

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 291, Page 3, Section 57.280, Line 52, by inserting after all of said section and line
3 the following:
4

5 "70.441. 1. As used in this section, the following terms have the following meanings:

6 (1) "Agency", the bi-state development agency created by compact under section 70.370;

7 (2) "Conveyance" includes bus, paratransit vehicle, rapid transit car or train, locomotive, or
8 other vehicle used or held for use by the agency as a means of transportation of passengers;

9 (3) "Facilities" includes all property and equipment, including, without limitation, rights-of-
10 way and related trackage, rails, signals, power, fuel, communication and ventilation systems, power
11 plants, stations, terminals, signage, storage yards, depots, repair and maintenance shops, yards,
12 offices, parking lots and other real estate or personal property used or held for or incidental to the
13 operation, rehabilitation or improvement of any public mass transportation system of the agency;

14 (4) "Person", any individual, firm, copartnership, corporation, association or company; and

15 (5) "Sound production device" includes, but is not limited to, any radio receiver,
16 phonograph, television receiver, musical instrument, tape recorder, cassette player, speaker device
17 and any sound amplifier.

18 2. In interpreting or applying this section, the following provisions shall apply:

19 (1) Any act otherwise prohibited by this section is lawful if specifically authorized by
20 agreement, permit, license or other writing duly signed by an authorized officer of the agency or if
21 performed by an officer, employee or designated agent of the agency acting within the scope of his
22 or her employment or agency;

23 (2) Rules shall apply with equal force to any person assisting, aiding or abetting another,
24 including a minor, in any of the acts prohibited by the rules or assisting, aiding or abetting another in
25 the avoidance of any of the requirements of the rules; and

26 (3) The singular shall mean and include the plural; the masculine gender shall mean the
27 feminine and the neuter genders; and vice versa.

28 3. (1) No person shall use or enter upon the light rail conveyances of the agency without
29 payment of the fare or other lawful charges established by the agency. Any person on any such
30 conveyance must have properly validated fare media in his possession. This ticket must be valid to
31 or from the station the passenger is using, and must have been used for entry for the trip then being
32 taken;

33 (2) No person shall use any token, pass, badge, ticket, document, transfer, card or fare media
34 to gain entry to the facilities or conveyances of, or make use of the services of, the agency, except as
35 provided, authorized or sold by the agency and in accordance with any restriction on the use thereof
36 imposed by the agency;

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1 (3) No person shall enter upon parking lots designated by the agency as requiring payment
2 to enter, either by electronic gate or parking meters, where the cost of such parking fee is visibly
3 displayed at each location, without payment of such fees or other lawful charges established by the
4 agency;

5 (4) Except for employees of the agency acting within the scope of their employment, no
6 person shall sell, provide, copy, reproduce or produce, or create any version of any token, pass,
7 badge, ticket, document, transfer, card or any other fare media or otherwise authorize access to or
8 use of the facilities, conveyances or services of the agency without the written permission of an
9 authorized representative of the agency;

10 (5) No person shall put or attempt to put any paper, article, instrument or item, other than a
11 token, ticket, badge, coin, fare card, pass, transfer or other access authorization or other fare media
12 issued by the agency and valid for the place, time and manner in which used, into any fare box, pass
13 reader, ticket vending machine, parking meter, parking gate or other fare collection instrument,
14 receptacle, device, machine or location;

15 (6) Tokens, tickets, fare cards, badges, passes, transfers or other fare media that have been
16 forged, counterfeited, imitated, altered or improperly transferred or that have been used in a manner
17 inconsistent with this section shall be confiscated;

18 (7) No person may perform any act which would interfere with the provision of transit
19 service or obstruct the flow of traffic on facilities or conveyances or which would in any way
20 interfere or tend to interfere with the safe and efficient operation of the facilities or conveyances of
21 the agency;

22 (8) All persons on or in any facility or conveyance of the agency shall:

23 (a) Comply with all lawful orders and directives of any agency employee acting within the
24 scope of his employment;

25 (b) Obey any instructions on notices or signs duly posted on any agency facility or
26 conveyance; and

27 (c) Provide accurate, complete and true information or documents requested by agency
28 personnel acting within the scope of their employment and otherwise in accordance with law;

29 (9) No person shall falsely represent himself or herself as an agent, employee or
30 representative of the agency;

31 (10) No person on or in any facility or conveyance shall:

32 (a) Litter, dump garbage, liquids or other matter, or create a nuisance, hazard or unsanitary
33 condition, including, but not limited to, spitting and urinating, except in facilities provided;

34 (b) Drink any alcoholic beverage or possess any opened or unsealed container of alcoholic
35 beverage, except on premises duly licensed for the sale of alcoholic beverages, such as bars and
36 restaurants;

37 (c) Enter or remain in any facility or conveyance while his ability to function safely in the
38 environment of the agency transit system is impaired by the consumption of alcohol or by the taking
39 of any drug;

40 (d) Loiter or stay on any facility of the agency;

41 (e) Consume foods or liquids of any kind, except in those areas specifically authorized by
42 the agency;

43 (f) Smoke or carry an open flame or lighted match, cigar, cigarette, pipe or torch, except in
44 those areas or locations specifically authorized by the agency; or

45 (g) Throw or cause to be propelled any stone, projectile or other article at, from, upon or in a
46 facility or conveyance;

47 (11) Except as otherwise provided under section 571.107, no weapon or other instrument
48 intended for use as a weapon may be carried in or on any facility or conveyance, except for law
49 enforcement personnel. For the purposes hereof, a weapon shall include, but not be limited to, a

1 firearm, switchblade knife, sword, or any instrument of any kind known as blackjack, billy club,
2 club, sandbag, metal knuckles, leather bands studded with metal, wood impregnated with metal
3 filings or razor blades; except that this subdivision shall not apply to a rifle or shotgun which is
4 unloaded and carried in any enclosed case, box or other container which completely conceals the
5 item from view and identification as a weapon;

6 (12) No explosives, flammable liquids, acids, fireworks or other highly combustible
7 materials or radioactive materials may be carried on or in any facility or conveyance, except as
8 authorized by the agency;

9 (13) No person, except as specifically authorized by the agency, shall enter or attempt to
10 enter into any area not open to the public, including, but not limited to, motorman's cabs,
11 conductor's cabs, bus operator's seat location, closed-off areas, mechanical or equipment rooms,
12 concession stands, storage areas, interior rooms, tracks, roadbeds, tunnels, plants, shops, barns, train
13 yards, garages, depots or any area marked with a sign restricting access or indicating a dangerous
14 environment;

15 (14) No person may ride on the roof, the platform between rapid transit cars, or on any other
16 area outside any rapid transit car or bus or other conveyance operated by the agency;

17 (15) No person shall extend his hand, arm, leg, head or other part of his or her person or
18 extend any item, article or other substance outside of the window or door of a moving rapid transit
19 car, bus or other conveyance operated by the agency;

20 (16) No person shall enter or leave a rapid transit car, bus or other conveyance operated by
21 the agency except through the entrances and exits provided for that purpose;

22 (17) No animals may be taken on or into any conveyance or facility except the following:

23 (a) An animal enclosed in a container, accompanied by the passenger and carried in a
24 manner which does not annoy other passengers; and

25 (b) Working dogs for law enforcement agencies, agency dogs on duty, dogs properly
26 harnessed and accompanying blind or hearing-impaired persons to aid such persons, or dogs
27 accompanying trainers carrying a certificate of identification issued by a dog school;

28 (18) No vehicle shall be operated carelessly, or negligently, or in disregard of the rights or
29 safety of others or without due caution and circumspection, or at a speed in such a manner as to be
30 likely to endanger persons or property on facilities of the agency. The speed limit on parking lots
31 and access roads shall be posted as fifteen miles per hour unless otherwise designated.

32 4. (1) Unless a greater penalty is otherwise provided by the laws of the state, any violation
33 of this section shall constitute a misdemeanor, and any person committing a violation thereof shall
34 be subject to arrest and, upon conviction in a court of competent jurisdiction, shall pay a fine in an
35 amount not less than twenty-five dollars and no greater than two hundred fifty dollars per violation,
36 in addition to court costs. Any default in the payment of a fine imposed pursuant to this section
37 without good cause shall result in imprisonment for not more than thirty days;

38 (2) Unless a greater penalty is provided by the laws of the state, any person convicted a
39 second or subsequent time for the same offense under this section shall be guilty of a misdemeanor
40 and sentenced to pay a fine of not less than fifty dollars nor more than five hundred dollars in
41 addition to court costs, or to undergo imprisonment for up to sixty days, or both such fine and
42 imprisonment;

43 (3) Any person failing to pay the proper fare, fee or other charge for use of the facilities and
44 conveyances of the agency shall be subject to payment of such charge as part of the judgment
45 against the violator. All proceeds from judgments for unpaid fares or charges shall be directed to the
46 appropriate agency official;

47 (4) All juvenile offenders violating the provisions of this section shall be subject to the
48 jurisdiction of the juvenile court as provided in chapter 211;

49 (5) As used in this section, the term "conviction" shall include all pleas of guilty and

1 findings of guilt.

2 5. Any person who is convicted, pleads guilty, or pleads nolo contendere for failing to pay
3 the proper fare, fee, or other charge for the use of the facilities and conveyances of the bi-state
4 development agency, as described in subdivision (3) of subsection 4 of this section, may, in addition
5 to the unpaid fares or charges and any fines, penalties, or sentences imposed by law, be required to
6 reimburse the reasonable costs attributable to the enforcement, investigation, and prosecution of
7 such offense by the bi-state development agency. The court shall direct the reimbursement proceeds
8 to the appropriate agency official.

9 6. (1) Stalled or disabled vehicles may be removed from the roadways of the agency
10 property by the agency and parked or stored elsewhere at the risk and expense of the owner;

11 (2) Motor vehicles which are left unattended or abandoned on the property of the agency for
12 a period of over seventy-two hours may be removed as provided for in section 304.155, except that
13 the removal may be authorized by personnel designated by the agency under section 70.378."; and
14

15 Further amend said bill, Page 23, 488.5050, Line 21, by inserting after all of said section and line
16 the following:
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18 "571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a
19 valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry
20 endorsement or permit issued by another state or political subdivision of another state shall
21 authorize the person in whose name the permit or endorsement is issued to carry concealed firearms
22 on or about his or her person or vehicle throughout the state. No concealed carry permit issued
23 pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August
24 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision
25 of another state shall authorize any person to carry concealed firearms into:

26 (1) Any police, sheriff, or highway patrol office or station without the consent of the chief
27 law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on
28 the premises of the office or station shall not be a criminal offense so long as the firearm is not
29 removed from the vehicle or brandished while the vehicle is on the premises;

30 (2) Within twenty-five feet of any polling place on any election day. Possession of a firearm
31 in a vehicle on the premises of the polling place shall not be a criminal offense so long as the
32 firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

33 (3) The facility of any adult or juvenile detention or correctional institution, prison or jail.
34 Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional
35 institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from
36 the vehicle or brandished while the vehicle is on the premises;

37 (4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any
38 courtrooms, administrative offices, libraries or other rooms of any such court whether or not such
39 court solely occupies the building in question. This subdivision shall also include, but not be
40 limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the
41 courts or offices listed in this subdivision are temporarily conducting any business within the
42 jurisdiction of such courts or offices, and such other locations in such manner as may be specified
43 by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision
44 shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within
45 their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2
46 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as
47 may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying
48 a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in
49 a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense

1 so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the
2 premises;

3 (5) Any meeting of the governing body of a unit of local government; or any meeting of the
4 general assembly or a committee of the general assembly, except that nothing in this subdivision
5 shall preclude a member of the body holding a valid concealed carry permit or endorsement from
6 carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a
7 firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not
8 removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this
9 subdivision shall preclude a member of the general assembly, a full-time employee of the general
10 assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of
11 the general assembly as determined under section 21.155, or statewide elected officials and their
12 employees, holding a valid concealed carry permit or endorsement, from carrying a concealed
13 firearm in the state capitol building or at a meeting whether of the full body of a house of the
14 general assembly or a committee thereof, that is held in the state capitol building;

15 (6) The general assembly, supreme court, county or municipality may by rule,
16 administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit
17 or endorsement holders in that portion of a building owned, leased or controlled by that unit of
18 government. Any portion of a building in which the carrying of concealed firearms is prohibited or
19 limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute,
20 rule or ordinance shall exempt any building used for public housing by private persons, highways or
21 rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of
22 government from any restriction on the carrying or possession of a firearm. The statute, rule or
23 ordinance shall not specify any criminal penalty for its violation but may specify that persons
24 violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the
25 building and if employees of the unit of government, be subjected to disciplinary measures for
26 violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall
27 not apply to any other unit of government;

28 (7) Any establishment licensed to dispense intoxicating liquor for consumption on the
29 premises, which portion is primarily devoted to that purpose, without the consent of the owner or
30 manager. The provisions of this subdivision shall not apply to the licensee of said establishment.
31 The provisions of this subdivision shall not apply to any bona fide restaurant open to the general
32 public having dining facilities for not less than fifty persons and that receives at least fifty-one
33 percent of its gross annual income from the dining facilities by the sale of food. This subdivision
34 does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and
35 shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished
36 while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has
37 been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

38 (8) Any area of an airport to which access is controlled by the inspection of persons and
39 property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal
40 offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on
41 the premises;

42 (9) Any place where the carrying of a firearm is prohibited by federal law;

43 (10) Any higher education institution or elementary or secondary school facility without the
44 consent of the governing body of the higher education institution or a school official or the district
45 school board, unless the person with the concealed carry endorsement or permit is a teacher or
46 administrator of an elementary or secondary school who has been designated by his or her school
47 district as a school protection officer and is carrying a firearm in a school within that district, in
48 which case no consent is required. Possession of a firearm in a vehicle on the premises of any
49 higher education institution or elementary or secondary school facility shall not be a criminal

1 offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on
2 the premises;

3 (11) Any portion of a building used as a child care facility without the consent of the
4 manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family
5 home from owning or possessing a firearm or a concealed carry permit or endorsement;

6 (12) Any riverboat gambling operation accessible by the public without the consent of the
7 owner or manager pursuant to rules promulgated by the gaming commission. Possession of a
8 firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal
9 offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on
10 the premises;

11 (13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the
12 premises of the amusement park shall not be a criminal offense so long as the firearm is not
13 removed from the vehicle or brandished while the vehicle is on the premises;

14 (14) Any church or other place of religious worship without the consent of the minister or
15 person or persons representing the religious organization that exercises control over the place of
16 religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal
17 offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on
18 the premises;

19 (15) Any private property whose owner has posted the premises as being off-limits to
20 concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum
21 size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch.
22 The owner, business or commercial lessee, manager of a private business enterprise, or any other
23 organization, entity, or person may prohibit persons holding a concealed carry permit or
24 endorsement from carrying concealed firearms on the premises and may prohibit employees, not
25 authorized by the employer, holding a concealed carry permit or endorsement from carrying
26 concealed firearms on the property of the employer. If the building or the premises are open to the
27 public, the employer of the business enterprise shall post signs on or about the premises if carrying a
28 concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a
29 criminal offense so long as the firearm is not removed from the vehicle or brandished while the
30 vehicle is on the premises. An employer may prohibit employees or other persons holding a
31 concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the
32 employer;

33 (16) Any sports arena or stadium with a seating capacity of five thousand or more.
34 Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the
35 firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

36 (17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the
37 premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the
38 vehicle or brandished while the vehicle is on the premises.

39 2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of
40 subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to
41 sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013,
42 shall not be a criminal act but may subject the person to denial to the premises or removal from the
43 premises. If such person refuses to leave the premises and a peace officer is summoned, such person
44 may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a
45 second citation for a similar violation occurs within a six-month period, such person shall be fined
46 an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement
47 to carry concealed firearms shall be suspended for a period of one year. If a third citation for a
48 similar violation is issued within one year of the first citation, such person shall be fined an amount
49 not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if

applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing.

3. Notwithstanding any provision of this chapter or chapter 70, 577, or 578 to the contrary, a person carrying a firearm concealed on or about his or her person who is lawfully in possession of a valid concealed carry permit or endorsement shall not be prohibited or impeded from accessing or using any publicly funded transportation system, nor shall such person be harassed or detained for carrying a concealed firearm on the property, vehicles, or conveyances owned, contracted, or leased by such systems that are accessible to the public. For purposes of this section, "public transportation system" means the property, equipment, rights-of-way, or buildings, either publicly or privately owned and operated, of an entity that receives public funds and holds itself out to the general public for the transportation of persons. This includes portions of a public transportation system provided through a contract with a private entity but excludes any corporation that provides intercity passenger train service on railroads throughout the United States or any private partnership in which the corporation engages.

577.703. 1. A person commits the offense of bus hijacking if he or she seizes or exercises control, by force or violence or threat of force or violence, of any bus. The offense of bus hijacking is a class B felony.

2. The offense of "assault with the intent to commit bus hijacking" is defined as an intimidation, threat, assault or battery toward any driver, attendant or guard of a bus so as to interfere with the performance of duties by such person. Assault to commit bus hijacking is a class D felony.

3. Any person, who, in the commission of such intimidation, threat, assault or battery with the intent to commit bus hijacking, employs a dangerous or deadly weapon or other means capable of inflicting serious bodily injury shall, upon conviction, be guilty of a class A felony.

4. Except as otherwise provided under section 571.107, any passenger who boards a bus with a dangerous or deadly weapon or other means capable of inflicting serious bodily injury concealed upon his or her person or effects is guilty of the felony of "possession and concealment of a dangerous or deadly weapon" upon a bus. Possession and concealment of a dangerous and deadly weapon by a passenger upon a bus is a class D felony. The provisions of this subsection shall not apply to:

(1) Duly elected or appointed law enforcement officers or commercial security personnel who are in possession of weapons used within the course and scope of their employment; ~~nor shall the provisions of this subsection apply to]~~

(2) Persons who are in possession of weapons or other means of inflicting serious bodily injury with the consent of the owner of such bus, his or her agent, or the lessee or bailee of such bus; or

(3) Persons carrying a concealed firearm who lawfully possess a valid concealed carry

1 permit or endorsement in accordance with section 571.107.

2 577.712. 1. In order to provide for the safety, comfort, and well-being of passengers and
3 others having a bona fide business interest in any terminal, a bus transportation company may refuse
4 admission to terminals to any person not having bona fide business within the terminal. Any such
5 refusal shall not be inconsistent or contrary to state or federal laws, regulations pursuant thereto, or
6 to any ordinance of the political subdivision in which such terminal is located. A duly authorized
7 company representative may ask any person in a terminal or on the premises of a terminal to
8 identify himself or herself and state his or her business. Failure to comply with such request or
9 failure to state an acceptable business purpose shall be grounds for the company representative to
10 request that such person leave the terminal. Refusal to comply with such request shall constitute
11 disorderly conduct. Disorderly conduct shall be a class C misdemeanor.

12 2. Except as otherwise provided under section 571.107, it is unlawful for any person to carry
13 a deadly or dangerous weapon or any explosives or hazardous material into a terminal or aboard a
14 bus. Possession of a deadly or dangerous weapon, explosive or hazardous material shall be a class
15 D felony. Upon the discovery of any such item or material, the company may obtain possession and
16 retain custody of such item or material until it is transferred to the custody of law enforcement
17 officers. The provisions of this section shall not apply to persons transporting a firearm in a
18 nonfunctioning state or in an unloaded state if ammunition is not readily accessible."; and
19

20 Further amend said bill by amending the title, enacting clause, and intersectional references
21 accordingly.