

LEGISLATIVE UPDATE

Issue 2, January 14, 2011

Office of Administration
GOVERNOR'S COUNCIL ON DISABILITY
PO Box 1668
Jefferson City, MO 65102
800-877-8249 (Voice/TTY)
573-526-4109 (Fax)
<http://disabilityinfo.mo.gov/gcd/>



Welcome to the second issue of the 2011 Legislative Update with the 96th General Assembly. The *Legislative Update* will present a new bill by providing a summary description. When significant changes occur on the bill it will be summarized again. Any changes in bill status will be highlighted in red.

- The *Legislative Update* issue number and current bill summary will be inserted each week along with the bill number, title, sponsor, and current status (includes the committee assigned, chair and vice chair of the committee). Online copies of the legislative updates will have a red hyperlink to take you to the description of the bill and sponsors.
- The *Legislative Update* will also include an index to assist you in locating the bill's category.
- Each issue of the *Legislative Update* is available on the Governor's Council on Disability's website at <http://www.disabilityinfo.mo.gov/gcd/>
- Access to individual bill information is available on the Missouri General Assembly's website at <http://www.moga.mo.gov/>
- A glossary of terms can be found at <http://house.mo.gov/>
- Please contact our office (Laura.Mueth@oa.mo.gov) if you need a different format.
- To learn more about the legislative process consider attending the *Legislative Education Project* training by registering online.
- Governor's Council on Disability (GCD) welcomes your comments and suggestions. Your comments can be submitted online to the GCD website at <http://www.disabilityinfo.mo.gov/gcd/> or call us at (800) 877-8249.

The summaries are prepared by the Research Staff of the Missouri House of Representatives and are used by permission.

Bills are organized in the following categories:

- Assistive Technology
- Crime
- Education
- Employment
- Funding/Tax Relief
- Health Care and Personal Assistance
- Legal Rights and Responsibilities
- Mental Health
- Olmstead
- Safety/Prevention
- Services for people with Disabilities
- Other
- Appropriations

Note: When "incapacitated," "handicapped," appear in a bill description, it reflects the terminology of the legislation, not the Governor's Council on Disability.

Abbreviations

HB.....	House of Representatives Bill
HA.....	House Amendment
HS.....	House Substitute
HR.....	House Resolution
HJR.....	House Joint Resolution
HCS.....	House Committee Substitute
SB.....	Senate Bill
SCA.....	Senate Committee Substitute
SA.....	Senate Amendment
SS.....	Senate Substitute
SR.....	Senate Resolution
SJR.....	Senate Joint Resolution
CCR.....	Conference Committee Substitute
CCS.....	Conference Committee Substitute
BC.....	Budget Control Committee

ASSISTIVE TECHNOLOGY

No pending legislation

CRIME

SB 54 - Cunningham Issue 1

Creates the Amy Hestir Student Protection Act.

Status: 1/5/11 First time Read (S)

EDUCATION

HB 40 - Lampe Issue 1

Changes the laws regarding the identification, assessment, and education of children with autism spectrum disorder assessment, and education of children with autism spectrum disorder.

Status:

1/6/11 Second Time Read (H)

1/5/11 First time Read (H)

Issue 1

SB 37 - Lembke

Establishes the "Students First Interscholastic Athletics Act" to allow each student of high school age the opportunity to seek to participate in interscholastic athletics.

Status:

1/12/11 Read Second time and Referred to General Laws committee (S) Chair: Cunningham, Vice Chair: Nieves

1/5/11 First time Read (S)

EMPLOYMENT

HB 56 - Brown Issue 1

Authorizes a tax credit for employers who hire certain high school students for summer employment.

Status:

1/6/11 Second time Read (H)

1/5/11 First time Read (H)

FUNDING/TAX RELIEF

HB 55 - Sater Issue 1

Authorizes a state and local sales and use tax exemption for over-the-counter or nonprescription drugs which are prescribed by a practitioner and certain medical equipment, supplies, or devices.

Status:

1/6/11 Second time Read (H)

1/5/11 First time Read (H)

HB 60 - Nolte Issue 1

Limits the increase in assessed valuation of residential property by the percentage of increase in the federal Social Security benefits for the elderly and disabled who own and live in their principal residence.

Status:

1/6/11 Second time Read (H)

1/5/11 First time Read (H)

HB 106 – Sater

Establishes limitations on the amount of money that may be held in reserve by sheltered workshop boards.

The board of directors for any sheltered workshop established under sections 205.968 to 205.974 shall not hold any general operating moneys in reserve which exceed one year's estimated annual general operating costs of such sheltered workshop

Status:

1/6/11 Second time Read

1/5/11 Introduced and First time Read (H)

SB 100 -Stouffer

Creates a tax credit for contributions to developmental disability care providers and modifies provisions of the residential treatment agency tax credit program

The act creates an income tax credit equal to fifty percent of the amount of an eligible donation made, on or after January 1, 2010, to a qualifying developmental disability care provider. The tax credit may not be applied against withholding taxes. The tax credit is non-refundable, but may be carried forward four years. The tax credit is transferable. A provider may apply to the

Department of Revenue for the tax credits. The provisions of this act shall automatically sunset six years after the effective date of the act unless reauthorized.

Status: 1/12/11 First time Read (S)

HEALTH CARE/PERSONAL ASSISTANCE

HB 55 - Sater

Sales Tax Exemption for Certain Drugs and Medical Equipment (see Funding/Tax Relief category for bill summary)

SB 42 - Chappelle-Nadal **Issue 1**
Increases resource limits for medical eligibility.

Status:
1/12/11 Second time Read and Referred to Health, Mental Health, Seniors, and Families committee (S)
Chair: Ridgeway, Vice Chair: Schaaf

1/5/11 First time Read (S)

SB 43 - Chappelle-Nadal
Requires long-term care facilities to be encouraged to institute policies encouraging familial involvement in the well-being and support of its residents.

This act requires the Department of Health and Senior Services to strongly encourage all long-term care facilities licensed in this state to institute policies that will encourage familial involvement in the well-being and support of residents of long-term care facilities.

Status:
1/12/11 Second time Read and Referred to Health, Mental Health, Seniors, and Families committee (S)
Chair: Ridgeway, Vice Chair: Schaaf

1/5/11 First time Read (S)

SB 44 - Wright-Jones

Requires health carriers to devote a certain percentage of health insurance premiums to be used for the payment of health care services

This act requires all health carriers providing health insurance coverage for at least 50,000 people to expend at least 90% of their total annual Missouri-associated revenues on health care services in any given calendar year (non-health expenditures must not exceed 10% of their Missouri-associated revenue). This percentage is known as the Missouri care share under the act. The act also requires health carriers insuring at least 25,000 persons but less than 50,000 persons to expend at least 85% of their total annual Missouri-associated revenues on health care services in any given calendar year.

Status:
1/12/11 Second time Read and Referred to Small Business, Insurance, Industry committee (S) Chair: Rupp, Vice Chair: Parson
1/5/11 First time Read (S)

LEGAL RIGHTS/RESPONSIBILITIES

SB 3 - Stouffer **Issue 1**
Establishes photo identification requirements for voting.

Status:
1/12/11 Second time Read and Referred to Financial and Governmental Organizations and Elections committee (S) Chair: Engler, Vice Chair: Wasson
1/5/11 First time Read (S)

HB 130 - Barnes
Enacts the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act

This act concerns guardianship and conservatorship of minors and incapacitated adults. It repeals Section 475.060, RSMO and adds twenty-five new sections relating to the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act. Any person may file a petition to appoint himself or herself or some other qualified persons as a guardian for an incapacitated person. The act specifies the information to be included in a petition for guardianship, the nature of

communications of Missouri courts with courts, in other states, transfer of guardianship and conservatorship, and registration and recognition of guardianship orders from other states.

Status:

1/11/11 Second time Read

1/10/11 Introduced and First time Read (H)

MENTAL HEALTH

No pending legislation

OLMSTEAD

SB 56 - Rupp

Issue 1

Requires the Department of Mental Health to develop a transition plan for services of residents of state developmental disabilities facilities to the most appropriate setting

Status:

1/12/11 Second time Read and Referred to Health, Mental Health, Seniors, and Families committee (S)

Chair: Ridgeway, Vice Chair: Schaaf

1/5/11 First time Read (S)

SAFETY/PREVENTION

SB 28 - Brown

Exempts motorcyclists age 21 and older from wearing a helmet when operating a motorcycle or motortricycle

This act also exempts persons 21 years of age or older from wearing protective headgear except when operating motorcycles or motortricycles

Status:

1/19/11 Hearing Scheduled (S)

1/12/11 Second time Read and Referred to Transportation committee (S) Chair: Stouffer, Vice

Chair: Kehoe

1/5/11 First time Read (S)

HB 114 - Day

Requires only persons younger than 21 years of age to wear protective headgear when operating or riding as a passenger on any motorcycle or motortricycle

Currently, all motorcyclists are required to wear protective headgear. This bill requires only persons younger than 21 years of age to wear protective headgear when operating or riding as a passenger on any motorcycle or motortricycle.

Status:

1/10/2011 Second time Read

1/6/2011 Introduced and First time Read

SERVICES

No pending legislation

OTHER

HB 36 Sater

Specifies that farm machinery and equipment as it relates to exemptions for sales tax will include certain all-terrain vehicles

This bill specifies that farm machinery and equipment as it relates to exemptions from sales tax will include any all terrain vehicle that is used exclusively for agricultural purposes and has a title stamped "For Farm Use Only" by the Department of Revenue.

Status:

1/6/11 Second time Read (H)

1/5/11 First time Read (H)