

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.

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 in person. If multiple meetings occur on the same  
33 day, 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.