

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 600, Page 27,
2 Section 190.100, Line 25, by inserting after the number "(7)" the following:

3
4 "Community paramedic", a person who is certified as an emergency medical technician-
5 paramedic and is certified by the department in accordance with standards prescribed in section
6 190.098;
7 (8)"; and

8
9 Further amend said bill and section, Page 28, Lines 66-76, by deleting said lines and inserting in lieu
10 thereof the following:

11
12 ~~"[(18) "Emergency medical technician-basic" or "EMT-B", a person who has successfully~~
13 ~~completed a course of instruction in basic life support as prescribed by the department and is~~
14 ~~licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245~~
15 ~~and rules adopted by the department pursuant to sections 190.001 to 190.245;~~
16 ~~—(19) "Emergency medical technician-community paramedic", "community paramedic", or~~
17 ~~"EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified~~
18 ~~by the department in accordance with standards prescribed in section 190.098;~~
19 ~~—(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has~~
20 ~~successfully completed a course of instruction in advanced life support care as prescribed by the~~
21 ~~department and is licensed by the department in accordance with sections 190.001 to 190.245 and~~
22 ~~rules adopted by the department pursuant to sections 190.001 to 190.245;]"; and~~

23
24 Further amend said bill and section, Page 29, Line 98, by inserting after the number "(28)" the
25 following:

26
27 "Paramedic", a person who has successfully completed a course of instruction in advanced
28 life support care as prescribed by the department and is licensed by the department in accordance
29 with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001
30 to 190.245;
31 (29)"; and

32
33 Further amend said bill and section, Pages 27-31, by renumbering subdivisions accordingly; and

34
35 Further amend said bill, Page 58, Section 320.091, Line 18, by inserting after said section and line
36 the following:

Action Taken _____ Date _____

1
2 "320.098. No county shall require attendance at a specific training academy by any
3 candidate for a firefighter position but may require a specific certification from the office of the
4 state fire marshal."; and
5

6 Further amend said bill, Page 73, Section 571.015, Line 33, by inserting after said section and line
7 the following:
8

9 "571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise
10 provided by sections 571.101 to 571.121, if he or she knowingly:

11 (1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any
12 other weapon readily capable of lethal use into any area where firearms are restricted under section
13 571.107; or

14 (2) Sets a spring gun; or

15 (3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or
16 motor vehicle as defined in section 302.010, or any building or structure used for the assembling of
17 people; or

18 (4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal
19 use in an angry or threatening manner; or

20 (5) Has a firearm or projectile weapon readily capable of lethal use on his or her person,
21 while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in
22 either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting
23 in self-defense; or

24 (6) Discharges a firearm within one hundred yards of any occupied schoolhouse,
25 courthouse, or church building; or

26 (7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across
27 a public highway or discharges or shoots a firearm into any outbuilding; or

28 (8) Carries a firearm or any other weapon readily capable of lethal use into any church or
29 place where people have assembled for worship, or into any election precinct on any election day, or
30 into any building owned or occupied by any agency of the federal government, state government, or
31 political subdivision thereof; or

32 (9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010,
33 discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or
34 habitable structure, unless the person was lawfully acting in self-defense; or

35 (10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of
36 lethal use into any school, onto any school bus, or onto the premises of any function or activity
37 sponsored or sanctioned by school officials or the district school board; or

38 (11) Possesses a firearm while also knowingly in possession of a controlled substance that is
39 sufficient for a felony violation of section 579.015.

40 2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the
41 persons described in this subsection, regardless of whether such uses are reasonably associated with
42 or are necessary to the fulfillment of such person's official duties except as otherwise provided in
43 this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply
44 to or affect any of the following persons, when such uses are reasonably associated with or are
45 necessary to the fulfillment of such person's official duties, except as otherwise provided in this
46 subsection:

47 (1) All state, county and municipal peace officers who have completed the training required
48 by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and
49 who possess the duty and power of arrest for violation of the general criminal laws of the state or for

1 violation of ordinances of counties or municipalities of the state, whether such officers are on or off
 2 duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or
 3 all qualified retired peace officers, as defined in subsection 12 of this section, and who carry the
 4 identification defined in subsection 13 of this section, or any person summoned by such officers to
 5 assist in making arrests or preserving the peace while actually engaged in assisting such officer;

6 (2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other
 7 institutions for the detention of persons accused or convicted of crime;

8 (3) Members of the Armed Forces or National Guard while performing their official duty;

9 (4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the
 10 judicial power of the state and those persons vested by Article III of the Constitution of the United
 11 States with the judicial power of the United States, the members of the federal judiciary;

12 (5) Any person whose bona fide duty is to execute process, civil or criminal;

13 (6) Any federal probation officer or federal flight deck officer as defined under the federal
 14 flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on
 15 duty, or within the law enforcement agency's jurisdiction;

16 (7) Any state probation or parole officer, including supervisors and members of the board of
 17 probation and parole;

18 (8) Any corporate security advisor meeting the definition and fulfilling the requirements of
 19 the regulations established by the department of public safety under section 590.750;

20 (9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

21 (10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit
 22 attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed
 23 by a court to be a special prosecutor who has completed the firearms safety training course required
 24 under subsection 2 of section 571.111;

25 (11) Any member of a fire department or fire protection district who is employed on a full-
 26 time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to
 27 August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are
 28 reasonably associated with or are necessary to the fulfillment of such person's official duties; and

29 (12) Upon the written approval of the governing body of a fire department or fire protection
 30 district, any [~~paid~~] fire department or fire protection district member who [~~is employed on a full-
 31 time basis and~~] who has a valid concealed carry endorsement issued prior to August 28, 2013, or a
 32 valid concealed carry permit, when such uses are reasonably associated with or are necessary to the
 33 fulfillment of such person's official duties.

34 3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the
 35 actor is transporting such weapons in a nonfunctioning state or in an unloaded state when
 36 ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision
 37 (1) of subsection 1 of this section does not apply to any person nineteen years of age or older or
 38 eighteen years of age or older and a member of the United States Armed Forces, or honorably
 39 discharged from the United States Armed Forces, transporting a concealable firearm in the
 40 passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise
 41 lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile
 42 weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which
 43 the actor has possession, authority or control, or is traveling in a continuous journey peaceably
 44 through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is
 45 otherwise lawfully possessed by a person while traversing school premises for the purposes of
 46 transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a
 47 school-sanctioned firearm-related event or club event.

48 4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person
 49 who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid

1 concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to
2 carry concealed firearms issued by another state or political subdivision of another state.

3 5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall
4 not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

5 6. Notwithstanding any provision of this section to the contrary, the state shall not prohibit
6 any state employee from having a firearm in the employee's vehicle on the state's property provided
7 that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state
8 as an employer when the state employee's vehicle is on property owned or leased by the state and
9 the state employee is conducting activities within the scope of his or her employment. For the
10 purposes of this subsection, "state employee" means an employee of the executive, legislative, or
11 judicial branch of the government of the state of Missouri.

12 7. Nothing in this section shall make it unlawful for a student to actually participate in
13 school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored
14 or club-sponsored firearm-related events, provided the student does not carry a firearm or other
15 weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of
16 any other function or activity sponsored or sanctioned by school officials or the district school
17 board.

18 8. A person who commits the crime of unlawful use of weapons under:

19 (1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E
20 felony;

21 (2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B
22 misdemeanor, except when a concealed weapon is carried onto any private property whose owner
23 has posted the premises as being off-limits to concealed firearms by means of one or more signs
24 displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the
25 writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of
26 section 571.107 shall apply;

27 (3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A
28 misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

29 (4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except
30 that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to
31 another person, it is a class A felony.

32 9. Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

33 (1) For the first violation a person shall be sentenced to the maximum authorized term of
34 imprisonment for a class B felony;

35 (2) For any violation by a prior offender as defined in section 558.016, a person shall be
36 sentenced to the maximum authorized term of imprisonment for a class B felony without the
37 possibility of parole, probation or conditional release for a term of ten years;

38 (3) For any violation by a persistent offender as defined in section 558.016, a person shall
39 be sentenced to the maximum authorized term of imprisonment for a class B felony without the
40 possibility of parole, probation, or conditional release;

41 (4) For any violation which results in injury or death to another person, a person shall be
42 sentenced to an authorized disposition for a class A felony.

43 10. Any person knowingly aiding or abetting any other person in the violation of
44 subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed
45 by this section for violations by other persons.

46 11. Notwithstanding any other provision of law, no person who pleads guilty to or is found
47 guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of
48 sentence if such person has previously received a suspended imposition of sentence for any other
49 firearms- or weapons-related felony offense.

- 1 12. As used in this section "qualified retired peace officer" means an individual who:
2 (1) Retired in good standing from service with a public agency as a peace officer, other than
3 for reasons of mental instability;
4 (2) Before such retirement, was authorized by law to engage in or supervise the prevention,
5 detection, investigation, or prosecution of, or the incarceration of any person for, any violation of
6 law, and had statutory powers of arrest;
7 (3) Before such retirement, was regularly employed as a peace officer for an aggregate of
8 fifteen years or more, or retired from service with such agency, after completing any applicable
9 probationary period of such service, due to a service-connected disability, as determined by such
10 agency;
11 (4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a
12 plan is available;
13 (5) During the most recent twelve-month period, has met, at the expense of the individual,
14 the standards for training and qualification for active peace officers to carry firearms;
15 (6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or
16 substance; and
17 (7) Is not prohibited by federal law from receiving a firearm.

18 13. The identification required by subdivision (1) of subsection 2 of this section is:

19 (1) A photographic identification issued by the agency from which the individual retired
20 from service as a peace officer that indicates that the individual has, not less recently than one year
21 before the date the individual is carrying the concealed firearm, been tested or otherwise found by
22 the agency to meet the standards established by the agency for training and qualification for active
23 peace officers to carry a firearm of the same type as the concealed firearm; or

24 (2) A photographic identification issued by the agency from which the individual retired
25 from service as a peace officer; and

26 (3) A certification issued by the state in which the individual resides that indicates that the
27 individual has, not less recently than one year before the date the individual is carrying the
28 concealed firearm, been tested or otherwise found by the state to meet the standards established by
29 the state for training and qualification for active peace officers to carry a firearm of the same type as
30 the concealed firearm."; and

31
32 Further amend said bill by amending the title, enacting clause, and intersectional references
33 accordingly.