

FIRST REGULAR SESSION

# HOUSE BILL NO. 409

103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE SHARPE (4).

0622H.011

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To repeal section 210.1253, RSMo, and to enact in lieu thereof one new section relating to residential care facilities.

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

Section A. Section 210.1253, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 210.1253, to read as follows:

210.1253. As used in sections 210.1250 to 210.1286, unless the context clearly provides otherwise, the following terms mean:

(1) **"Access to children", direct contact with children on a continual, frequent, and meaningful basis in the delivery of treatment, consulting, religious, educational, or sports activities or recreational or entertainment services;**

(2) "Child", a person who is under eighteen years of age;

~~(2)~~ (3) "Department", the department of social services, or the children's division within the department of social services, as determined by the department;

~~(3)~~ (4) "Director", a person who is responsible for the operation of the residential care facility;

~~(4)~~ (5) "Exempt-from-licensure" or "license-exempt", a residential care facility that is not required to be licensed under section 210.516;

~~(5)~~ (6) "Person", an individual, partnership, organization, association, or corporation;

~~(6)~~ (7) "Residential care facility", any place, facility, or home operated by any person who receives children who are not related to the operator and whose parent or guardian is not a resident of the same facility and that provides such children with

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

18 supervision, care, lodging, and maintenance for twenty-four hours a day, with or without  
19 transfer of custody.

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