

FIREWORKS PROTECTIONS (Sections 49.266, 253.195, 320.106, 320.111, 320.116, 320.121, 320.126, 320.127, 320.131, 320.141, 320.147, 320.151, 320.371, and 568.070)

This bill modifies several definitions relating to fireworks standards, manufacturers and sellers of fireworks, and other pyrotechnic definitions and updates the edition of the American Fireworks Standards Laboratory (AFSL) from the 2012 edition to the 2022 edition.

The bill modifies the permit and licensing fees and penalties that the State Fire Marshal is authorized to assess, as provided in the bill. Fees will be deposited to the Fire Education Fund and the Cigarette Fire Safety Standard and Firefighter Protection Act Fund as specified in this bill.

The State Fire Marshal may revoke or suspend any permit upon evidence that the influence of alcohol or any illicit controlled substance is taking place by any permit holder, employee, or representative within the permitted annual or seasonal retail sales location during normal business hours. The Fire Marshal may also refuse to issue a permit when the individual or partner of the individual is under suspension. This bill modifies provisions relating to permitting requirements for municipalities, fair associations, amusement parks, organizations, persons, firms, and corporations for outdoor fireworks displays. The permit must be submitted to the State Fire Marshal a minimum of 10 working days prior to the event.

The bill provides that only holders of a state-issued manufacturer or distributor permit are allowed to sell certain fireworks in Missouri and may sell only to persons who maintain a state-issued manufacturer or distributor permit or a valid state issued display operator license or pyrotechnic effect operator license. Proof of any required federal license or permit is required to finalize the sale.

The State Fire Marshal must inspect any establishment, venue, or shoot site where certain fireworks are to be discharged. Any person selling fireworks must allow the State Fire Marshal to inspect any location where fireworks are stored, kept, or sold. Failure to allow an inspection will result in suspension or revocation of the person's permit. Any new construction of a permanent structure in a jurisdiction without a local building code must submit a full set of construction plans to the State Fire Marshal for review.

CRIMINAL BACKGROUND CHECKS (Sections 43.546, 168.014, 190.106, 208.222, 209.324, 210.482, 210.487, 301.551, 324.055, 324.129, 324.246, 324.488, 324.1105, 326.257, 330.025, 331.025, 332.015, 334.015, 334.403, 334.501, 334.701, 334.739, 334.805, 335.022, 335.042, 336.025, 337.018, 337.308, 337.501, 337.605, 337.702, 338.052, 339.015, 339.510, 345.016, 374.711, 436.225, 443.702, 476.802, 484.125, 590.060, and 640.011)

The bill modifies provisions related to criminal background checks.

This bill specifies that, if an application for a license or permit requires a fingerprints submission, the applicant must submit his or her fingerprint to the State Highway Patrol (MSHP) for the purpose of undergoing a State and Federal criminal background check. The following boards, commissions, departments, divisions, and committees are listed in the bill:

(1) The State Board of Education, for applicants seeking certificates to teach or substitute teach in public schools and as otherwise required by law;

(2) The Department of Health and Senior Services, for applicants seeking licensure as an emergency medical technician, an advanced emergency medical technician, or a paramedic, or seeking certification as an emergency medical technician-community paramedic;

(3) The Medicaid Audit and Compliance Unit of the Department of Social Services, for a provider seeking to be enrolled as a MO HealthNet provider for the purpose of providing MO HealthNet services;

(4) The State Committee of Interpreters, for applicants seeking licensure as an interpreter or seeking temporary license to practice as an interpreter;

(5) The Department of Revenue, for applicants seeking licensure as a new motor vehicle franchise dealer, used motor vehicle dealer, powersport dealer, wholesale motor vehicle dealer, motor vehicle dealer, public motor vehicle auction, recreational motor vehicle dealer, trailer dealer, boat dealer, or boat manufacturer;

(6) The Missouri Board of Occupational Therapy, for applicants seeking licensure as an occupational therapist or occupational therapy assistant or seeking a limited permit to practice occupational therapy;

(7) The State Board of Registration for the Healing Arts, for applicants seeking licensure as a licensed clinical perfusionist or

provisional licensed clinical perfusionist, and for applicants seeking a permanent, temporary, or limited license as a physician or assistant physician, and applicants seeking licensure as an anesthesiologist assistant or a temporary license to practice as an anesthesiologist assistant, and for applicants seeking permanent or temporary license as a physical therapist or physical therapist assistant, and applicants seeking licensure as an athletic trainer, and for applicants seeking a license or temporary license as a physician assistant, and applicants seeking a license or provisional license as an audiologist, an audiology aide, a speech-language pathologist, a speech-language pathology aide, or a speech-language pathology assistant;

(8) The Board of Therapeutic Massage, for applicants seeking a license, provisional license, or student license as a massage therapist or a license as a massage business;

(9) The State Board of Chiropractic Examiners, for applicants seeking licensure as an acupuncturist or to practice chiropractic;

(10) The Board of Private Investigator and Private Fire Investigator Examiners, for applicants seeking licensure as a private investigator or private fire investigator or as an employee of a private investigator or private fire investigator agency;

(11) The State Board of Accountancy, for applicants seeking licensure as a certified public accountant or seeking permit for a certified public accounting firm;

(12) The State Board of Podiatric Medicine, for applicants seeking a permanent or temporary license to practice podiatric medicine or seeking a permanent podiatric medicine license with ankle certification;

(13) The Missouri Dental Board, for applicants seeking licensure as a dentist, a dental specialist, a volunteer dentist, a temporary dentist, a dental hygienist, or a volunteer dental hygienist, or for applicants seeking a limited dental teaching license or a dental faculty permit;

(14) The Board for Respiratory Care, for applicants seeking licensure as a respiratory care practitioner and applicants seeking an educational or temporary permit to practice respiratory care;

(15) The State Board of Nursing, for applicants seeking licensure to practice as a registered nurse, practical nurse, or advanced practice registered nurse, and for those seeking employment with the Board;

(16) The State Board of Optometry, for applicants seeking licensure as an optometrist;

(17) The State Committee of Psychologists, for applicants seeking licensure as a licensed psychologist or provisional licensed psychologist, or seeking a temporary license to practice as a psychologist, and applicants seeking licensure, provisional licensure, or temporary licensure as a behavior analyst or assistant behavior analyst from the Behavior Analyst Advisory Board;

(18) The Committee for Professional Counselors, for applicants seeking licensure as a licensed or provisional licensed professional counselor;

(19) The State Committee for Social Workers, for applicants seeking a license or temporary permit to practice as a licensed clinical social worker, licensed advanced macro social worker, licensed master social worker, or licensed baccalaureate social worker;

(20) The State Committee of Marital and Family Therapists, for applicants seeking licensure or provisional licensure as a marital and family therapist;

(21) The Board of Pharmacy, for applicants seeking a license or temporary license to practice as a pharmacist, an intern pharmacist, a wholesale drug distributor, third-party logistics provider, drug outsourcer, a permit for the practice of pharmacy described in Section 338.220, RSMo, a certificate of registration as a pharmacy technician, or seeking a license for work as a wholesale drug distributor facility manager-in-charge, wholesale drug distributor, manager or owner, or third-party logistics provider facility manager or owner;

(22) The Missouri Real Estate Commission, for applicants seeking licensure as a real estate broker, real estate salesperson, or real estate broker-salesperson;

(23) The Missouri Real Estate Appraisers Commission, for applicants seeking licensure or certification as a state-certified residential real estate appraiser, residential appraiser trainee, general real estate appraiser, or general appraiser trainee, or a state-licensed real estate appraiser or appraiser trainee, or an appraisal management company or a controlling person of an appraisal management company;

- (24) The Department of Commerce and Insurance, for applicants seeking a license, or renewal of license, as a general bail bond agent, a bail bond agent, or a surety recovery agent;
- (25) The Division of Professional Registration, for applicants seeking licensure as an athlete agent;
- (26) The Division of Finance, for applicants seeking licensure as a residential mortgage loan broker or mortgage loan originator;
- (27) The Office of State Courts Administrator, for applicants seeking a certification as a qualified interpreter;
- (28) The Supreme Court of Missouri, for applicants seeking admission or reinstatement to the state bar for the purpose of licensure to practice law as attorneys and counselors in this State;
- (29) The Peace Officer Standards and Training Commission, for applicants seeking entrance into a training program; and
- (30) The Department of Natural Resources, for applicants seeking to be employed or to volunteer with the Department.

The fingerprints and any required fees will be sent to the MSHP central repository and will be forwarded to the Federal Bureau of Investigation. The MSHP will notify the respective agency, board, or other oversight body of their applicants' criminal history or lack thereof.

Currently, if a child needs to be placed in a private home due to the unexpected absence of his or her parents or guardians, the juvenile court or children's division can request law enforcement agencies or juvenile officers to conduct name-based criminal history checks on all residents over 17 years of age in the home. The bill clarifies that Children's Division is within the Department of Social Services and changes the age of residents who could be subjected to a background check to over 18 years of age.

Currently, if a child needs to be placed in a private home due to the unexpected absence of his or her parents or guardians, Children's Division checks if any residents are listed on the child abuse and neglect registry. If the home hasn't been approved as a foster home, residents over 17 years of age and any children less than 17 years of age who have been certified as adults for crimes must provide fingerprints within 15 days. If anyone refuses to provide fingerprints, the child must be removed from the home immediately unless the person refusing to provide fingerprints ceases to reside in the private home. The bill changes those ages

to over 18 years of age and any children less than 18 years of age who have been certified as adults for crimes and clarifies that the fingerprints must be used for searching the State criminal records repository and will be forwarded to the Federal Bureau of Investigation for a Federal criminal records search under section 43.540.

The bill repeals provisions regarding lost or destroyed fingerprints, the requirement of ongoing electronic updates to the criminal history background checks, and that Children's Division and the Department of Health and Senior Services can waive the requirement for a fingerprint background check for any subsequent recertification.

#### LINE OF DUTY COMPENSATION ACT (Section 287.243)

The bill extends the sunset provision to December 31, 2031.

This section contains an emergency clause.

#### MO EMERGENCY RESPONSE COMMISSION (Section 292.606)

This bill extends the authority of the MO Emergency Response Commission to collect fees to August 28, 2031, and it authorizes a one-time fee assessment based on filings due as of March 1, 2025, which must be paid by November 1, 2025.

#### PROFESSIONAL LICENSE EXAMINATIONS (Section 324.009)

Current law requires an oversight body for professional licenses to waive any examination, educational, or experience requirements within 30 days for a resident military spouse or a nonresident military spouse and issue the applicant a license if the applicant meets all other requirements. This bill provides a waiver to resident and nonresident spouses of Missouri law enforcement officers.

#### NONDISCLOSURE AGREEMENTS (Section 537.046)

A nondisclosure agreement by any party to any child sexual abuse claim will not be judicially enforceable in a dispute involving any child sexual abuse allegations or claims and will be null and void.

This provision applies to any action arising on or after August 28, 2025 and repeals the provision that includes any action that would have been barred by the application of the statute of limitation applicable prior to that date.