

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NOS. 119 & 120**  
**102ND GENERAL ASSEMBLY**

1076H.07C

DANA RADEMAN MILLER, Chief Clerk

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**AN ACT**

To repeal sections 57.952, 57.961, 57.967, 57.991, 67.145, 70.631, 84.344, 84.480, 84.510, 170.310, 190.091, 190.100, 190.134, 190.327, 287.067, 320.210, 590.192, 650.320, 650.330, and 650.340, RSMo, and to enact in lieu thereof twenty-one new sections relating to public safety.

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

Section A. Sections 57.952, 57.961, 57.967, 57.991, 67.145, 70.631, 84.344, 84.480, 84.510, 170.310, 190.091, 190.100, 190.134, 190.327, 287.067, 320.210, 590.192, 650.320, 650.330, and 650.340, RSMo, are repealed and twenty-one new sections enacted in lieu thereof, to be known as sections 43.253, 44.087, 57.952, 57.961, 57.967, 57.991, 67.145, 70.631, 84.344, 84.480, 84.510, 170.310, 190.091, 190.100, 190.327, 287.067, 320.210, 590.192, 650.320, 650.330, and 650.340, to read as follows:

- 43.253. 1. Notwithstanding any other provision of law to the contrary, a minimum fee of six dollars may be charged by the Missouri state highway patrol for a records request for a Missouri Uniform Crash Report or Marine Accident Investigation Report where there are allowable fees of less than six dollars under this chapter or chapter 610. Such six-dollar fee shall be in place of any allowable fee of less than six dollars.**
- 2. The superintendent of the Missouri state highway patrol may increase the minimum fee described in this section by no more than one dollar every other year beginning August 28, 2024; however, the minimum fee described in this section shall not exceed ten dollars.**

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.

2 **44.087. 1. The chief law enforcement executive for any law enforcement agency,**  
3 **or such executive's designee, may request assistance from a law enforcement agency of**  
4 **another jurisdiction, including a jurisdiction outside the state of Missouri but within the**  
5 **United States.**

6 **2. If a law enforcement officer makes an arrest or apprehension outside such**  
7 **officer's jurisdiction, the offender shall be delivered to the first available law**  
8 **enforcement officer who is commissioned in the jurisdiction in which the arrest was**  
9 **made. The officer making the initial arrest or apprehension shall assist in the**  
10 **preparation of any affidavits filed with the complaint or based on other evidence that**  
11 **there is probable cause to believe that both a crime has been committed and the**  
12 **defendant has committed such crime.**

13 **3. For the purpose of liability, workers' compensation, and any other**  
14 **employment-related matter, law enforcement officers remain employees of their**  
15 **respective law enforcement agency throughout any request for assistance. Qualified**  
16 **immunity, sovereign immunity, official immunity, and the public duty rule shall apply to**  
17 **the provisions of this section as interpreted by the federal and state courts of the**  
18 **responding agency.**

19 **4. Nothing in this section shall be construed to limit the actions of law**  
20 **enforcement officers or agencies conducted in accordance with section 44.095 or 44.098,**  
21 **or any other mutual aid agreement made under this chapter.**

22 **5. The provisions of chapter 544 are applicable to any law enforcement officers**  
23 **from jurisdictions located outside the state of Missouri, but within the United States,**  
24 **who are acting pursuant to a request made under this section.**

25 **57.952. 1. There is hereby authorized a "Sheriffs' Retirement Fund" which shall be**  
26 **under the management of a board of directors described in section 57.958. The board of**  
27 **directors shall be responsible for the administration and the investment of the funds of such**  
28 **sheriffs' retirement fund. ~~Neither~~ The general assembly ~~nor~~ and the governing body of a**  
29 **county ~~shall~~ may appropriate funds for deposit in the sheriffs' retirement fund. If**  
30 **insufficient funds are generated to provide the benefits payable pursuant to the provisions of**  
31 **sections 57.949 to 57.997, the board shall proportion the benefits according to the funds**  
32 **available.**

33 **2. The board may accept gifts, donations, grants, and bequests from public or**  
34 **private sources to the sheriffs' retirement fund.**

35 **3. Each county shall make the payroll deductions for member contributions**  
36 **mandated under section 57.961, and the county shall transmit such moneys to the board**  
37 **for deposit into the sheriffs' retirement fund.**

57.961. 1. On and after the effective date of the establishment of the system, as an incident to his **or her** employment or continued employment, each person employed as an elected or appointed sheriff of a county shall become a member of the system. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997.

**2. Notwithstanding any other provision of law to the contrary, each person who is a member of the system on or after January 1, 2024, shall be required to contribute five percent of the member's pay to the retirement system. Such contribution shall be made notwithstanding that the minimum salary or wages provided by law for any member shall thereby be changed. Each member shall be deemed to consent and agree to the deduction made and provided for herein. Payment of a member's compensation less such deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered by him or her to a county, except as to benefits provided by this system.**

**3. The officer or officers responsible for making up the payrolls for each county shall cause the contribution provided for in this section to be deducted from the compensation of the member in the employ of the county, on each and every payroll, for each and every payroll to the date his or her membership terminates. When deducted, each contribution shall be paid by the county to the system; the payments shall be made in the manner and shall be accompanied by such supporting data as the board shall from time to time prescribe. When paid to the system, each of the contributions shall be credited to the member from whose compensation the contributions were deducted. The contributions so deducted shall be treated as employee contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes.**

**4. Member contributions deducted and paid into the system by the county shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system under this chapter.**

**5. The contributions, although designated as employee contributions, shall be paid by the county in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the county to the retirement system.**

**6. A former member who is not vested may request a refund of his or her contributions. Such refund shall be paid by the system after ninety days from the date**

38 **of termination of employment or the request, whichever is later, and shall include all**  
39 **contributions made to any retirement plan administered by the system.**

40 [2-] 7. Beginning September 1, 1986, any city not within a county and any county  
41 having a charter form of government may elect, by a majority vote of its governing body, to  
42 come under the provisions of sections 57.949 to 57.997 except for the provisions of section  
43 57.955. Notice in writing of such election shall be given to the board, and the person  
44 employed as sheriff of such county, as an incident of his contract of employment or continued  
45 employment, shall become a member of the system on the first day of the month immediately  
46 following the date the board receives notice. Such membership shall continue as long as the  
47 person continues to be an employee, or receives or is eligible to receive benefits under the  
48 provisions of sections 57.949 to 57.997, and upon becoming a member he shall receive credit  
49 for all prior service as if he had become a member on December 22, 1983.

50 **8. Subject to the limitations under sections 57.949 to 57.997, the board shall have**  
51 **the authority to formulate and adopt rules and regulations for the administration of**  
52 **these provisions.**

57.967. 1. The normal annuity of a retired member shall equal two percent of the  
2 final average compensation of the retired member multiplied by the number of years of  
3 creditable service of the retired member, except that the normal annuity shall not exceed  
4 seventy-five percent of the retired member's average final compensation. **Such annuity shall**  
5 **be not less than one thousand dollars per month.**

6 2. The board, at its last meeting of each calendar year, shall determine the monthly  
7 amount for medical insurance premiums to be paid to each retired member during the next  
8 following calendar year. The monthly amount shall not exceed four hundred fifty dollars.  
9 The monthly payments are at the discretion of the board on the advice of the actuary. The  
10 anticipated sum of all such payments during the year plus the annual normal cost plus the  
11 annual amount to amortize the unfunded actuarial accrued liability in no more than thirty  
12 years shall not exceed the anticipated moneys credited to the system pursuant to ~~[section]~~  
13 **sections 57.952 and 57.955.** The money amount granted here shall not be continued to any  
14 survivor.

15 3. If a member with eight or more years of service dies before becoming eligible for  
16 retirement, the member's surviving spouse, if he or she has been married to the member for at  
17 least two years prior to the member's death, shall be entitled to survivor benefits under option  
18 1 as set forth in section 57.979 as if the member had retired on the date of the member's death.  
19 The member's monthly benefit shall be calculated as the member's accrued benefit at his or  
20 her death reduced by one-fourth of one percent per month for an early commencement from  
21 the member's normal retirement date: age fifty-five with twelve or more years of creditable  
22 service or age sixty-two with eight years of creditable service, to the member's date of death.

23 Such benefit shall be payable on the first day of the month following the member's death and  
24 shall be payable during the surviving spouse's lifetime.

57.991. **1. For members of the system prior to December 31, 2023,** the benefits  
2 provided for by sections 57.949 to 57.997 shall in no way affect any person's eligibility for  
3 retirement benefits under the local government employees' retirement system, sections 70.600  
4 to 70.755, or any other local government retirement or pension system, or in any way have the  
5 effect of reducing retirement benefits in such systems, or reducing compensation or mileage  
6 reimbursement of employees, anything to the contrary notwithstanding.

7 **2. Any new member employed under this section, on or after January 1, 2024,**  
8 **shall be subject to the following provisions:**

9 **(1) A member of another state or local retirement or pension system who begins**  
10 **employment in a position covered by the sheriffs' retirement system shall become a**  
11 **member of the sheriffs' retirement system upon employment. Any membership in any**  
12 **other state or local retirement or pension system shall cease, except that the member**  
13 **shall be entitled to benefits accrued through December 31, 2023, or the commencement**  
14 **of membership in the sheriffs' retirement system, whichever is later; and**

15 **(2) Subject to the limitations under sections 57.949 to 57.997, the board shall**  
16 **have the authority to formulate and adopt rules and regulations for the administration**  
17 **of these provisions.**

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

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

70.631. 1. Each political subdivision may, by majority vote of its governing body,  
2 elect to cover [~~emergency telecommunicators~~] **telecommunicator first responders**, jailors,  
3 and emergency medical service personnel as public safety personnel members of the system.  
4 The clerk or secretary of the political subdivision shall certify an election concerning the  
5 coverage of [~~emergency telecommunicators~~] **telecommunicator first responders**, jailors,  
6 and emergency medical service personnel as public safety personnel members of the system  
7 to the board within ten days after such vote. The date in which the political subdivision's  
8 election becomes effective shall be the first day of the calendar month specified by such

9 governing body, the first day of the calendar month next following receipt by the board of the  
10 certification of the election, or the effective date of the political subdivision's becoming an  
11 employer, whichever is the latest date. Such election shall not be changed after the effective  
12 date. If the election is made, the coverage provisions shall be applicable to all past and future  
13 employment with the employer by present and future employees. If a political subdivision  
14 makes no election under this section, no ~~[emergency]~~ telecommunicator **first responder**,  
15 jailor, or emergency medical service personnel of the political subdivision shall be considered  
16 public safety personnel for purposes determining a minimum service retirement age as  
17 defined in section 70.600.

18 2. If an employer elects to cover ~~[emergency telecommunicators]~~ **telecommunicator**  
19 **first responders**, jailors, and emergency medical service personnel as public safety personnel  
20 members of the system, the employer's contributions shall be correspondingly changed  
21 effective the same date as the effective date of the political subdivision's election.

22 3. The limitation on increases in an employer's contributions provided by subsection  
23 6 of section 70.730 shall not apply to any contribution increase resulting from an employer  
24 making an election under the provisions of this section.

84.344. 1. Notwithstanding any provisions of this chapter to the contrary, any city not  
2 within a county may establish a municipal police force on or after July 1, 2013, according to  
3 the procedures and requirements of this section. The purpose of these procedures and  
4 requirements is to provide for an orderly and appropriate transition in the governance of the  
5 police force and provide for an equitable employment transition for commissioned and  
6 civilian personnel.

7 2. Upon the establishment of a municipal police force by a city under sections 84.343  
8 to 84.346, the board of police commissioners shall convey, assign, and otherwise transfer to  
9 the city title and ownership of all indebtedness and assets, including, but not limited to, all  
10 funds and real and personal property held in the name of or controlled by the board of police  
11 commissioners created under sections 84.010 to 84.340. The board of police commissioners  
12 shall execute all documents reasonably required to accomplish such transfer of ownership and  
13 obligations.

14 3. If the city establishes a municipal police force and completes the transfer described  
15 in subsection 2 of this section, the city shall provide the necessary funds for the maintenance  
16 of the municipal police force.

17 4. Before a city not within a county may establish a municipal police force under this  
18 section, the city shall adopt an ordinance accepting responsibility, ownership, and liability as  
19 successor-in-interest for contractual obligations, indebtedness, and other lawful obligations of  
20 the board of police commissioners subject to the provisions of subsection 2 of section 84.345.

21           5. A city not within a county that establishes a municipal police force shall initially  
22 employ, without a reduction in rank, salary, or benefits, all commissioned and civilian  
23 personnel of the board of police commissioners created under sections 84.010 to 84.340 that  
24 were employed by the board immediately prior to the date the municipal police force was  
25 established. Such commissioned personnel who previously were employed by the board may  
26 only be involuntarily terminated by the city not within a county for cause. The city shall also  
27 recognize all accrued years of service that such commissioned and civilian personnel had with  
28 the board of police commissioners. Such personnel shall be entitled to the same holidays,  
29 vacation, and sick leave they were entitled to as employees of the board of police  
30 commissioners.

31           6. (1) Commissioned and civilian personnel of a municipal police force established  
32 under this section who are hired prior to September 1, [~~2023~~] **2028**, shall not be subject to a  
33 residency requirement of retaining a primary residence in a city not within a county but may  
34 be required to maintain a primary residence located within a one-hour response time.

35           (2) Commissioned and civilian personnel of a municipal police force established  
36 under this section who are hired after August 31, [~~2023~~] **2028**, may be subject to a residency  
37 rule no more restrictive than a requirement of retaining a primary residence in a city not  
38 within a county for a total of seven years and of then allowing the personnel to maintain a  
39 primary residence outside the city not within a county so long as the primary residence is  
40 located within a one-hour response time.

41           7. The commissioned and civilian personnel who retire from service with the board of  
42 police commissioners before the establishment of a municipal police force under subsection 1  
43 of this section shall continue to be entitled to the same pension benefits provided under  
44 chapter 86 and the same benefits set forth in subsection 5 of this section.

45           8. If the city not within a county elects to establish a municipal police force under this  
46 section, the city shall establish a separate division for the operation of its municipal police  
47 force. The civil service commission of the city may adopt rules and regulations appropriate  
48 for the unique operation of a police department. Such rules and regulations shall reserve  
49 exclusive authority over the disciplinary process and procedures affecting commissioned  
50 officers to the civil service commission; however, until such time as the city adopts such rules  
51 and regulations, the commissioned personnel shall continue to be governed by the board of  
52 police commissioner's rules and regulations in effect immediately prior to the establishment  
53 of the municipal police force, with the police chief acting in place of the board of police  
54 commissioners for purposes of applying the rules and regulations. Unless otherwise provided  
55 for, existing civil service commission rules and regulations governing the appeal of  
56 disciplinary decisions to the civil service commission shall apply to all commissioned and  
57 civilian personnel. The civil service commission's rules and regulations shall provide that

58 records prepared for disciplinary purposes shall be confidential, closed records available  
59 solely to the civil service commission and those who possess authority to conduct  
60 investigations regarding disciplinary matters pursuant to the civil service commission's rules  
61 and regulations. A hearing officer shall be appointed by the civil service commission to hear  
62 any such appeals that involve discipline resulting in a suspension of greater than fifteen days,  
63 demotion, or termination, but the civil service commission shall make the final findings of  
64 fact, conclusions of law, and decision which shall be subject to any right of appeal under  
65 chapter 536.

66 9. A city not within a county that establishes and maintains a municipal police force  
67 under this section:

68 (1) Shall provide or contract for life insurance coverage and for insurance benefits  
69 providing health, medical, and disability coverage for commissioned and civilian personnel of  
70 the municipal police force to the same extent as was provided by the board of police  
71 commissioners under section 84.160;

72 (2) Shall provide or contract for medical and life insurance coverage for any  
73 commissioned or civilian personnel who retired from service with the board of police  
74 commissioners or who were employed by the board of police commissioners and retire from  
75 the municipal police force of a city not within a county to the same extent such medical and  
76 life insurance coverage was provided by the board of police commissioners under section  
77 84.160;

78 (3) Shall make available medical and life insurance coverage for purchase to the  
79 spouses or dependents of commissioned and civilian personnel who retire from service with  
80 the board of police commissioners or the municipal police force and deceased commissioned  
81 and civilian personnel who receive pension benefits under sections 86.200 to 86.366 at the  
82 rate that such dependent's or spouse's coverage would cost under the appropriate plan if the  
83 deceased were living; and

84 (4) May pay an additional shift differential compensation to commissioned and  
85 civilian personnel for evening and night tours of duty in an amount not to exceed ten percent  
86 of the officer's base hourly rate.

87 10. A city not within a county that establishes a municipal police force under sections  
88 84.343 to 84.346 shall establish a transition committee of five members for the purpose of:  
89 coordinating and implementing the transition of authority, operations, assets, and obligations  
90 from the board of police commissioners to the city; winding down the affairs of the board;  
91 making nonbinding recommendations for the transition of the police force from the board to  
92 the city; and other related duties, if any, established by executive order of the city's mayor.  
93 Once the ordinance referenced in this section is enacted, the city shall provide written notice  
94 to the board of police commissioners and the governor of the state of Missouri. Within thirty

95 days of such notice, the mayor shall appoint three members to the committee, two of whom  
96 shall be members of a statewide law enforcement association that represents at least five  
97 thousand law enforcement officers. The remaining members of the committee shall include  
98 the police chief of the municipal police force and a person who currently or previously served  
99 as a commissioner on the board of police commissioners, who shall be appointed to the  
100 committee by the mayor of such city.

84.480. The board of police commissioners shall appoint a chief of police who shall  
2 be the chief police administrative and law enforcement officer of such cities. The chief of  
3 police shall be chosen by the board solely on the basis of his or her executive and  
4 administrative qualifications and his or her demonstrated knowledge of police science and  
5 administration with special reference to his or her actual experience in law enforcement  
6 leadership and the provisions of section 84.420. At the time of the appointment, the chief  
7 shall not be more than sixty years of age, shall have had at least five years' executive  
8 experience in a governmental police agency and shall be certified by a surgeon or physician to  
9 be in a good physical condition, and shall be a citizen of the United States and shall either be  
10 or become a citizen of the state of Missouri and resident of the city in which he or she is  
11 appointed as chief of police. In order to secure and retain the highest type of police leadership  
12 within the departments of such cities, the ~~chief shall receive a salary of not less than eighty~~  
13 ~~thousand two hundred eleven dollars, nor more than one hundred eighty nine thousand seven~~  
14 ~~hundred twenty six dollars per annum]~~ **board shall establish a range for the salary of the**  
15 **chief by resolution.**

84.510. 1. For the purpose of operation of the police department herein created, the  
2 chief of police, with the approval of the board, shall appoint such number of police  
3 department employees, including police officers and civilian employees as the chief of police  
4 from time to time deems necessary.

5 2. The base annual compensation of police officers shall be as follows for the several  
6 ranks:

7 (1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one  
8 thousand nine hundred sixty-nine dollars~~], nor more than one hundred forty six thousand one~~  
9 ~~hundred twenty four dollars per annum each];~~

10 (2) Majors at not less than sixty-four thousand six hundred seventy-one dollars~~], nor~~  
11 ~~more than one hundred thirty three thousand three hundred twenty dollars per annum each];~~

12 (3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars~~], nor~~  
13 ~~more than one hundred twenty one thousand six hundred eight dollars per annum each];~~

14 (4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars~~], nor~~  
15 ~~more than one hundred six thousand five hundred sixty dollars per annum each];~~

16 (5) Master patrol officers at not less than fifty-six thousand three hundred four dollars  
17 [~~nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~];

18 (6) Master detectives at not less than fifty-six thousand three hundred four dollars;  
19 ~~nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~];

20 (7) Detectives, investigators, and police officers at not less than twenty-six thousand  
21 six hundred forty-three dollars;~~nor more than eighty-seven thousand six hundred thirty-six~~  
22 ~~dollars per annum each~~].

23 3. The board of police commissioners has the authority by resolution to effect a  
24 comprehensive pay schedule program to provide for step increases with separate pay rates  
25 within each rank, ~~[it]~~ **using** the above-specified salary **minimums as a base for such** ranges  
26 from police officers through chief of police.

27 4. Officers assigned to wear civilian clothes in the performance of their regular duties  
28 may receive an additional one hundred fifty dollars per month clothing allowance.  
29 Uniformed officers may receive seventy-five dollars per month uniform maintenance  
30 allowance.

31 5. The chief of police, subject to the approval of the board, shall establish the total  
32 regular working hours for all police department employees, and the board has the power,  
33 upon recommendation of the chief, to pay additional compensation for all hours of service  
34 rendered in excess of the established regular working period, but the rate of overtime  
35 compensation shall not exceed one and one-half times the regular hourly rate of pay to which  
36 each member shall normally be entitled. No credit shall be given nor deductions made from  
37 payments for overtime for the purpose of retirement benefits.

38 6. The board of police commissioners, by majority affirmative vote, including the  
39 mayor, has the authority by resolution to authorize incentive pay in addition to the base  
40 compensation as provided for in subsection 2 of this section, to be paid police officers of any  
41 rank who they determine are assigned duties which require an extraordinary degree of skill,  
42 technical knowledge and ability, or which are highly demanding or unusual. No credit shall  
43 be given nor deductions made from these payments for the purpose of retirement benefits.

44 7. The board of police commissioners may effect programs to provide additional  
45 compensation for successful completion of academic work at an accredited college or  
46 university. No credit shall be given nor deductions made from these payments for the purpose  
47 of retirement benefits.

48 8. The additional pay increments provided in subsections 6 and 7 of this section shall  
49 not be considered a part of the base compensation of police officers of any rank and shall not  
50 exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections  
51 2 and 3 of this section.

52           9. Not more than twenty-five percent of the officers in any rank who are receiving the  
53 maximum rate of pay authorized by subsections 2 and 3 of this section may receive the  
54 additional pay increments authorized by subsections 6 and 7 of this section at any given time.  
55 However, any officer receiving a pay increment provided pursuant to the provisions of  
56 subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of  
57 the limitations of this subsection.

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

6           2. Beginning in school year 2017-18, any public school or charter school serving  
7 grades nine through twelve shall provide enrolled students instruction in cardiopulmonary  
8 resuscitation. Students with disabilities may participate to the extent appropriate as  
9 determined by the provisions of the Individuals with Disabilities Education Act or Section  
10 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or  
11 physical education curriculum. Instruction shall be based on a program established by the  
12 American Heart Association or the American Red Cross, or through a nationally recognized  
13 program based on the most current national evidence-based emergency cardiovascular care  
14 guidelines, and psychomotor skills development shall be incorporated into the instruction.  
15 For purposes of this section, "psychomotor skills" means the use of hands-on practicing and  
16 skills testing to support cognitive learning.

17           3. The teacher of the cardiopulmonary resuscitation course or unit shall not be  
18 required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not  
19 designed to result in certification of students. Instruction that is designed to result in  
20 certification being earned shall be required to be taught by an authorized cardiopulmonary  
21 instructor. Schools may develop agreements with any local chapter of a voluntary  
22 organization of first responders to provide the required hands-on practice and skills testing.  
23 **For purposes of this subsection, "first responders" shall include telecommunicator first**  
24 **responders as defined in section 650.320.**

25           4. The department of elementary and secondary education may promulgate rules to  
26 implement this section. Any rule or portion of a rule, as that term is defined in section  
27 536.010, that is created under the authority delegated in this section shall become effective  
28 only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable,  
29 section 536.028. This section and chapter 536 are nonseverable and if any of the powers  
30 vested with the general assembly pursuant to chapter 536 to review, to delay the effective  
31 date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant

32 of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be  
33 invalid and void.

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

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

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

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

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

12 (5) "First responders", state and local law enforcement personnel, **telecommunicator**  
13 **first responders**, fire department personnel, and emergency medical personnel who will be  
14 deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and  
15 emergencies;

16 (6) "**Missouri state highway patrol telecommunicator**", any authorized Missouri  
17 **state highway patrol communications division personnel whose primary responsibility**  
18 **includes directly responding to emergency communications and who meet the training**  
19 **requirements pursuant to section 650.340.**

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

26 3. Participation in the vaccination program shall be voluntary by the first responders  
27 **and Missouri state highway patrol telecommunicators**, except for first responders **or**  
28 **Missouri state highway patrol telecommunicators** who, as determined by their employer,  
29 cannot safely perform emergency responsibilities when responding to a bioterrorism event or  
30 suspected bioterrorism event without being vaccinated. The recommendations of the Centers  
31 for Disease Control and Prevention's Advisory Committee on Immunization Practices shall be  
32 followed when providing appropriate screening for contraindications to vaccination for first  
33 responders **and Missouri state highway patrol telecommunicators**. A first responder **and**  
34 **Missouri state highway patrol telecommunicator** shall be exempt from vaccinations when

35 a written statement from a licensed physician is presented to their employer indicating that a  
36 vaccine is medically contraindicated for such person.

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

43 5. The department shall notify first responders **and Missouri state highway patrol**  
44 **telecommunicators** concerning the availability of the vaccination program described in  
45 subsection 2 of this section and shall provide education to such first responders, ~~and~~ their  
46 employers, **and Missouri state highway patrol telecommunicators** concerning the  
47 vaccinations offered and the associated diseases.

48 6. The department may contract for the administration of the vaccination program  
49 described in subsection 2 of this section with health care providers, including but not limited  
50 to local public health agencies, hospitals, federally qualified health centers, and physicians.

51 7. The provisions of this section shall become effective upon receipt of federal  
52 funding or federal grants which designate that the funding is required to implement  
53 vaccinations for first responders **and Missouri state highway patrol telecommunicators** in  
54 accordance with the recommendations of the federal Centers for Disease Control and  
55 Prevention's Advisory Committee on Immunization Practices. Upon receipt of such funding,  
56 the department shall make available the vaccines to first responders **and Missouri state**  
57 **highway patrol telecommunicators** as provided in this section.

190.100. As used in sections 190.001 to 190.245 and section 190.257, the following  
2 words and terms mean:

3 (1) "Advanced emergency medical technician" or "AEMT", a person who has  
4 successfully completed a course of instruction in certain aspects of advanced life support care  
5 as prescribed by the department and is licensed by the department in accordance with sections  
6 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections  
7 190.001 to 190.245;

8 (2) "Advanced life support (ALS)", an advanced level of care as provided to the adult  
9 and pediatric patient such as defined by national curricula, and any modifications to that  
10 curricula specified in rules adopted by the department pursuant to sections 190.001 to  
11 190.245;

12 (3) "Ambulance", any privately or publicly owned vehicle or craft that is specially  
13 designed, constructed or modified, staffed or equipped for, and is intended or used,  
14 maintained or operated for the transportation of persons who are sick, injured, wounded or

15 otherwise incapacitated or helpless, or who require the presence of medical equipment being  
16 used on such individuals, but the term does not include any motor vehicle specially designed,  
17 constructed or converted for the regular transportation of persons who are disabled,  
18 handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles  
19 used within airports;

20 (4) "Ambulance service", a person or entity that provides emergency or  
21 nonemergency ambulance transportation and services, or both, in compliance with sections  
22 190.001 to 190.245, and the rules promulgated by the department pursuant to sections  
23 190.001 to 190.245;

24 (5) "Ambulance service area", a specific geographic area in which an ambulance  
25 service has been authorized to operate;

26 (6) "Basic life support (BLS)", a basic level of care, as provided to the adult and  
27 pediatric patient as defined by national curricula, and any modifications to that curricula  
28 specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

29 (7) "Council", the state advisory council on emergency medical services;

30 (8) "Department", the department of health and senior services, state of Missouri;

31 (9) "Director", the director of the department of health and senior services or the  
32 director's duly authorized representative;

33 (10) "Dispatch agency", any person or organization that receives requests for  
34 emergency medical services from the public, by telephone or other means, and is responsible  
35 for dispatching emergency medical services;

36 (11) "Emergency", the sudden and, at the time, unexpected onset of a health condition  
37 that manifests itself by symptoms of sufficient severity that would lead a prudent layperson,  
38 possessing an average knowledge of health and medicine, to believe that the absence of  
39 immediate medical care could result in:

40 (a) Placing the person's health, or with respect to a pregnant woman, the health of the  
41 woman or her unborn child, in significant jeopardy;

42 (b) Serious impairment to a bodily function;

43 (c) Serious dysfunction of any bodily organ or part;

44 (d) Inadequately controlled pain;

45 (12) "Emergency medical dispatcher", a person who receives emergency calls from  
46 the public and has successfully completed an emergency medical dispatcher course [~~meeting~~  
47 ~~or exceeding the national curriculum of the United States Department of Transportation and~~  
48 ~~any modifications to such curricula specified by the department through rules adopted~~  
49 ~~pursuant to sections 190.001 to 190.245]~~ **and any ongoing training requirements under**  
50 **section 650.340;**

51 (13) "Emergency medical responder", a person who has successfully completed an  
52 emergency first response course meeting or exceeding the national curriculum of the U.S.  
53 Department of Transportation and any modifications to such curricula specified by the  
54 department through rules adopted under sections 190.001 to 190.245 and who provides  
55 emergency medical care through employment by or in association with an emergency medical  
56 response agency;

57 (14) "Emergency medical response agency", any person that regularly provides a  
58 level of care that includes first response, basic life support or advanced life support, exclusive  
59 of patient transportation;

60 (15) "Emergency medical services for children (EMS-C) system", the arrangement of  
61 personnel, facilities and equipment for effective and coordinated delivery of pediatric  
62 emergency medical services required in prevention and management of incidents which occur  
63 as a result of a medical emergency or of an injury event, natural disaster or similar situation;

64 (16) "Emergency medical services (EMS) system", the arrangement of personnel,  
65 facilities and equipment for the effective and coordinated delivery of emergency medical  
66 services required in prevention and management of incidents occurring as a result of an  
67 illness, injury, natural disaster or similar situation;

68 (17) "Emergency medical technician", a person licensed in emergency medical care in  
69 accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted  
70 by the department pursuant to sections 190.001 to 190.245;

71 (18) "Emergency medical technician-basic" or "EMT-B", a person who has  
72 successfully completed a course of instruction in basic life support as prescribed by the  
73 department and is licensed by the department in accordance with standards prescribed by  
74 sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001  
75 to 190.245;

76 (19) "Emergency medical technician-community paramedic", "community  
77 paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-  
78 paramedic and is certified by the department in accordance with standards prescribed in  
79 section 190.098;

80 (20) "Emergency medical technician-paramedic" or "EMT-P", a person who has  
81 successfully completed a course of instruction in advanced life support care as prescribed by  
82 the department and is licensed by the department in accordance with sections 190.001 to  
83 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

84 (21) "Emergency services", health care items and services furnished or required to  
85 screen and stabilize an emergency which may include, but shall not be limited to, health care  
86 services that are provided in a licensed hospital's emergency facility by an appropriate  
87 provider or by an ambulance service or emergency medical response agency;

88 (22) "Health care facility", a hospital, nursing home, physician's office or other fixed  
89 location at which medical and health care services are performed;

90 (23) "Hospital", an establishment as defined in the hospital licensing law, subsection  
91 2 of section 197.020, or a hospital operated by the state;

92 (24) "Medical control", supervision provided by or under the direction of physicians,  
93 or their designated registered nurse, including both online medical control, instructions by  
94 radio, telephone, or other means of direct communications, and offline medical control  
95 through supervision by treatment protocols, case review, training, and standing orders for  
96 treatment;

97 (25) "Medical direction", medical guidance and supervision provided by a physician  
98 to an emergency services provider or emergency medical services system;

99 (26) "Medical director", a physician licensed pursuant to chapter 334 designated by  
100 the ambulance service, **dispatch agency**, or emergency medical response agency and who  
101 meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

102 (27) "Memorandum of understanding", an agreement between an emergency medical  
103 response agency or dispatch agency and an ambulance service or services within whose  
104 territory the agency operates, in order to coordinate emergency medical services;

105 (28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise  
106 incapacitated or helpless, or dead, excluding deceased individuals being transported from or  
107 between private or public institutions, homes or cemeteries, and individuals declared dead  
108 prior to the time an ambulance is called for assistance;

109 (29) "Person", as used in these definitions and elsewhere in sections 190.001 to  
110 190.245, any individual, firm, partnership, copartnership, joint venture, association,  
111 cooperative organization, corporation, municipal or private, and whether organized for  
112 profit or not, state, county, political subdivision, state department, commission, board, bureau  
113 or fraternal organization, estate, public trust, business or common law trust, receiver, assignee  
114 for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or  
115 provider;

116 (30) "Physician", a person licensed as a physician pursuant to chapter 334;

117 (31) "Political subdivision", any municipality, city, county, city not within a county,  
118 ambulance district or fire protection district located in this state which provides or has  
119 authority to provide ambulance service;

120 (32) "Professional organization", any organized group or association with an ongoing  
121 interest regarding emergency medical services. Such groups and associations could include  
122 those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's,  
123 physicians, communications specialists and instructors. Organizations could also represent  
124 the interests of ground ambulance services, air ambulance services, fire service organizations,

125 law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor  
126 unions and poison control services;

127 (33) "Proof of financial responsibility", proof of ability to respond to damages for  
128 liability, on account of accidents occurring subsequent to the effective date of such proof,  
129 arising out of the ownership, maintenance or use of a motor vehicle in the financial amount  
130 set in rules promulgated by the department, but in no event less than the statutory minimum  
131 required for motor vehicles. Proof of financial responsibility shall be used as proof of self-  
132 insurance;

133 (34) "Protocol", a predetermined, written medical care guideline, which may include  
134 standing orders;

135 (35) "Regional EMS advisory committee", a committee formed within an emergency  
136 medical services (EMS) region to advise ambulance services, the state advisory council on  
137 EMS and the department;

138 (36) "Specialty care transportation", the transportation of a patient requiring the  
139 services of an emergency medical technician-paramedic who has received additional training  
140 beyond the training prescribed by the department. Specialty care transportation services shall  
141 be defined in writing in the appropriate local protocols for ground and air ambulance services  
142 and approved by the local physician medical director. The protocols shall be maintained by  
143 the local ambulance service and shall define the additional training required of the emergency  
144 medical technician-paramedic;

145 (37) "Stabilize", with respect to an emergency, the provision of such medical  
146 treatment as may be necessary to attempt to assure within reasonable medical probability that  
147 no material deterioration of an individual's medical condition is likely to result from or occur  
148 during ambulance transportation unless the likely benefits of such transportation outweigh the  
149 risks;

150 (38) "State advisory council on emergency medical services", a committee formed to  
151 advise the department on policy affecting emergency medical service throughout the state;

152 (39) "State EMS medical directors advisory committee", a subcommittee of the state  
153 advisory council on emergency medical services formed to advise the state advisory council  
154 on emergency medical services and the department on medical issues;

155 (40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which  
156 impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in  
157 electrocardiogram analysis, and as further defined in rules promulgated by the department  
158 under sections 190.001 to 190.250;

159 (41) "STEMI care", includes education and prevention, emergency transport, triage,  
160 and acute care and rehabilitative services for STEMI that requires immediate medical or  
161 surgical intervention or treatment;

162 (42) "STEMI center", a hospital that is currently designated as such by the department  
163 to care for patients with ST-segment elevation myocardial infarctions;

164 (43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the  
165 department;

166 (44) "Stroke care", includes emergency transport, triage, and acute intervention and  
167 other acute care services for stroke that potentially require immediate medical or surgical  
168 intervention or treatment, and may include education, primary prevention, acute intervention,  
169 acute and subacute management, prevention of complications, secondary stroke prevention,  
170 and rehabilitative services;

171 (45) "Stroke center", a hospital that is currently designated as such by the department;

172 (46) "Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring  
173 either outside of a hospital or in a center designated under section 190.241;

174 (47) "Time-critical diagnosis advisory committee", a committee formed under section  
175 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center  
176 designations; regulations on trauma care, stroke care, and STEMI care; and the transport of  
177 trauma, stroke, and STEMI patients;

178 (48) "Trauma", an injury to human tissues and organs resulting from the transfer of  
179 energy from the environment;

180 (49) "Trauma care" includes injury prevention, triage, acute care and rehabilitative  
181 services for major single system or multisystem injuries that potentially require immediate  
182 medical or surgical intervention or treatment;

183 (50) "Trauma center", a hospital that is currently designated as such by the  
184 department.

190.327. 1. Immediately upon the decision by the commission to utilize a portion of  
2 the emergency telephone tax for central dispatching and an affirmative vote of the telephone  
3 tax, the commission shall appoint the initial members of a board which shall administer the  
4 funds and oversee the provision of central dispatching for emergency services in the county  
5 and in municipalities and other political subdivisions which have contracted for such service.  
6 Beginning with the general election in 1992, all board members shall be elected according to  
7 this section and other applicable laws of this state. At the time of the appointment of the  
8 initial members of the board, the commission shall relinquish to the board and no longer  
9 exercise the duties prescribed in this chapter with regard to the provision of emergency  
10 telephone service and in chapter 321, with regard to the provision of central dispatching  
11 service, and such duties shall be exercised by the board.

12 2. Elections for board members may be held on general municipal election day, as  
13 defined in subsection 3 of section 115.121, after approval by a simple majority of the county  
14 commission.

15           3. For the purpose of providing the services described in this section, the board shall  
16 have the following powers, authority and privileges:

17           (1) To have and use a corporate seal;

18           (2) To sue and be sued, and be a party to suits, actions and proceedings;

19           (3) To enter into contracts, franchises and agreements with any person, partnership,  
20 association or corporation, public or private, affecting the affairs of the board;

21           (4) To acquire, construct, purchase, maintain, dispose of and encumber real and  
22 personal property, including leases and easements;

23           (5) To have the management, control and supervision of all the business affairs of the  
24 board and the construction, installation, operation and maintenance of any improvements;

25           (6) To hire and retain agents and employees and to provide for their compensation  
26 including health and pension benefits;

27           (7) To adopt and amend bylaws and any other rules and regulations;

28           (8) To fix, charge and collect the taxes and fees authorized by law for the purpose of  
29 implementing and operating the services described in this section;

30           (9) To pay all expenses connected with the first election and all subsequent elections;  
31 and

32           (10) To have and exercise all rights and powers necessary or incidental to or implied  
33 from the specific powers granted in this subsection. Such specific powers shall not be  
34 considered as a limitation upon any power necessary or appropriate to carry out the purposes  
35 and intent of sections 190.300 to 190.329.

36           4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the  
37 contrary, the county commission may elect to appoint the members of the board to administer  
38 the funds and oversee the provision of central dispatching for emergency services in the  
39 counties, municipalities, and other political subdivisions which have contracted for such  
40 service upon the request of the municipalities and other political subdivisions. Upon  
41 appointment of the initial members of the board, the commission shall relinquish all powers  
42 and duties to the board and no longer exercise the duties prescribed in this chapter with regard  
43 to the provision of central dispatching service and such duties shall be exercised by the board.

44           (2) The board shall consist of seven members appointed without regard to political  
45 affiliation. The members shall include:

46           (a) Five members who shall serve for so long as they remain in their respective  
47 county or municipal positions as follows:

48           a. The county sheriff, or his or her designee;

49           b. The heads of the municipal police department who have contracted for central  
50 dispatching service in the two largest municipalities wholly contained within the county, or  
51 their designees; or

52 c. The heads of the municipal fire departments or fire divisions who have contracted  
53 for central dispatching service in the two largest municipalities wholly contained within the  
54 county, or their designees;

55 (b) Two members who shall serve two-year terms appointed from among the  
56 following:

57 a. The head of any of the county's fire protection districts who have contracted for  
58 central dispatching service, or his or her designee;

59 b. The head of any of the county's ambulance districts who have contracted for central  
60 dispatching service, or his or her designee;

61 c. The head of any of the municipal police departments located in the county who  
62 have contracted for central dispatching service, or his or her designee, excluding those  
63 mentioned in subparagraph b. of paragraph (a) of this subdivision; and

64 d. The head of any of the municipal fire departments in the county who have  
65 contracted for central dispatching service, or his or her designee, excluding those mentioned  
66 in subparagraph c. of paragraph (a) of this subdivision.

67 (3) Upon the appointment of the board under this subsection, the board shall have the  
68 powers provided in subsection 3 of this section and the commission shall relinquish all  
69 powers and duties relating to the provision of central dispatching service under this chapter to  
70 the board.

71 ~~[5. An emergency services board originally organized under section 190.325~~  
72 ~~operating within a county with a charter form of government and with more than two hundred~~  
73 ~~thousand but fewer than three hundred fifty thousand inhabitants shall not have a sales tax for~~  
74 ~~emergency services or for providing central dispatching for emergency services greater than~~  
75 ~~one quarter of one percent. If on July 9, 2019, such tax is greater than one quarter of one~~  
76 ~~percent, the board shall lower the tax rate.]~~

287.067. 1. In this chapter the term "occupational disease" is hereby defined to mean,  
2 unless a different meaning is clearly indicated by the context, an identifiable disease arising  
3 with or without human fault out of and in the course of the employment. Ordinary diseases of  
4 life to which the general public is exposed outside of the employment shall not be  
5 compensable, except where the diseases follow as an incident of an occupational disease as  
6 defined in this section. The disease need not to have been foreseen or expected but after its  
7 contraction it must appear to have had its origin in a risk connected with the employment and  
8 to have flowed from that source as a rational consequence.

9 2. An injury or death by occupational disease is compensable only if the occupational  
10 exposure was the prevailing factor in causing both the resulting medical condition and  
11 disability. The "prevailing factor" is defined to be the primary factor, in relation to any other  
12 factor, causing both the resulting medical condition and disability. Ordinary, gradual

13 deterioration, or progressive degeneration of the body caused by aging or by the normal  
14 activities of day-to-day living shall not be compensable.

15         3. An injury due to repetitive motion is recognized as an occupational disease for  
16 purposes of this chapter. An occupational disease due to repetitive motion is compensable  
17 only if the occupational exposure was the prevailing factor in causing both the resulting  
18 medical condition and disability. The "prevailing factor" is defined to be the primary factor,  
19 in relation to any other factor, causing both the resulting medical condition and disability.  
20 Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or  
21 by the normal activities of day-to-day living shall not be compensable.

22         4. "Loss of hearing due to industrial noise" is recognized as an occupational disease  
23 for purposes of this chapter and is hereby defined to be a loss of hearing in one or both ears  
24 due to prolonged exposure to harmful noise in employment. "Harmful noise" means sound  
25 capable of producing occupational deafness.

26         5. "Radiation disability" is recognized as an occupational disease for purposes of this  
27 chapter and is hereby defined to be that disability due to radioactive properties or substances  
28 or to Roentgen rays (X-rays) or exposure to ionizing radiation caused by any process  
29 involving the use of or direct contact with radium or radioactive properties or substances or  
30 the use of or direct exposure to Roentgen rays (X-rays) or ionizing radiation.

31         6. Disease of the lungs or respiratory tract, hypotension, hypertension, or disease of  
32 the heart or cardiovascular system, including carcinoma, may be recognized as occupational  
33 diseases for the purposes of this chapter and are defined to be disability due to exposure to  
34 smoke, gases, carcinogens, inadequate oxygen, of paid firefighters of a paid fire department  
35 or paid police officers of a paid police department certified under chapter 590 if a direct  
36 causal relationship is established, or psychological stress of firefighters of a paid fire  
37 department or paid peace officers of a police department who are certified under chapter 590  
38 if a direct causal relationship is established.

39         7. Any employee who is exposed to and contracts any contagious or communicable  
40 disease arising out of and in the course of his or her employment shall be eligible for benefits  
41 under this chapter as an occupational disease.

42         8. With regard to occupational disease due to repetitive motion, if the exposure to the  
43 repetitive motion which is found to be the cause of the injury is for a period of less than three  
44 months and the evidence demonstrates that the exposure to the repetitive motion with the  
45 immediate prior employer was the prevailing factor in causing the injury, the prior employer  
46 shall be liable for such occupational disease.

47         **9. (1) (a) Posttraumatic stress disorder (PTSD), as described in the Diagnostic**  
48 **and Statistical Manual of Mental Health Disorders, Fifth Edition, published by the**  
49 **American Psychiatric Association, (DSM-5) is recognized as a compensable**

50 **occupational disease for purposes of this chapter when diagnosed in a first responder, as**  
51 **that term is defined under section 67.145.**

52 **(b) Benefits payable to a first responder under this section shall not require a**  
53 **physical injury to the first responder, and are not subject to any preexisting PTSD.**

54 **(c) Benefits payable to a first responder under this section are compensable only**  
55 **if demonstrated by clear and convincing evidence that PTSD has resulted from the**  
56 **course and scope of employment, and the first responder is examined and diagnosed**  
57 **with PTSD by an authorized treating physician, due to the first responder experiencing**  
58 **one of the following qualifying events:**

59 **a. Seeing for oneself a deceased minor;**

60 **b. Witnessing directly the death of a minor;**

61 **c. Witnessing directly the injury to a minor who subsequently died before or**  
62 **upon arrival at a hospital emergency department;**

63 **d. Participating in the physical treatment of, or manually transporting, an**  
64 **injured minor who subsequently died before or upon arrival at a hospital emergency**  
65 **department;**

66 **e. Seeing for oneself a person who has suffered grievous bodily harm of a nature**  
67 **that shocks the conscience;**

68 **f. Witnessing directly a death, including suicide, due to grievous bodily harm; or**  
69 **homicide, including murder, mass killings, manslaughter, self-defense, misadventure,**  
70 **and negligence;**

71 **g. Witnessing directly an injury that results in death, if the person suffered**  
72 **grievous bodily harm that shocks the conscience;**

73 **h. Participating in the physical treatment of an injury, including attempted**  
74 **suicide, or manually transporting an injured person who suffered grievous bodily harm,**  
75 **if the injured person subsequently died before or upon arrival at a hospital emergency**  
76 **department; or**

77 **i. Involvement in an event that caused or may have caused serious injury or**  
78 **harm to the first responder or had the potential to cause the death of the first responder,**  
79 **whether accidental or by an intentional act of another individual.**

80 **(2) The time for notice of injury or death in cases of compensable PTSD under**  
81 **this section is measured from exposure to one of the qualifying stressors listed in the**  
82 **DSM-5 criteria, or the diagnosis of the disorder, whichever is later. Any claim for**  
83 **compensation for such injury shall be properly noticed to the division within fifty-two**  
84 **weeks after the qualifying exposure, or the diagnosis of the disorder, whichever is later.**

320.210. The state fire marshal shall appoint one assistant director and such other  
2 investigators and employees as the needs of the office require within the limits of the

3 appropriation made for such purpose. ~~[Supervising investigators shall be at least twenty-five~~  
4 ~~years of age and shall have either a minimum of five years' experience in fire risk inspection,~~  
5 ~~prevention, or investigation work, or a degree in fire protection engineering from a~~  
6 ~~recognized college or university of engineering.]~~ No person shall be appointed as an  
7 investigator or other employee who has been convicted of a felony or other crime involving  
8 moral turpitude. Any person appointed as an investigator shall be of good character, shall be  
9 a citizen of the United States, ~~[shall have been a taxpaying resident of this state for at least~~  
10 ~~three years immediately preceding his appointment, and]~~ shall be a graduate of an accredited  
11 four-year high school or, in lieu thereof, shall have obtained a certificate of equivalency from  
12 the state department of elementary and secondary education, and shall ~~[possess ordinary~~  
13 ~~physical strength and be able to pass such physical and mental examinations as the state fire~~  
14 ~~marshal may prescribe]~~ **be a resident of Missouri at the time of appointment.** An  
15 investigator or employee shall not hold any other commission or office, elective or  
16 appointive, or accept any other employment **that would pose a conflict of interest** while he  
17 **or she** is an investigator or employee. An investigator or employee shall not accept any  
18 compensation, reward, or gift other than his **or her** regular salary and expenses for the  
19 performance of his **or her** official duties.

590.192. 1. There is hereby established the "Critical Incident Stress Management  
2 Program" within the department of public safety. The program shall provide services for  
3 peace officers **and firefighters** to assist in coping with stress and potential psychological  
4 trauma resulting from a response to a critical incident or emotionally difficult event. Such  
5 services may include consultation, risk assessment, education, intervention, and other crisis  
6 intervention services provided by the department to peace officers **and firefighters** affected  
7 by a critical incident. For purposes of this section, a "critical incident" shall mean any event  
8 outside the usual realm of human experience that is markedly distressing or evokes reactions  
9 of intense fear, helplessness, or horror and involves the perceived threat to a person's physical  
10 integrity or the physical integrity of someone else.

11 2. All peace officers **and firefighters** shall be required to meet with a program  
12 service provider once every three to five years for a mental health check-in. The program  
13 service provider shall send a notification to the peace officer's commanding officer **or**  
14 **firefighter's fire protection district director** that he or she completed such check-in.

15 3. Any information disclosed by a peace officer **or firefighter** shall be privileged and  
16 shall not be used as evidence in criminal, administrative, or civil proceedings against the  
17 peace officer **or firefighter** unless:

18 (1) A program representative reasonably believes the disclosure is necessary to  
19 prevent harm to a person who received services or to prevent harm to another person;

20 (2) The person who received the services provides written consent to the disclosure;  
21 or

22 (3) The person receiving services discloses information that is required to be reported  
23 under mandatory reporting laws.

24 4. (1) There is hereby created in the state treasury the "988 Public Safety Fund",  
25 which shall consist of moneys appropriated by the general assembly. The state treasurer shall  
26 be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer  
27 may approve disbursements. The fund shall be a dedicated fund and moneys in the fund shall  
28 be used solely by the department of public safety for the purposes of providing services for  
29 peace officers **and firefighters** to assist in coping with stress and potential psychological  
30 trauma resulting from a response to a critical incident or emotionally difficult event pursuant  
31 to subsection 1 of this section. Such services may include consultation, risk assessment,  
32 education, intervention, and other crisis intervention services provided by the department to  
33 peace officers **or firefighters** affected by a critical incident. The director of public safety  
34 may prescribe rules and regulations necessary to carry out the provisions of this section. Any  
35 rule or portion of a rule, as that term is defined in section 536.010, that is created under the  
36 authority delegated in this section shall become effective only if it complies with and is  
37 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section  
38 and chapter 536 are nonseverable and if any of the powers vested with the general assembly  
39 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a  
40 rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
41 rule proposed or adopted after August 28, 2021, shall be invalid and void.

42 (2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys  
43 remaining in the fund at the end of the biennium shall not revert to the credit of the general  
44 revenue fund.

45 (3) The state treasurer shall invest moneys in the fund in the same manner as other  
46 funds are invested. Any interest and moneys earned on such investments shall be credited to  
47 the fund.

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

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

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

4 [~~2~~] (3) **"Dispatch agency", the same meaning given to the term in section**  
5 **190.100;**

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

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

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

10           ~~[(3)]~~ (7) "Telecommunicator **first responder**", any person employed as an emergency  
11 ~~[telephone worker,]~~ call taker or public safety dispatcher whose duties include receiving,  
12 processing or transmitting public safety information received through a 911 public safety  
13 answering point.

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

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

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

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

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

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

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

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

16           (8) One member chosen to represent an association domiciled in this state whose  
17 primary interest relates to issues pertaining to sheriffs;

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

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

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

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

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

25 and

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

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

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

38           4. The board shall:

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

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

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

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

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

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

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

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

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

59           (10) Elect the chair from its membership;

60           (11) Apply for and receive grants from federal, private, and other sources;

61           (12) Report to the governor and the general assembly at least every three years on the  
62 status of 911 services statewide, as well as specific efforts to improve efficiency, cost-  
63 effectiveness, and levels of service;

64           (13) Conduct and review an annual survey of public safety answering points in  
65 Missouri to evaluate potential for improved services, coordination, and feasibility of  
66 consolidation;

67           (14) Make and execute contracts or any other instruments and agreements necessary  
68 or convenient for the exercise of its powers and functions, including for the development and  
69 implementation of an emergency services internet protocol network that can be shared by all  
70 public safety agencies;

71 (15) Develop a plan and timeline of target dates for the testing, implementation, and  
72 operation of a next-generation 911 system throughout Missouri. The next-generation 911  
73 system shall allow for the processing of electronic messages including, but not limited to,  
74 electronic messages containing text, images, video, or data;

75 (16) Administer and authorize grants and loans under section 650.335 to those  
76 counties and any home rule city with more than fifteen thousand but fewer than seventeen  
77 thousand inhabitants and partially located in any county of the third classification without a  
78 township form of government and with more than thirty-seven thousand but fewer than forty-  
79 one thousand inhabitants that can demonstrate a financial commitment to improving 911  
80 services by providing at least a fifty percent match and demonstrate the ability to operate and  
81 maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust  
82 fund shall include:

83 (a) Implementation of 911 services in counties of the state where services do not exist  
84 or to improve existing 911 systems;

85 (b) Promotion of consolidation where appropriate;

86 (c) Mapping and addressing all county locations;

87 (d) Ensuring primary access and texting abilities to 911 services for disabled  
88 residents;

89 (e) Implementation of initial emergency medical dispatch services, including  
90 prearrival medical instructions in counties where those services are not offered as of July 1,  
91 2019; and

92 (f) Development and implementation of an emergency services internet protocol  
93 network that can be shared by all public safety agencies;

94 (17) Develop an application process including reporting and accountability  
95 requirements, withholding a portion of the grant until completion of a project, and other  
96 measures to ensure funds are used in accordance with the law and purpose of the grant, and  
97 conduct audits as deemed necessary;

98 (18) Set the percentage rate of the prepaid wireless emergency telephone service  
99 charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of  
100 section 190.460;

101 (19) Retain in its records proposed county plans developed under subsection 11 of  
102 section 190.455 and notify the department of revenue that the county has filed a plan that is  
103 ready for implementation;

104 (20) Notify any communications service provider, as defined in section 190.400, that  
105 has voluntarily submitted its contact information when any update is made to the centralized  
106 database established under section 190.475 as a result of a county or city establishing or

107 modifying a tax or monthly fee no less than ninety days prior to the effective date of the  
108 establishment or modification of the tax or monthly fee;

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

111 (22) In coordination with existing public safety answering points, by December 31,  
112 2018, designate no more than eleven regional 911 coordination centers which shall coordinate  
113 statewide interoperability among public safety answering points within their region through  
114 the use of a statewide 911 emergency services network; ~~and~~

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

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

120 5. The department of public safety shall provide staff assistance to the board as  
121 necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340.  
122 The board shall have the authority to hire consultants to administer the provisions of sections  
123 650.320 to 650.340.

124 6. The board shall promulgate rules and regulations that are reasonable and necessary  
125 to implement and administer the provisions of sections 190.455, 190.460, 190.465, 190.470,  
126 190.475, and sections 650.320 to 650.340. Any rule or portion of a rule, as that term is  
127 defined in section 536.010, shall become effective only if it has been promulgated pursuant to  
128 the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the  
129 powers vested with the general assembly pursuant to chapter 536 to review, to delay the  
130 effective date or to disapprove and annul a rule are subsequently held unconstitutional, then  
131 the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017,  
132 shall be invalid and void.

650.340. 1. The provisions of this section may be cited and shall be known as the  
2 "911 Training and Standards Act".

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

6 (1) Police telecommunicator **first responder**, 16 hours;

7 (2) Fire telecommunicator **first responder**, 16 hours;

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

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

10 3. All persons employed as a telecommunicator **first responder** in this state shall be  
11 required to complete ongoing training so long as such person engages in the occupation as a

12 telecommunicator **first responder**. Such persons shall complete at least twenty-four hours of  
13 ongoing training every three years by such persons or organizations as provided in subsection  
14 6 of this section.

15 4. Any person employed as a telecommunicator on August 28, 1999, shall not be  
16 required to complete the training requirement as provided in subsection 2 of this section. Any  
17 person hired as a telecommunicator **or a telecommunicator first responder** after August 28,  
18 1999, shall complete the training requirements as provided in subsection 2 of this section  
19 within twelve months of the date such person is employed as a telecommunicator **or**  
20 **telecommunicator first responder**.

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

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

27 7. ~~[This section shall not apply to an emergency medical dispatcher or agency as~~  
28 ~~defined in section 190.100, or a person trained by an entity accredited or certified under~~  
29 ~~section 190.131, or a person who provides prearrival medical instructions who works for an~~  
30 ~~agency which meets the requirements set forth in section 190.134.]~~ **The board shall be**  
31 **responsible for the approval of training courses for emergency medical dispatchers.**  
32 **The board shall develop necessary rules and regulations in collaboration with the state**  
33 **EMS medical director's advisory committee, as described in section 190.103, which may**  
34 **provide recommendations relating to the medical aspects of prearrival medical**  
35 **instructions.**

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

2 ~~[190.134. A dispatch agency is required to have a memorandum of~~  
3 ~~understanding with all ambulance services that it dispatches. If a dispatch~~  
4 ~~agency provides prearrival medical instructions, it is required to have a~~  
5 ~~medical director, whose duties include the maintenance of standards and~~  
~~protocol approval.]~~

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