

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 1433, Page 1, Section 210.1109, Line 1,
2 by inserting immediately after the word "investigation" th words "or assessment"; and

3
4 Further amend said bill, page, and section, Line 2, by deleting the words "a child protective
5 investigator" and inserting in lieu thereof the following:

6
7 "if the children's division determines that a child is at risk for possible removal and
8 placement in out-of-home care, the division"; and

9
10 Further amend said bill, page, and section, Line 4, by inserting immediately after the word "crisis"
11 the following:

12
13 "in cases where such services may address the needs of the family"; and

14
15 Further amend said bill, page, and section, Line 5, by deleting the word "selecting" and inserting in
16 lieu thereof the word "recommending"; and

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18 Further amend said bill, Page 2, Section 475.602, Line 26, by deleting all of said line and inserting
19 in lieu thereof the following:

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21 "has elapsed. However, it shall be a violation of section 453.110 for a parent or legal
22 custodian to execute a power of attorney with the intention of permanently avoiding or divesting
23 himself or herself of parental and/or legal responsibility for the care of the child."; and

24
25 Further amend said bill, page, and section, Line 31, by inserting after all of said line the following:

26
27 "6. A community service program that offers support services for families in crisis under
28 this section shall ensure that a background check is completed for the attorney-in-fact and any adult
29 members of his or her household prior to the placement of the child. A background check performed
30 under this section shall include:

31 (1) A fingerprint-based criminal history check;

32 (2) A sex offender registry check; and

33 (3) A child abuse and neglect registry, as established pursuant to section 210.109, check.";

34 and

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36 Further amend said bill, page, and section, Line 32, by deleting the number "6" and inserting in lieu

Standing Action Taken _____ Date _____

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1 thereof the number "7"; and

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3 Further amend said bill, page, and section, Line 40, by inserting immediately after said line the
4 following:

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6 "8. Nothing in this section shall conflict or set aside the preexisting residency requirements
7 under section 167.020. An attorney-in-fact to whom powers are delegated under a power of
8 attorney authorized by this section shall make arrangements to ensure that the child attends classes
9 at an appropriate school based upon residency or waiver of such residency requirements by the
10 school. Except as may be permitted by state or federal law, no parent executing a power of attorney
11 for the temporary care of a minor child under this section shall take such action for the primary
12 purpose of enrolling a child in a school for the sole purpose of participating in the academic or
13 interscholastic athletic programs provided by the school. Any person in violation of this subsection
14 may be required by a court of competent jurisdiction, in addition to other remedies, to repay any and
15 all costs incurred by the school as a result of the violation."; and

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17 Further amend said bill, page, and section, Line 41, by deleting the number "7" and inserting in lieu
18 thereof the number "9"; and

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20 Further amend said bill and section, Page 3, Line 50, by inserting after all of said line the following:

21
22 "10. No delegation of powers under this section shall operate to modify a child's eligibility
23 for benefits the child is receiving at the time of the execution of the power of attorney including, but
24 not limited to, eligibility for free or reduced lunch, health care costs, or other social services."; and

25
26 Further amend said bill and page, Section 475.604, Line 24, by inserting after all of said section and
27 line the following:

28
29 "[475.024. A parent of a minor, by a properly executed power of attorney, may delegate to
30 another individual, for a period not exceeding one year, any of his or her powers regarding care or
31 custody of the minor child, except his or her power to consent to marriage or adoption of the minor
32 child.]"; and

33
34 Further amend said bill by amending the title, enacting clause, and intersectional references
35 accordingly.