.

4 3. The limitation on increases in an employer's contributions provided by subsection 6 of
5 section 70.730 shall not apply to any contribution increase resulting from an employer making an
6 election under the provisions of this section.

7 4. The provisions of this section shall only apply to counties of the third classification and
8 any county of the first classification with more than seventy thousand but fewer than eighty-three
9 thousand inhabitants and with a city of the fourth classification with more than thirteen thousand
10 five hundred but fewer than sixteen thousand inhabitants as the county seat, and any political
11 subdivisions located, in whole or in part, within such counties.

12 170.310. 1. For school year 2017-18 and each school year thereafter, upon graduation from
13 high school, pupils in public schools and charter schools shall have received thirty minutes of
14 cardiopulmonary resuscitation instruction and training in the proper performance of the Heimlich
15 maneuver or other first aid for choking given any time during a pupil's four years of high school.

16 2. Beginning in school year 2017-18, any public school or charter school serving grades
17 nine through twelve shall provide enrolled students instruction in cardiopulmonary resuscitation.
18 Students with disabilities may participate to the extent appropriate as determined by the provisions
19 of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act.
20 Instruction shall be included in the district's existing health or physical education curriculum.
21 Instruction shall be based on a program established by the American Heart Association or the
22 American Red Cross, or through a nationally recognized program based on the most current national
23 evidence-based emergency cardiovascular care guidelines, and psychomotor skills development
24 shall be incorporated into the instruction. For purposes of this section, "psychomotor skills" means
25 the use of hands-on practicing and skills testing to support cognitive learning.

26 3. The teacher of the cardiopulmonary resuscitation course or unit shall not be required to be
27 a certified trainer of cardiopulmonary resuscitation if the instruction is not designed to result in
28 certification of students. Instruction that is designed to result in certification being earned shall be
29 required to be taught by an authorized cardiopulmonary instructor. Schools may develop
30 agreements with any local chapter of a voluntary organization of first responders to provide the
31 required hands-on practice and skills testing. For purposes of this subsection, first responders shall
32 include telecommunicator first responders as defined in section 650.320.

33 4. The department of elementary and secondary education may promulgate rules to
34 implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that
35 is created under the authority delegated in this section shall become effective only if it complies
36 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This
37 section and chapter 536 are nonseverable and if any of the powers vested with the general assembly
38 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are
39 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or
40 adopted after August 28, 2012, shall be invalid and void.

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

(1) "Bioterrorism", the intentional use of any microorganism, virus, infectious substance, or biological product that may be engineered as a result of biotechnology or any naturally occurring or bioengineered component of any microorganism, virus, infectious substance, or biological product to cause death, disease, or other biological malfunction in a human, an animal, a plant, or any other living organism to influence the conduct of government or to intimidate or coerce a civilian population;

(2) "Department", the Missouri department of health and senior services;

(3) "Director", the director of the department of health and senior services;

(4) "Disaster locations", any geographical location where a bioterrorism attack, terrorist attack, catastrophic or natural disaster, or emergency occurs;

(5) "First responders", state and local law enforcement personnel, telecommunicator first responders, including highway patrol telecommunicators, fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies;

(6) "Highway patrol telecommunicator", authorized communication division personnel whose primary responsibility includes directly responding to emergency communications and who meet the training requirements under section 650.340.

2. The department shall offer a vaccination program for first responders who may be exposed to infectious diseases when deployed to disaster locations as a result of a bioterrorism event or a suspected bioterrorism event. The vaccinations shall include, but are not limited to, smallpox, anthrax, and other vaccinations when recommended by the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices.

3. Participation in the vaccination program shall be voluntary by the first responders, except for first responders who, as determined by their employer, cannot safely perform emergency responsibilities when responding to a bioterrorism event or suspected bioterrorism event without being vaccinated. The recommendations of the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices shall be followed when providing appropriate screening for contraindications to vaccination for first responders. A first responder shall be exempt from vaccinations when a written statement from a licensed physician is presented to their employer indicating that a vaccine is medically contraindicated for such person.

4. If a shortage of the vaccines referred to in subsection 2 of this section exists following a bioterrorism event or suspected bioterrorism event, the director, in consultation with the governor and the federal Centers for Disease Control and Prevention, shall give priority for such vaccinations to persons exposed to the disease and to first responders who are deployed to the disaster location.

5. The department shall notify first responders concerning the availability of the vaccination program described in subsection 2 of this section and shall provide education to such first responders and their employers concerning the vaccinations offered and the associated diseases.

6. The department may contract for the administration of the vaccination program described

in subsection 2 of this section with health care providers, including but not limited to local public health agencies, hospitals, federally qualified health centers, and physicians.

7. The provisions of this section shall become effective upon receipt of federal funding or federal grants which designate that the funding is required to implement vaccinations for first responders in accordance with the recommendations of the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices. Upon receipt of such funding, the department shall make available the vaccines to first responders as provided in this section."; and

Further amend said bill, Page 16, Section 589.565, Line 20, by inserting after said section and line the following:

"650.320. For the purposes of sections 650.320 to 650.340, the following terms mean:

(1) "Ambulance service", the same meaning given to the term in section 190.100;

(2) "Board", the Missouri 911 service board established in section 650.325;

~~[(2)]~~ (3) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(4) "Medical director", the same meaning given to the term in section 190.100;

(5) "Memorandum of understanding", the same meaning given to the term in section 190.100;

(6) "Public safety answering point", the location at which 911 calls are answered;

~~[(3)]~~ (7) "Telecommunicator first responder", any person employed as an emergency [telephone worker,] call taker or public safety dispatcher whose duties include receiving, processing or transmitting public safety information received through a 911 public safety answering point.

650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary

1 interest relates to issues pertaining to sheriffs;

2 (9) One member chosen to represent counties of the second, third, and fourth classification;

3 (10) One member chosen to represent counties of the first classification, counties with a
4 charter form of government, and cities not within a county;

5 (11) One member chosen to represent telecommunications service providers;

6 (12) One member chosen to represent wireless telecommunications service providers;

7 (13) One member chosen to represent voice over internet protocol service providers; and

8 (14) One member chosen to represent the governor's council on disability established under
9 section 37.735.

10 2. Each of the members of the board shall be appointed by the governor with the advice and
11 consent of the senate for a term of four years. Members of the committee may serve multiple terms.
12 No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other
13 representative serving as a member of the board. Notwithstanding subsection 1 of this section to the
14 contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of
15 their terms.

16 3. The board shall meet at least quarterly at a place and time specified by the chairperson of
17 the board and it shall keep and maintain records of such meetings, as well as the other activities of
18 the board. Members shall not be compensated but shall receive actual and necessary expenses for
19 attending meetings of the board.

20 4. The board shall:

21 (1) Organize and adopt standards governing the board's formal and informal procedures;

22 (2) Provide recommendations for primary answering points and secondary answering points
23 on technical and operational standards for 911 services;

24 (3) Provide recommendations to public agencies concerning model systems to be considered
25 in preparing a 911 service plan;

26 (4) Provide requested mediation services to political subdivisions involved in jurisdictional
27 disputes regarding the provision of 911 services, except that the board shall not supersede decision-
28 making authority of local political subdivisions in regard to 911 services;

29 (5) Provide assistance to the governor and the general assembly regarding 911 services;

30 (6) Review existing and proposed legislation and make recommendations as to changes that
31 would improve such legislation;

32 (7) Aid and assist in the timely collection and dissemination of information relating to the
33 use of a universal emergency telephone number;

34 (8) Perform other duties as necessary to promote successful development, implementation
35 and operation of 911 systems across the state, including monitoring federal and industry standards
36 being developed for next-generation 911 systems;

37 (9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911
38 operations and ensuring compliance with federal grants for 911 funding;

39 (10) Elect the chair from its membership;

- 1 (11) Apply for and receive grants from federal, private, and other sources;
- 2 (12) Report to the governor and the general assembly at least every three years on the status
3 of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and
4 levels of service;
- 5 (13) Conduct and review an annual survey of public safety answering points in Missouri to
6 evaluate potential for improved services, coordination, and feasibility of consolidation;
- 7 (14) Make and execute contracts or any other instruments and agreements necessary or
8 convenient for the exercise of its powers and functions, including for the development and
9 implementation of an emergency services internet protocol network that can be shared by all public
10 safety agencies;
- 11 (15) Develop a plan and timeline of target dates for the testing, implementation, and
12 operation of a next-generation 911 system throughout Missouri. The next-generation 911 system
13 shall allow for the processing of electronic messages including, but not limited to, electronic
14 messages containing text, images, video, or data;
- 15 (16) Administer and authorize grants and loans under section 650.335 to those counties and
16 any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants
17 and partially located in any county of the third classification without a township form of government
18 and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can
19 demonstrate a financial commitment to improving 911 services by providing at least a fifty percent
20 match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of
21 grants and loans from the 911 service trust fund shall include:
- 22 (a) Implementation of 911 services in counties of the state where services do not exist or to
23 improve existing 911 systems;
- 24 (b) Promotion of consolidation where appropriate;
- 25 (c) Mapping and addressing all county locations;
- 26 (d) Ensuring primary access and texting abilities to 911 services for disabled residents;
- 27 (e) Implementation of initial emergency medical dispatch services, including prearrival
28 medical instructions in counties where those services are not offered as of July 1, 2019; and
- 29 (f) Development and implementation of an emergency services internet protocol network
30 that can be shared by all public safety agencies;
- 31 (17) Develop an application process including reporting and accountability requirements,
32 withholding a portion of the grant until completion of a project, and other measures to ensure funds
33 are used in accordance with the law and purpose of the grant, and conduct audits as deemed
34 necessary;
- 35 (18) Set the percentage rate of the prepaid wireless emergency telephone service charges to
36 be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;
- 37 (19) Retain in its records proposed county plans developed under subsection 11 of section
38 190.455 and notify the department of revenue that the county has filed a plan that is ready for
39 implementation;

(20) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;

(21) Establish criteria for consolidation prioritization of public safety answering points;

(22) In coordination with existing public safety answering points, by December 31, 2018, designate no more than eleven regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network; ~~and~~

(23) Establish an annual budget, retain records of all revenue and expenditures made, retain minutes of all meetings and subcommittees, post records, minutes, and reports on the board's webpage on the department of public safety website; and

(24) Promote and educate the public about the critical role of telecommunicator first responders in protecting the public and ensuring public safety.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 190.455, 190.460, 190.465, 190.470, 190.475, and sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. 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, 2017, shall be invalid and void.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for ~~[telecommunicators]~~ telecommunicator first responders who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator first responder, 16 hours;

(2) Fire telecommunicator first responder, 16 hours;

(3) Emergency medical services telecommunicator first responder, 16 hours;

(4) Joint communication center telecommunicator first responder, 40 hours.

3. All persons employed as a telecommunicator first responder in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator first responder. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section.

1 4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to
 2 complete the training requirement as provided in subsection 2 of this section. Any person hired as a
 3 telecommunicator or a telecommunicator first responder after August 28, 1999, shall complete the
 4 training requirements as provided in subsection 2 of this section within twelve months of the date
 5 such person is employed as a telecommunicator or telecommunicator first responder.

6 5. The training requirements as provided in subsection 2 of this section shall be waived for
 7 any person who furnishes proof to the committee that such person has completed training in another
 8 state which is at least as stringent as the training requirements of subsection 2 of this section.

9 6. The board shall determine by administrative rule the persons or organizations authorized
 10 to conduct the training as required by subsection 2 of this section.

11 7. ~~[This section shall not apply to an emergency medical dispatcher or agency as defined in~~
 12 ~~section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a~~
 13 ~~person who provides prearrival medical instructions who works for an agency which meets the~~
 14 ~~requirements set forth in section 190.134]~~ The board shall be responsible for the approval of training
 15 courses for emergency medical dispatchers. The board shall develop necessary rules and regulations
 16 in collaboration with the state EMS medical directors advisory committee, as described in section
 17 190.103, which may provide recommendations relating to the medical aspects of prearrival medical
 18 instructions.

19 8. A dispatch agency is required to have a memorandum of understanding with all
 20 ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions,
 21 it is required to have a medical director whose duties include the maintenance of standards and
 22 approval of protocols or guidelines.

23
 24 ~~[190.134. A dispatch agency is required to have a memorandum of~~
 25 ~~understanding with all ambulance services that it dispatches. If a dispatch agency~~
 26 ~~provides prearrival medical instructions, it is required to have a medical director,~~
 27 ~~whose duties include the maintenance of standards and protocol approval.]"; and~~

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