

LEGISLATIVE UPDATE

Issue 5, February 4, 2011

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Welcome to the fifth 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. Appropriation bill links will have a purple hyperlink.
- 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**HB 203 - Hoskins** Issue 3

Includes professional therapy dogs in the definition of service dogs for purposes of certain crimes relating to such animals

Status:

1/20/11 Referred Crime Prevention and Public Safety committee (H) Chair: Schad, Vice Chair: Marshall

1/18/11 Second Time Read (H)

1/13/2011 Introduced and First Time Read (H)

CRIME**SB 54 - Cunningham** Issue 1

Creates the Amy Hestir Student Protection Act.

Status:

1/20/11 Second time Read and Referred to Education committee (S) Chair: Pearce, Vice Chair: Nieves

1/5/11 First time Read (S)

HB 374 - Barnes

Establishes the False Claims Act for the prosecuting of MO HealthNet fraud

Status:

2/1/11 Second time Read (H)

1/31/11 Introduced and First time Read (H)

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:

1/20/11 Referred to Economic Development committee (H) Chair: Zerr, Vice Chair: Jones

1/6/11 Second time Read (H)

1/5/11 First time Read (H)

HB 205 - Elmer Issue 4

Changes the laws regarding unlawful discriminatory practices in employment as they relate to the Missouri Human Rights Law.

Status:

1/31/11 Public Hearing Completed

1/20/11 Referred to Workforce Development and Workplace Safety committee (H) Chair: Fisher, Vice Chair: Brown

1/18/11 Second time Read (H)

1/13/11 Introduced and First time Read (H)

SB 188 - Lager Issue 4

Modifies the law relating to the Missouri Human Rights Act and employment discrimination

Status:

1/27/11 Second time Read and Referred to Commerce, Consumer Protection, Energy, and the Environment committee (S) Chair: Lager, Vice Chair: Lamping

1/26/11 Introduced and First time Read (S)

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:

1/27/11 Public Hearing Completed

1/20/11 Referred to Ways and Means committee
(H) Chair: Koenig, Vice Chair: Higdon
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:
1/20/11 Referred to Local Government committee
(H) Chair: Gatschenberger, Vice Chair: Schneider
1/6/11 Second time Read (H)
1/5/11 First time Read (H)

HB 106 – Sater **Issue 2**
Establishes limitations on the amount of money that may be held in reserve by sheltered workshop boards.

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 **Issue 2**

Status:
1/20/11 Second time Read and Referred to Ways and Means and Fiscal Oversight committee (S)
Chair: Purgason, Vice Chair: Kraus
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 **Issue 2**
Requires long-term care facilities to be encouraged to institute policies encouraging familial involvement in the well-being and support of its residents.

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 **Issue 2**
Requires health carriers to devote a certain percentage of health insurance premiums to be used for the payment of health care services
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)

HB 201- Sater **Issue 4**
Authorizes the MO HealthNet Division to implement a statewide dental delivery system for the provision of services under the MO HealthNet program
Status:
1/27/11 Referred to Health Care Policy committee (H) Chair: Sater, Vice Chair: Frederick
1/18/11 Second Time Read (H)
1/13/11 Introduced and First Time Read (H)

HB 391 Holsman
Adds home nursing visits and follow-up care as needed for certain at-risk newborns to the list of covered services under the MO HealthNet Program
Status:
2/1/11 Introduced and First time Read (H)

LEGAL RIGHTS/RESPONSIBILITIES

SB 3 - Stouffer **Issue 1**
Establishes photo identification requirements for voting.
Status:
1/31/11 Voted Do Pass by committee
1/24/11 Hearing Conducted (S)
1/24/11 Hearing Scheduled (S)
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 **Issue 2**

Enacts the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act

Status:

2/9/11 Public Hearing Scheduled (H)

1/27/11 Referred to Judiciary committee (H) Chair: Cox, Vice Chair: Elmer

1/11/11 Second time Read

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

SB 134 - Rupp **Issue 3**

Outlines the parental rights of individuals with disabilities in termination of parental rights cases

Status:

1/27/11 Second time Read and Referred to Judiciary and Civil and Criminal Jurisprudence committee (S) Chair: Goodman, Vice Chair: Schmitt
1/18/11 Introduced and First time Read (S)

SB 70 - Schaefer

Modifies provisions relating to the Missouri Family Trust

This act revises the provisions establishing the Missouri Family Trust and its Board of Trustees, a non-profit organization established for the purpose of administering special needs trusts. Special needs trusts are trusts designed specifically for individuals with disabilities that, if established as prescribed by law, do not affect an individual's eligibility for various public assistance programs such as Medicaid services.

Status:

1/31/11 Hearing Scheduled but Not Heard

1/20 Second time Read and Referred Judiciary and Civil and Criminal Jurisprudence committee Chair: Goodman, Vice Chair: Schmitt

1/5/11 First time Read

1/4/11 Pre-filed (S)

MENTAL HEALTH

HB 302 - Black

Issue 4

Authorizes the director of the department of corrections to establish a mental health assessment pilot program

1/26/11 Second time Read (H)

1/25/11 Introduced and First time Read (H)

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:

1/20/11 Second time Read and Referred to Heath, Mental Health, Seniors, and Families committee (S)

Chair: Ridgeway, Vice Chair: Schaaf

1/5/11 First time Read (S)

SAFETY/PREVENTION

SB 28 - Brown

Issue 2

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

Status:

1/26/11 Voted Do Pass by Transportation committee

1/19/11 Hearing Conducted (S)

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

Issue 2

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:

1/20/11 Referred to Transportation committee (H)

Chair: Denison, Vice Chair: Faith

1/10/2011 Second time Read (H)

1/6/2011 Introduced and First time Read (H)

HB 300 - Gatschenberger

Establishes the High School Sports Brain Injury Prevention Act which requires school boards to work with the Missouri State High School Activities

Association to develop guidelines regarding head injuries

1/26/11 Second time Read (H)

1/25/11 Introduced and First time Read (H)

HB 334 - Barnes **Issue 4**

Enacts provisions relating to the prevention and treatment of sports-related concussions and other head injuries among student athletes

Status:

1/27/11 Second time Read (H)

1/26/11 Introduced and First time Read (H)

HB 387 Wyatt

Establishes the "Youth Athlete Brain Injury Prevention Act"

Status:

2/2/11 Second time Read (H)

2/1/11 Introduced and First time Read (H)

SERVICES

No pending legislation

OTHER

HB 36 Sater **Issue 2**

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

Status:

1/27/11 Referred to Tax Reform committee (H)

Chair: Funderburk, Vice Chair: Cross

1/6/11 Second time Read (H)

1/5/11 First time Read (H)

APPROPRIATIONS

HB14 - Silvey

Appropriates money for supplemental purposes

This act distributes money to the Department of Elementary and Secondary Education for distribution to the free public schools for Early Childhood Special Education and the Disability Determination Program. It distributes money to the Department of Health and Senior Services for the Division of Senior and Disability Services for the purpose of funding respite care, homemaker chore, personal care, adult day care, AIDS, children's

waiver services, home-delivered meals, other related services, and program management under the MO HealthNet fee-for-service and managed care programs. It distributes money to the Department of Social Services, MO HealthNet Division for the purpose of supplementing appropriations for any medical service under MO HealthNet.

Status:

2/1/11 Second-time Read (H)

1/31/11 Introduced and First time Read (H)