

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 226, Page 1, Section A, Line 2, by
2 inserting the following after all of said line:

3
4 "190.053. 1. All members of the board of directors of an ambulance district first elected on
5 or after January 1, 2008, shall attend and complete an educational seminar or conference or other
6 suitable training on the role and duties of a board member of an ambulance district. The training
7 required under this section shall be offered by a statewide association organized for the benefit of
8 ambulance districts or be approved by the state advisory council on emergency medical services.
9 Such training shall include, at a minimum:

- 10 (1) Information relating to the roles and duties of an ambulance district director;
11 (2) A review of all state statutes and regulations relevant to ambulance districts;
12 (3) State ethics laws;
13 (4) State sunshine laws, chapter 610;
14 (5) Financial and fiduciary responsibility;
15 (6) State laws relating to the setting of tax rates; and
16 (7) State laws relating to revenue limitations.

17 2. If any ambulance district board member fails to attend a training session within twelve
18 months after taking office, the board member shall not be compensated for attendance at meetings
19 thereafter until the board member has completed such training session. If any ambulance district
20 board member fails to attend a training session within twenty-four months after taking office, the
21 board member shall forfeit his or her position as a board member and the remaining board members
22 shall appoint an interim board member to hold the position for the remainder of the term of the
23 forfeited member."; and

24
25 Further amend said bill, Page 3, Section 190.144, Line 10, by inserting the following after all of
26 said line:

27
28 "320.097. 1. As used in this section, "fire department" means any agency or organization
29 that provides fire suppression and related activities, including but not limited to fire prevention,
30 rescue, emergency medical services, hazardous material response, dispatching, or special operations
31 to a population within a fixed and legally recorded geographical area.

32 2. No employee of a fire department who has worked for seven years for such department
33 shall, as a condition of employment, be required to reside within a fixed and legally recorded
34 geographical area of the fire department if the only public school district available to the employee
35 within such fire department's geographical area is a public school district that is or has been
36 unaccredited or provisionally accredited in the last five years of such employee's employment.

Action Taken _____ Date _____

1 Employees who have satisfied the seven-year requirement in this subsection and who choose to
 2 reside outside the geographical boundaries of the department shall reside within a one-hour response
 3 time. No charter school shall be deemed a public school for purposes of this section.

4 3. No employee of a fire department who has not resided in such fire department's fixed and
 5 legally recorded geographical area, or who has changed such employee's residency because of
 6 conditions described in subsection 2 of this section, shall as a condition of employment be required
 7 to reside within the fixed and legally recorded geographical area of the fire department if such
 8 school district subsequently becomes fully accredited.

9 4. No employee of a fire department who does not receive a salary shall be required to live
 10 in a fire department's fixed and legally recorded geographical area.

11 320.098. No county shall require attendance at a specific training academy by any candidate
 12 for a firefighter position but may require a specific certification from any training academy.

13 321.017. 1. Notwithstanding the provisions of section 321.015, no employee of any fire
 14 protection district or ambulance district shall serve as a member of any fire district or ambulance
 15 district board while such person is employed by any fire district or ambulance district, except that an
 16 employee of a fire protection district or an ambulance district may serve as a member of a voluntary
 17 fire protection district board or a voluntary ambulance district board.

18 2. Notwithstanding any other provision of law to the contrary, individual board members
 19 shall not be eligible for employment by the board within twelve months of termination of service as
 20 a member of the board unless such employment is on a volunteer basis or without compensation.

21 3. Notwithstanding any provision of law to the contrary, no fire protection district or
 22 ambulance district shall require an employee who does not receive a salary to live within the
 23 district.

24 321.162. 1. All members of the board of directors of a fire protection district first elected
 25 on or after January 1, 2008, shall attend and complete an educational seminar or conference or other
 26 suitable training on the role and duties of a board member of a fire protection district. The training
 27 required under this section shall be conducted by an entity approved by the office of the state fire
 28 marshal. The office of the state fire marshal shall determine the content of the training to fulfill the
 29 requirements of this section. Such training shall include, at a minimum:

- 30 (1) Information relating to the roles and duties of a fire protection district director;
- 31 (2) A review of all state statutes and regulations relevant to fire protection districts;
- 32 (3) State ethics laws;
- 33 (4) State sunshine laws, chapter 610;
- 34 (5) Financial and fiduciary responsibility;
- 35 (6) State laws relating to the setting of tax rates; and
- 36 (7) State laws relating to revenue limitations.

37 2. If any fire protection district board member fails to attend a training session within
 38 twelve months after taking office, the board member shall not be compensated for attendance at
 39 meetings thereafter until the board member has completed such training session. If any fire
 40 protection district board member fails to attend a training session within twenty-four months after
 41 taking office, the board member shall forfeit his or her position as a board member and the
 42 remaining board members shall appoint an interim board member to hold the position for the
 43 remainder of the term of the forfeited member.

44 321.200. 1. Except as otherwise provided in subsection 3 of this section, the board shall
 45 meet regularly, not less than once each month, at a time and at some building in the district to be
 46 designated by the board. Notice of the time and place of future regular meetings shall be posted
 47 continuously at the firehouse or firehouses of the district. Additional meetings may be held, when
 48 the needs of the district so require, at a place regular meetings are held, and notice of the time and

1 place shall be given to each member of the board. Meetings of the board shall be held and
 2 conducted in the manner required by the provisions of chapter 610. All minutes of meetings of the
 3 board and all other records of the fire protection district shall be available for public inspection at
 4 the main firehouse within the district by appointment with the secretary of the board within one
 5 week after a written request is made between the hours of 8:00 a.m. and 5:00 p.m. every day except
 6 Sunday. A majority of the members of the board shall constitute a quorum at any meeting and no
 7 business shall be transacted unless a quorum is present. The board, acting as a board, shall exercise
 8 all powers of the board, without delegation thereof to any other governmental or other body or
 9 entity or association, and without delegation thereof to less than a quorum of the board. Agents,
 10 employees, engineers, auditors, attorneys, firemen and any other member of the staff of the district
 11 may be employed or discharged only by a board which includes at least two directors; but any board
 12 of directors may suspend from duty any such person or staff member who willfully and deliberately
 13 neglects or refuses to perform his or her regular functions.

14 2. Any vacancy on the board shall be filled by the remaining elected members of the board,
 15 except when less than two elected members remain on the board any vacancy shall be filled by the
 16 circuit court of the county in which all or a majority of the district lies. The appointee or appointees
 17 shall act until the next biennial election at which a director or directors are elected to serve the
 18 remainder of the unexpired term.

19 3. Notwithstanding any provision of sections 610.015 and 610.020 to the contrary, when
 20 Missouri Task Force One or any Urban Search and Rescue Task Force is activated for deployment
 21 by the federal emergency management agency, state emergency management agency, or statewide
 22 mutual aid, a quorum of the board of directors of the affiliated fire protection district may meet in
 23 person, via telephone, facsimile, internet, or any other voice or electronic means, without public
 24 notice, in order to authorize by roll call vote the disbursement of funds necessary for the
 25 deployment.

26 4. In the event action is necessary under subsection 3 of this section, the board of directors
 27 of the affiliated fire protection district shall keep minutes of the emergency meeting and disclose
 28 during the next regularly scheduled meeting of the board that the emergency meeting was held, the
 29 action that precipitated calling the emergency meeting without notice, and that the minutes of the
 30 emergency meeting are available as a public record of the board.

31 5. Members of a fire district or ambulance district board of directors shall only receive
 32 compensation for meetings the member attended. If multiple meetings occur on the same day,
 33 members shall not receive compensation for more than one meeting.

34 590.025. No law enforcement agency shall require an employee who does not receive a
 35 salary to live within a jurisdiction more specific than this state."; and

36
 37 Further amend said bill by amending the title, enacting clause, and intersectional references
 38 accordingly.