### SAFE DEPOSIT BOXES

Abandoned, content, right to fees, charges and possessory liens, 447.587

Abandoned, presumption, 447.505, 447.536

Action to recover property left in box, interpleader, cost, 362.360

Companies, ownership, 362.105

Corporation, purpose, 362.483

Credit unions, to have same rights, powers and duties as bank and trust companies, 370.072

Destruction of contents, when, 362.485

Escheats to state, contents, when, 362.485

### Joint renters

Lessor not presumed to have custody of will in box, 362.487

Lessor's option does not have to be present when surviving joint renter opens box, 362.487

Not liable for removal of contents by certain joint renters, 362.487

Removal of contents no liability, when, 362.487 Removal of contents on mental incapacity of other renter, no liability, 362.487

Lien by lessor on contents for rental, procedure, 362.485

Probate division, circuit court information request, reply authorized, 362.488

Sale of contents, lessor, when, procedure, 362.485 Savings and loan association to have same rights, powers and duties as bank and trust companies, 369.145

Special remedies, 362.485

Surrender of box on termination of lease, failure, 362 485

Unclaimed personal property, tangible, intangible, presumption of abandonment, when, 447.505, 447.536

Warehouseman, law applicable, 362.485

# SAFETY BELTS

See CHILDREN AND MINORS

### SAFETY INSPECTION

See MOTOR VEHICLE SAFETY INSPECTION

# SAFETY RESPONSIBILITY LAW, DRIVERS

See MOTOR VEHICLE FINANCIAL RESPONSIBILITY LAW

# SAFETY, PUBLIC

\* See also BOARDING HOUSES; HEALTH AND SAFETY OF EMPLOYEES; HOTELS; MINES AND MINING

Agencies, mutual aid agreements, 44.090 Asbestos abatement program, certification and registration, see ASBESTOS

# Blasting safety act

See BLASTING

Boating safety identification card required, when, temporary card authorized, 306.127

Boats, equipment required, 306.100

Boats, inspection of, refusal, interference with, penalty, 306.215

Building code, adoption, nationally recognized building code required, 64.196

# SAFETY, PUBLIC - cont'd

Buildings constituting nuisance, ordinances requiring repair or demolition, 67.400 to 67.450

Buildings, first and second class counties, 64.170

Caves, requirements, inspection, 293.620

Containers, airtight, abandoned, penalty, 577.100

# Convenience businesses security regulation

Businesses not included as convenience business, definition, 407.980

Cash limitation from 11:00 p.m. until 5:00 a.m., 407.985

Convenience business, defined, 407.980

Definition not to include certain business, 407.980

Equipment required for security, 407.985

Operator, defined, 407.985

Penalty, 407.990

Preemption by state of all security regulation, 407.980

Robbery deterrence training to be provided, when, 407.987

Safety training for employees to be provided, when, 407.987

State preempts all security regulation, 407.980 Training for employees on robbery deterrence and safety, provide by owners, when, 407.987

Window signs requirement, 407.987

Window tinting reducing exterior or interior view prohibited, 407.987

DNA Profiling System, see DNA PROFILING SYSTEM (CH. 650)

Driver's license, intermediate, licensee and passengers required to wear safety belts, 302.178

Driver's licenses and special license plates, agencies may request, confidentiality, 301.146

Elevator safety and inspection, see ELEVATOR SAFETY AND INSPECTION (CH. 701)

Emergency telephone service, see TELEPHONE Fire escapes, required where, 292.060, 316.060, 320.010 to 320.060

Fireworks, sale and storage near gasoline, direct sunlight or open flame, restrictions, 320.146

Gas plants owned by a corporation, person, public utility, or municipality, natural gas safety standards, not to violate, penalties, how determined, 386.572

Motor carrier and railroad safety, division of, duties, 389.795

Motor vehicle safety equipment, interstate compact, 307.250, 307.255

Motorboats, equipment required, 306.100

Overhead power line safety act, generally, 319.075 to 319.090

Public buildings, doors, how hung, 320.070, 320.080

# **Public service commission**

Duties, 386.310

Electric line duplication, prohibited, when, 386.310 Gas companies, municipal, 386.310

Steam boiler manager, qualifications, 342.010

Students and teachers, eye protection required, 170.005

# SAFETY, PUBLIC — cont'd

Underground facility safety and damage prevention law, 319.010 to 319.050

# Vacant structures, violating housing codes, registration fee

Appeal by owner, 67.399

Fee, amount, failure to pay lien on property, 67.399

Foreclosure, when, 67.399

Investigation by municipal officer, 67.399

Lien on property, failure to pay fee, 67.399

Notice to owner by mail, 67.399

Ordinance by governing body of municipality or county, 67.399

Redemption, requirements, 67.399

# Vacant structures, violating housing codes, registration fee, certain cities (Jackson County)

Appeal by owner, 67.399

Failure to pay, lien on property, 67.399

Fee amount, 67.399

Foreclosure, when, 67.399

Investigation by municipal officer, 67.399

Lien on property for failure to pay, 67.399

Notice to owner by mail, 67.399

Ordinance by governing body of municipality or county, 67.399

Redemption, requirements, 67.399

Vessels, equipment required, 306.100

Vessels, inspection of, refusal, interference with, penalty, 306.215

Water safety, see WATER SAFETY, DIVISION OF Windshields, sidewings, motor vehicles, sun screening devices, requirements, exception, penalty, 307.173

### **SAILORS**

See SOLDIERS AND SAILORS

# SALARIES

# \* See also COMPENSATION OF OFFICERS AND EMPLOYEES

Adjutant general, 41.140; employees, 41.190

Administrative hearing commissioner, salary

adjustment, when, amount, 105.005

Advisory board, correctional enterprises, 217.555

Agents, state tax commission, 138.290

Agriculture and small business development

authority, commissioners, 348.055

Agriculture and small business development

authority, director and employees, 348.060

Agriculture, department of, director, salary,

adjustment, 105.005, 105.950

Air conservation commission's employees, 203.050

Architects, professional engineers and land surveyors, board of, 327.051

Arthritis program coordinator, 192.705

Arts, Missouri state council on the, employees of, 185,030

Assessor, see also County Assessor, this heading

Assessor, St. Louis city, 82.560

Assignment, adult abuse action, 455.055

Attachment proceedings, 521.290

Attorney for sheriff of St. Louis city, 57.540

# SALARIES — cont'd

Attorney general, 27.010; employees, 27.020

Attorney general, salary adjustment, when, amount,

105.005, see also Appendix E

### Auditor

See also County Auditor, this heading

State, 29.010

State, salary adjustment, when, amount, 105.005,

see also Appendix E

Banking and savings and loan board, state, 361.098 Bee and apiary inspectors, department of agriculture, 264.031

# Blind, school for

Advisory board, 162.800

Personnel, 162.800

Superintendent, compensation, how set, 162.765

Board and commission, state, personnel,

compensation, 324.001

Board of governors, state colleges, universities,

community and technical colleges, 174.457

Board, township, 65.230

# Cafeteria plan, employee benefits

Deductions authorized, how, 33.103

Establishing duties of commissioner of

administration, 33.103

Retirement, withholding not to affect, 33.103

Tuition, state qualified programs, authorized, 33.103

Cafeteria plan, employee deductions, not to affect workers' compensation claim, 287.252

Census supervisor and enumerators, cities, 71.180

Child support obligations, voluntary assignment, withholding, requirements, 33.103

Chimney and flue inspector, towns and villages,

Chiropractic examiners, state board of, 331.100

Chiropractors' board of examiners, personnel, 331.100

Circuit and associate circuit judges, how paid, 478.023

# Circuit attorney

Annual compensation, how determined, 56.265 St. Louis city, assistants and employees, 56.540 Training program, required when, expenses, compensation, 56.265

### Circuit clerk

Attorneys, St. Louis city, 483.260

Fire protection districts, recording of boundary change order, 321.302

Personnel, salary adjustment, when, amount, 476 405

Salary adjustment, when, amount, 476.405

St. Louis city, additional compensation, when, 82.715

### Circuit courts

Clerks in counties first class, where court is held in two cities, 483.083

Clerks, 483.083

Clerks, salary adjustment, when, amount, 476.405

Court reporters, 485.060

### SALARIES — cont'd

#### Circuit courts — cont'd

Court reporters, salary adjustment, when, amount, 476.405

Friend of the court in child support matters,

478.422, 488.633

Judges, 478.013

Judges, salary adjustment, when, amount, 476.405

#### Cities

Fourth class, 79.270

Third class, 77.440

Third class, city manager form, 78.570

Third class, commission form, 78.050, 78.250

City manager, cities third class, 78.610

Clerk, township, 65.230

Clerks, municipal division, circuit court, 483.246

Collection of taxes, licenses, fees, department special deputies, 136.060

Collection, deputies how paid, 136.060

# Collector of revenue, St. Louis city

Additional compensation, when, 82.715

Deputies and employees, 82.610

Land reutilization, duties, 92.916

Collectors, township, 139.430

Collector-treasurer, township organization counties, 54 320

# Commissioner of administration

Adjustment of salary, when, amount, 105.005

Compensation deductions, state employees,

authorized for investment, 362.191, 369.176

Compensation, 105.950

Deduction from state employees' compensation to

pay dues in an employee association, 33.103

Investment of state employee compensation deductions authorized, 362.191, 369.176

Commissioner of education, war claims, 41.180

Commissioner of war claims, 41.180

Commissioners to select county seat, 47.160

Commodity merchandising councils, members, 275.320

Common sewer district commissioners, clerk, 204.260

Common sewer district employees, 204.300

Common sewer district trustees, 204.300

# Coroner

Annual compensation, how determined, 58.095

Assistants, 58.160

# **Counties**

Second class, 58.090

St. Louis city, 58.215

Training program, required when, expenses, compensation, 58.095

Corporation registration, supervisor and employees, 351.685

### Corrections, department of

Deputy director, 217.035

Director, 105.950

Salary adjustment, when, amount, 105.005

Councilmen, third class cities, city manager form, 78.590

### SALARIES - cont'd

Counsel, state highways and transportation commission, 226.060

### Counties

How fixed, 50.540

# County assessor

# Annual compensation, how determined

Assessed valuation, how computed, 50.343

Clay County, 50.343

Clay County, 50.343, 53.083

Greene County, 50.343

Jefferson County, 50.343

Second class counties, 53.082

St. Charles County, 50.343

Third class counties, 53.082

Clerks and deputies, 137.715, 137.725

Compensation, paid when, 137.725

### Training program, required when, expenses

Second class counties, 53.082

Third class counties, 53.082

# County auditor

# Annual compensation, how determined

Assessed valuation, how computed, 50.343

Clay County, 50.343, 55.091

Greene County, 50.343

Jefferson County, 50.343

Second class counties, 55.091

St. Charles County, 50.343

Third class counties, 55.091

Clerks, first class counties, 55.110; with charter

government, 55.010

Clerks, second class counties, 55.110

Counties second class, deputies, clerks, 55.125

Deputies, first class counties, 55.100; second class counties, 55.100

First class counties, with charter government, 55.010

# Training program, required when, expenses

Clay County, 55.091

Second class counties, 55.091

Third class counties, 55.091

County board of equalization, certain first class counties and second class counties, 138.085

# County clerk

Abstract of town property, 80.450

# Annual compensation, how determined

Assessed valuation, how computed, 50.343

Clay County, 50.343

Clay County, 50.343, 51.282

Greene County, 50.343

Jefferson County, 50.343

Second class counties, 51.281

St. Charles County, 50.343

Third class counties, 51.281

Counties, first class, 51.280

Deputies and assistants, salaries, how determined,

third class counties, 51.286

### Fees, fish and game, clerk may retain

Clay County, 51.282

Second class counties, 51.281

### SALARIES — cont'd

County clerk - cont'd

Fees, fish and game, clerk may retain — cont'd

Third class counties, 51.281

Training program, required when, expenses

Clay County, 51.282

Second class counties, 51.281

Third class counties, 51.281

County clerk's deputies and employees

Counties, fourth class, 51.460

Counties, second class, 51.440

County clerk's election deputies and staff, 115.053

# **County collector**

Additional compensation, contracts for collection of municipal taxes, first class counties and certain charter counties, 52.320

# Annual compensation, how determined

Assessed valuation, how computed, 50.343

Clay County, 50.343, 52.269

Greene County, 50.343

Jefferson County, 50.343

Second class counties, 52.269

St. Charles County, 50.343

Third class counties, 52.269

Deputies and assistants, salaries, how determined, 52 271

Deputies, assistants, second class counties, 52.410

Drainage district tax, collection, 242.490;

processing fee authorized, when, 242.492

# Fees, ditch and levee tax collection, collector may retain

Clay County, 52.269

Second class counties, 52.269

Third class counties, 52.269

First class counties and certain charter counties, additional compensation, contracts for collection of municipal taxes, 52.320

Municipal taxes, contracts for collection, additional compensation, first class counties and certain charter counties, 52.320

St. Louis city, 82.599, 82.605

# Training program attendance

Clay County, 52.269

First class counties, certain counties, 52.245

Fourth class counties, 52.245, 52.269

Second class counties, 52.245, 52.269

Third class counties, 52.245, 52.269

# **County commissioners**

# Annual compensation, how determined

Assessed valuation, how computed, 50.343

Clay County, 50.343

Greene County, 50.343

Jefferson County, 50.343

St. Charles County, 50.343

Fourth class counties, compensation, how paid,

50.332 Record, duties of county clerk, penalty, 51.150

Training program, required when, expenses, compensation, 49.082

### SALARIES — cont'd

# County commissioners — cont'd

Withheld until report of salary and fees filed, 51.150

# County counselor

Amount, 56.631

County counselor assistants and employees, 56.650

County health officer, 192.260

#### County officers

Assistants and deputies, how paid, 50.330

Compensation or commissions lost by reduced school operating levy, loss offset procedure,

50.338

Effect of census, 1.100

Municipalities, performance of duties for, when,

compensation, how paid, 50.332

Paid, how, 50.330

Record, duties of county clerk, penalty, 51.150

# Salary commission

Chairman, election by members, 50.333

Chairman, temporary, election by members, 50,333

Clerk, circuit court, duties, 50.333

Compensation of officers, how determined, 50.333

Court administrator, duties, 50.333

Duties, 50.333, 473.740

# Meetings

Notice, how given, contents, 50.333

Open, votes how taken, 50.333

Quorum, 50.333

Required to be held, when, effect of failure,

50.333

Members, chairman, quorum, 50.333

Notice of meetings, publication, duties of circuit clerk, 50.333

Publication of notice of meetings, when, contents, 50.333

Report of salaries, to be issued, when, form, 50.333

Withheld until report of salary and fees filed, 51.150

County seat commissioner, 47.290

# **County treasurer**

Additional compensation, governing body in certain counties may pay, amount, 54.265

# Annual salary, how determined

Assessed valuation, how computed, 50.343

Clay County, 50.343, 54.261

Fourth class counties, 54.261

Greene County, 50.343

Jefferson County, 50.343

Second class counties, 54.261

St. Charles County, 50.343

Third class counties, 54.261

Collector-treasurer, township organization counties, 54.320

Counties, township organization, 54.320

Deputies and assistants, first class counties, 54.230

### SALARIES - cont'd

### County treasurer — cont'd

Deputies and assistants, second class counties, 54.230

First class, certain counties, additional

compensation, when, 54.243

St. Louis city, 82.516, 82.520

# Training program attendance

First class counties, certain counties, 54.267

Fourth class counties, 54.267

Second class counties, 54.267

Third class counties, 54.267

# Training program, expenses

Clay County, 54.261

Fourth class counties, 54.261

Second class counties, 54.261

Third class counties, 54.261

### Court of appeals

Employees, 477.005

Judges, 477.130

Judges, salary adjustment, when, amount, 476.405

Credit union commission, 370.061

#### Credit unions

Board of directors, supervisory committee,

employees, 370.210

Deductions authorized, 370.395

# Deaf, school for

Advisory board, 162.800

Personnel, 162.800

Superintendent, compensation, how set, 162.765

Deductions from compensation for state employees, authorized, how, for what purposes, 33.103

Deferred compensation, see DEFERRED

COMPENSATION, PUBLIC EMPLOYEES

Delinquent land tax attorney and assistants, counties,

first class, 141.320

Delinquent land tax clerk, first class counties,

141.330

Dental, Missouri board, 332.041

Dentists, evaluation committee, 332.171

Direct deposit for state employees, 33.155

Drug and crime control, division of, employees, 43.370

Durable power of attorney, attorney in fact, 404.725

Economic development, department of, director,

105.950; salary adjustment, when, amount, 105.005

Commissioner of, state board to fix, 161.112

State board of, 161.022; Art. IX, Sec. 2(a)

# Elected officials, compensation commission

# Commission

Chairperson selected by commission, Art. XIII,

Felony conviction, disqualification from receiving certain benefits, Art. XIII, Sec. 3

# Schedule of compensation

General assembly members, schedule effective when, Art. XIII, Sec. 3

Election commissioners, 115.035

# SALARIES — cont'd

Election commissioners, employees, procedure to

increase, 115.049

# Election judges

Clay County, how paid, 115.073

Jackson County, how compensated, 115.069

Platte County, how paid, 115.073

Set how, 115.101

Election, general, recount, assistants, 115.587

Election, primary, recount, assistants, 115.543

Electronic funds transfer system, state employees, 33.155

Embalmers and funeral directors, state board of, 333.221

Emergency dispatching center employees, set by board, 190.339

Environmental improvement authority, state, 260.030 Equalization county board, citizens who are members but not officers of county may receive compensation, 138.020

Equalization, county board of, 138.020

Family court commissioners and judges, salary,

reimbursement of costs, 487.190, 488.2300

Finance, division of, 361.090

Firemen's retirement system, St. Louis city, 87.150

Fraud investigation division, director, 198.161

# General assembly

Employees, 21.150

Joint committee on retirement systems, state and political subdivisions, staff, 21.557

### Members

Expenses, daily, 21.145

Mileage allowance, 21.140

Officers, additional compensation, 21.140

Per diem, 21.145

Salary adjustment, see also Appendix E

Salary adjustment, when, amount, 105.005

# Governor

Annual salary, 26.010

Legal, clerical assistants, 26.020

Salary adjustment, when, amount, 105.005

See also Appendix E

Governor's mansion preservation advisory

commission, 8.020

Grain warehouse law administration, 411.070 Hazardous waste management commissioner,

Health plan, consolidated, state employees and participating political subdivision's staff, 103.019

Health, department of, director, 192.007

Health, state board of, 191.400

Higher education loan authority, 173.365, 173.370

# Highway

Administrator, certain first class counties, 61.031 Engineer, counties, second, third, and fourth class,

Highway patrol, salary and expenses, how paid, 43.100

Highway patrol, superintendent and personnel, 43.080

# SALARIES - cont'd

Highway patrol, superintendent to submit annual salary schedule, to whom, contents, 43.080

Highways and transportation commission, secretary, how set, 226.005

Highways and transportation commissioners, state, 226.030

Housing development commission, Missouri, members, 215.020

Human rights commission, when, 213.025

Impeachment commissioners, 106.110

Inspection section, labor and industrial relations, employees, 291.040

Interpreters for the deaf, certification, coordinator, 209.289

Interpreters for the deaf, state committee, 209.319 Jackson County sports complex authority, 64.930

#### Judges

Associate judge, circuit court, 478.018

Circuit court, not including associate or municipal judges, 478.013

Court of appeals, 477.130

Municipal judges, 479.020, 479.060

Probate as ex officio circuit or associate circuit, how pavable, 478.019

Salary adjustment, when, amount, 476.405 Supreme court, 477.130

Juvenile court commissioners, salary adjustment, when, amount, 476.405

# Juvenile court employees

Annual salaries and expenses, 211.381

Juvenile court assistance fund, paid, how, 211.393

Salary adjustment, when, amount, 476.405 Juvenile detention places, superintendent and

Juvenile detention places, superintendent and personnel, 211.331

Kansas City area transportation authority, 238.080 Kansas-Missouri air quality commission, members, employees, 203.600, 203.620

# Labor and industrial relations commission

Members, salary adjustment, when, amount, 105.005

Secretary, 286.040

Labor and industrial relations, department of, director, 105.950, 286.121; salary adjustment, when, amount, 105.005, 105.950

Land reclamation commission, 444.520

Land tax collection law, employees, first class counties, 141.740

Legislative research, committee on, Art. III, Sec. 35; employees, 23.080

# Levee districts

Board of directors, 245.360

Employees, 245.520

Organized by circuit court, supervisors on board, 245 080

License collector, St. Louis city, 82.390; additional compensation, when, 82.715

### Lieutenant governor

Annual salary, 26.010

### SALARIES — cont'd

### Lieutenant governor — cont'd

Salary adjustment, when, amount, 105.005, see also Appendix E

Secretary, 26.020

Liquor control, agents, minimum, 311.610

Lottery, division of, state, director, 313.235

Lottery, division of, state, employees, 313.245

### Mayor

Fourth class cities, 79.270

Third class cities, 77.440

Third class cities, commission form, 78.050

Mediation, state board of, members, 295.060

Mental health, director, department of, 630.025

Merit system, state, compensation to be uniform

statewide in each classification, 36.140

Midwest interstate low-level radioactive waste

compact, commissioner or alternate, when, 260.720

Mileage allowance, minimum, 33.095

Military council, 41.220

Militia members on active duty, enlisted men, living expenses, 41.430

Militia members on active duty, how fixed, 41.430

Mine inspectors and division employees, 293.640

Minimum wage law, 290,500 to 290,530

Monthly payments authorized for state employees, on request, 33.101

Motor fuel inspectors, deputies, employees, 414.132

Natural resources, department of, director, salary

adjustment, when, amount, 105.005

Nursing, state board of, members, 335.026

Optometry, state board of, 336.140

Oversight division, director and staff, how determined, 23.150

Park, state director, staff, 253.060

Payment prohibited until information filed with secretary of state, 11.030

Decree ont to state annularious with an i

Payment to state employees, when unlawful, 11.030 Payment, monthly, on request by all state employees, 33.101

Personnel advisory board, 36.050

Personnel, division of, director, 36.080; employees, 36.090

Pharmacy, state board of, members, personnel, 338.130, 338.150

Planned industrial expansion authority, 100.340

Podiatric medicine, state board of, 330.110

# **Police**

Board, Kansas City, 84.350

Board, St. Louis city, 84.040

Chief, Kansas City, 84.480

Civilian employees, Kansas City, 84.520

Employees, Kansas City, 84.420

Kansas City, rate, procedure, 84.510

Men, 71.200

Retirement board, Kansas City, 86.970

Retirement system, cities of 300,000 to 700,000,

86.1360

St. Louis city, 84.160

Women members, 71.200

### SALARIES - cont'd

#### Police - cont'd

Political subdivisions, deduction of city earnings tax, 92.350

Political subdivisions, elected officials of, may sue revenues of subdivision to pay salaries, 67.150

Political subdivisions, limited to federal and state minimum wage and benefit requirements, 285.055

Probate judges, salary adjustment, when, amount, 476.405

Probation and parole board, state, 217.655; salary adjustment, when, amount, 105.005

Probation and parole board, state, salary adjustment, 105.005

Property officer, military forces, 41.230

# **Prosecuting attorney**

Additional compensation, certain counties, amount, 56,066

Annual compensation, determined how, certain counties, 56.265

# Assistant for mental health duties

### **Counties**

Fourth class, 56.700

Second class, 56.700

St. Louis city, 56.700

Third class, 56.700

### Assistants and employees

### Counties

First class counties, noncharter, 56.151

First class, charter form, 56.700

Fourth class, 56.240, 56.245, 56.700

Second class, 56.200, 56.700

Stenographic and clerical help, third, fourth

class counties, 56.245

Third and fourth class, 56.245

Third class, 56.245, 56.700

Assistants and employees, first class noncharter counties, 56.151

Assistants, counties, third class, 56.240

Special, child support enforcement, 454.435

Training program, certain prosecutors, required when, expenses, compensation, 56.265

Psychologists, state committee of, members, staff, 337.050

# **Public administrators**

Additional compensation, certain first class counties, how set, terminates, when, repayment of, when, 473.741

Annual compensation, 473.470

# Annual salary, how determined

Assessed valuation, how computed, 50.343

Boone County, 50.343

Clay County, 50.343

Salary alternative, established by salary commission, when, 473.740

Compensation, certain counties first classification, 473,739

Deputies, all counties, but first class counties, 473.771

Deputies, first class counties, 473.770

# SALARIES — cont'd

### Public administrators — cont'd

Election to receive fees in lieu of salary, certain administrators, 473.742

Salary schedule, certain administrators, 473.742

Secretaries, certain counties, 473.737

Training program, certain administrators, required when, compensation, 473.739

Public defender, director, 600.017, 600.019

Public defenders and employees, 600.021

Public officers and employees, salary increase,

effective date, exception, 105.006

Public safety, department of, director, 105.950; salary adjustment, when, amount, 105.005

### **Public service commission**

Annual salary and expenses, 386.150

Paid, how, 386.160

Publications commission, 386.190

Salary adjustment, when, amount, 105.005

Real estate commission and employees, 339.120

# Recorder of deeds

Additional compensation, St. Louis, maximum allowed, when, 82.715

# Annual salary, how determined

Assessed valuation, how computed, 50.343

Certain counties, 50.334

Clay County, 50.343

Greene County, 50.343

Jefferson County, 50.343 St. Charles County, 50.343

Assistant to re-record destroyed records, 59.630

Deputies and assistants, counties, 59.257

Deputies and assistants, counties, second class, 59.290

Fire protection districts, recording of boundary change order, 321.302

St. Louis city, 59.220; additional compensation, when, 82.715

# Regional convention and visitors commission

Accountant, St. Louis County and city, 67.617

Director, St. Louis County and city, 67.607

District CPA doing audit, 67.636

District staff, St. Louis County and city, 67.633

Regional planning commission employees, 251.280

Registration for the healing arts, board of, 334.120

Representatives, state, 21.140; salary adjustment,

when, amount, 105.005

Retirement system, Missouri state employees,

trustee's employees, 104.460

Retirement system, transportation department and highway patrol executive director and employees, 104.180

Revenue, department of, director, 105.950; salary adjustment, when, amount, 105.005

Revenue, department of, employees, 32.050

Revisor of statutes and assistants, 3.070

River basin conservancy district board and

employees, 257.190

# Salary commission

Base compensation, defined, 50.333

# SALARIES — cont'd

### Salary commission — cont'd

Maximum allowable compensation, 50.333 Report of salaries, to be issued, when, form, 50.333 Sales commissions, see COMMISSIONS ON SALES Savings and loan, see SAVINGS AND LOAN

ASSOCIATIONS

School board secretary and treasurer, urban districts, 162.551

School board trustee's staff, limitation, 400,000 to 700,000 population, 169.291

School consultants, 169.475

Schools for the blind and deaf, advisory board, 162.800

Schools for the blind and the deaf, personnel, how paid, 162.765

Secretary of state, 28.010; salary adjustment, when, amount, 105.005; see also Appendix E Secretary, police board, St. Louis city, 84.060 Senators, state, 21.140, salary adjustment, when,

amount, 105.005, see also Appendix E Sheltered workshops, directors and employees, 205.970

#### Sheriff

Annual compensation, how determined, 57.317 Charges for services, 57.280, 57.290, 488.435, 488.5320

City of St. Louis, 57.550

### Counties

Fourth class, 57.403, 57.445 Second class, 57.445

Third class, 57.403, 57.445

Deputies and assistants, second class counties, 57.240

Deputies and assistants, third and fourth class counties, effective when, 57.251

Partition sale, 528.610

Special deputies, 57.119

St. Louis city, additional compensation, when, 82.715

Training program, required when, expenses, compensation, 57.317

Uniform allowance, county may pay, 57.295

Social services, department of, director, 105.950, 660.015; salary adjustment, when, amount, 105.005

Southeast Missouri regional water district

commission, 256.651

Southeast Missouri regional water district, secretary of commission, 256.657

Special county counselor, 56.660

Special education, director of, 161.162

Special prosecutor, child support enforcement, 454.435

Special prosecutor, county, 56.130, 488.5342

Speech-language pathologists and audiologists,

advisory commission for, staff, 345.080

Sports complex and convention regional authority, employees, 67.652

Sports complex authority commission, 64.930 St. Louis city, paid bi-weekly, 95.537

# SALARIES — cont'd

# State employees

# **Deductions**

Authorized, how, for what purposes, 33.103 Child support obligations, voluntary assignment, withholding, requirements, 33.103

City earnings tax, 92.350

Compensation deductions, state employees, authorized for investment, 362.191, 369.176

Credit unions, authorized, 33.103, 370.395

Investment of state employee compensation deductions authorized, 362.191, 369.176

Direct deposit, when, 33.155

Monthly payments on request, 33.101

Payment, manner of, 33.100, 33.101

### Withholding

Authorized, how, for what purposes, 33.103 Credit union, purchase of shares in, 33.103

State office, withheld in case of contest, exception, 33.180

Street light maintenance district board members, first class counties, 235.120

Superintendent of county buildings, 49.330

Supervisor of corporation registration and employees, 351.685

Support court orders, withholding to pay, 452.350

# Supreme court

Employees, 477.005

Judges, 477.130; salary adjustment, when, amount, 476.405, see also Appendix D

Tax commission, state, secretary, 138.260

Tax commissioners, state, 138.230, 138.235, 138.440,

138.445; salary adjustment, when, amount, 105.005

### **Teachers**

Certain state schools, supplemental career

advancement, 168.520

Salaries, minimum, 163.172

Supplemental, career plan participants, 168.500 to 168.515

Towns and villages, 80.240

Training program, certain administrators, required when, expenses, compensation, 473.739

Transportation department, state, 226.080

# Treasurer

Metropolitan school districts, 162.641 See also County Treasurer, this heading

# St. Louis city

Compensation, additional, when, 82.715

Deputies and assistants, 82.530

Parking meter supervision duties, additional compensation, 82.516

Salary, how paid, 82.520

### State

Annual salary, 30.010

Assistant and other clerical employees, 30.120 Salary adjustment, when, amount, 105.005, see also Appendix E

University of Missouri, duties for board of curators, compensation, 172.190

#### SALARIES - cont'd SALES - cont'd Actions — cont'd Treasurer - cont'd State - cont'd Price, 400.2-709 Trustees Replevin, 400.2-716 Specific performance, 400.2-302, 400.2-711, 400.2-Disincorporated town, 80.660 Disincorporation, fourth class cities, 79.530 Land tax collection law, certain first class counties Third party actions, 400.2-722 charter and noncharter, 141.720 Additional contract terms, 400.2-207 Township, 65.230 Agent, position of seller, 400.2-707 **Unemployment compensation** Agricultural liming materials, sale of noncomplying Back pay awarded after claimant drawing benefits, materials prohibited, 266.510 employer to deduct from award and pay to Allocation division, 288.381 Delay in performance, 400.2-616 Defined, 288.036 Performance, 400.2-615 Exempt from being included as wages, 288.036 Risk, 400.2-303 Meals served to employee deemed wages, when, Ancillary promises, breach, 400.2-701 288.036 Animals, insurable interest, 400.2-501 Severance pay, how treated, 288.036 Anticipatory repudiation, 400.2-610; retraction, State taxable wage base, 288.036 400.2-611 Vacation and holiday pay included, when, 288.036 Apples, promotion of, 265.200 Wages defined, 288.036 Application of law, 400.2-102 Vacation time, unused, payment at death of Apportionment of price, lots, 400.2-307 employee, 33.102 Art work consigned to art dealers by artist, see ART Vehicle equipment safety commission employees, Assignments for benefit of creditors, property 307.250 assigned, 426.310 Veterans' commission, executive director, 42.012 Attachment, property under, 521.450, 521.460 Veterinarian, state, and deputies, 267.060 Auctions and auctioneers, see AUCTIONS AND Weights and measures, division, staff, 413.015 **AUCTIONEERS** Withholding Battery sales, certain types, restrictions, manufacturer Purposes, authorized, 33.103 requirements, violation, penalty, 260.267 State employees' benefits, cafeteria plan, 33.103 Bonds County, 108.090 Support obligations, 452.350 Workers' compensation Drainage districts, 242.480, 242.520, 242.740 Director, 286.120, 287.615, 287.713 Issued under national defense cooperation act of Division of, 287.615; salary adjustment, for whom, 1941, when, amount, 105.005 91.670 Youth services, advisory board, 660.010 Breach of contract, limitation of actions, 400.2-725 Youth services, division of, director, 219.031 Bulk sales, delivery ticket required, when, content, Zoning enforcement officer, first class counties, 413.125 noncharter, 64.291 Bulk transfers, see BULK TRANSFERS Buver SALES \* See also CONVEYANCES; ESTATES OF Insolvency, 400.2-702 DECEDENTS; TAXATION Inspection, 400.2-513 Insurable interest, 400.2-501 Acceptance Additional terms, 400.2-207 Merchant buyer, rejection, duties, 400.2-603 Conditional, 400.2-207 Obligations, 400.2-301, 400.2-306 Defined, 400.2-606 Rights on improper delivery, 400.2-601 Effect of, 400.2-607 Special property, identification of goods, 400.2-401 Goods, 400.2-606 Title acquired, 400.2-403 Improper delivery, 400.2-601 Buyers club law, see BUYER'S CLUBS Inspection of goods, 400.2-513 Cancellation, construed, 400.2-720 Measure of damages, nonacceptance, 400.2-708 Carriers, lien, enforcement, 400.7-308 Nonconforming goods, 400.2-206 Casualty, identified goods, 400.2-613 Nonconformity of tender, 400.2-714 Checks Obligation of buyer, 400.2-301 Tender of payment, 400.2-511 Part of unit, 400.2-606 Title to goods, delivery in exchange for check later Rejection precluded, 400.2-607 dishonored, 400.2-403

Claims, adjustment, 400.2-515 Claims, of infringement, 400.2-607

Collateral promises, breach, 400.2-701

Revocation, 400.2-608

Limitation of actions, 400.2-725

Actions

#### SALES — cont'd SALES - cont'd Commercial code, transition provisions, 400.11-103 Delivery - cont'd to 400.11-108 Inspection, 400.2-513 Commissions on sales, see COMMISSIONS ON Less than represented quantity, penalty, 570.140 SALES (CH. 407) Obligation of seller, 400.2-301 Conditional, see CONDITIONAL SALE Option, 400.2-311 Conformance, of goods, proof, 400.2-607 Place, 400.2-308 Conformance, to description, warranty, 400.2-313 Rejection, 400.2-508 Shipment by seller, 400.2-504 Consignee, defined, documents of title, 400.7-102 Single delivery, 400.2-307 Consignor, defined, documents of title, 400.7-102 Stoppage, 400.2-705; financing agency's rights, Construction of contract, 400.2-302, 400.2-303 Consumer goods or services, defined, 408.400 400.2-506 Consumer loans, prepayment of contract, Substitute, 400.2-614 computation of interest, 408.083 Time, 400.2-309 Consumers' sales, application, 400.2-102 Deposit on bottles, not to constitute, 417.290, 417.360 Contract for sale, form, 400.2-204 Disputes, evidence of goods, preservation, 400.2-515 Documents of title, see DOCUMENTS OF TITLE Contract for sale, requirements, 400.2-201 Cooperation between parties, 400.2-311 Donated goods, resale of by nonprofit and veterans Cover by buyer, 400.2-712 organizations, no zoning law, ordinance or code to Creditors of seller, rights, 400.2-402 prevent operation in area with other retailers, Crops, insurable interest, 400.2-501 limitation, 407.489 Cure of nonconformance, 400.2-508 Duration, contract calling for successive performance, Custom and usage, contract for sale, 400.2-202 400.2-309 Estates of decedents, see ESTATES OF **Damages** Action for price, 400.2-709 DECEDENTS Breach of warranty, 400.2-714 Evidence, market price, 400.2-723 Cancellation construed, 400.2-720 Evidence, prevailing price, 400.2-724 Consequential damages, 400.2-715 Exclusive dealing and output contracts, 400.2-306 Cover, 400.2-712 Deduction from price, 400.2-717 Delayed performance, 400.2-311, 400.2-615, 400.2-Fraud, 400.2-721 Incidental damages, 400.2-715; seller's, 400.2-710 Performance of agreements, 400.2-311 Limitation, 400.2-718 Substituted performance, 400.2-614 Liquidated, 400.2-718, 400.2-719 Execution, time for, 513.190 Market price, determination, 400.2-713, 400.2-723 Execution, where held, 513.220 Modification, 400.2-719 Executions, see EXECUTIONS Nonconforming goods, 400.2-714 Exemptions, 400.2-102 Person in position of seller, 400.2-707 Express warranties, 400.2-313 Prevailing price, determination, 400.2-724 Fire protection districts, delinquent property, 321.280 Repudiation, 400.2-708; by seller, 400.2-713 Firearms, blackjacks, minors, requires consent of Resale, 400.2-706 parent or guardian, penalty, 571.060 Rescission construed, 400.2-720 Firm offers, 400.2-205 Specific performance, 400.2-716 Foreclosures under deed of trust, time and place to Third party actions, 400.2-722 hold, 443.327 Deed of trust, sales by trustee, time and place to hold, Fraud, rights of creditor, 400.2-402 443.327 Fraudulent transfers, see FRAUDULENT Defined, consumer fraud law, 407.010 **TRANSFERS** Defined, grain dealer law, 276.401 Freight, C.I.F. and C.& F., definitions, 400.2-320 Definition and index, 400.2-103 Fungible goods Definition of terms, 400.2-104 to 400.2-106; delivery Implied warranties, 400.2-314 terms, 400.2-319 to 400.2-322 Merchantability, 400.2-314 Delay, governmental regulations, 400.2-615 Undivided share, 400.2-105 Delivery Future goods, defined, 400.2-105 Apportionment, 400.2-307 Future performance, assurance, 400.2-609 Conditional, 400.2-507 General obligations, 400.2-301 Delay, 400.2-615, 400.2-616 Generally, 400.2-101 to 400.2-107, 400.2-201 to

400.2-210, 400.2-301 to 400.2-328, 400.2-401 to

400.2-403, 400.2-501 to 400.2-515, 400.2-601 to

400.2-616, 400.2-701 to 400.2-725

Documents, 400.2-514; of title, 400.2-308

Failure, buyer's right to cancel, 400.2-711

Financing agency's rights, 400.2-506 Goods, place of, 400.2-308

#### SALES — cont'd

Going out of business sales, see MERCHANDISING PRACTICES, UNLAWFUL

### Good faith

Purchaser, voidable title, 400.2-403 Rejected goods, duties of buyer, 400.2-603

Goods, defined, 400.2-105

Grain, see GRAIN WAREHOUSE LAW

Grass seed containing weed seed, unlawful, 266.071 Home solicitation, cancellation, procedure, 407.700 to 407.720

Homestead, court may order, when, investing proceeds, 513.525, 513.530

Honey, separate facilities not required for manufacture of, when, 261.241

Ice cream and frozen dessert, regulation, 196.886

Identification of goods, 400.2-501 Identified goods to contract, casualty, 400.2-613

Implied warranties, 400.2-314 to 400.2-318

Improper delivery, buyer's rights, 400.2-601

Indefiniteness, contracts, validity, 400.2-204

Infringement, claims, duties of buyer, 400.2-607

Infringement, warranty, 400.2-312

Inoperative, sales contracts, 400.2-203

Insolvency of buyer, 400.2-702

# Inspection of goods

Buyer, 400.2-512, 400.2-513

C.O.D., 400.2-513

Generally, 400.2-310

In dispute, 400.2-515

Installment agreements, deemed signed or accepted, when, 408.375

Installment contracts, 400.2-612; delay in

performance, 400.2-616

Insurable interest, buyer, 400.2-501

Irrevocable offers, period of irrevocability, 400.2-205

Islands and abandoned river beds, 241.290 to 241.340

Lands, contracts to be in writing, 432.010

Letter of credit, 400.2-325

Liens, warranty of freedom, 400.2-312

Limitation of actions, 400.2-725

Limitation of damages, 400.2-718

Liquidated damages, 400.2-718

Liquor, repossessed as loan collateral by lending institution, no license required, 311.401

Livestock, see LIVESTOCK MARKETING LAW

Lost and unclaimed property, 447.080, 447.090, 447.110

Lost or destroyed property, no arrival, no sale, 400.2-324

Manufactured homes, dealers to provide certain information, 700.056

# Manufacturer responsibility and consumer convenience equipment collection and recovery act

Label for sale of new equipment required, 260.1065 Sale of equipment, recovery plan required, contents, use of existing infrastructure permitted, report required, 260.1062

Market price, determination, 400.2-713

#### SALES - cont'd

Market quotations, evidence, admissibility, 400.2-724

Merchant, defined, 400.2-104

Merchantability, warranty, 400.2-314

Milk, unfair practices, 416.410 to 416.560

Mobile homes, dealers to provide bill certain

information, 700.056

Modification of contract, 400.2-208, 400.2-209

Mortgage foreclosure, 443.290 to 443.320

Mortgaged property, penalty, 570.180

# **Motor vehicles**

Corporations, transfer within, not a sale, when, 301.210

Franchise practices, see MOTOR VEHICLES; MERCHANDISING PRACTICES, UNLAWFUL

Personal information held by department, sale prohibited, disclosure limited, cost, 32.055, 32.090, 32.091

Procedure, 301.210

Registration list, sale prohibited, disclosure limited, cost, 32.055, 32.090, 32.091

Time sales, see MOTOR VEHICLE TIME SALES

No arrival, no sale, term, 400.2-324

# Nonconforming goods

Acceptance, effect, 400.2-607

Damages, 400.2-714

Generally, 400.2-206

Identification, rights of buyer, 400.2-501

Installment contracts, 400.2-612

Payment before inspection, 400.2-512

Rejection, 400.2-508

Revocation of acceptance, 400.2-608

Risk of loss, 400.2-510

Nonconforming tender, cure, 400.2-508

Notice to seller to defend actions for breach of

warranty or infringement, 400.2-607

Obscenity, possession for sale, 573.020, 573.030

Offer and acceptance in formation of contract, 400.2-206

Offers, additional terms, acceptance, 400.2-207

Offers, revocation, 400.2-205

Open price term, contracts, 400.2-305

Option contracts, 400.2-311

Outboard motors, procedure, 306.550

Overseas shipment, bill of lading, form, 400.2-323

Parole evidence, contract, 400.2-202

Partition, see PARTITION

Passing of title, 400.2-401

# Payment

Acceptance of goods, 400.2-607

Arrival of goods, 400.2-321

Before inspection, 400.2-512

Check, 400.2-511

Inspection of goods, 400.2-321, 400.2-513

Obligation of buyer, 400.2-301

Price, 400.2-304

Substituted performance, 400.2-614

Tender, 400.2-511

Time and place, 400.2-310

SALES — cont'd	SALES — cont'd
Payment — cont'd	Remedies — cont'd
Performance	Rejection of goods, 400.2-703
Assurance of, 400.2-609	Seller's
Contract, 400.2-208	Damages, 400.2-708
Specified by parties, 400.2-311 Substitute, 400.2-614	In general, 400.2-703 Resale, 400.2-706
Perishable property under attachment, how permitted,	Specific performance, 400.2-716
521.270	Stoppage in transit, 400.2-705
Personal property, stolen, taken under search and	Unfinished goods, 400.2-704
seizure (CH. 542)	Rescission, construed, 400.2-704
Personalty subject to security interest, penalty,	Reservation
570.180	Rights, accord and satisfaction not to apply, 400.1
Pornography for minors, possession for sale, 537.020	207
Postdating invoice, credit period, 400.2-310	Security interest, 400.2-505
Power equipment, warranty work, reimbursement by	Shipments under, 400.2-310
manufacturer to be at hourly rate, 431.181	Title, security interest, 400.2-401
Present sale, defined, 400.2-106	Retail credit sales, definitions, 408.250
Prevailing price, evidence, 400.2-724	Retail credit, see MERCHANDISING PRACTICES
Price, action to recover, 400.2-709	REGULATED; RETAIL CREDIT SALES
Price, payment, 400.2-304	Retail installment agreements, deemed signed or
Property under power in will, 473.457	accepted, when, 408.375
Pyramid sales, 407.400 to 407.420; penalty, 407.420	Rights of financing agency, 400.2-506
Quota, acceptance by buyer due to delay, 400.2-616	Risk of loss
Real property under mortgage, notice, 493.100 to	Absence of breach, 400.2-509
493.120	Bailee in possession, 400.2-509
Real property, psychologically impacted, disclosure	Breach, effect, 400.2-510
not required, 442.600	Generally, 400.2-321
Receivers, bulk transfer law, 400.2-103	Nonconforming goods, 400.2-510
Recording, contracts, goods to be severed from realty,	Nonconforming tender, 400.2-510
400.2-107	Seller, 400.2-509
Rejection of goods	Sale on approval
Duties, 400.2-602, 400.2-603	Acceptance, 400.2-327
Manner and effect, 400.2-602	Generally, 400.2-326
Merchant buyer, duties, 400.2-603	Return, 400.2-327
Nonconformance, 400.2-508	Risk, 400.2-327
Option by buyer to salvage, 400.2-604	Special incidents, 400.2-327
Options, 400.2-604	Title, 400.2-327
Perishables, 400.2-603, 400.2-604	Sale or return
Precluded by acceptance, 400.2-607	Acceptance, 400.2-327
Rights, 400.2-602, 400.2-603 Time, 400.2-602	Generally, 400.2-326
Waiver of objections, 400.2-605	Return, 400.2-327 Risk, 400.2-327
Remedies	Special incidents, 400.2-327
Accord and satisfaction, 400.1-207	Title, 400.2-327
Action for price, 400.2-709	Sales factor, defined, multistate tax compact, 32.200
Breach of warranty, 400.2-714	Salvage motor vehicle, salvage pool or disposal sale
Buyer's, 400.2-711; for nondelivery or repudiation,	301.218
400.2-713	School supplies, 174.220
Cover, 400.2-712	Scope of law, 400.2-102
Fraud, 400.2-721	Seal, contract for sale, 400.2-203
Identified goods to contract, 400.2-704	Secured transactions, generally, see UNIFORM
Incidental and consequential damages, 400.2-715	COMMERCIAL CODE
Incidental damages, 400.2-710	Secured transactions, see also SECURED
Insolvency of buyer, 400.2-702	TRANSACTIONS
Limitation of actions, 400.2-725	Security instrument, authority, for sale, to be held
Misrepresentation, 400.2-721	where, 443.327
Nonconforming goods, 400.2-714	Security interest, foreclosure, 443.290, 443.300
Nondelivery, 400.2-713	Security interest, rejected goods, buyer's interest,
Person in seller's position, 400.2-707	400.2-711

### SALES — cont'd

#### Seller

Damages, 400.2-708

Persons included, 400.2-707

Repudiation, damages, 400.2-713

Serial or identifying numbers altered or removed, sale

or purchase, prohibited, penalty, 570.085

Serial or identifying numbers altered or removed, sale, vehicles and equipment, penalty, 570.085

Severance, goods from realty, 400.2-107

Shipment, by seller with reservation, 400.2-505

Shipment, of goods by seller, 400.2-504

Signs, creditor's claims on sale or return, sign of

consignor's interest, 400.2-326

Soil conditioners harmful to crops or soil, unlawful,

266.371

Specific performance by seller, 400.2-711

Specifications, warranties, 400.2-313

Statute of frauds, 400.2-201, 400.2-206; sale or

return, 400.2-326

Strays, 270.180, 271.250

Substituted performance, 400.2-614; delay in

delivery, 400.2-615

Sunday sales, see SUNDAY SALES

Sunday, items prohibited, penalty, county option,

Swamplands, 241.010 to 241.270

Tender of delivery, 400.2-507; by seller, 400.2-503

Tender of payment, 400.2-511

Termination, contract, notice, 400.2-309

Termination, defined, 400.2-106

Third party actions, 400.2-722

Time for delivery, 400.2-309

### Travel clubs

Attorney general approval, registration statements, procedure, 407.1243

Complaint procedure, violations, remedy, 407.1252

Definitions, 407.1240

Fee, renewal of registration, procedure, 407.1246

Membership fee, defined, 407.1240

Registration statement required, content, 407.1243

Renewal of registration, procedure, fee, 407.1246

Rescission and cancellation, time period, 407.1249

Unconscionable contract, enforcement, 400.2-302

Unfinished goods, 400.2-704

Unsecured creditors, rights against buyer, 400.2-402

Use tax, see USE TAX

Voidable title, good faith purchaser, 400.2-403

Waiver of contract terms, 400.2-208

Warehouseman, deterioration of goods, 400.7-206

Warehouseman, enforcement of lien, 400.7-210

### Warranties

Beverage, 400.2-314

Conflict between, 400.2-317

Course of dealing, 400.2-314

Cumulative, 400.2-317

Damages for breach of, 400.2-316

Excluded, 400.2-316

Express, 400.2-313

Food, 400.2-314

#### SALES - cont'd

### Warranties - cont'd

Fungible goods, 400.2-314

Implied, 400.2-314 to 400.2-318

Inconsistent specifications, 400.2-317

Inspection of goods, 400.2-316

Limitation, 400.2-316

Livestock, 277.141, 400.2-316

Merchantability, 400.2-314

Modified, 400.2-316

Third party beneficiaries, 400.2-318

Title, 400.2-312

Usage of trade, 400.2-314

Warranty work performed by retailer on power equipment to be reimbursed at hourly rate by

manufacturer, 431.181

Weights and measures, see WEIGHTS AND

MEASURES

# SALES COMMISSIONS

See COMMISSIONS ON SALES

# SALES FINANCE COMPANY

See MOTOR VEHICLE TIME SALES

# SALES TAX, CITY

Abolishment of, effect, 94.510

Adopted, procedure, 94.510

Amusement and vending machines or parts for, sales

tax exemption, when, 144.518

Applicable provisions, 94.540

Ballot form, 94.510

Boats registered with federal government, exempt,

306.016

Boundaries of city changed, procedure, 94.510

Bullion and investment coins, exemption, 144.815

Capital improvements for public safety sales tax, City of Columbia, 94.581

Capital improvements sales tax, certain cities, rate, ballot, use of proceeds, administration, repeal,

94.578
Capital improvements, certain cities

Applicable provisions, 94.577

Ballot, form of, 94.577

Cities, partially within county of St. Louis,

authority to enact, 94.577

Collection by director of revenue, with state sales

tax, forms, 94.577

Definitions, 94.575

Director, revenue, department of, duties, 94.577

Election procedure, ballot, 94.577

Investment of funds, authorized, 94.577

Kansas City, alternate tax authorized, 94.577

Limitation on use of funds, St. Louis city, 94.577

Procedures, imposition and collection of tax,

32.085, 32.087

Public transit taxes in certain cities not economic activity taxes, 94.577

Rate of tax, 94.577

Refunds authorized, 94.577

Resubmission of tax after defeat, 94.577

Rules and regulations, director to promulgate, 94.577

Capital improvements, certain cities — cont'd

Trust fund, use of funds, 94.577

# Cities, towns and villages in St. Louis County

Abolishment of tax, procedure, 94.857

Authority for governing body to submit proposal to voters, 94.850

Ballot form, 94.850

Boundary change effect on detached or added territory, 94.852

Boundary changes, procedure, city clerk's duties, 94.852

Collections, law applicable, 94.855

Definitions, laws applicable, 94.855

Deposit in special sales tax trust fund, 94.857

Distribution formula, 94.857

Procedure, laws applicable, 94.855

Refund procedure, 94.857

Special sales tax trust fund not a state fund, 94.857 Voters to adopt, 94.850

City police services sales tax, 82.875

City sales tax trust fund, creation, deposits and disbursements, procedure, 94.550

City, defined, 94.500

# Civic and convention center, sales tax (Jefferson City)

Ballots, election procedure, 94.1010

Collection procedure, rate of tax, termination, when, 94.1010

Economic development, defined, 94.1010

Fund created, limitations on use of moneys, 94 1010

Coins, investment and bullion, exemption, 144.815 Community center and retiring of bonds, sales tax,

Excelsior Springs, 94.585

Cost of collecting, amount retained by state, disposition, 94.550

Director of revenue, defined, 94.500

# Economic development sales tax

Local sales tax for economic development, certain cities and counties, requirements, procedure, 67.1303

Retail sales tax may be imposed in lieu of, trust fund and board established, repeal of tax, 67.1305

# **Economic development sales tax (Jefferson City)**

Ballots, election procedure, 94.1010

Collection procedure, rate of tax, termination, when, 94.1010

Economic development, defined, 94.1010 Fund created, limitations on use of moneys, 94 1010

# Economic development sales tax (Kirksville)

Ballots, election procedure, 94.1008

Collection procedure, 94.1008

Economic development defined, 94.1008

Fund created, use restrictions, 94.1008

Rate of tax, 94.1008

Termination of authority and tax, 94.1008

# Economic development sales tax (Poplar Bluff)

Ballots, election procedure, 94.1012

# SALES TAX, CITY - cont'd

# Economic development sales tax (Poplar Bluff) — cont'd

Collection procedure, 94.1012

Economic development, defined, 94.1012

Fund created, use, restrictions, 94.1012

Rate of tax, 94.1012

Termination of authority, 94.1012

Economic development, local sales tax, certain counties, 67.1300

Exemption, amusement and vending machines or parts for, when, 144.518

Exemption, bullion and investment coins, 144.815

Fire department, amount, election, ballot, 321.242

Fire protection district, Jackson, Lafayette counties

and certain cities in Clay County, 321.246

Food, retail sales of (Lamar Heights), 94.838

Hotels and motels, transient guest tax to fund exposition and community center (Marshall),

67.1015

Hotels and motels, transient guest tax to fund promotion of tourism (certain cities and counties), 67.1360, 67.1362, 67.1364

Hotels and motels, transient guest tax to fund promotion of tourism (including Independence), 67.1366

Kirksville, economic development sales tax, 94.1008 Law, citation, 94.500

Marshall, transient guest tax for exposition and community center, 67.1015

# Medically indigent sales tax, St. Louis

Authorized, 94.1000

Ballot contents, 94.1000

Defeated ballot measure resubmitted, when, 94.1000

Deposit in fund, 94.1000

 $Medical\ indigence\ sales\ tax\ fund,\ 94.1000$ 

Medically indigent, defined, 94.1000

Rate of tax, 94.1000

Metropolitan recreation district sales tax, 67.1712, 67.1754

Mobile telecommunications services sales tax,

compliance with federal law, 32.087

Notice of abolition of tax, 94.550

Parks and or storm control funding, 644.032, 644.033

Person, defined, 94.500

Poplar Bluff, economic development sales tax, 94.1012

Procedures, imposition and collection of tax, 32.085, 32.087

Public safety departments, city of Springfield, 94.579 Public safety sales tax, ballot, use of proceeds, fund,

requirements, certain cities, 94.900, 94.902

Public works and storm water sales tax authorized, certain cities, 94.413

Rate, St. Louis City, 94.510

Records of state, city may inspect and audit, request, procedure, cost, 144.121

Records of state, ineligible to inspect, when, 144.122 Refunds, erroneous and overpayments, 94.550

Regional recreation district sales tax, 67.799 Rescission of sale, certain items, tax refund, when, effect 144.071

Retail sales of food, tax on gross receipts, trust fund established, City of Independence, 82.851

Sales tax on gross receipts of meals or drink, revenue used for tourism-related activities, trust fund established (Independence and Joplin), 82.850

St. Louis City, rate, 94.510

State to retain percentage for collection, 94.550 Storm water and public works sales tax authorized, certain cities, 94.413

# Theater, cultural arts, and entertainment districts

Authorization, definitions, 67.2500

Board of directors, qualifications, appointment or election, powers, duties, 67.2525

Bond authority and procedures, sales tax, election, repeal and dissolution, 67.2530

Circuit court may create district, 67.2510

Creation procedures, petition, notice, hearing, order organizing district, 67.2515

Election procedures, notice, sales tax amount, ballot form, applications, 67.2520

Proposed tax to be included in petition for creation of district, 67.2505

# Tourism sales tax (City of Weston)

Authority to impose, 67.2030

Ballots, election, 67.2030

Collection and administration, 67.2030

Repeal procedures, 67.2030

Retail sales, tax on, 67.2030

### Tourism tax (certain counties and cities)

Authority to impose, 67.1360

Ballots, election, 671362

Collection, administration, penalties for nonpayment, 67.1362

Revenues, permissible uses, 67.1364

# Tourism tax (Independence)

Authority to impose, 67.1366

Ballots, election, 67.1366

Collection, administration, 67.1366

Tourism tax (Rolla) authorized, rate, purpose, collection, 94.830

# Tourism tax, certain cities

Authority to impose, rate, election required, use of revenues, effective, when, 94.831, 94.834, 94.836, 94.837, 94.838

Transient guests, defined, 94.831, 94.834, 94.836

# Tourism tax, certain cities and counties (Poplar Bluff, Sikeston, Stoddard and Pemiscot)

Authority to impose tax, 94.870

Ballot form for submission of tax, 94.877

Campground, defined, 94.870

Definitions, 94.870

Delinquent, when, 94.881

Effective, when, 94.877

Election required to impose tax, 94.875

Hotel, defined, 94.870

### SALES TAX, CITY — cont'd

# Tourism tax, certain cities and counties (Poplar Bluff, Sikeston, Stoddard and Pemiscot) — cont'd

Liability on vendors and certain sellers of goods and services for payment of tax and returns, 94.873 Motel, defined, 94.870

# Options on collection of tax

Collection by officers of political subdivision, 94.879

Director of revenue may collect and retain percentage for cost, 94.879

Penalty for delinquent taxes, amount, 94.881 Shelters for homeless operated by not for profit organizations, exempt, 94.870

# Tourism tax trust fund

Distribution, 94.875

Established, purpose, 94.875

Funding, 94.875

Tourist court, defined, 94.870

Transient guest, defined, 94.870

Tourism tax, city of Joplin, 94.950

Tourism tax, limitations on applicability, 67.662 Tourism tax, use of moneys by cities with less than one thousand five hundred inhabitants, 94.875

# Tourism taxes (Branson)

Ballots, election, 94.817

Bonds, retirement of, funds used, 94.820 Collection of required taxes, violation, penalty,

144.157

Effective date of taxes, 94.822

Election, ballots, 94.817

Established, 94.800

Fund, established, purpose, 94.815

Hotels, motels, tax on charges, rate, 94.802

Liability for tax, vendor, 94.812

Restaurant charges, tax on, rate, 94.805

Termination, prior to retirement of bonds, not allowed, 94.825

Vendor, liability for tax, 94.812

Transportation sales tax, cities, see

TRANSPORTATION SALES TAX (CH. 94)

Utilities and fuel authorized, 144.032

Vending and amusement machines or parts for, sales tax exemption, when, 144.518

# SALES TAX, COUNTY

Abolishing tax, effect on funds, 67.525

# All counties, additional sales tax

Abolishing tax, procedure, 67.547

Ballot form, 67.547

Director of revenue, duties, 67.547

Election procedure, ballot form, 67.547

Rate of tax, 67.547

Trust fund use for overpayment refunds and

redeeming bad checks, 67.547

Trust fund, retention amount if county abolishes tax, 67.547

# All counties, additional sales tax — cont'd Ambulance or fire protection district

Levy set based on incorrect information from general reassessment, readjusted, requirements, exceptions for certain counties (Greene, Platte,

Clay, St. Louis, St. Charles), 321.554

Operating levy set, adjustment, required when, exceptions for certain counties (Greene, Platte, Clay, St. Louis, St. Charles), 321.554

Repeal of tax, procedure, exception for certain counties (Greene, Platte, Clay, St. Louis, St. Charles), 321.556

Sales tax, certain counties, 321.552

Amusement and vending machines or parts for, sales tax exemption, when, 144.518

# Anti-drug program (Clay County)

Abolishing tax, effect on funds, 67.392 Deposit of revenue in special fund, 67.392 Election procedure, ballot form, 67.392

Purposes for use, 67.392

Rate of tax, 67.392

Revenue, purposes for which used, 67.392

# Anti-drug program (Jackson, Greene And Saline Counties)

Abolishing tax, effect on funds, 67.391, 67.395

Applicable provisions, 67.395

Bond required for director and employees, 32.087

Cost of collection, 67.395

Distribution of taxes to counties, when, 67.395

Election procedure, ballot form, 67.391

Procedures, imposition and collection of tax, 32.085, 32.087

Rate of tax, 67.391

Records to be kept, open to public, 67.395

Refunds, authorized, 67.395

Report on trust fund, annual, 32.087

Revenue, purposes for which used, 67.391

Trust fund established, 67.395

Applicable provisions, 67.525

Audit of records authorized for all cities, towns and villages within county, 144.121

### **Boats**

Lease deemed imposed at address of lessee, when, 144.069

Registered with federal government, exempt, 306.016

Sale deemed imposed at address of owner, how collected, 144.069

# **Bollinger County, recreation sales tax**

Applicable provisions, 67.782

Authorized, when, 67.782

Ballot, form of, 67.782

Collection by director of revenue, with state sales tax, forms, 67.782

Cooperation with other counties, joint system, authorized, 67.782

Cost of collection, amount retained by state, 67.782

Director of revenue, duties, 67.782

Effective, when, 67.782

# SALES TAX, COUNTY - cont'd

# Bollinger County, recreation sales tax — cont'd

Election procedure, ballot form, 67.782

Expiration of tax, extensions, 67.782

Procedures, imposition and collection of tax,

32.085, 32.087

Rate of tax, 67.782

Refunds, authorized, 67.782

Revenue, department of, director, duties, 67.782

Revenue, purposes for which used, 67.782

Trust fund, established, 67.782

# Vending machines

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012 Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

Bracket system authorized for collection, 67.672 Buchanan County authorized to impose tax of 1/8 of one percent for capital improvements, 67.700 Buchanan County, tax authorized for funding of

museums and festivals, 67.571

Bullion and investment coins, exemption, 144.815

# Cape Girardeau, recreation sales tax

Authorized, when, 67.782

Ballot, form of, 67.782

Bond required for director and employees having responsibility for fund, 67.782

Clerk, county, duties, 67.782

Collection by director of revenue, with state sales tax, forms, 67.782

Confidentiality, provisions to apply, 67.782

Cooperation with other counties, joint system, authorized, 67.782

Cost of collection, amount retained by state, 67.782

Delinquent taxes, procedure for collection, penalties, 67.782

Director of revenue, duties, 67.782

Discounts, provisions to apply, 67.782

Effective, when, 67.782

Election procedure, ballot form, 67.782

Exemptions, provisions, certificates for state sales tax, to apply, 67.782

Expiration of tax, extensions, 67.782

Motor vehicles, sales consummated where,

collected how, by whom, 67.782

Penalties, provisions to apply, 67.782

Procedures, imposition and collection of tax,

32.085, 32.087

Rate of tax, 67.782

Refunds, authorized, 67.782

Revenue, department of, director, duties, 67.782

Revenue, purposes for which used, 67.782

Rules and regulations, director to prescribe, 67.782

Sales deemed consummated, where, 67.782

Trust fund, established, 67.782

# Cape Girardeau, recreation sales tax — cont'd

Violations, penalties to apply, 67.782

# **Capital improvements (Jackson County)**

Amendment, voter approval required, 67.739

Applicable provisions, 67.737

Authorized, when, 67.730

Ballot, form of, 67.730

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Contracts with other counties or cities, authorized, 67.739

Cost of collection, retained by state, 67.738

Distribution of funds, 67.738

Election procedure, ballot form, 67.730

Expiration, when, 67.732

Fund, interest and sinking, limitations on use, 67.732

Imposed, when, 67.732

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012

Procedures, imposition and collection of tax,

32.085, 32.087

Rate, 67.734

Records, trust fund, open to inspection, 67.738

Refunds, authorized, 67.738 Repeal, voter approval required, 67.739

Revenue, limitations on use, 67.732

Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

Trust fund, created, records open to inspection, 67.738

# Capital improvements, certain counties

Amendment or revision of tax may include new capital improvements and rates, 67.721

Applicable provisions, 67.712

Ballot form, 67.701

Brackets to be established by director of revenue, 67.700

Buchanan County authorized to impose tax of 1/8 of one percent, 67.700

Cost of collection, 67.712

County alternate sales tax trust fund, created, funds in, how handled, 67.712

County clerk, duties, 67.700

Distribution of revenues to counties, when, 67.712 Effective, when, 67.700

Election procedure, ballot form, 67.700

Limitation on use of revenue, St. Louis County, 67.701

Procedures, imposition and collection of tax, 32.085, 32.087

Projects funded with tax revenues, counties may contract with certain political subdivisions to build, 67.727

Purchasers' debt to retailer, recoverable at law, how, 67.700

# SALES TAX, COUNTY - cont'd

# Capital improvements, certain counties - cont'd

Rate of tax, 67.700

Refunds authorized, 67.712

Repeal of tax, effect on funds, 67.712

Repeal or amendment, procedure, 67.721

Resubmission of tax after defeat, when, 67.700

Sales tax collected, defined, 67.700

#### St. Louis County

Ballot form, limitations on use of revenue, 67.701 Bond required when, how paid for, 67.713

Cost of collecting, amount retained by state, 67.713

Cost-benefit analysis required, when, 67.713

Distribution of revenue, 67.713

Erroneous payments, overpayment, 67.713

Public hearing required, when, 67.713

Public works projects, 67.713

Records, trust fund, where kept, open to inspection, 67.713

Repeal, notice, when, 67.713

Storm water control, 67.713

Trust fund created, name, 67.713

Trust fund records, where kept, inspection of, 67.713

Tax, imposition may be in lieu of or in addition to sales tax under sections 67.500 to 67.545, 67.727

# Vending machines

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012 Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

# Capital improvements, recreational facilities, detention facilities (St. Charles and Jefferson Counties)

Abolishing tax, effect on funds, 67.550

Election procedure, ballot form, 67.550

Rate of tax, 67.550

Resubmission of tax after defeat, when, 67.550

Revenue, purposes for which used, 67.550

Children, community services for, authorized to fund (all counties and St. Louis City), 67.1775; reimbursement for diversion to tax increment financing projects, 67.1776

# Clay and Platte County, power to reduce certain levies using sales tax revenues to replace

Cities, towns and villages, losing revenue due to reductions, power to grant revenues from sales tax, 67.548

Cooperative agreements authorized, when, 67.548 Park levy, reduction or elimination, powers, 67.548 Reduction or elimination of general fund levy, powers and duties, 67.548

# Clay and Platte County, power to reduce certain levies using sales tax revenues to replace — cont'd

Road districts and bridges, special levies, power to reduce or eliminate and replace with sales tax revenue, 67.548

# Clay County, anti-drug program

Abolishing tax, effect on funds, 67.392 Deposit of revenue in special fund, 67.392 Election procedure, ballot form, 67.392

Purposes for use, 67.392

Rate of tax, 67.392

Revenue, purposes for which used, 67.392

Coins, investment and bullion, exemption, 144.815

Community comeback act (St. Louis County),

144.757 to 144.761

Cost of collection, 67.525

County, defined, 67.500

Definitions, 67.500

### **Delinquent taxes**

Law, now applied to certain counties, 67.545 Repeal or amendment, procedure, 67.540

Deposit tax in trust fund, 67.525

# Detention facilities, capital improvements, recreational facilities (St. Charles and Jefferson Counties)

Abolishing tax, effect on funds, 67.550 Election procedure, ballot form, 67.550

Rate of tax, 67.550

Resubmission of tax after defeat, when, 67.550

Revenue, purposes for which used, 67.550

# Detention facilities, construction and maintenance, certain first class counties (St. Charles)

Applicable provisions, 67.570

Cost of collection, 67.570

County construction sales tax trust fund established, not deemed state funds, 67.570

Deposit of tax revenue in trust fund, 67.570

Distribution of tax to county, when, 67.570

Procedures, imposition and collection of tax, 32.085, 32.087

Records to be kept, open to public, 67.570

Refunds, authorized, 67.570

Director of revenue, defined, 67.500

Distribution in certain counties (New Madrid), 67.547

Distribution of tax to county, when, 67.525

Economic development sales tax, retail sales tax may be imposed in lieu of, trust fund and board

established, repeal of tax, 67.1305

Economic development, local sales tax, certain

counties, 67.1300 Emergency communications system commission,

ballot question on property or sales tax, form, procedure, 650,399

# Emergency dispatching center funded by county sales tax

Ballot form, 190.335

### **Board**

Appointment by county commission, original board, 190.335

# SALES TAX, COUNTY - cont'd

# Emergency dispatching center funded by county sales tax — cont'd

# Board — cont'd

Discharge of board if tax terminated, 190.337

Duty to administer fund, 190.335

Election, when, 190.335

Greene and Stoddard counties, continuation of

board, 190.335

Name, exception, 190.339

### Officers

Duties, 190.340

Election, bond, 190.339

Personnel, limitations on employment, 190.339

Powers and duties, 190.339

Qualifications, 190.335

Removal of members, cause, procedure, 190.339

Rulemaking authority, 190.340

Vacancies, 190.339

Board members, recall procedure, 190.336

Collection, limitations, 190.335

Procedure, 190.335

Purposes for use of revenue, 190.337

Rate of tax, 190.335

Telephone tax to expire, when, 190.335

Termination of tax, procedure, ballot form, 190.337

### **Employee benefits sales tax (St. Francois County)**

Abolishing tax, effect on funds, 67.583

Applicable provisions, 67.583

Authorized, when, 67.583

Collection of, 67.583

Director of revenue, duties, 67.583

Effective, when, 67.583

Procedures, imposition and collection of tax,

32.085, 32.087

Rate of tax, 67.583

Revenues generated, purposes, 67.583

Trust fund, established, 67.583

Exemption, amusement and vending machines or

parts for, when, 144.518

Exemption, bullion and investment coins, 144.815

Exemptions, 144.030

Exhibition Center and Recreational Facilities District Act, creation, tax, powers, procedures, 67.2000

# Facilities for law enforcement and communication centers (Buchanan County)

Abolishing tax, effect on funds, 67.590, 67.594

Applicable provisions, 67.590

Boats registered with federal government, exempt, 306.016

Cost of collection, 67.594

County correctional facility sales tax trust fund, established, not deemed to be state fund, 67.594

Deposit of tax in trust fund, 67.594

Distribution to county, when, 67.594

Effective, when, 67.590

Election procedure, ballot form, 67.590

Lease to city, ballot, 67.590

Procedures, imposition and collection of tax, 32.085, 32.087

# Facilities for law enforcement and communication centers (Buchanan County) — cont'd

Rate of tax, 67.590

Records to be kept, open to public, 67.594

Refunds authorized, 67.594

Resubmission of tax after defeat, when, 67.590

Revenue, purposes for which used, 67.590

Terminates, when, 67.590

Fire protection district, Jackson, Lafayette counties and certain cities in Clay County, 321.246

Fire protection or ambulance district sales tax, certain counties, 321.552

# Greene County, anti-drug program

Abolishing tax, effect on funds, 67.391, 67.395 Cost of collection, 67.395

Distribution of taxes to counties, when, 67.395

Election procedure, ballot form, 67.391

Procedures, imposition and collection of tax, 32.085, 32.087

Rate of tax, 67.391

Records to be kept, open to public, 67.395

Refunds, authorized, 67.395

Revenue, purposes for which used, 67.391

Trust fund established, 67.395

Hospital district sales tax authorized, Iron and

Madison counties, 205.205

# Jackson County, anti-drug program

Abolishing tax, effect on funds, 67.391, 67.395

Bond required for director and employees, 67.395

Cost of collection, 67.395

Distribution of taxes to counties, when, 67.395

Election procedure, ballot form, 67.391

Procedures, imposition and collection of tax,

32.085, 32.087

Rate of tax, 67.391

Records to be kept, open to public, 67.395

Report on trust fund, annual, 67.395

Revenue, purposes for which used, 67.391

Trust fund established, 67.395

# **Jackson County, capital improvements**

Amendment, voter approval required, 67.739

Applicable provisions, 67.737

Authorized, when, 67.730

Ballot, form of, 67.730

Contracts with other counties or cities, authorized, 67.739

Cost of collection, retained by state, 67.738

Distribution of funds, 67.738

Election procedure, ballot form, 67.730

Expiration, when, 67.732

Fund, interest and sinking, limitations on use, 67.732

Imposed, when, 67.732

Procedures, imposition and collection of tax,

32.085, 32.087

Rate, 67.734

Records, trust fund, open to inspection, 67.738

Refunds, authorized, 67.738

Repeal, voter approval required, 67.739

# SALES TAX, COUNTY - cont'd

# Jackson County, capital improvements - cont'd

Revenue, limitations on use, 67.732

Trust fund, created, records open to inspection, 67.738

# Jackson County, parks, trails, and greenways district

Allocation of, 67.5014

Authorized, 67.5012

Collection by director of revenue, 67.5016

Revenues not to be allocated to special fund,

67.5020

# Jackson County, sports facility maintenance tax

Ballot, form, 66.506

Collection of tax, deductions allowed for collection,

Confidentiality to apply, 66.514

Definitions, 66.500

Distribution of revenue, percentage to

neighborhood tourist development fund, 66.502

Exemption certificates, form, 66.514

Exemptions and provisions of state sales tax to apply, 66.514

Gross receipt tax on certain businesses, prohibited, when, 66.510

Majority vote required, 66.508

Neighborhood tourist development fund

established, purpose, 66.502

Penalties, 66.514

Refunds or absorption of tax prohibited, 66.516

Refunds, 66.514

Revenue from tax, purposes, how used, 66.512

Sports facility maintenance fund, purpose, 66.502

Tax rate, 66.502

Tax revenue deposit in fund, 66.502

Voter approval required, 66.504

# **Jefferson County**

Abolishing tax, effect on funds, 67.550

Election procedure, ballot form, 67.550

Rate of tax, 67.550

Resubmission of tax after defeat, when, 67.550

Revenue, purposes for which used, 67.550

# Lake area business districts

Advisory board, established, members, duties, 67.1175

Authorized, boundaries, 67.1170

Collection of required taxes, violation, penalty, 144.157

Definitions, 67.1177

Dissolution, procedures, trustee, duties, 67.1180

Hearing, notice, 67.1170

Resolution of authorization, contents, 67.1170

Revenues, use of, 67.1177

Tax rate, election, ballot, costs, collection, 67.1177

### Lake front counties, tourism tax

Adoption, procedure, ballot form, 67.665

Authority to levy, 67.665

Ballot form, 67.667

Refunds and penalties, 67.665

Revenues, use, 67.665

# Lake front counties, tourism tax — cont'd

Tourism committee, appointment, term, duties, 67.665

Tourism fund created, 67.665

Transient guest, defined, 67.665

# Law enforcement sales tax, certain counties

Abolishing tax, effect on funds, 67.582, 67.584 Authorized, when, use of proceeds, 67.582, 67.584 Ballot, form of, 67.582, 67.584

Cost of collection, amount retained by state, 67.582, 67.584

Election procedure, 67.582, 67.584

Rate of tax, 67.582, 67.584

Refunds, how made, 67.582

Regional jail district, authorization to form and support with sales tax, 67.582

Resubmission to voters after defeat, when, 67.582, 67.584

Revenue, purposes for which used, 67.582, 67.584 Trust fund, established, use of moneys, 67.582, 67.584

# Vending machines

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012 Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

Law not to apply to certain counties, 67.545 Local sales tax for economic development, certain cities and counties, requirements, procedures, 67.1303

Lodging tax, Ste. Genevieve County, 67.671

Metropolitan park and recreation system collection of local sales tax, 32.085

Metropolitan recreation district sales tax, 67.1712, 67.1754

Mobile telecommunications services sales tax, compliance with federal law, 32.087

Motor vehicle, sales deemed imposed at address of owner, duty of department to collect, 144.069

Motor vehicles, trailers, boats and outboard motors, lease deemed imposed at address of lessee, when, 144.069

Museum sales tax, certain counties, ballot, collection, applicable provisions, exemptions, board members, repeal, 67.578

# Museums and festivals, Buchanan County

Additional tax to other taxes authorized, 67.573 Administration and operation of tax, department of revenue, 67.574

Collection, penalties, 67.576

Computation of tax, 67.573

Delinquency in payment, limitation for bringing suit, 67.577

Repeal of tax, procedure, 67.572

# SALES TAX, COUNTY - cont'd

# Museums and festivals, Buchanan County — cont'd

Tax authorized, 67.571

Outboard motors, sales deemed imposed at address of owner, duty of department to collect, 144.069

Person, defined, 67.500

Procedures, imposition and collection of tax, 32.085, 32.087

Property tax, reduction, how, adjustment, 67.505, 67.506

Public works projects, imposition, rate, collection and disposition of revenue, abolition of, 67.713, 67.729

Records at county seat, inspection by cities, towns and villages, 144.122

Records of state, county may inspect and audit, request, procedure, cost, 144.121

Records of state, ineligible to inspect, when, 144.122

# Recreation sales tax (Madison, Cape Girardeau and Bollinger Counties)

Applicable provisions, 67.782

Authorized, Madison County, expiration date, 67.791

Authorized, when, 67,782

Ballot, form of, 67,782

Collection by director of revenue, with state sales tax, forms, 67.782

Cooperation with other counties, joint system, authorized, 67.782

Cost of collection, amount retained by state, 67.782

Director of revenue, duties, 67.782

Effective, when, 67.782

Election procedure, ballot form, 67.782

Expiration of tax, extensions, 67.782

Rate of tax, 67.782

Refunds, authorized, 67.782

Revenue bonds, issuance, use of funds, procedure, 67.782

Revenue, department of, director, duties, 67.782

Revenue, purposes for which used, 67.782

Trust fund, established, 67.782

Recreation sales tax, Madison County, 67.745 Recreational and community center district, Clay County, 67.585

# Recreational facilities, capital improvements and detention facilities (St. Charles and Jefferson Counties)

Abolishing tax, effect on funds, 67.550

Election procedure, ballot form, 67.550

Rate of tax, 67.550

Resubmission of tax after defeat, when, 67.550

Revenue, purposes for which used, 67.550

Reduction of certain tax levies, replacement with sales tax revenues, powers, certain counties, 67.548 Refunds authorized, 67.525

Regional recreation district sales tax, 67.799

Repeal or amendment, procedure, 67.540

Rescission of sale, certain items, tax refund, when, effect, 144.071

Resubmission of tax after defeat, when, 67.505

Returns, reports, state tax returns, confidentiality,

exemption to, procedure, fee, 32.057

Sales tax on gross receipts of meals or drink, revenue used for tourism-related activities, trust fund established (Independence and Joplin), 82.850

Sales tax revenue collected, defined, 67.500

# Saline County, anti-drug program

Abolishing tax, effect on funds, 67.391, 67.395 Cost of collection, 67.395

Distribution of taxes to counties, when, 67.395

Election procedure, ballot form, 67.391

Procedures, imposition and collection of tax, 32.085, 32.087

Rate of tax, 67.391

Records to be kept, open to public, 67.395

Refunds, authorized, 67.395

Revenue, purposes for which used, 67.391

Trust fund established, 67.395

Senior services and youth programs sales tax, 67.997

Shelter for women and children, 67.2040

Short title, 67.500

# St. Charles County

Abolishing tax, effect on funds, 67.550

Community services for children, authorized to fund, 67.1775; reimbursement for diversion to tax increment financing projects. 67.1776

Election procedure, ballot form, 67.550

Rate of tax, 67.550

Resubmission of tax after defeat, when, 67.550

Revenue, purposes for which used, 67.550

# St. Louis County

Applicable provisions, 66.620

Audit of records authorized for all cities, towns and villages within county, 144.121

Audit of St. Louis County records by any city, town or village within county, 144.121

Audit, trust fund, required when, copy to, 32.087

Authorized, when, 66.600

Ballot, form of, 66.600

Boat sales, where consummated, collection, how distributed, 66.630

Boats registered with federal government, exempt, 306.016

Bond required when, how paid, 32.087

Boundary changes, effect, 66.620

Capital improvements, additional sales tax authorized, 94.890

City clerk, boundary changes, duties, 66.620

City clerk, new municipality, select plan A or plan B, duties, 66.620

City sales tax, prohibited, when, 66.600

City, change from group A or group B, procedure, 66.620

Collected revenue, how distributed, when, 66.620

Collection, allocation and distribution may be delegated to county by director of revenue, powers and duties, 66.601

Cost of collecting, amount retained by state, disposition, 66.620

# SALES TAX, COUNTY - cont'd

# St. Louis County — cont'd

# Distribution

Alternative methods, how changed, 67.581

Federal census results to be used, when, 66.351

Revenue, distribution, 66.620

Effective, when, 66.600

Erroneous payments, overpayment, 66.620

Group A, consists of, 66.620

Group B, consists of, 66.620

Ordinance, requires majority vote, 66.600

Outboard motors, where consummated, collection,

how distributed, 66.630

Population, how determined, 66.620

Procedures, imposition and collection of tax,

32.085, 32.087

Rate, 66.600

Records of St. Louis County may be inspected and audited by cities, towns and villages within county, 144.121

Records, trust fund, where kept, open to inspection, 66.620

Refunds, authorized, 66.620

Report, trust fund, when, copy to, 32.087

Tax repealed, notice, when, 66.620

Tax repealed, retention of funds, when, 66.620

Trailer sales, where consummated, collection, how distributed, 66.630

Transferring to new group, distribution begins, when, 66.620

Trust fund created, name, 66.620

Trust fund records, where kept, open to inspections, 66.620

### St. Louis County, additional sales tax

Abolishing tax, procedure, 67.581

Administration, director of revenue, duties, 67.581

Authorized, when, 67.581

Ballot form, 67.581

Capital improvements, additional sales tax

authorized, 94.890

County clerk, duties, 67.581

Director of revenue, duties, 67.581

Distribution of revenue, 67.547; alternative methods, resubmission to voters, 67.581

Election procedure, ballot form, 67.581

Limitation on use of revenue, 67.547, 67.581

Motor vehicle sales, where consummated, how collected, 67.581

Rate of tax, 67.581

Resubmission of distribution alternative to voters, when, 67.581

Trust fund retention and distribution on abolishing tax, 67.581

Trust fund to be used for overpayment refunds and redeeming bad checks, 67.581

# Vending machines

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

# St. Louis County, additional sales tax — cont'd Vending machines — cont'd

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012 Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

# St. Louis County, capital improvements

Ballot form, limitations on use of revenue, 67.701 Bond required when, how paid for, 67.713 Capital improvements, additional sales tax authorized, 94.890

Cost of collecting, amount retained by state, 67.713 Cost-benefit analysis required, when, 67.713

Distribution of revenue, 67.713

Erroneous payments, overpayment, 67.713

Public hearing required, when, 67.713

Public works projects, 67.713

Records, trust fund, where kept, open to inspection, 67.713

Repeal, notice, when, 67.713

Storm water control, 67.713

Trust fund created, name, 67.713

Trust fund records, where kept, inspection, 67.713

St. Louis County, capital improvements, additional sales tax authorized, 94.890

St. Louis County, community comeback act, 144.757 to 144.761

Storm control and or local parks funding, 644.032, 644.033

Storm water control, imposition, rate, collection and disposition of revenue, abolition of, 67.713, 67.729 Tax on sales of food prohibited, St. Louis county, 644.032

# Theater, cultural arts, and entertainment districts

Authorization, definitions, 67.2500

Board of directors, qualifications, appointment or election, powers, duties, 67.2525

Bond authority and procedures, sales tax, election, repeal and dissolution, 67.2530

Circuit court may create district, 67.2510

Creation procedures, petition, notice, hearing, order organizing district, 67.2515

Election procedures, notice, sales tax amount, ballot form, applications, 67.2520

Proposed tax to be included in petition for creation of district, 67.2505

Total property tax levy, defined, 67.500

Tourism community enhancement districts, certain counties, 67.1950 to 67.1979

Tourism promotion, certain cities and counties, 67.1360, 67.1362, 67.1364

### **Tourism sales tax (Certain Counties)**

Additional tax on goods subject to tourism tax, computation, 67.674

Audit annually required, 67.680

# SALES TAX, COUNTY — cont'd

# Tourism sales tax (Certain Counties) — cont'd Board, tourism

Additional board members appointed, when, 67.685

Appointment, qualifications, duties, 67.683 Staff authorized, 67.683

Bonding of collector, treasurer, deputies, dealing with fund, cost, how paid, 67.680

Bracket system authorized for collection, 67.672 Collection and other duties of director of revenue, when, costs, percentage returned by director,

67.676

Collection, distribution, administration, 67.663 Cooperation with other counties, percentage of total effect on board, 67.685

Cost of collection, 67.680

County collector, duties, 67.676, 67.680, 67.681

County treasurer, duties, 67.680

Delinquencies, procedure, 67.681

Delinquencies, time limitation to bring action, 67.681

Deposit, where, 67.671

Discounts allowed retailer, 67.678

Effective, when, 67.671

Election required, ballot form, 67.671

Exemptions, requirements, 67.678

Fund administration, reports, 67.680

Fund, county advertising and tourism promotion trust fund, established, 67.680

Limitations on imposition, 67.664

Penalties, 67.678

Prosecutor, duties, when, 67.681

Rate, 67.671

Refunds, erroneous or overpayments, 67.680 Repeal of tax, ballot form election, held when, 67.673

Report to director of revenue, when, 67.674 Sales deemed consummated, where, 67.678

### Vending machines

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012 Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

# Tourism sales tax (Howard County, New Madrid County, Newton County, Dent County and Stoddard County)

Authority to impose, 67.1360 Ballots, election, 67.1362

Collection, administration, penalties for nonpayment, 67.1362

Revenues, permissible uses, 67.1364

### Tourism sales tax (Platte County)

Authority to impose, 67.2030

Ballots, election, 67.2030

# Tourism sales tax (Platte County) - cont'd

Collection and administration, 67.2030

Repeal procedures, 67.2030

Retail sales, tax on, 67.2030

# Tourism sales tax (Ste. Genevieve)

Additional tax on goods subject to tourism tax, computation, 67.674

Effective, when, 67.671

Election required, ballot form, 67.671

Rate, 67.671

# **Tourism surcharges (Crawford County)**

Ballots, election, 67.1188

Effective date of surcharge, 67.1189

Election, ballots, 67.1188

Established, 67.1185

Fund, established, purpose, 67.1187

Hotels, motels, surcharge, rate, 67.1185

Liability for, vendor, 67.1186

Private tourist attraction, surcharge, rate, 67.1185

Vendor, liability, 67.1186

# Tourism tax, certain cities and counties (Poplar Bluff, Sikeston, Stoddard and Pemiscot)

Authority to impose tax, 94.870

Ballot form for submission of tax, 94.877

Campground, defined, 94.870

Collection, distribution, administration, 67.663

Definitions, 94.870

Delinquent, when, 94.881

Effective, when, 94.877

Election required to impose tax, 94.875

Hotel, defined, 94.870

Liability on vendors and certain sellers of goods and services for payment of tax and returns, 94.873

Limitations on imposition, 67.664

Motel, defined, 94.870

# Options on collection of tax

Collection by officers of political subdivision, 94.879

Director of revenue may collect and return percentage for cost, 94.879

Penalty for delinquent taxes, amount, 94.881 Shelters for homeless operated by not for profit organizations, exempt, 94.870

# Tourism tax trust fund

Distribution, 94.875

Established, purpose, 94.875

Funding, 94.875

Tourist court, defined, 94.870

Transient guest, defined, 94.870

Tourism tax, limitations on applicability, 67.662

Trailers, sales deemed imposed at address of owner, duty of department to collect, 144.069

Transportation development districts, allowed when,

submission to voters by proposal, incremental percentage, 238.235, 238.236

Transportation infrastructure, New Madrid County, 67.587

Trust fund, county storm water and public works tax, 67.729

### SALES TAX, COUNTY — cont'd

Utilities and fuel authorized, 144.032

Vending and amusement machines or parts for, sales tax exemption, when, 144.518

# Vending machines

Cigarettes, cigars, tobacco sold from vending

machines exempt, 144.012

Computation, how paid, 144.012

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012

Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

# Water pollution abatement sales tax (Christian and Greene Counties)

Authorized when, 644.034

Ballot language, 644.034

Bond option, 644.034

Procedures, imposition and collection, 644.034

Rate, 644.034

Refunds, authorized, 644.034

Revenue, purposes for which used, 644.034

Trust fund established, 644.034

### Water quality

Accounting records, safekeeping of records, annual audit, 67.1937

Appropriations authorized from trust fund, 67.1928

Donation of property to county, 67.1940

Indebtedness authorized, 67.1931

Infrastructure and tourism, certain counties, ballot language, 67.1922

Repeal of tax, procedure, 67.1934

Trust fund created, 67.1925

# SALES TAX, STATE (CH. 144)

\* See also MOTOR VEHICLE TIME SALES;

TRANSPORTATION SALES TAX

Accounts paid periodically, amount determined, how, 144.285

Action to collect, procedure, 144.390, 144.400

# Additional assessments

Appeal of, procedures, 144.240

Penalty, payable when, exception, 144.230

Procedure, 144.210, 144.220

Review petition filed with hearing commission, effect, 144.230

Admissions, fees, exemptions for participants in activities, when, 144.030

Agreements with other states, enforcement of sales tax laws, 136.073

Aircraft, commercial, exempt from, 144.030

Aircraft, light, exemption, when, 144.043

Ammunition, limitation on tax, 144.064

Appeals from director's decision, 144.261

### Assessment of liability of transferee

Death of transferee, effect, 144.155

Definition of transferee, 144.155

Limitations, time period, 144.155

Athletic events, participants exempt, when, 144.030

# SALES TAX, STATE (CH. 144) — cont'd

Attachment for delinquent, where filed, jurisdiction, 144,400

Background checks, adult cabaret employees, 573.505

Battery manufacturers, retail sale of electrical current, exempt, when, 144.046

Bingo, sale of supplies, exempt, 313.085

Blanks, who furnishes, 144.100

Boats and outboard motors, rate, 144.020

Boats, rate, how computed, state and local, 144.525

Boats, rate, levy and collection, 144.440

Bond of retailer, required, amount, adjustment, 144.087

Bottles, returnable, 144.011

Brackets to be established by director of revenue, 144.285

Broadcast equipment, exempt from tax, 144.811 Bullion and investment coins, exemption, 144.815 Charge and time sales, how reported, 144.100

Cities, towns and villages, may levy, when, 144.470

City sales tax, see SALES TAX, CITY

City, public transportation, see KANSAS CITY, TRANSPORTATION TAX

Claim for refund, time for making claim, interest, 144.190

Claims for refund, not allowed, when, exceptions, 144.190

Clothing exempt, when, 144.049

Coins, investment and bullion, exemption, 144.815

Collection and report, penalty, 144.080

Collection fee allowed seller, when, 144.140

Collection of, sale of intoxicating liquor under temporary permit, certain organizations, notice to director of revenue, 311.482

Collection, remedies of state cumulative, 144.410 College bookstores, sales subject to, 144.513; exempt, when, 144.517

Community comeback act (St. Louis County), 144.757 to 144.761

# Compromise

Conditions required of taxpayer, 144.427 Delinquency, procedure, 144.425

Filed where, when, 144.425

Statutes of limitation, tolls, when, 144.427

Computer equipment for architectural, engineering or accounting firms, exempt when, 144.030

Construction materials, exempt entities, requirements for exemption, liability, 144.062

County sales tax, see SALES TAX, COUNTY

# Court or administrative hearing decision, unexpected

Applicable only after most recently ended tax year, 143,903

Assessments only for periods after most recently ended tax period, 143.903

Credits, refunds only for periods after most recently ended tax period, 143.903

Income tax and use tax also applicable to, 143.903 Unexpected, defined, 143.903

### SALES TAX, STATE (CH. 144) — cont'd

Court or administrative hearing decision, unexpected — cont'd

Court reporters, items prepared by, exemption, 144.045

# Credit

# Recycling cellulose, flexible casing for production of meat or poultry

Tax credit accountability act of 2004, 135.800 to 135.830

Replacement costs of items, theft or casualty loss, allowed when, 144.027

Data storage centers, exemption from taxation, procedure, 144.810

Default in payment, revocation or grounds for nonissuance of retailer's license, effect, 144.083

Defaulting licensee may provide certificate of deposit, certificate, defined, 144.087

Defaulting, licensees may provide letter of credit as security, 144.087

# **Deficiencies and underpayments**

# Quarter-monthly remittance

Electronic funds payment system permitted, 144.081

Exceptions, 144.081

Interest, penalties, addition to tax, how computed, 144.081

Penalty, 144.081

Definitions, 144.010

Delinquency, compromise, conditions required of taxpayer, 144.427

Delinquency, compromise, procedure, 144.425

Delinquent, interest, rate of, 144.170

Delinquents, certified to attorney general, 144.420 Depositions prepared by court reporters, exemption, 144.045

Direct pay agreements for certain purchasers, rules, 144.190

Director of revenue, duties, 136.030, 136.073

Domestic use of, services and fuels, portion used for water, electric nondomestic use, billed how, refund, 144.030

Donated tangible personal property, exemption, when, 144.817

Economic development, local sales tax, certain counties, 67.1300

Electrical current to battery manufacturers, exempt, when, 144.046

Electronic filing and payment system on internet, implementation required, 32.300

Enforcement, reciprocal agreements with other states, 136.073

Error or omission, correction, procedures, 144.100 Evidence, director's certificate as, 144.390

Exemption certificates, seller to keep, 144.210

# Exemptions

Admission or seating accommodations at places of amusement, entertainment, or recreation, resale of, when, 144.018, 144.019

### SALES TAX, STATE (CH. 144) — cont'd

### Exemptions — cont'd

Admission, fees for participants in activities, when, 144.030

Advertising and advertising products, 144.034 Agricultural, biotechnology, and plant genomics products, 144.030

### Aircraft

Interstate transporting, tangible personal property use in conducting business purchased or stored in state, expires when, 144.807

Light, when, 0144.043

Sale to common carrier, 144.030

Transporting interstate sale or use of aviation jet fuel to be exempt, procedure, expires when, 144.805

Used for applying agricultural chemicals to be considered farm machinery and exempt from sales and use taxes, 144.047

Amusement and vending machines or parts for, when, 144.518

Armed forces, auxiliary units, fees to, 144.011

Aviation jet fuel, 144.809

Barges, exempt, when, 144.030

Battery manufacturers, retail sale of electrical current, when, 144.046

Bingo, sale of supplies, exempt, 313.085

Boat leasing companies, how paid, options, 144.070 Boats registered with federal government, exempt, 306.016

Bottles returnable, 144.011

Braille writers and augmentative communication devices, 144.030

Broadcast equipment, 144.811

Broadcasting materials and equipment, 144.054

Bullion and investment coins, 144.815

Captive wildlife, 144.030

Clothing, when, 144.049

Coins, investment and bullion, 144.815

Computer equipment for architectural, engineering or accounting firms, exempt when, 144.030

Construction materials, exempt entities,

requirements for exemption, liability, 144.062

Containers, reusable, 144.011

Corporations, certain personal property transfers, 144.011

# **Court reporters**

Items prepared by, 144.045

Work transferred as transcript depositions, computer disks are nontaxable service, 144.045

Depositions, transcripts, computer disks of a court reporter, a nontaxable service, 144.045

Dividends, as return of capital in liquidation, 144.011

Donated tangible personal property, when, 144.817 Drugs, nonprescription or over-the-counter, sold to persons with disabilities, 144.030

Drugs, prescription, 144.030

Electrical current to battery manufacturers, when, 144.046

### SALES TAX, STATE (CH. 144) — cont'd

# Exemptions — cont'd

Eleemosynary institutions, sales to, 144.030 Equipment, disabled persons, 144.030

Excise taxes, collected on sales at retail, 144.030

Experimentation activities, tangible personal property, 144.030

Farm machinery and equipment, new and used, exceptions, 144.030

Farm machinery even if attached to a vehicle or real property, 144.045

Farm products sold at farmers' markets, 144.527

Feed additives fed to livestock or poultry, 144.030

Film or record rentals, when, 144.030

Food stamps, purchases with, 144.037

Fraternal benefit societies, fees to, 144.011

Fuel for drying agricultural crops, 144.030

Grain bins, 144.030

Handicraft items, sale of, when, 144.030

Hotels or motels nonreusable items furnished

without charge, 144.011

Insulin, 144.030

Internet access, 144.030

# Interstate compact agencies

Bi-state metropolitan development district (Missouri And Illinois), 144.030

Kansas City transportation district and Kansas City area transportation authority (Missouri And Kansas), 144.030

Invalid by supreme court, effect, 144.220

Leases of boats and outboard motors, when, 144.020

Lessor, or renter of tangible property, when, 144.020

Light aircraft, when, 144.043

Liquidation or cessation of business, personal property, exception, 144.011

Livestock, exempt, when, 144.030

Manufactured homes and modular units, new and used, partial exemption, 144.044

Manufactured homes, certain transfers, 144.011

Material recovery processing plant, 144.030

Materials and utilities used in producing products, 144.054

Mobile homes, certain transfers, 144.011

Motor fuel, watercraft, 144.030

Motor vehicles and trailers, certificate of ownership, transfer on death, beneficiary form, 301.684

Motor vehicles, certain gross weight, transporting in interstate commerce, 144.030

Museum admission fee, when, 144.030

Orthopedic, prosthetic devices, 144.030

Outboard motors and vessels, certificates of title,

transfers on death, beneficiary form, 301.684

Over-the-counter or nonprescription drugs sold to persons with disabilities, 144.030

Oxygen, medical, 144.030

Packaging material for food or beverages, 144.011

# SALES TAX, STATE (CH. 144) - cont'd

### Exemptions — cont'd

Partnership, personal property transfer to by partner, when, 144.011

Penal institution, sales to, 144.030

Personal computers, when, 144.049

Personal property transfers, certain business transactions, 144.011

Pesticides and herbicides, when, 144.030

Political subdivision sales and leases, 144.054

Prosthetic and orthopedic devices, 144.030

Purchases made by certain contractors, 144.054

Railroad infrastructure, 144.054

Religious and charitable organizations, 144.030

Respiratory equipment, 144.030

Riverboat admission fees, when, 313.821

Rooms, meals, and drinks at hotels, restaurants, and drugstores, resale of, when, 144.018, 144.019

School supplies, when, 144.049

Schools public, elementary and secondary, sales to, 144.030

Schools, private not for profit elementary or

secondary, sales to, 144.030 Specific exemptions, 144.030

Sporting targets, 144.030

Sporting targets, 144.050

Sports complex authority, 144.030

Stairway lifts, 144.030

State fair, entry fees, 262.250

State legislators, purchases, when, 144.039

State or federal transactions, 144.030

Summer theaters, nonprofit, benefiting science of agriculture, when, 144.030

Surcharge by telecommunication system for deaf and speech-impaired, 209.255

Tangible personal property, resale of, when, 144.018, 144.019

Tangible personal property, when, 144.057

Textbooks purchased by students, 144.517

Textile facilities, commercial or industrial laundry materials, goods, and energy, 144.054

Trailer leasing companies how paid ontions

Trailer leasing companies, how paid, options, 144.070

Trailers of common carriers transporting in interstate commerce, 144.030

Transcripts prepared by court reporters, 144.045

Transportation, public-private partnership, 144.054 Utilities and fuels, domestic use, 144.030

Vending and amusement machines or parts for, when, 144.518

Vessels documented by U.S. Coast Guard, 306.016 Watercraft in lieu of payment of sales tax,

requirements, amounts, 306.016

Wheelchairs, 144.030

Women, infants and children program, food supplement, purchases with vouchers, 144.038

Exhibition Center and Recreational Facilities District Act, creation, tax, powers, procedures, 67.2000

Experimentation activities, exemption for tangible personal property, when, 144.030

# SALES TAX, STATE (CH. 144) — cont'd

Extension of time for payment, 144.160

Extension of time, refund or assessment, when, 144.746

Failure to file return or pay tax, monetary penalty, director to estimate tax, notice to delinquent, how served, 144.250

Failure to remit all due by taxpayer owing more than one political subdivision, 144.285

False return or statement, penalty, 144.490

Farm machinery and equipment, exempt from, when, 144 053

Fencing material and agricultural motor fuel use, exempt from, when, 144,063

Filing and payment, director required to implement online system, 32.300

Final return, when made, 144.150

Firearms, limitation on tax, 144.064

Food, tax rate, revenue deposited where, definitions, 144.014

Fraud or evasion, director to assess, 144.500

Fuel, boats, barges, water vessels, exempt, when, 144.030

# **Gross receipts**

Defined, 144.010

Not to include taxes charged by vendor, 411.285 Seller to report and remit on basis of, 144.021 Surcharges for telecommunications system for deaf

Gross receipts, surcharges for telecommunications system for deaf and speech-impaired, exemption, 209.255

and speech-impaired, exemption, 209.255

Illegally imposed, cancellation of, 144.190 Imposition, rate, 144.020

Information, director may demand, 144.300

Instructional classes exempt, when, 144.020

Interest rate on delinquent return, 144.170

Investigation and hearings, how conducted, 144.330 Itinerant and temporary businesses, license, bond, 144.087

Itinerant seller, collection from, 144.290

Itinerant vendors, security may be required, cash bond deposit and refund, 144.087, 144.290

Jeopardy assessment, procedure, 144.290

Judicial review, procedure, 144.261

Kansas and Missouri metropolitan culture district compact, 70.500; resolution imposing, rate, collection, administration, 70.507

Kansas and Missouri regional investment district compact, sales tax, 70.515, 70.535

Lease of personalty, certain exempt, 144.020

### Liens

Director of revenue, duties, 144.380

Erroneously or improvidently filed, procedure, release of lien, record expunged, 144.380

Expiration, refiling, 144.380

Fees, 144.380

Filed, when, effect, 144.380

Notice to taxpayer, when, 144.380

Partial release, effect, 144.380

### SALES TAX, STATE (CH. 144) — cont'd

#### Liens — cont'd

Light aircraft, exemption, when, 144.043

# Litigation expenses

Allowed, certain cases, when, 136.315

Burden of proof, 136.315

Definitions, 136.315

Paid, how, 144.430

Procedure, 136.315

Reduction or denial of award, when, 136.315

Local sales tax for economic development, certain cities and counties, requirements, procedures, 67.1303

Manufactured homes, see Mobile Homes, this heading

Material recovery processing plant, exemptions, 144.030

Medically indigent sales tax, St. Louis, 94.1000 Metropolitan culture district retailer's fund, 70.500 Metropolitan recreation district sales tax, 67.1712, 67.1754

# **Mobile homes**

Certificate of title, issued upon payment of, procedure, 700.320

Nonpayment of, effect, 700.320

Paid, when, how, 700.320

Purchase price, defined, 700.320

Trade-in, exchange allowance or rebate, when, applicable, 144.025

Mobile telecommunications service error corrections, time, review of records, refund or credit, 144.190

Mobile telecommunications service sales tax.

compliance with federal law, 144.013

Monthly or periodic statements, amount determined how, 144.285

Mopeds, tax rate, 144.020

# Motor vehicle use tax

Collection, 144.440

Exemptions, 144.450

Paid how, 144.440

# Motor vehicles

Fees for, agent of director of revenue, 136.055

Leasing companies, 144.070

Leasing company, defined, 144.010

Paid, how, proof of exemption, 144.070

Rate, how computed, state and local, exception,

outboard motors, when, 144.525

Rescission of sale, tax refund, 144.071

Sales tax credit on replacement vehicle costs, when, 144.027

Seller's duties, 144.021

Tax receipts, how created, 144.455

# Trailers, boats and outboard motors

Lease deemed imposed at address of lessee, when, 144 069

Sales deemed imposed at address of owner, 144.069

Motorcycles, tax rate, 144.020

Motortricycles, rate, 144.020

Museum admission fees, exemption, when, 144.030

# SALES TAX, STATE (CH. 144) - cont'd

Museum districts, 184.845

Nontaxable sale, burden of proof, procedure before administrative tribunals, 144.210

Notice of tax law modification, when, 144.026

Notice, additional or revised assessment, 144.210, 144.220

Notice, assessment for fraud or evasion, how given, 144.500

Nude dancing, background checks, 573.505

Oaths, who may administer, 144.330

Outboard motors, rate, how computed, exception, when, state and local computation, 144.525

Parks, state, see Conservation For Soil And Water And State Parks, this heading

Partial payment by taxpayer owing more than one political subdivision, 144.285

### Payment

Assessments, additional, payable when, penalty, 144.230

Cashier, certified checks or money orders required, when, 139.235

Checks, insufficient funds or closed account, penalty, 139.235

Delinquency, compromise, procedure, 144.425

Delinquency, conditions required of taxpayer, 144.427

Due, when, 144.080

Extension of time for, 144.160

Failure to make, penalty, 144.480

Partial payment taxpayer owing more than one political subdivision, 144.285

Penalty, passing bad check to pay, 139.235

Refusal to accept check, when, 139.235 With return, 144.100

Payment and filing, director required to implement online system, 32.300

# Penalty

Failure to file or pay, procedure, notice, 144.250

Fraud or evasion, how computed, 144.500

Taxpayer owing more than one political

subdivision, partial payment, 144.285

Using bad check to pay taxes, 139.235

Violations in collecting, 144.157

Personal computers exempt, when, 144.049

Personal property, certain business transactions, exempt, 144.011

Planetariums, admission fees, exemption, when, 144.030

# Purchaser

Business, liability for, when, exception, 144.150 Defined, 144.010

Director may collect from directly, when, 144.210

To pay, exception, penalty, 144.060

Purpose of law, 144.021

Rate as applied to specified sales amounts, brackets, 144.285

Rate, 144.020

# Records

Collections, penalties, interest, 144.310

# SALES TAX, STATE (CH. 144) - cont'd

### Records - cont'd

Confidentiality, abuse by political subdivision, effect, 144.122

Examination, hearings, 144.330

Failure to produce at hearings, penalty, 144.350

Inspection by political subdivisions, authority, procedure, cost, 144.121

Inspection, political subdivision, ineligible when, 144.122

Securities posted with department, 144.310

Seller to keep, contents, preservation, 144.320

#### Refunds

Appropriation for, 144.200

Filing, extension allowed, when, 144.746

Not allowed, when, exceptions, 144.190

Overpayment, interest determined how, 144.190

Paid to whom, 144.190

Procedure, 136.035, 144.190

To purchasers, deduction of, 144.130

Utilities, fuel, domestic use, 144.030

Refusal to pay, penalty, 144.060

# Regional economic development district

Abolishment of tax, effect of, 251.615

Sales tax authorized, ballot language, 251.615

Regional jail district sales tax, 221.407

Regional recreation district sales tax, 67.799

Religious and charitable institutions, exemptions, 144.030

Remedies of state cumulative, 144.410

# Retail sales license

Operating without, administrative penalty, proof required by department, 144.118

Prerequisite for city and county licenses,

prerequisite for sales at retail, statement of no tax due, 144.083

Required, revocation, grounds for refusal, effect of default in payment, 144.083

Transient employers not in compliance, injunction or writ of attachment authorized, 144.512

Writ of attachment or injunction authorized against businesses or businesses not in compliance, 144.512

Retailer's bond, 144.087

Retailers in default may provide certificate of deposit, certificate, defined, 144.087

Retailers in default, may provide letters of credit as security, 144.087

### Returns

Contents, filing, 144.100

Director's limitations as to when remittances are made, 144.081

Error or omission, correction, procedures, 144.100 Failure to file or pay, monetary penalty assessment, estimation of tax payable, how served, 144.250

Failure to make, penalty, 144.480

Filed, when, 144.080

Monthly or annual, required when, 144.090

Monthly returns required, late filing, no penalty

first month, 144.250

# SALES TAX, STATE (CH. 144) — cont'd

### Returns — cont'd

Period kept, destruction, 144.115

# Quarter-monthly remittance

Defined, 144.081

Director's powers, limitations, 144.081

Electronic funds payment system permitted,

144.081

Filed on time, when, 144.081

Penalty for underpayment, 144.081

Underpayments, see Deficiencies And

Underpayments, this heading

Subject to revision and review, 144.100

Revised assessment, required to be mailed, when, 144.220

Riverboat admission fees, exemption, when, 313.821

Rules and regulations, making and enforcing, 144.270

Rules authorized to eliminate all taxes on certain excise taxes, 144.030

Rules, promulgation, procedure, 144.015

Sale at retail defined, exceptions, 144.010, 144.011

# Sale or discontinuance of business

Assessment of tax, 144.290

Bond required when, cash bond deposit and refund, when, 144,290

Director, duties, 144.150

Priority of claims, 144.150

Purchaser of business, liability for tax, when,

exception, 144.150

Reassessment final, when, 144.290

Reassessment request, security may be required, 144.290

Review by hearing commission, effect, 144.290

Secured creditor as purchaser, exemption, priority of claim, 144.150

Statement of tax liability, director to send to certain persons, when, 144.150

Tax money withheld, 144.150

School supplies exempt, when, 144.049

Schools, exemptions, 144.030

Security for licensee in default, certificate of deposit may be provided, certificate defined, 144.087

Security for licensees in default, letters of credit may be provided, 144.087

# Seller

Absorbing tax permitted, when, 144.080

Defined, 144.010

Duty to collect and report, penalty, 144.080

Excess charge prohibited, 144.285

# Failure to pay

Deposit account, duty to notify director name and address of financial institution, 32.052

Deposit of taxes when, in separate account, how designated, until payment, 32.052

Director of revenue, duties, 32.052

Failure to comply after notice deemed, intent to defraud, 32.052

Notice cancellation, effective when, 32.052

Notice, content, how delivered, 32.052

May prove sale is exempt from tax, when, 144.210

### SALES TAX, STATE (CH. 144) — cont'd

#### Seller - cont'd

Notification of change in taxable status of personal property, when, 144.021

Records, contents, inspection, preservation, 144.320 Report and remit on basis of gross receipts, 144.021

Retention of portion, when, amount, 144.140

Setoff, health insurance pool assessments, if assessment exceeds one year payable to offset in succeeding years till exhausted, 376.980

Show me green sales tax holiday, sales tax exemption for energy star certified new appliances, 144.526

# Simplified sales and use tax administration act

Agreement considerations, 144.1015

Certified automated system, defined, 144.1003

Citation of act, 144.1000

Definitions, 144.1003

Delegate duties, agreement elements, 144.1012 Effect of agreement, implementation by general assembly, report, 144.1009

Multistate discussions authorized, delegates appointed, duties, 144.1006

St. Charles County, transit authority sales tax authorized, election costs reimbursed, 238.410

St. Louis City, public safety departments, tax authorized, 92.500

St. Louis County, community comeback act, 144.757 to 144.761

Statements of account rendered periodically, amount determined how, 144.285

Storm water and public works sales tax authorized, certain cities, 94.413

### Tax amnesty

### Abatement of sales and use taxes assessed

Requirement for taxpayer, 32.375

Review by administrative hearing commission, 32 375

Detrimental reliance upon tax amnesty agreement by taxpayer, effect, applicability to certain sales tax only, 32.381

Director may compromise any tax, grounds, taxpayer requirements, statute of limitations tolled, procedures, 32.378

Tax compact, multistate, 32.200

Tax is additional, 144.050

Tax refund, rescission of sale, certain items, 144.071 Temporary businesses, security may be required, cash bond deposit and refund, 144.087, 144.290

Textbooks, sales subject to, 144.513; exempt, when, 144.517

# Theater, cultural arts, and entertainment districts

Authorization, definitions, 67.2500

Board of directors, qualifications, appointment or election, powers, duties, 67.2525

Bond authority and procedures, sales tax, election, repeal and dissolution, 67.2530

Circuit court may create district, 67.2510

Creation procedures, petition, notice, hearing, order organizing district, 67.2515

### SALES TAX, STATE (CH. 144) — cont'd

# Theater, cultural arts, and entertainment districts — cont'd

Election procedures, notice, sales tax amount, ballot form, applications, 67.2520

Proposed tax to be included in petition for creation of district, 67.2505

Theft or casualty loss, replacement costs of certain items, credit allowed, when, 144.027

Title of law, 144.010

Tourism sales tax, certain counties, see SALES TAX, COUNTY

Trade-in or rebate, exemption, 144.025

Trailers, rate, how computed, state and local, 144.525

Trailers, rate, levy and collection, 144.440

Trailers, tax rate, 144.020

Transactions applicable to, 144.020

Transcripts prepared by court reporters, exemption, 144.045

Transit authority, St. Charles County, sales tax authorized, election costs reimbursed, 238.410

Transportation development district, authorized, 238.215, 238.236

Transportation sales tax, see TRANSPORTATION SALES TAX (CH. 94)

Underpayment, quarter-monthly remittance, see Deficiencies And Underpayments, this heading University bookstores, sales subject to, 144.513; exempt, when, 144.517

Unpaid, action to recover, 144.390

### Use tax

Boats, registered with federal government, exempt, 306.016

Exemptions, 144.450, 144.615, 306.016

# Utilities and fuels

Cellular glass products, manufacturing use, 144.030 Cities and counties may tax, determination of domestic use, 144.030

Exempt when, refunds, 144.030

### Vending machines

Amusement and vending machines or parts for, sales and use tax, when, 144.518

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Defined, 144.012

Exemption for machines or parts for, when, 144.518 Local sales tax based on business location of owner or operator, 144.012

Net invoice price, defined, 144.012

Nonprofit organizations, exempt when, 144.012

Photocopies, sales of, exempt, 144.012

Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

Schools, exempt when, 144.012

Vendor, defined, 144.012

### Violations

Collecting, penalty, 144.157

# SALES TAX, STATE (CH. 144) - cont'd

### Violations - cont'd

Corporate officers, directors, trustees personally assessed, when, personal liability survives dissolution or forfeiture, 144.157

Penalty, 144.510

Seller's failure to pay, procedure to notify and collect, continued noncompliance deemed intent to defraud, 32.052

Water and soil conservation, see Conservation For Soil And Water And State Parks, this heading Witness, immunity from prosecution, 144.340 Witnesses, failure to testify at hearings, penalty, 144.350

Zoos, admission fees, exemption, when, 144.030

### **SALVAGE**

#### \* See also MOTOR VEHICLES

Bond required when, amount, who can recover on bond, 301.217

Leases, personal property, unfinished goods, anticipatory repudiation, 400.2A-402

Lessor's right to identify goods to lease contract, salvage value of goods, 400.2A-524

### **Motor vehicles**

### Salvage operation

Buying at salvage pool or disposal sale, requirements, 301.218

Certificate of title, application for, mandatory, optional, when, fee, 301.227

Content, affirmed when, fee, 301.219

Destruction, salvage certificate of title, procedure, fee, 301.227

Information on identifying numbers furnished by department, 301.226

Inoperable vehicle, scrap metal operator may purchase without title, 301.227

### License

Application, when, 301.219

Issued, when, 301.221

Required to be displayed, 301.223

Required, certain businesses, 301.218

Purchaser, application for title, mandatory, optional, when, fee, 301.227

Purchaser, defined, 301.217

Reassignment of salvage certificate of title on back of title, 301.227

Records of sales, operation of pools or disposal sales, duties, 301.218

Records to be maintained, retention period, 301.225

Records to be open for inspection, 301.225
Sales, salvage, dismantling or rebuilding,
certificate of title, procedure, fee, 301.227
Salvage certificate of title issued, when, 301.217
Salvage certificate of title, defined, 301.217
Salvage pool or salvage disposal sale, defined,
301.217

Suspension or revocation of license, grounds, 301.223

### SALVAGE — cont'd

Motor vehicles - cont'd

Salvage operation — cont'd

# Shipwrecks, historic

Applicants, qualifications, 253.420

Artifacts if possible to remain in Missouri, 253.420

Artifacts recovered, requirements, 253.420

Embedded, defined, 253.420

Permit, denied or issued, time limitation, 253.420

Permit, fee, required, 253.420

Plan, contents and standards required, 253.420

Qualifications of ship must meet national register criteria, 253.420

Violations, penalty, 253.420

### SANITARY DISTRICTS

See SEWER DISTRICTS

### SANITATION

Dairy manufacturing plant inspection contract with

U.S. Department of Agriculture, 196.612

Dairy products, 196.527, 196.540, 196.545, 196.610

Establishments handling food, 196.190 to 196.265

Hotels, standards, 315.019 to 315.033

Housing authorities, investigation of conditions, 99 080

Housing projects, subject to local rules, 99.130 Lodging establishments, standards, 315.019 to 315.033

# Marine sanitation device

Definitions, 306.300

Lease agreements, duties, 306.300

Penalty for violation, 306.300

Requirements, 306.300

Vessels exempt from operating on the Mississippi and Missouri Rivers, 306.300

Meat inspection, commercial plants, 265.350

Motels, standards, 315.019 to 315.033

Resorts, standards, 315.019 to 315.033

Tourist camps, standards, 315.019 to 315.033

Workrooms of employees, 292.380

### SATISFACTION

Deed of release, request by certified mail, 443.130 Judgment, see JUDGMENT; SATISFACTION OF JUDGMENT

Mechanics' and materialmen's liens, 429.120

Mortgages and deeds of trust, 443.060, 443.130 to 443.170

Mortgages and deeds of trust, partial, effect, 443.060 Motor vehicle lien of trailers, release if electronic certificate of ownership with director of revenue, procedure, 301.640

Motor vehicle lien or encumbrance, 301.640

# Security instruments

Partial, effect, 443.060

Release and satisfaction, 443.080

Release, complete, 443.060

Security instruments, 443.130 to 443.170

# SATISFACTION OF JUDGMENT

### Acknowledgment

Effect, 511.610

Enforced, how, 511.620

### SATISFACTION OF JUDGMENT — cont'd

### Acknowledgment - cont'd

Entered, how, 511.570 to 511.590

Agent, authority, where to be filed, 511.600

Certain counties and cities, duties of clerk, 511.510

Dissolution, separation, annulment, periodic payment

presumed paid in ten years, exception, 516.350 Estates of decedents, procedure, 473.440, 473.443

Foreign judgments, uniform law, 511.760

Infant's, by guardian ad litem or next friend, 507.150, 507.184

Motor vehicle financial responsibility law, 303.030, 303.120

Presumed, when, inclusion in automated child support system, when, 516.350

Record, duties of clerk, 511.670

Recording, how made, 511.660

# SAVINGS AND LOAN ASSOCIATIONS

### Accounts

Attorney in fact, payment to, 369.164

Collateral, 369.239

Conservators, 369.184

Deposits, form of, terms, conditions, 369.189

Director's, redemption, effect, 369.109

Earnings, determination, distribution, 369.204

Evidence of ownership, 369.154

Fees, 369.159

Fiduciaries, legal investments, 369.194

Fiduciary, 369.184

Husband and wife, considered joint tenants unless

otherwise specified, 369.174

Joint tenants, 369.174

Members, generally, 369.154

Minors, 369.169

Ownership by disabled persons, payments to

conservator, when, 369.154

Pay on death, terms, how handled, 369.186

Personal representative, 369.184

Redemption, 369.214

Service charges, 369.159

State agencies, may accept as security 369.194

Trust account, voting rights, account in name of personal representative or conservator, 369.179

Trust, voting rights, redemption value, death of owner, effect of, 369.179

Types, acceptance of, when, 369.154

Withdrawals, 369.209

Agency, approval required, when, application for,

contents, when granted, 369.329

Agency, defined, 369.014

# Articles of incorporation

Amendment by merger, 369.084

Amendment, procedure, 369.059

Change due to merger, 369.079

Contents, 369.019

Merger, effect on, 369.084

Secretary of state, delivered to, 369.024

Assessment, members' accounts not subject to,

369.149

Assessment, procedure, expenses of division, 369.324

# SAVINGS AND LOAN ASSOCIATIONS — cont'd

#### Assets

Impairment, director may take over, 369.339

Liquidation, distribution, 369.349

Minimum required, 369.224

# Association

Claims against personnel, insurance, policy, form, contents, reciprocal organization, 369.124

Consolidation of, 369.079

Conversion from mutual to capital stock, procedure, effect of, 369.078

Corporate existence, when commenced, 369.029

Credit reporting of borrowers, when allowed, 369.099

Defined, 369.014

Director, powers during takeover, 369.344

Director, to take over, 369.339

Foreign, defined, regulations, 369.359

General and business corporations, subject to same laws, when, 369.367

Liquid assets, minimum required, 369.224

Merger of, 369.079

Merger or consolidation, may charter interim

association, when, procedure, 369.079

Powers, generally, 369.144

Prohibited names, 369.049

Attachment, stay, when, 369.349

Attorney in fact, 369.164

Attorney in fact, payments to, after adjudication

owner is disabled person, 369.164

Audit, 369.334

# Bank and savings and loan board, state

Agencies, approval of, when, 369.329

Branch offices, approval of, when, 369.329

Powers and duties, 369.314

Bank, multinational, securities and obligations of, investment in, by whom, when, 409.950

Board, defined, 369.014

# Bond

Acquisition of from fidelity insurance company,

modification procedure, 369.114

Acquisition of, reciprocal organization established,

when, regulation of, 369.114

Incorporators, required when, amount, 369.034

Required, of whom, amount, how acquired and

modified, 369.114

Branch offices, approval required, when, application

for, contents, when granted, 369.329

Branch, defined, 369.014

# **Bylaws**

Contents, procedure, amendment, 369.044

Directors, qualifications, 369.109

Directors, terms set by, 369.109

Emergency rules, alter, 369.139

Voting, limit on, 369.094

Capital stock association, defined, 369.014

Capital stock, defined, 369.014

Capital, defined, 369.014

Check kiting, penalty, 570.220

Checks, sale for consideration, no license required, 361.705

Citation of law, 369.010

Cities over 400,000, may deposit funds in, report, 95,530

Claims against association, insurance policy, form, contents, approval of director, reciprocal

organization, when, 369.124 Collateral, loans, 369.239

Commission, defined, 369.014

### Consolidation

Director may propose, 369.344

Effect of, 369.084

Interim association, association may charter, when, procedure, 369.079

Procedure, 369.079

Consolidation with bank or trust company, procedure, 369.087

Control, defined, 369.361

Conversion from mutual to capital stock association, procedure, effect of, 369.078

Conversion to bank or trust company, procedure, 369.087

Conveyance, encumbered property, without consent, 369.259

Corporate franchise tax, repeal of, effect, 148.064 Costs of appearance by savings and loan association officer, 369.371

Costs of savings and loan association records, 369.371

County, defined, 369.014

Credit life insurance, debtor's right to select, 374.305 Credit reporting of borrowers, allowed, when, 369.099

# Creditors

Liquidation, claims in writing, 369.349 Merger or consolidation, effect on, 369.084

Minors' accounts, 369.169

Rights not impaired by conversion, 369.074

Custodian, savings and loan associations and savings banks may act as, when, 362.161

Death of all lessees of safe deposit box, duties of association, 369.212

Defective product, limitation on liability, 369.264 Definitions, 361.005, 369.014

Deposit capital defined, 369.014

# **Deposits**

Form of, terms, conditions, 369.189 Unclaimed, presumed abandoned, when, exception, 447.505, 447.536

### Director

Accounts, regulations, duties, 369.194 Appointment of, attorney, 369.279

### Approval required

Agencies, when, application for, contents, regulation, 369.329

Bond, amount and form of, modification and acquisition of, 369.114

# SAVINGS AND LOAN ASSOCIATIONS — cont'd

#### Director — cont'd

# Approval required — cont'd

Branch offices, when, application for, contents, regulation, 369.329

Bylaws, amendments, 369.044

Dissolution or liquidation, duties, 369.089

Legal costs, reimbursement, 369.124

Loans, assets, 369.229

Offices, to approve move or establishment of, 369.054

Petition for incorporation, duties, procedure, 369.024

Redemption, 369.214

Assessment for unprovided expenses, duties, 369,324

Assets, to specify minimum liquid, 369.224

Association, may take control of, when, 369.339

Audit, may require, when, 369.334

Claims against association, insurance, policy, form, contents, to approve, reciprocal organization, when, 369.124

Defined, 369.014

Deposit association, regulations, 369.189

Earnings, regulations, 369,204

Election by cumulative voting only when provided for in articles and bylaws, 369.109

Election, qualifications, powers, removal, 369.109

Examiners, to appoint, 369.279

Financial statement, form, 369.104

Foreign association, regulations, 369.359

Holding companies, registration, examination and supervision of, 369.086

Information confidential, when, 369.294

Interest in association, prohibited, 369.294

Investments, limited by regulation, 369.219

Investments, powers, 369.254

# Liquidation

Appointment of liquidator, 369.354

Powers, 369.349

Procedure, 369.349

Loan regulation authority, 369.249

# Merger or consolidation

Duties, 369.079

Interim association, duties, 369.079

Proposal, 369.344

Mutual associations, conversion to capital stock associations, rules, approval, certificate of conversion, when, 369.078

Orders, cease and desist, supervisory control of association, when, 369.338

Orders, unsafe or injurious practices, 369.339

Powers and duties, 369.299

Powers and duties, supervisory control of association, when, 369.338

Powers, takeover of association, 369.344

Publication of association's financial condition,

regulation of director, 369.104

Records, may inspect, 369.099

Records, regulations, 369.129

#### Director - cont'd

Reorganization plan, 369.344

Report to governor, when, 369.299

Reports by association, 369.334

Reserve account, regulations, 369.129, 369.134

Rulemaking procedure, 369.301

State association, regulations for conversion to, 369.074

Statement of liquidation, 369.349

Subpoena, authority, 369.339

Supervisory control of association by division, consent to, duties, liability, 369.338

Supervisory control of association, when, powers, duties of association, costs of, how fixed and paid,

Unsafe or injurious practices, powers, 369.339 Withdrawal, regulations, 369.209

Director, approval required, dissolution or liquidation, duties, 369.089

Dissolution, procedure, effect of, 369.089

Division of finance, regulation and licensing, 361.010

Division of savings and loan supervision fund, assessment of associations, 369.324

### **Earnings**

Defined, 369.014

Determination, distribution, 369.204

How declared, 369.149

Environmental damage by debtors, limitation of creditor liability, 427.031

Examination costs, 369.324

# **Examiners**

Appointment, duties, 369.279

Information confidential, when, 369.294

Interest in association, prohibited, 369.294

Execution, liquidation, effect on, 369.349

Expense fund, when required, amount, 369.039

Expenses, assessment, 369.324

False entries in records of a financial institution with intent to defraud, penalty, 570.219

# Federal association

Conversion to, procedure, requirements, effect of, 369.069

Defined, 369.014

Powers, 369.364

Federal deposit insurance corporation, liquidation, powers, 369.354

Federal farm loan banks, investment in, 362.175 Federal savings association, defined, 369.014

### Fees

Amendment of articles of incorporation, 369.059 Examination, annual or special, 369.324

Incorporation, 369.019; how computed, 369.034

Payment, records, 369.324

Secretary of state, incorporation fee, 369.024

Shares, authorized increase, 369.324

Fees, 369.159

Fiduciary accounts, 369.184

Fiduciary obligation, life insurance trusts, irrevocable, transfer of, when, 362.333

# SAVINGS AND LOAN ASSOCIATIONS — cont'd

Financial statement, required, publication of, 369.104

### Foreign associations

Adjoining-state, reciprocity required allowing

Missouri to do similar business, 369.361

Defined, 369.014; regulations, 369.359

Principal office outside state may continue if conducting business prior to August 13, 1986, 369.361

Requirements to do business in state, 369.359, 369.361

Foreign bank, defined, 361.005

# Foreign holding company

Adjoining-state, reciprocity required allowing Missouri to do similar business, 369.361

Defined, 369.014

Principal office outside state may continue if conducting business prior to August 13, 1986, 369.361

Requirements to do business in state, 369.359, 369.361

Foreign, acquisition and enforcement of real estate mortgages, 362.423

Franchise tax, shareholders required to pay, tax credit authorized, 148,655

General and business corporations, associations subject to same laws, when, 369.367

Hearings, petition for incorporation, protest, 369.024

Holding company, defined, registration, examination, activities, allowed, 369.086

Home office, defined, 369.014

Home state, defined, 361.005

Impaired condition, defined, 369.014

# Incorporation

Bond, amount, 369.034

Certificate, issued upon conversion, 369.074

Certificate, issued when, 369.024

Corporate existence, forfeited when, 369.064

Corporate existence, when commenced, 369.029

Expense fund, when required, amount, 369.039

Failure to commence business, effect of, 369.064

Fee, how computed, 369.034

Requirements, thrift and home financing association, 369.019

Indemnification, legal costs, procedure, 369.124

Information to be furnished on public assistance applicants or recipients, duties, penalties, see

SOCIAL SERVICES, DEPARTMENT OF

Injunction against use of certain names, 369.049

Inspection of books and records, 369.099

Insurance, sale of, regulations on the charging shall not be more restrictive than regulations for insurance agents, 427.220

Insured association, defined, 369.014

### Investments

Approved, 369.219

Bi-state development agency securities, 70.377 Bonds issued by higher education loan authority,

173.435

Director to regulate, 369.254

#### Investments — cont'd

Multinational banks, securities and obligations of, when, 409.950

Real property, mobile homes, 369.254

# Joint tenants

Accounts, 369.174

Adjudication as disabled or incapacitated, effect, actions to be by conservators, 369.174
Safe deposit box, 369.211

Legal costs, reimbursement, procedure, 369.124 Liabilities and rights of members, 369.149

Liability for accounts, 369.154

Liability of directors, officers and employees when division has supervisory control of association, 369.338

Lien upon property within safety deposit box, 369.192

Liens, conveyance, without consent, 369.259

Liens, preferences, 369.234

Life insurance trusts, irrevocable, transfer of fiduciary obligations, when, 362.333

Liquid assets, defined, 369.014

### Liquidation

Assets, distribution, 369.349

Director, procedure, 369.349

Federal deposit insurance corporation, bond not required, powers, 369.354

Notice, 369.349

Procedure, certificate, 369.089

# Loans

Authorized, 369.229

Collateral, account pledge, 369.239

Liability for defective property, limitation, 369.264

Preferences, liens, 369.234

Rules and regulations, 369.249

Lockboxes, authority to own and control, 369.191

Meetings, when, date, notice of, 369.094

Member, defined, 369.014

Membership, rejection of application, 369.149

# Merger

Director may propose, 369.344

Effect of, 369.084

Interim association may charter, when, procedure, 369.079

Procedure, 369.079

Procedure, with bank or trust company, 369.087 Merger with bank or trust company, procedure, 369.087

# Minors

Ability to contract for bank accounts, 431.056 Accounts, 369.169

Joint tenant, 369.174

Misapplication of funds of a financial institution, penalty, 570.217

Motor vehicle time sales law, application, 365.030 Multinational banks, securities and obligations of, investment in, by whom, when, 409.950

Mutual association, defined, 369.014

# SAVINGS AND LOAN ASSOCIATIONS — cont'd

Mutual associations, conversion to capital stock associations, procedure, effect of, 369.078

Names, certain prohibited, 369.049

Names, changing by amending charter using savings bank or saving association authorized, 369.049

Notice of meetings, contents, publication, 369.094

Office, defined, 369.014

Office, location, number, approval required to move, 369.054

Officers and employees, information confidential, when, 369.294

Officers and employees, supervisory control of association by division, when, duties, liability, 369.338

Ordinances and orders of political subdivisions, must be consistent and not more restrictive than state law, 362.109

Out-of-state bank, defined, 361.005

Penalty, false statement or certificate, 369.369

Perjury, false statement or certificate, 369.369

Person, defined, 369.014

# Petition for incorporation

Certification of approval, 369.024

Contents, 369.019

Director, duties, 369.024

Protest, procedure, 369.024

Planned industrial expansion bonds, may invest in, 100.500

Powers of an association, generally, 369.144

Powers of an association, loans, 369.229

Preferences, liens, 369.234

Principal business, where conducted, how determined, 369.361

# Privacy policy, nondisclosure of nonpublic information

Compliance with Federal Gramm Leach Bliley act, 362.422

Disclosure of institution's privacy policies, notice to new customers, 362.422

Existing customers, requirement, 362.422

Rules and regulations authorized, restrictions, 362.422

State agencies regulating financial institution may adopt rules, 362.422

Proxy, 369.094

Purchase of property, security interest, 369.244

# Records

Access, representative of supervisor, 369.334 Inspection and examination, by whom, 369.099

Required, contents, 369.129

Redemption of accounts, procedure, 369.214

Reimbursement for legal costs, procedure, 369.124

Remedies, rights of lessors of safeboxes, 369.192

Reorganization plan, 369.344

Reserve account for losses, requirements, 369.134

Reserve account, required, 369.129

Residential real estate loans, see LOANS; REAL ESTATE; SAVINGS AND LOAN SUPERVISION,

DIVISION OF

Right to financial privacy act, see FINANCIAL RECORDS

# Rules and regulations

Accounts, legal investments, acceptance as security, when, 369.194

Agencies, 369.329

Deposit associations, 369.189

Earnings, terms, 369.204

Foreign association, 369.359

Investments, certain limited, 369.219

Loans, 369.249

Loans, assets, 369.229

Mutual associations, conversion to capital stock

associations, procedure, 369.078

National emergency, authorized, 369.139

Promulgation, procedure generally, 369.301

Publication of financial condition, 369.104

Records, 369.129

Reserve account, 369.129

State association, 369.074

Withdrawals, 369.209

S corporation bank, pass through of tax credit, 148.064

### Safety deposit boxes

Contents, unclaimed property, right to fees, charges, possessory liens, 447.587

Rights, powers and duties, same as bank and trust companies, 369.145

Special remedies, 369.192

Safety vault, authority to own and control, 369.191 Saving deposits, annual report, when, 408.595

Savings promotion programs, authorized, conditions, 408.800 to 408.815

Security instrument, defined, 369.014

Security interest in property, purchase at sale, 369.244

Service charges, 369.159

State association, conversion to, procedure, 369.074

Stockholder, defined, 369.014

Subpoena, director may issue, 369.339

Survivor's rights, safe deposit box, 369.211

Tax credits, ordering and limit restrictions, 148.064

# Taxation

Appeal, 148.680

Apportionment, foreign business activities, 148.630

Association, defined, 148.610

Branch offices payment to counties, distribution,

148.670

Collection fee for state, 148.670

County treasury to receive tax money in county of

taxpayer's office, 148.670

Credit union, defined, 148.610

Credit, neighborhood assistance, 32.110, 32.115,

32.120

Credits allowed, exceptions, 148.620

Credits, in lieu of other taxes, 148.620

Deductions authorized, 148.630

Definitions, 148.610

Delinquency, interest charges, 148.650

### SAVINGS AND LOAN ASSOCIATIONS — cont'd

#### Taxation — cont'd

Deposit of funds by director, duties, 148.660

Deposits factor, defined, 148.630

Director, defined, 148.610

Excess payment, credit allowed, 148.650

Extension of time granted when, late filing interest due, 148.640

First taxable year, when, how computed, 148.690

Foreign business activities, taxation, 148.630

Funds established, 148.660

Gross income defined, 148.630

Hearing amount in dispute, procedure, 148.680

Income period, defined, 148,610

Interest on funds, distribution to counties,

computation, 148.660

Investment of funds, 148.660

Late filing, interest due, rate, 148.640

Lease or rental of tangible personal property,

defined, 148.610

Net income defined, 148.630

Out-of-state business activities, taxability, 148.630

Outside state, office's exclusion, effect, 148.670

Payment due when, 148.650

Payroll factor, defined, 148.630

Property factor, defined, 148.630

Rate, 148.620

Receivables factor, defined, 148.630

Reports of taxpayer, subject to inspection,

confidentiality, requirement, 148.700

Return filed when, extension of time granted, when, 148 640

Rules, promulgation, procedure, 148.700

St. Louis city, treasurer to distribute, 148.670

Taxable in another state, defined, 148.610

Taxable year, defined, 148.610

Taxpayer, defined, 148.610 Violations, penalties, 148.710

Taxes, delinquent real property, application of

payments, exception when, 140.110

Tobacco settlement financing authority, issuance of

bonds, investment authorized, 8.545

Trust accounts, voting rights, redemption value, death

of owner, effect of, 369.179

Unclaimed property, disposition, see ABANDONED,

LOST AND UNCLAIMED PROPERTY (CH. 447)

Urban redevelopment corporations, may invest in,

353.150; transfers to, 353.120

### Voting

By members, 369.094

Cumulative permitted in electing directors, when, 369.109

Election of directors, 369.109

Trust account, 369.179

Withdrawal value, defined, 369.014

Withdrawals, 369.209

# SAVINGS AND LOAN SUPERVISION, DIVISION OF (CH. 369)

\* See also SAVINGS AND LOAN ASSOCIATIONS

# SAVINGS AND LOAN SUPERVISION, DIVISION OF (CH. 369) — cont'd

Mortgage brokers, see also MORTGAGE BROKERS (CH. 443)

# SAVINGS BANKS (CH. 369)

# Articles of agreement

Amendment, procedure, 369.708 Authorization by director, 369.675

Certificate of recording filed with director, 369.678

Content, requirements, 369.675

Director of division of finance, duties, 369.678

Improperly drawn agreement, procedure, 369.678

Number required to agree to written articles, 369.675

Recording of articles required, 369.678

Signature and acknowledgment, 369.678

Association, defined, 369.670

Authorization, 369.675

Branch offices, procedure, 369.708

Bylaws, amendment, 369.708

# Certificate of incorporation

Evidence in all courts, 369.689

Recorded, where, 369.689

Consolidation, authority, procedure, 369.714

Conversion, authority, 369.703, procedure, 369.714

Custodian, savings and loan associations and savings

banks may act as, when, 362.161

Definitions, 369.670

Director, defined, 369.670

Director's powers, 369.703

### Examination

Content, 369.684

Corporation liable for costs, when, 369.684

Expenses, wages of examiners, persons named in articles of agreement liable, when, 369.684

Required, 369.684

Investments, limitations, 369.699

Meetings, to call for members or shareholders, 369.708

Mergers, authority, 369.703, procedure, 369.714 Powers of a savings bank, 369.695

# Privacy policy, nondisclosure of nonpublic information

Compliance with Federal Gramm Leach Bliley act, 362.422

Disclosure of institution's privacy policies, notice to new customers, 362.422

Existing customers, requirement, 362.422

Rules and regulations authorized, restrictions, 362.422

State agencies regulating financial institution may adopt rules, 362.422

Purchase of real estate, 369.708

Recording of certificate of incorporation, required, 369 689

Savings promotion programs, authorized, conditions, 408.800 to 408.815

Taxation, taxed as a savings and loan, 369.695 Trust powers, procedures to exercise, 369.703

### **SCABIES**

### \* See also VETERINARIAN, STATE

Accredited approved veterinarian, defined, 267.670 Certified scabies free area, defined, 267.670

Dealers, registration, inspection of premises, 267.720 Definition of terms, 267.670

Dipped animals to be marked, certification, 267.677 Dipping required after sale, exchange or removal from market, 267.673

Entry of animals from other states, regulation, records, 267.713

# **Exposed animals**

Deemed to be, when, 267.697

Quarantine, disposition, 267.693

Release for slaughter under permit, 267.690, 267.693

Facilities for dipping, dealers and markets to provide, 267,680

Infected animal, to be dipped, quarantine, exception, 267.687

Infected or exposed, animals classed as when, disposition, 267.700

Infected or exposed, movement, regulation, 267.703 Injunction to restrain, violations, 267.727

Notice to market veterinarian of infected shipment,

Records, dealers and markets to keep, inspection, 267.680

Rules and regulations for eradication, promulgation, 267.723

Sale of animals for slaughter without dipping, when, 267.683

Scabies free area, county certified as, when, 267.707 Scabies free area, entry of animals from noncertified area, regulation, 267.710

Shearers, registration, report of suspected cases, records kept, 267.717

Shearing equipment, disinfecting required, when, 267.717

Slaughter permit for, exposed animals, 267.690, 267.693

Slaughter permit for, infected animals, 267.687 Violation of law, misdemeanor, 267.730

### SCALES

See WEIGHTS AND MEASURES

### SCATTER GARDEN

See CEMETERIES (CH. 214)

# SCENIC ROADS

See ROADS

# SCHOLARSHIPS

Academic scholarship program, higher education, eligibility, amount, effect of transfer or withdrawal, 173,250

Certification of registration with selective service required for eligibility for certain educational assistance, 105.1216

Competitiveness scholarship program, higher education, eligibility, 173.262

Educational employees' memorial scholarship program, fund, qualifications, transfers, 173.267

#### SCHOLARSHIPS - cont'd

Failure to register with selective service, ineligibility for certain educational assistance, 105.1213 Higher education scholarship donation fund contributions, tax credits, discontinued, when, 173.196

Ineligibility for certain educational assistance, failure to register with selective service, 105.1213

## International economic development exchange program

#### Advisory committee

Committee established, 173.265 Expenses to be reimbursed, 173.265

Expenses to be reimbursed, 1/3.26 Funding, limitation, 173.265

Meetings, held where, 173.265

Members, qualifications, 173.265

Powers and duties, 173.265

Report, annual, contents, 173.265

Eligible students, 173.264

Established in department of economic

development, 173.264

Priority to be given to certain business exchange programs, 173.264

Program content, 173.264

Purposes, 173.264

Jim Sears leadership scholarship program, Truman State University, 174.770

# Kids' chance scholarship, children of workers injured or killed in a work-related accident

Amount of scholarship, 173.254

Definitions, 173.254

Higher education department to administer duties, 173.254, 173.256

#### Kids' chance scholarship fund

Director to deposit portion of insurance premium tax in fund, duty expires when, 173.258

Distribution of funds, 173.256

Lapse into general revenue prohibited, 173.256 Private donations and federal sources also to fund, 173.256

State treasurer to administer fund, 173.256

Termination of the fund, transfer to division of workers' compensation, 173.256

Public or private institutions acceptable, 173.254

Qualifications for students, 173.254

Refunds of unused tuition to be payable to

department, deposit, 173.254

Transfers from one school to another not to affect scholarship, 173.254

Marguerite Ross Barnett competitiveness scholarship program, eligibility, 173.262

Minority teaching scholarships, 161.415 to 161.424

## Missouri college guarantee program

Funding, transfers from gaming commission fund, amount, when, 313.835

Missouri educational employees' memorial scholarship program, fund, qualifications, transfers, 173.267

#### SCHOLARSHIPS - cont'd

#### National guard

Educational assistance grant, eligibility for public and private colleges, requirements, limits, 173.239 Recipient may postpone college for two semesters to participate in National Guard without losing eligibility, requirements, 173.242

Nurse training grants, 335.200

#### Nursing student loan

Program, 335.215

Qualifications, 335.227

Repayment program, 335.248

Officers and certain employees killed or disabled in line of duty, survivors to be granted scholarships, 173.260

Part-time students, competitiveness scholarships, 173.262

# Public safety officers and other employees injured or killed in the line of duty, benefits

Child's eligibility, 173.260

Coordinating board of higher education, duties, 173.260

Definitions, 173.260

Disabled officer or employee, eligible, when, 173.260

Disabled officer or employee, no longer disabled, effect on grants, 173.260

Permanent and total disability, defined, 173.260

Requirements, limitations, 173.260

Spouse of officer or employee, eligibility, 173.260 Transfer from one institution to another, no effect on scholarship, adjustment of grant, 173.260

Withdrawal of student, refund of fees to board by institution, 173.260

Selective service, certification of registration required for eligibility for certain educational assistance, 105.1216

Selective service, failure to register, ineligibility for certain educational assistance, 105.1213

Senior citizens, tuition exemption, qualifications, 173.091

## Teaching degree, candidates

Application to contain preferences, amount, one-fifth a year, 160.278

Award, how determined, 160.278

Department of elementary and secondary education, duties, 160.257

Failure to obtain degree, effect, 160.281

Failure to teach, effect, 160.283

Loan, pay back with interest, when, 160.281, 160.283

Matching funds required from colleges and universities participating, 160.276

Students qualifying and must be pursuing teaching degree, 160.276

Teaching five years pays off total amount, one-fifth a year, 160.283

Value of scholarship, 160.276

Urban flight and rural needs scholarship program established, eligibility requirements, 173.232

#### SCHOLARSHIPS - cont'd

Vietnam veterans survivors scholarship program, 173.236

#### SCHOOL BOOKS

See SCHOOLS AND SCHOOL DISTRICTS

#### SCHOOL BUSES

See SCHOOLS AND SCHOOL DISTRICTS

#### SCHOOL DISTRICTS

See SCHOOLS AND SCHOOL DISTRICTS

#### SCHOOL FOR BLIND, STATE

See EXCEPTIONAL CHILDREN, EDUCATION OF

#### SCHOOL FOR DEAF

See EXCEPTIONAL CHILDREN, EDUCATION OF

## SCHOOL FOUNDATION FORMULA

Formula, 163.031

## SCHOOL OF MINES AND METALLURGY

See UNIVERSITIES AND COLLEGES

## SCHOOLS AND SCHOOL DISTRICTS

See also EDUCATION; EDUCATION, DEPARTMENT OF ELEMENTARY AND SECONDARY; EDUCATION, DEPARTMENT OF HIGHER; PROPRIETARY SCHOOLS; TEACHERS

- 1. General Provisions (CH. 160)
- 2. Funds And Accounts
- 3. Property And Equipment (CH. 177)
- 4. School Districts
  - (a) General Provisions
  - (b) Common
- (c) Metropolitan
- (d) Seven-Director
- (e) Special Educational Services
- (f) Urban
- 5. State Aid (CH. 163)

#### 1. General Provisions (CH. 160)

A+ program coordinators, reimbursement permitted, when, 168.530

## A+ schools program

Eligibility, 160.545

Established, 160.545

Military dependents, active duty, exempt from attendance requirement for reimbursement of tuition eligibility, 160.545

Student grants, 160.545

Waiver of rules and regulations, 160.545

Abuse, educational neglect, duty to report to prosecutor, when, 210.167

Abuse, hotline number, schools to post, 160.975

Abuse, reports of, central registry complaints against school personnel, available when, 210.150

Academically deficient schools, suspend, terminate teachers' contracts, 160.540

Accreditation, rules authorized, 161.092

Activities, participation in, excused absences allowed, 171.053

Admission, affidavit of expulsion for certain offenses required, false statements, penalty, 167.023

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 1. General Provisions (CH. 160) — cont'd

Adult classes, free, revenues which may be used, 171.091

Adult education purposes, board may authorize use of school facilities for, 171.096

Advisory committee on education, appointment, meetings, duties, 160.254

Affidavit of expulsion for certain offenses required, false statement, penalty, 167.023

After-school retreat reading and assessment program established, grants, procedure, fund created, 167.680

Age five, child deemed to be, when, 160.051 Ages for which free instruction mandatory, 160.051 Agricultural land, owners of, in more than one district, options, notice required, when, 167.151 AIDS, children infected, identity of child to be given to school when, by whom, disclosure of identity of child by school permitted, to whom, 191.689

Alcohol, drinking or possession of, districts to develop policies, 160.069

#### Alternative education

District to pay costs, may contract, 167.164 Grants to district, joint applications between school districts, 167.335

American history and institutions, required instruction, waiver when, penalty, 170.011 Anatomical board, 194.120, 194.130 Antibullying policy, definition, requirements, 160.775

## **Appropriations**

Veto power, 26.030

Arbor Day, first Friday in April, how observed, purpose, schools to participate, 9.100 Arson, penalty, 569.040, 569.050

Asbestos, testing for, reports to department of health, contents, 643.263

#### Assessment system, statewide

Assessment instrument to be adopted, when, 160.518

Development, 160.518

Districts to develop policies, 160.570

National Assessment of Education Progress

Exam, alignment with, 160.518

No Child Left Behind Act, compliance with, 160.518

Policy to encourage students, 160.570

Scores not counted, when, 160.518

Special education, alternative assessments, 160.518

State board or state agencies not to establish any single test for highschool graduation, 160.570

Asthma related rescue medications, school nurse may maintain, 167.635

Athletes, award of recognition by state for students or teams of Missouri schools, how chosen, qualifications, 160.350

#### 1. General Provisions (CH. 160) — cont'd

Attendance and enrollment audits, performed how, 165.122

Attendance officer, who is, 205.850

Attendance register, other required information to be kept, 171.151

Audit of attendance and enrollment records, requirements, 165.122

Audit, when, 29.200

Audits, authority of state auditor, 29.205

Autism spectrum disorder and dyslexia resources, master list available to parents, 161.825

Awards by state board to certain students for academic achievements and service, 170.011

Background checks required for school personnel, 168.133

Bill of Rights day, December 15, how observed, 9.141

Biodiesel fuel, use by school districts, 414.433 Bird Appreciation Day observed, when, 9.105 Blind persons, to receive equal employment opportunity, exception, 209.180

Blind students, education of, regulation and requirements, 167.225

Blind, schools for, see BLIND, SCHOOL FOR

#### **Boards**

Adult education purposes, may authorize use of school facilities, 171.096

Compulsory attendance law, to enforce, 167.111 Highway patrol permitted to be members of school boards, 43.060

Member, textbooks, 170.051, 170.055 Nepotism, hiring family members, prohibited,

exception, 168.126 Smoking and tobacco use, may enact more stringent rules, 191.777

Violation of school laws, penalty, 162.091 Bond issues or note purchases for districts authorized for health and educational facilities authority, 360.106

Bonds, interest paid from state treasury, 33.440 Breakfast program, 191.803

Building revolving fund, schools, unobligated cash balances to aid public schools, 166.300

Buildings, asbestos, testing for, report to department of health, contents, 643.263

Burglary, penalty, 569.160

#### Buses

Bus trespass, schools adopting to establish student behavior policy on school buses, 569.155

Classification of buses, effective when, 302.272

 $\begin{array}{l} Common \ carriers \ on \ school \ field \ trips, \ state \ board \\ to \ regulate, \ 304.060 \end{array}$ 

Concealed weapon whether loaded or unloaded, carrying on to bus, penalty, 571.030

Crossing control arms, required, when, (Jessica's Law), 304.050

Defined, registration and licensing law, 301.010 Definition, driver's license law, 302.010

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

## 1. General Provisions (CH. 160) — cont'd

#### Buses - cont'd

Design and operation, regulations, penalty, 304.060

Drivers, criminal records, closed, access by employers, 610.120

# Drivers, drug or alcohol test results, central depository maintained by director of revenue

Drug or alcohol test, consequences for failure to pass, 302.274 to 302.276

Employer's duties, 302.275

Established and maintained by director of revenue, 302.274

Notification, 302.274, 302.275

Penalty for driver's noncompliance with suspension, 302.276

Penalty for employer's noncompliance, 302.275 Suspension of permit, 302.276

Drivers, fingerprints required for permit, 43.530 Drivers, medical endorsement required to obtain permit, when, 162.064

Drivers, training required, 162.065

Exempt from motor carrier law, 390.030

Failure to stop for, penalty, 304.070

Field trips in common carriers, state board to make rules, 304.060

Flashing warning lights, 307.100

Head Start, signs, 304.076

Identifying signs, signaling devices, 304.050 Limitation on use of funds to purchase, 163.161 Loading and discharging children, regulations, 304.050

Markings, signaling devices, required, 304.050 Maximum capacity, how determined, 304.060 Multiple owners of vehicle committing violation, costs, 304.050

One mile limit, exception, procedure, 163.161 Operator of school bus not to include certain persons transporting school children, 302.010 Operator who obtains bus operator's permit not to be considered chauffeur, 302.010 Operator's endorsements, qualifications, grounds,

Operator's endorsements, qualifications, grounds, refusal to issue or renew, effective when, 302.272

Passing while loading or unloading, requirements, 304.050; penalty, 304.070

Penalties, 304.070

Purchase, use of state aid, limitations, 163.161 Railroad crossing, to stop, exception, requirements, 304.030; penalty, 304.040

Rebuttable presumption that registered owner

committed violation, 304.050 Registered owner presumed to have committed violation, when, 304.050

Registration and licensing, 301.260

Rental or leasing company legal proceedings against, procedure, 304.050

Rental or leasing company may rebut presumption, procedure, 304.050

# SCHOOLS AND SCHOOL DISTRICTS — cont'd 1. General Provisions (CH. 160) — cont'd

## Buses — cont'd

Retired teachers, part-time or temporary drivers, no loss of benefits, when, 169.560

Safety glass, operation without, 307.140; penalty, 307.155

Safety inspection required, when, violation, penalty, 307.375

#### School bus operator's endorsement

Age requirement, 302.272

Classification of buses, 302.272

Examinations, 302.272

Fees, qualifications, 302.272

Qualifications, grounds for refusal to issue or renew, 302.272

Reciprocity, 302.272

Requirement, effective when, 302.272

Signal devices used as determined by state board of education, 304.050

Signs to be removed, when, penalty, 304.075 Signs, signaling devices and crossing control

arms, requirements, (Jessica's Law), 304.050 Smoking and tobacco use on buses transporting students, prohibited, penalty, 191.175

Stopping for, duty of drivers, failure to comply, 304.050

Trespass of a school bus, penalty, 569.155 Witnesses, peace officer or bus driver, effect, 304.050

Buy American, 34.350 to 34.359

Calcium initiative, purchasing preference to be given to food and beverages containing calcium, exceptions, 34.375

Calendar to be filed with department, 171.029
Calendar, board to prepare annually, 171.031
Cardiopulmonary resuscitation training, 167.624
Career and student organization activities,
department to provide staffing support, 161.106
Career and technical education certificates, 170.029
Cervical cancer and HPV, department of health and
senior services to develop informational brochure,
contents, 167.182

## Charter schools

Accountability report card issued, 160.522 Admission of pupils, preferences permitted,

when, 160.410

Affiliations with colleges or universities, fee prohibited, 160.400

Approval of charter, contents, requirements, 160.405

Considered public school for purposes of retirement system, 160.420

Contract for services, 160.415

Debt permitted, 160.415

Defined, 160.400

Definitions, 160.405

Employment provisions, retention of district employees, 160.420

Financial stress, criteria for, 160.417

### SCHOOLS AND SCHOOL DISTRICTS — cont'd

## 1. General Provisions (CH. 160) — cont'd

Charter schools — cont'd

Governing board, membership requirements, criminal background check required, 160.400 High-quality charter schools, replication of, when, 160.408

Liability of governing board members, 160.405

Liability of sponsor, limitation, 160.400

Meetings of governing board to be open, 160.400

Missouri charter public school commission,

created, members, funding, 160.425

Move out of district, effect of, 160.410

Noncertified instructional personnel, employment, supervision, 160.420

Operation where, permitted, 160.400

Powers and duties of governing board, 160.415

Proposed charter, how submitted, requirements, 160.405

Public school buildings, use of, permitted when, 160.400, 160.405

Requirements, incorporation, 160.400

Revocation of charter, grounds, procedure, 160.405

Sponsor, 160,400

Sponsoring, annual application and approval,

contents and requirements, 160.403

State aid, distribution, 160.415

Termination of charter, 160.405

Tuition prohibited, 160.415

Unlawful reprisal, defined, prohibited, 160.405 Workplace charter school, defined, 160.400

workplace charter school, defined, 100.40

## Child abuse

Automatic transfer of school records, 211.032 Interviewing of children, restrictions, 210.145 Investigations, confidentiality of information, 210.145

Mediation for allegations, office of child advocate to coordinate, when, 160.262

Public school district liaison designated by superintendent of school district, 210.145

Sexual abuse prevention, Erin's law, task force created, duties, 160.2100; policy implementation, content, 160.2110

Child care provided on school property, compliance with requirements of child care licensure provisions, exceptions, 210.275

Child deemed five years of age, when, 160.051 Civics education initiative, examination required, 170.345

Classification, duties of state board, 161.092 Classroom instructional material open to public inspection, 170.231

Colleges, community college courses, community college district, procedure to establish, boundaries taxation, 178.400

Colleges, community colleges, see UNIVERSITIES AND COLLEGES

Colleges, see UNIVERSITIES AND COLLEGES Commissioner of education, duties, 161.122

#### 1. General Provisions (CH. 160) — cont'd

Committee, member qualifications, duties, 660.653 Common core standards, appendix to, not to be required, 160.516

Community college courses, community college district, procedure to establish, boundaries, taxation, 178.400

#### Compulsory attendance

Ages to which law applies, 167.031 Attendance officer, powers and duties, 167.071 Certificates of affidavits of child's age, 167.101 Excused, who may be, 167.031

#### Home school

Daily log, defense to prosecution, 167.031 Declaration of enrollment, contents, purpose, filing with recorder of deeds or chief school officer, 167.042

Definition, record of academic progress required, 167.031

Prosecution, defense to, daily log, 167.031

School year, defined, 167.031

Subjects required to be taught, hours of instruction required, 167.031

Oaths, affidavits, who may take, 167.101

Officials to enforce law, 167.111

Parent or guardian, duty, 167.031

Part-time schools, 167.051

Penalty for violation, suspended when, 167.061

Police officer may enforce, 167.071

School year, defined, 167.031

Truant or parental schools, establishment, support payments, 167.091

Violations, reports of, duty to report to prosecutor, when, 210.167

Concealed weapons prohibited, 571.107

Confinement of a student prohibited, when, 160.263

Conflict resolution materials, development, availability, 170.046

Consolidation, two or more districts, tax rate ceiling, how calculated, 162.202

Constitution Project, participation in, effect of, 170.350

Constitutions of United States and Missouri, required instruction, waiver when, penalty, 170.011

Construction materials, exempt from sales taxes, requirements for exemption, liability, 144.062 Construction projects, random drug and alcohol testing of contractors permitted, 161.371

## Contracts

Bond requirements for public work, 107.170 Bonding company insolvency no liability for school board member, exception, 107.170 Duplicates required, 432.080

Purchasing, preference to vendors also providing Braille or electronic format, 170.132

Requirements for validity, 432.070

Special educational services, 162.705

Council, member qualifications, duties, 660.653

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 1. General Provisions (CH. 160) — cont'd

Courses of instruction required, 170.011 to 170.031 Courses required in government, foreign exchange students not required to take, 170.011 Courtesy vehicles, registration of, 301.260 Credit to be given for work completed in accredited schools, 171.171

#### Crimes

Admission, affidavit of expulsion for certain offenses required, false statements, penalty, 167.023

Juvenile officer, to report to superintendent to report, 167.115

Principal, teacher, school employee, to report, exceptions, penalty, 167.117

Superintendent to report, 167.115

Crimes, certain offenders not to establish residency near schools, 566.147

Criminal background checks required for school personnel, 168.133

Criminal record review of staff, definitions, procedure, information to be released, confidentiality, violation, penalty, 43.540

Criminal records, closed, access by certain employers, 610.120

Critical need, statewide areas of, learning and development, 160.530

Curriculum not to be mandated by board or department, 160.516

Daily register of attendance, to keep, public inspection, 171.151

Damages to buildings, hours, reduction when, limitation, 160.041

Day, hour limitation, 171.031

Days, minimum school day, 160.041

Dead bodies, permission to use, 194.140

Deadly weapons, carrying into, hate crimes, definitions, penalties, 557.035

Deadly weapons, carrying into, penalty, 571.030 Deaf, schools for, see DEAF, MISSOURI

SCHOOL FOR

Deaf, special services for, 162.730

Definitions, 160.011, 660.650

Dental hygiene, physiology texts to contain instruction, penalty, 170.031

Department of education, see EDUCATION, DEPARTMENT OF ELEMENTARY AND SECONDARY

Destruction or flooding of facilities, hours, reduction when, limitation, 160.041

# Direct deposit agreements, school districts and junior community colleges

Administration, duties of the authority, 360.112 Authority to participate, 360.111

Bankruptcy, waiver of right by participating, 360.111

Commissioner of education, authority, 360.112

## 1. General Provisions (CH. 160) — cont'd

# Direct deposit agreements, school districts and junior community colleges — cont'd

Eligibility for one-time grant per issue for construction and to refinance lease purchase, grant amount, 360.113

#### Grants

Amount determined by authority, 360.114 Construction or renovation projects, first priority, when, 360.117

Eligibility per issue for construction and refinancing lease purchase, amount, 360.113 Funding less than amount of grants,

distributable first priority constructing or renovation projects, 360.117

Lease purchase agreements refinancing by grant, amount, 360.113

Payment, procedure, 360.116

#### Investment

Distribution, earnings attributable to district, 360.118

Powers of authority, when, 360.118

Law not applicable to finance new lease purchase agreements, 360.118

Lease purchase agreements, financing, law not applicable, 360.118

Participation a waiver of right to bankruptcy, 360.111

State treasurer, authority, 360.112

Disability history and awareness month, required instruction, 162.946

#### Discipline

Act of school violence or violent behavior defined, 160.261

Bus trespass, schools adopting to establish student behavior policy on school buses, 569.155

Buses, conduct, also to be covered, 160.261

Concealed weapon whether loaded or unloaded, carrying on to bus, penalty, 571.030

Dropout, student not deemed, when, 160.261 Enforcement, no civil liability, 160.261

Expungement of certain records, 167.026 Mandated reporting, no civil liability, whe

Mandated reporting, no civil liability, when, 160.261

Need to know defined, acts of violence, right of teacher and staff to know, 160.261

No civil liability for discipline if written policy, when, 160.261

Open to public inspection, discipline policy, 160.261

Policy established by local boards, 160.261 Policy, content and purposes to be in writing, provided to who, 160.261

#### **Spanking**

#### Child abuse charges

Falsification of reports or withholding information, penalty, 160.261 Prosecuting attorney informed by children's

division if charges substantiated, 160.261

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

1. General Provisions (CH. 160) — cont'd Discipline — cont'd

Spanking - cont'd

#### Child abuse charges — cont'd

Reports from school personnel and law enforcement, contents, conclusions, due when, 160.261

Violent acts, restricted access to schools, 160.261 Weapons offense, mandatory suspension, 160.261

Distribution of prescription medications on school property without a valid prescription prohibited, when, exceptions, violations, penalty, 579.150

Driver training vehicles, registration of, 301.260

Dropouts to be reported to literacy hot line,

available on website, 167.275

Drug free schools act, 161.500 to 161.508

Drugs, alcohol, cigarettes, effect on pregnancy, women and children, information to be furnished by department, 191.729

Drunkenness, persons entering schoolhouse, when, penalty, 574.075

Dyslexia, guidelines and screening, when, 167.950 Dyslexia, legislative task force, 633.420

## Early childhood development, education and care program

Certificates issued to families, income guidelines, value, 161.215

Elementary and secondary education, department of, powers, duties, 161.215

Fund, created, purpose, interest, distribution of moneys, 161.215

Grants, government or private agencies, preferences, requirements, 161.215

Licensure of facility by department of health to receive money from fund, 210.199

Parent advisory committees, grants, 161.215 Social services, department of, powers, duties, 161.215

Early head start program, defined, 660.650 Early learning quality assurance report, 161.217

### Earthquake emergency program

Adoption by certain school districts of program, 160.457

Distribution to each student, certain materials on earthquake safety, 160.455

Drills required, when, 160.453

Establishing for certain school districts, 160.451 Inspection of system by public authorized, 160.453

Education, full school day, defined, child entitled to, 210.1050

Educational service agency, district may designate to provide instructional services and programs, 162.1180

Election dates may be held, 115.123

## Elections, youth election participants

Duties, 115.104

Instruction courses may be established by high schools, 115.104

#### 1. General Provisions (CH. 160) — cont'd

Elections, youth election participants — cont'd

Nomination procedure, 115.104

Oath, 115.104

Qualifications, 115.104

Removal authority by judges and election authorities, 115.104

Supervision and direction by election authorities and judges, 115.104

Elementary schools, defined, 160.011

Employees, criminal record reviews, definitions, procedure, information to be released,

confidentiality, violation, penalty, 43.540

Energy conservation project loans, 640.651 to 640.686

Epinephrine prefilled auto syringes, school nurse authorized to maintain supply, administration authorized, when, 167.630

Equipment, apparatus and furnishings, lease purchase agreements permitted, when, 177.082

## **Excellence in education**

Discipline, written policy, no civil liability, when, 160.261

Funding, excellence in education, revolving fund deposit, investment, purpose, 160.268

General assembly joint committee, appointed, duties, 160.254

 $\begin{array}{c} \text{Mandated reporting, no civil liability, when,} \\ 160.261 \end{array}$ 

Purposes, 160.251

Rules, procedure, 160.272

Scholarships, 160.276 to 160.283

Testing certain subject, 160.257

Experimental tariffs, gas corporations, applicability to schools, 393.310

Explicit phonics instruction pilot project, metropolitan school districts, 170.300

Eye protection, required when, 170.005; defined, 170.007

## Facilities and equipment agreements

Board's powers, 177.088

Bonds, notes not debt of district, 177.088 Bonds, notes, interest not taxable, exception, 177.088

Leasebacks or purchases authorized, requirements, 177.088

Leases to be for one year, options for renewal limitation, 177.088

Notice of proposed project, publication requirements, 177.088

Payments received by district for selling or leasing to be placed in escrow, 177.088

Rental payments, how paid, limitation on amount, 177.088

Tax exemption, bond or note, interest, exceptions, 177.088

#### Family literacy program

Defined, 160.011

Eligibility for state aid, 160.530

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 1. General Provisions (CH. 160) - cont'd

## Family literacy program — cont'd

Program may be established, 160.051

Federal law relating to pupils' rights, compliance required, 167.113

Financial assistance, post secondary, information to be provided, 167.278

Financial interest statement, shall be filed, 105.483

#### Financial stress, school districts program

Duties and powers imposed on boards of education, how enforced, 161.529

Exemptions from restrictions when operating levy not reduced, limitation, extension by submission to voters, 161.527

Factors determining, 161.520

Notification to distressed district's school board, 161.520

Operating levy not required to be reduced, when, restrictions, exemptions, 161.527

School board to prepare budget and education plan,, content, assistance by department, 161.520 Teachers and incidental fund fiscal year-ending balance less than one percent, notice, 161.525

Fine arts, professional development education assistance, 162.1195

#### Firearms

Buses on school functions, penalty, 571.030 Carrying into, hate crimes, definitions, penalties, 557.035

Carrying into, penalty, 571.030

Discharging near, hate crimes, definitions, penalties, 557.035

Discharging near, penalty, 571.030

Fireworks, exploding or igniting near, prohibited, 320.151

Flag etiquette instruction, rulemaking authority of state board of education, 161.104

#### Flagging records of missing children

Notification of highway patrol of request for, 43.408

Removal of flag, when, 43.409

Flooding of school facility, hours, reduction, when, limitation, 160.041

Fluoride treatments, administered when, 167.181

Food, summer food program, waiver, 191.810

Foreign exchange students not required to take certain government courses, 170.011

Formula, school foundation, 163.031

Foster care education bill of rights, liaisons to be designated, duties, 167.018

Foster care students, right to remain in certain districts, graduation requirements, 167.019

Foster children, transition, criteria to facilitate, duties of receiving school, 160.1990

Four-day school week authorized, 171.029

Fraternities and sororities, may bar, enforcement, 171.141

Fund, deposit of penalties for violation by common and contract carrier, 390.150, 390.156

#### 1. General Provisions (CH. 160) — cont'd

Funds received by township, settlement of, 65.520 Gifted and talented children, advisory council on the education of, 161.249

#### Gifted children

Defined, 162.675

Programs authority, districts may establish, board to approve, 162.720

Goals, policies, services, 660.650

Graduation rate, defined, 160.011

Grantees, duties, 660.657

Gratuitous instruction, persons aged five to twentyone years, 160.051

Head start delegate agency, defined, 660.650

Head start grantee, defined, 660.650

Head start program, defined, 660.650

Health services advisory committee, established when, duties, 660.657

#### Health services, school health initiatives

Advisory committee, members, duties, powers, 167.611

Assessment, underwriting of costs, 167.609 Authorization of parent or guardian, prerequisite, 167.621

Consent form for parents, checklist, prerequisite, 167.611

Continuation of services previously provided, 167.617

Contraceptive devices and drugs, distribution prohibited, 167.611

Definitions, 167.600

Discontinuance of participation, 167.614

Disposal of funds, method, 167.609

EPSDT services, provision of, 167.606

Family practitioner, defined, 167.600

Family practitioner, identification of, procedure, 167.611

First aid, administration, community, 167.621 Grants authorized, use, preference, 167.603

Medicaid services, provision, scope, 167.606

Medicine, administration of, immunity, 167.621

Most accessible care to be provided, 167.619

Most accessible care, defined, 167.600

School age children, defined, 167.600

School children health services, defined, 167.600

Service area, defined, 167.600

#### High school equivalency certificate

Examination required, contents, when given, 161.094

Examination, fee, 161.095

Issued by state board, when, 161.093

Requirements, 161.093

Test scores certified by certain agencies accepted, when, 161.095

High school postsecondary course options, 167.223 High school, defined, 160.011

High-quality mentoring, standards for teachers and principals to be developed, 161.375

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 1. General Provisions (CH. 160) — cont'd

HIV infection, identity of child to be given to school, when, by whom, disclosure of identity of child by school permitted, to whom, 191.689

#### Holidays

Arbor day, observed how, 9.100

Enumeration, 171.051

Jefferson day, observed how, 9.030

Missouri day, observed how, 9.040

Pearl Harbor day, observed how, 9.110

POW/MIA recognition day observed, when, 9.072

Prisoners of war remembrance day, how celebrated, 9.070

#### Home school

Daily log, defense to prosecution, 167.031

Declaration of enrollment, contents, purpose,

filing with recorder of deeds or chief school officer, 167.042

Definition, record of academic progress required, 167.031

Prosecution, defense to, daily log, 167.031

School year, defined, 167.031

Subjects required to be taught, hours of

instruction required, 167.031

Hours, reduction, due to damage destruction or flooding, limitation, 160.041

HPV and cervical cancer, department of health and senior services to develop informational brochure, contents, 167.182

Human sexuality, instruction, content, notice to parents, 170.015

#### Hunger relief and outreach

Hunger, defined, 191.800

Outreach, defined, 191.800

Rules, authorized, 191.803

Waiver, procedure, 191.803

Immunization records of children, disclosure, to whom, unauthorized disclosure, 167.183

## Immunization requirements for pupils

Cost, how paid for, 167.181

Diphtheria, 167.181

Exceptions, 167.181

Hepatitis B, 167.181

Measles, rubella and rubeola, 167.181

Mumps, 167.181

Polio, 167.181

Time period for immunization, 167.181

Incidental fund moneys to be used, how, 170.057

Inclement weather, hours, reduction, when, 160.041

Indemnity of officers or employees, when,

exceptions, 107.170

Information required, furnished by charter, private or parochial schools, liability limited, 160.065

Inspections, rules authorized, 161.092

Instruction, disability history and awareness,

content and goals, 162.946

Instruction, human sexuality, sexually transmitted disease, content, notice to parents, 170.015

#### 1. General Provisions (CH. 160) — cont'd

Instruction, materials and subject (CH. 170) Instructional material open to public inspection, 170.231

Instructional materials not to be mandated by board or department, 160.516

Instructional materials, captioning of electronic video, 170.135

Insurance, purchase for students, 162.063 Intoxicated person entering, penalty, 574.075 Jefferson Day, observed by, 9.030

## Juvenile case, notice to superintendent

Confidentiality of material, 167.122, 167.123 Notice may be oral or in writing, due when, 167.122, 167.123

Officer or children's division to provide, 167.122, 167.123

Permanent record of child not to be a part of, 167.122, 167.123

Physical force or intent to do serious bodily harm to be part of notice, 167.122

Providing of educational services to child, notice not to be sole basis for not providing, 167.122, 167.123

Purpose of notice, 167.122, 167.123

Request by superintendent required to receive notice, 167.122, 167.123

Superintendent to report on information to teachers and school district employees, 167.122, 167.123

Time limitation on officer to deliver requested notice, 167,122, 167,123

Time limitation, delivery of notice to be five days following court taking custody, 167.122

Victim's name not to be included, 167.122, 167.123

Juvenile court jurisdiction extended to child's eighteenth birthday permitted, when, procedure, 211.034

Kindergarten, free, shall be provided, 160.051 Laws relating to, publication, 161.092

Lease purchase agreements, school districts, eligibility for funds, plans, repayment, interest, failure to make payments, effect, 166.300

Leases of facilities and equipment from not for profit corporations, procedure, 177.080

Lifelong learning month, observed in February, public school activities, 9.140

Lifesaving training, 167.624

Liquor licenses not to be granted for areas within certain distance without permission, exceptions, 311.080

Local sales tax for economic development, certain cities and counties, requirements, procedures, 67.1303

Lunch program, federal aid, 167.201 Lunches, sale to children, 167.211

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

## 1. General Provisions (CH. 160) — cont'd

#### Make-up days lost

Districts missing eight days or more, rescheduling procedure, 171.033

Fire, flooding beyond certain districts control, waiver granted, when, 171.033

Food services for schools eligible to reduce makeup days, 171.034

Snow days or inclement weather requirements, 171.033

Waiver for schools in session twelve months a year, request to commissioner, 171.033

Medications, epinephrine, school nurse to maintain adequate supply of prefilled auto syringes, 167.630 Medications, self-administration of, authorization, 167.627

Mentoring, teachers and principals, standards for high quality to be developed, 161.375

Metropolitan schools achieving value in transfer corporation, powers, duties, 162.1060; computation of state aid, 162.1061

Military forces, represented at occupation, or educational option programs, 171.026

Military service, employees or officers, leave of absence without loss of status or benefits, evidence required, 41.942

Military training pilot program, 160.700

Minimum levy required, uncorrected classification, when 163.023

Minimum school day, 160.041

Minimum term, opening date, hours in day limited, 171.031

#### Missing children, flagged records

Duty to establish reporting procedure, 43.403 Notification of highway patrol of request for, 43.408

Removal of flag, when, 43.409

Missouri day to be observed by, 9.040

Missouri teacher corps program, recruits, eligibility, duties, compensation, rules, 168.340

Missouri, products and companies, preference to be given, 171.181

Moneys, custodian, 54.160

Motivated students program, 170.260

Motor vehicle license plates, special emblem, helping schools, contribution, fees, 301.454

Motor vehicles, registration of driver's education or courtesy vehicles, 301.260

Multiple attendance centers, same grade level, policy for transfer of students within district required, 162.1190

Multiyear, teacher-student pilot program, pupil-teacher ratios, 162.626

National defense cooperation act 1941, see CITIES, TOWNS AND VILLAGES, NATIONAL DEFENSE COOPERATION ACT 1941

National guard pilot instruction program, 160.700 Neglected, reports of, central registry complaints against school personnel, available when, 210.150

#### 1. General Provisions (CH. 160) — cont'd

Nepotism, school board's family hired to teach, prohibited, exception, 168.126

Nonviolent conflict resolution, materials, availability, 170.046

Occupation, educational programs for students to include military forces, 171.026

Opening dates, exemptions, 171.031

Operating levy, minimum required, unaccredited classification, when, 163.023

Orphans, exempt from tuition, 167.151

## Outstanding schools act

Accountability report card, required, distribution, 160.522

Assessment system, statewide, federal requirements, alternate assessments for special education students, 160.518

Citation of law, 160.500

Pupil testing, waiver, 160.518

## Trust fund, outstanding schools

Commissioner of administration, furnishing of estimates, 160.500

Treasurer, transfer of funds, 160.500

#### P-20 Council

Annual report, 160.805

Articles of incorporation, 160.805

Debts not debt of state, 160.815

Departments may contract with for activities, 160.820

Governor may name, 160.800

Members, terms, 160.805

Powers and duties, 160.810

Staff, 160.805

Parent and family involvement in education week, to be proclaimed when, 9.139

Parent education program, pregnant teens, at risk families, potential dropouts, criteria, eligibility, 167.273

Parental and family involvement, state board and school districts to adopt policies, content, 167.700 Parent's bill of rights, 161.850

## Part C of IDEA program (First Steps)

Bidding process, 160.910

Centralized system of enrollment, 160.910

Compilation of data, 160.910

Coordinating council, state interagency, established by lead agency, members, meetings, duties, 160.905

Enrollment, centralized system, 160.910

Family participation costs, schedule of fees, 160.920

Fees, collection of, 160.920

Fund created, use of moneys, 160.925

Funding limitations, 160.920

Insurance coverage, when, 376.1218

Lead agency designation by governor, 160.900

Medicaid reimbursement, when, 208.144

Monitoring and expenditures, 160.910

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 1. General Provisions (CH. 160) — cont'd

#### Part C of IDEA program (First Steps) - cont'd

Participation in federal infant and toddler program, 160.900

Regional office proposals, contents, 160.915

Rulemaking authority, 160.900

System to be maintained, 160.910

Third-party payers, 160.920

Patriots Day, April 19, how observed, 9.115

Personnel, teachers and others (CH. 168)

Phonics instruction pilot project, metropolitan school districts, 170.300

Physical education required, 167.720

Placed pupils, notification, information distribution, 167.122

Police officers, enforcement of compulsory attendance, 167.071

Policy promulgation, requirements to be met, 660.657

Pornography, computer access to, responsibilities of public schools, 182.827

Possession of prescription medications on school property without a valid prescription prohibited, when, exceptions, violations, penalty, 579.155

Post secondary financial assistance, information to be provided, 167.278

Postsecondary readiness, at-risk students to be identified, 167.905

Prayer and religious activities in school permitted, when, 160.2500

Pregnancy, effect of use of drugs, alcohol and cigarettes on woman and child, information to be furnished by department, 191.729

Priority schools and school districts identified, 160.720

Prisoners of war remembrance day, April 9, how celebrated, 9.070

Product or items produced by students, sale, to whom, pricing, 171.098

Professional development committee, allocation of money for, eligibility for state aid, 160.530

Professional development, fine arts assistance, 162.1195

Proprietary schools, see PROPRIETARY SCHOOLS

Public school system established, 160.051

Public school, defined, 160.011

Publication of proposed projects, requirements, 177.088

## **Pupils**

Afflicted with contagious disease excluded, penalty, 167.191

## Age eligibility

#### Generally

First grade child eligible, when, exception, 160.053

Kindergarten and summer school, child eligible, when, exception, 160.053

## 1. General Provisions (CH. 160) — cont'd Pupils — cont'd

Age eligibility - cont'd

## Generally - cont'd

PreKindergarten, child eligible, when, 160.053, 160.054, 160.055

Age five, child deemed to be, when, 160.051 Ages of gratuitous instruction, 160.051

#### At risk

Alternative education programs, at risk teens, pregnant teens, teen mothers, 167.270

Characteristics of at risk families and potential dropouts, 167.273

Developmentally delayed, ages three and four, 167.260

Dropouts to be reported to literacy hot line, available on website, 167.275

Parent education, pregnant teens and potential dropouts, 167.273

Pregnant teens, 167.270

Specialized courses of instruction, at risk teens, pregnant teens, teen mothers, 167.270

Support services, 167.280

Teen mothers, alternative education programs, 167.270

Attendance without immunization unlawful, exceptions, 167.181

Awards by state board to certain students for academic achievements and service, 170.011

Courses required in government, certain students not required to take, 170.011

Epinephrine, administration during school hours, authorized, when, school nurse to maintain adequate supply of prefilled auto syringes, 167.630

First grade, when child eligible, exception, 160.053, 160.054, 160.055

Fluoride treatments, administered when, 167.181 Foreign exchange students not required to take certain government courses, 170.011

History, required courses, racial equality movement, 170.011

Human sexuality, instruction, content, notice to parents, 170.015

Immunization against certain diseases, 167.181 Instruction, human sexuality, sexually transmitted disease, content, notice to parents, 170.015

Kindergarten and summer school, when child eligible, exception, 160.053, 160.054, 160.055

Medical examination required, when, penalty, 167.191

Misdemeanor convictions, student required to view videotape on prisons and young offenders, exceptions, 161.203

PreKindergarten, child eligible, when, 160.053, 160.054, 160.055

Racial equality movement, instruction required, 170.011

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

## 1. General Provisions (CH. 160) — cont'd

#### Pupils — cont'd

Rights under federal law, state to comply, 167.113

Sex education, instruction content, notice to parents, 170.015

Sexually transmitted disease, instruction, 170.015 Summer school for pre-kindergartners, 160.051

#### Suspension

Appeals, procedure, 167.171

Grounds for suspension, procedure, 167.171

State-wide suspension, when, 167.171

Summary suspension, appeal, 167.171

Testing certain subjects, school district to establish, not to be maximum test standards, 160.257

Testing key skills, 160.257

Vision examination required, when, sunset date, 167.194

Pupils and special services (CH. 167)

Purchasing, contracts, leases, to be of domestic product of the United States, exceptions, procedure, 34.350 to 34.359

Racial equality movement, instruction required, 170.011

Railroad private car tax, ad valorem property tax apportionment, school district's valuation to be same, 137.985

## Read to be ready program

Average daily attendance, students in program to increase, when, 167.340

Charter schools permitted, when, 167.349

Matching grant program provided, uses of grant, application process, 167.343

Reading assessments, state board of education, duties, rules, 167.346

Reading improvement instruction, types, 167.340

Reading assessments, improvement plans, additional reading instruction and retention

additional reading instruction and retention in grade permitted, 167.645

Reading instruction act, programs established, components, 170.014

Reading intervention program, grades kindergarten through three, 167.268

Ready to work endorsement program, requirements, 160.575

#### Rebuild Missouri schools program

Definitions, 160.459

Fund created, 160.459

Funding for schools, eligibility, 160.459

Program established, 160.459

Rulemaking authority, 160.459

Sunset provision, 160.459

#### Records, missing children, flagging

Notification of highway patrol of request for, 43.408

Removal of flag, when, 43.409

Redeeming leasehold revenue bonds, duties, procedure, 33.315

#### 1. General Provisions (CH. 160) — cont'd

Religious books may be used in classroom, when, 170.340

Religious clothing and jewelry permitted, 160.2500 Religious liberties for students, 160.2500

Religious schools, vandalism, penalty, criminal code, 574.085

Religious viewpoint or expression, discrimination based on prohibited, 160.2500

#### Reporting requirements

Admission, affidavit of expulsion for certain offenses required, false statements, penalty, 167.023

Crimes, report to schools, 167.115

Principal, teachers, crimes, exceptions, penalty, 167.117

Reports required and furnished by charter, private or parochial schools, limited liability, 160.065 Research experimental projects, public inspection, 170.231

Resource standards, failure to meet, no penalty, when, 161.209

Restrictive behavioral interventions, policy on required, 160.263

#### Retired teachers, metropolitan districts

Benefits not to be affected, 105.269
May return to teaching, when, 105.269
Time limitation for teaching, 105.269
Roll back, tax rate, when, procedure, blended rates,

## 137.073 **Rules**

Procedure, 170.225

State board may modify or waive, 161.210 Rules, department's duty to review and receive comment on, 161.209

Sales tax exemption, 144.030

Sanitary and hygienic conditions, regulation by department of health, 192.070

School board, defined, 160.011

School building revolving fund, unobligated cash balances to aid public schools, 166.300

School counselors, grades kindergarten through nine, program established, eligibility, 167.265

School day, week, month and year defined, 160.041 School district, defined, 160.011

School flex program established, 160.539

School laws violation by school board members, penalty, 162.091

School operations (CH. 171)

School property, sexual offenders not to be present within five hundred feet of, exceptions, 566.149

School protection officers authorized to carry concealed firearms, when, 160,665

School safety coordinator, duties, rules, 160.660 School supplies, exempt from sales tax, when, 144.049

School term, defined, 160.011

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 1. General Provisions (CH. 160) — cont'd

School warning signs, retro reflective sheeting to be used, grants issued by department of transportation, procedure, 160.675
School year, commences and ends when, 160.041
Secretary, defined, 160.011
Service-learning programs, adoption of, 170.037
Seven-director, was six-director, 162.212
Sewer near, unenclosed, nuisance, penalty, 64.300
Sex education, instruction content, notice to parents, 170.015

## Sexual assault prevention program

Child excused, grounds, procedure, 589.020 Establishing, not mandatory, 589.020 Guidelines, content of program, 589.020 Guidelines, established by department, 589.020

Sexual contact with a student while on public school property, crime of, penalty, 566.086

Sexual misconduct of school personnel, reporting requirements, 160.261

Sexual offenders, prohibited from establishing residency near schools, 566.147

Sexually transmitted disease, instruction, 170.015 Sheltered workshops, see SHELTERED WORKSHOPS

Shots required for pupils, see Immunization Requirements For Pupils, this heading Six-director now seven-director, 162.212

### Smoking and tobacco use in indoor areas

Buses transporting students, tobacco use prohibited, penalty, 191.775
Prohibited penalty, 191.775
School board may enact more stringent rules,

Social promotion of students, may be adopted conditioned on remediation, 167.640 Sororities and fraternities, may bar, enforcement,

## 171.141 **Spanking**

Administered by certified school personnel in presence of a witness and in reasonable manner, not child abuse, 160.261

## Child abuse charges

Falsification of reports or withholding information, penalty, 160.261

Investigation, procedure, reports, conclusions, form, children's division, duties, 160.261 Law enforcement called in, when, to issue report, 160.261

President of school board, duties, exception, 160.261

Prosecuting attorney informed by children's division if charges substantiated, 160.261 Reports from school personnel and law enforcement, contents, conclusions, due when, 160.261

Child abuse, law not applicable, exceptions, 160.261

## 1. General Provisions (CH. 160) — cont'd

#### Spanking - cont'd

Written policy on discipline, school to provide, 160.261

Special schools and instruction (CH. 178)

#### Sports brain injury prevention

Annual report on impact, statewide athletic organizations, 167.775

Athletes, removal from competition, when, 167.765

Distribution of information on concussions and brain injury, 167.765

Rules and guidelines, 167.765

Standards for teaching required, 160.045 State auditor authorized to conduct audits of, 29.205

State board of education, duties, 161.092 Strip searches prohibited, exceptions, 167.166 Student data, longitudinal data system required, 161.096

## Student promotion conditioned on remediation

Policy may be adopted by school districts, 167.640

Programs suggested as remedial, 167.640 Tutorial service, home based may be used, 167.640

Student protection, Amy Hestir act, citation of law, 160.250

#### Student records

Address of child or custodial parent not to be released, when, 452.376

Address of custodial parent excluded, when, 452.376

Attorney fees and court costs assessed, when, 452.375

Fees to cover costs of mailing progress reports assessed by school, 452.376

Graduation records, parents may view, 610.021 Law enforcement and juvenile authorities record disclosure, when, 167.020

Nonresident pupil, 167.022

Parent's right to view, attorney fees and court costs assessed, when, 452.375

Probation, expulsion records, parent or guardian may view, student, when, 610.021

Progress reports, parents right to receive, administrative fees set by school, when, 452.376

Records to be made available, when, 167.020

Registration requirements, 167.020

Student may view, when, 610.021

Test records, parent or guardian may view, student, when, 610.021

Students, see Pupils, this heading

Study plan, personal, developed prior to ninth grade, 167.903

Success leads to success grant program established, 160.530

Suicide awareness and prevention, training, 170.047; policy, 170.048

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 1. General Provisions (CH. 160) - cont'd

Summer school for pre-kindergartners, 160.051 Summer school programs, attendance outside of district, funding, 167.227

Superintendent to provide information on postsecondary financial assistance, 167.278

Superintendent to report crimes, 167.115

Supplemental educational services, equipment and educational materials, not incentive for certification purposes, 170.305

Tax books forwarded by clerk to school districts containing aggregate of school districts valuation (Jackson County), 137.245

Tax credit accountability act of 2004, 135.800 to 135.830

#### Tax rate

Annual estimate of amount to be raised, 164.011 Capital projects, estimate of, 164.011 Ceiling may be increased by vote of governing

body, when, 137.072

Consolidation, two or more districts, tax rate ceiling, how calculated, 162.202

Must fix, procedure, 67.110

New or increased taxes approved after September 1 not to be included in that year's taxes, exception, 67.110

Resulting in excess receipts, estimates incorrect, rate to be recalculated, how, 137.073
Revision, when, procedure, 137.073
Poll back when, procedure, blended rates

Roll back when, procedure, blended rates, 137.073

Taxpayer, defined, 160.011

#### Teachers

Academically deficient schools, suspend, terminate contracts, 160.540

#### Contracts

## **Probationary teachers**

Notice of nonrenewal, due when, 168.126 Reason for termination to be given, when, 168.126

Renewal of contract, failure to renew, notice to teacher due, when, 168.126

Renewal of contract, if no notice received on due date, deemed renewed, 168.126

#### **Tenured teachers**

Due when, 168.112

Indefinite contract, defined, 168.104 Indefinite contract, modification or

termination, 168.110, 168.112

Employed who are family members of school board, nepotism, see NEPOTISM; TEACHERS Job sharing rules to be promulgated by state board of education, 168.303

Multiyear, teacher-student pilot program, pupilteacher ratios, 162.626

Retention and recruitment report, 161.098 Retired, metropolitan districts, may teach without losing retirement benefits, when, 105.269

### 1. General Provisions (CH. 160) — cont'd

#### Teachers — cont'd

Retirement, see TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS Salaries, district's powers, see 4. School Districts (a) General Provisions, this heading or **TEACHERS** 

Tenure see TEACHERS

Teachers and principals, standards for high-quality mentoring to be developed, 161.375

## Teaching fellows program

Coordinator position, 168.700

Definitions, 168.700

Fund created, use of moneys, 168.700

Loans, repayment of, 168.700

Program established, 168.700

Sunset provision, 168.703

Telecommunications rates, public schools to have reduced, 392.205

Term, minimum, opening date, hours in day limited, 171.031

#### Testing key skills

Annual tests may be given, 160.257

Promotion standard, minimum, may be included,

Report to department on request, 160.257

Testing by department at random to determine performance on key skills, 160.257

Testing program, what may be included, but limited to, 160.257

Testing, scoring rubic to be used, 161.101

## **Textbooks**

American history and institutions, how prescribed, 170.011

Board member accepting bribe, penalty, 170.171 Constitutions of United States and Missouri, how prescribed, 170.011

Free, district to furnish, funds, 170.051, 170.055 Incidental fund, may be used for purchase of, 170.051

Physiology, to contain instruction on dental hygiene, penalty, 170.031

## **Publishers**

Agent for service of process, 170.121

Agreements to be filed where, adjustment,

Bond, liability, action on, 170.101

Bond, proceedings on, when instituted, 170.151

Combination to control prices, effect, 170.151

Copies to be filed where, 170.061

Filing fees, fund, use, 170.071

Forfeiture of contracts and bond, 170.151

License requisites, 170.081, 170.141

List, state board to furnish, 170.091 Lists and prices, to furnish, 170.111

Ownership of company, to file statement showing, 170.141

Price list filed where, 170.061

Selling without license, penalty, 170.161

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 1. General Provisions (CH. 160) — cont'd

#### Textbooks — cont'd

#### Publishers - cont'd

Sworn statement, to file, 170.131

Purchasing, preference to vendors also providing Braille or electronic format, 170.132

Textbooks not to be mandated by board or department, 160.516

Town, defined, 160.011

Transfer corporation, powers, duties, 162.1060

Transfer of students within school district, multiple attendance centers, same grade level, policy required, 162.1190

Transfers no cost to schools, 360.114

Transportation of pupils, 163.161

Transportation of pupils, one mile limit, exception, procedure, 163.161

Trauma-informed initiative and pilot program, 161.1050, 161.1055

Trespass, 569.140

Trespass, hate crimes, definitions, penalties, 557.035

Truancy, jurisdiction of juvenile court, 211.031 Unemployment compensation, coverage, certain employees, 288.034

Universities, see UNIVERSITIES AND **COLLEGES** 

Use tax, exemptions, 144.450

### Vandalism

Motor vehicles used by schools, penalty, 574.085 Personal property contained in school, 574.085 School grounds, penalty, 574.085 Schools, penalty, 574.085

## Vandalism, religious schools

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Motor vehicle, institutional vandalism, penalty, 574.085

Penalty, criminal code, 574.085

Vending machines, tangible personal property sales is not subject to sales tax, when, 144.012

Video instructional development and educational opportunity program, see Property And Equipment, this heading

## Videotape on prisoners and young offenders

Distribution to all school districts, rules authorized, duties, 161.203

Funding, 161.203

Production by department and department of corrections, 161.203

Required viewing for student misdemeanor offenders and status offenses, exceptions, 161.203

Rules regulating distributions, 161.203

Violation of law, penalty, 162.091

Violence prevention program, funding and duties, 161.650

Violence, acts or threats of, mandatory reporting, 160.261

#### 1. General Provisions (CH. 160) — cont'd

Virtual public school, establishment, eligibility, state aid, 161.670

Virtual schools, state funding for, 162.1250 Vision examination required for certain children, sunset date, 167.194

Vocational technical certification, contact hours included in professional development requirements, 168.023

Vocational education, see VOCATIONAL EDUCATION

Volunteers, criminal record reviews, definitions, procedure, information to be released, confidentiality, violation, penalty, 43.540 Walk & bike to school month and day designated, 9.164

Weather, days lost due to, make up, 163.021 Wild game, preparation and service permitted, donation of, when, 252.244

Work certificates, issued by whom, 294.045 Work completed in accredited schools, full credit to be given, 171.171

## Youth opportunities and violence prevention act

Advisory committee, members, appointment, 620.1100

Fund, establishment, administration, 620.1100 Funds, assignment for programs, 620.1103 Programs eligible for tax credit, 135.460 Tax credit accountability act of 2004, 135.800 to 135.830

## 2. Funds And Accounts

Abandoned fund account transferred to public schools, amount, 470.020

Audit and report, biennial, publication, copy to state board, 165.121

Audit required, metropolitan districts, 165.171, 165.181

Audit summary published, when, 165.111 Blind students, readers, how compensated, exceptions, 178.180

Borrowing from funds permitted, when, 165.011 Budget and current financing (CH. 165)

Building revolving fund, schools, unobligated cash balances to aid public schools, 166.300

## Capital projects fund

Borrowing from funds permitted, when, 165.011 Investment of surplus funds, 165.051

Lease purchase obligations, expenditure conditions, 165.011

Unlawful transfers, deduction for, 165.011 Unrestricted funds transfer, when, 165.011

Capital projects fund, erroneously set levy, revision of state aid calculation, 163.095

Check lost or destroyed, issuance of duplicate,

Checks, form, procedure, countersigned, 165.021

#### Classroom trust fund

Apportionment, 163.043 Distribution of income, 163.043

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

## 2. Funds And Accounts — cont'd

#### Classroom trust fund — cont'd

Consolidation, two or more seven-director districts, transfer of funds and obligation, 162.251

## County

Accreted lands, sale of, proceeds directed to, 241.290, 241.300

Collector and treasurer to pay over monthly, seven-director districts, 165.071

Foreign insurance tax fund, transfer of moneys to state school moneys fund, distribution, 148.360 Health and safety of employees, fines, paid to, 292.240

Stray animals, proceeds of sale, 270.180 Strays, collections from taker-up, 271.230, 271.250

Telegraph and telephone companies, penalty paid into, 392.130

## County school fund

Administration, investment, 166.131 Annual distribution of capital, 166.161 Annual distribution, apportionment, balance of fund, 166.161

Apportionment, 166.131

Collection of funds, receipts, penalty, 166.141 County foreign insurance tax fund, transfer of money to state school moneys fund, distribution, 148.360

Distribution of income, 166.131 Election on proposal to distribute, procedure, 166.161

Gambling devices, money seized, disposition, 513.660

Petition for annual distribution of capital, 166.151 County treasurer to pay over state and county school moneys monthly, 165.081

Debt service fund, source, use, transfers to, 165.011 Depositaries, lunch program receipts, selection, 167.221

Depositaries, metropolitan districts, selection, duties, 165.301

#### Depositaries, seven-director districts

Additional security may be required, 165.251 Bids may be received from banking institutions in counties and adjoining counties, 165.211, 165.221

Bids, how made, check to accompany, 165.221; received when, notice, 165.211

Disclosure of amount of bid, penalty, 165.221 Failure to deposit security, effect, 165.271 Failure to select at proper time, effect, 165.261

Funds transferred to, when, current deposits, 165.271

Interest, how computed, when payable, statement,

Liability of district treasurer, 165.291

Penalty for refusal to pay check, 165.281 Renewal of agreement, 165.241

Security required for deposit, 165.201, 165.241

## ${\bf SCHOOLS\ AND\ SCHOOL\ DISTRICTS-cont'd}$

## 2. Funds And Accounts — cont'd

# Depositaries, seven-director districts — cont'd Selected, when, 165.211

Selection without advertising for bids, 165.201 Selection, notice, 165.231

Desegregation savings, distribution, 166.275 Direct deposit agreements, see HEALTH AND EDUCATIONAL FACILITIES AUTHORITY

Disbursal, restrictions, 165.021

Disbursement of school money, by facsimile, procedure, requirements, 165.091

Disbursements in metropolitan districts, how made, 165.161

Enumeration, source, use, transfers, 165.011 Errors in apportionment, state aid, how corrected, 163.091

Financial interest statement, shall be filed, 105.483 Financial report, publication, when, penalty, 165.111

Financial stress program, 161.520 to 161.529 Fire protection law, violation, money collected, 320.080

Formula, school foundation, 163.031

Fund, deposit of penalties for violation by common and contract carrier, 390.150, 390.156

Grants for construction and renovation, see HEALTH AND EDUCATIONAL FACILITIES AUTHORITY

#### **Incidental fund**

Borrowing from funds permitted, when, 165.011 Reorganization, costs of election paid from, 162.191

School district financial reporting requirements, 165.012

Transfers to capital projects fund, debt service fund, teachers' fund, when, 165.011

Transportation costs paid from, 167.251

Unlawful transfers, deduction for, 165.011

Investment account, surplus, disbursement procedure, 165.091

Investment of surplus funds, 165.051

Investment, metropolitan districts, 162.621

Lease purchase agreements, school districts, eligibility for funds, plans, repayment, interest,

failure to make payments, effect, 166.300 Library building fund, urban districts, source, use, 164.111

Lunch program receipts and expenditures, urban districts, how handled, 167.221

Moneys fund, school, transfer of appropriation to satisfy judgment, 166.275

Operating levy set on incorrect information gained through general reassessment, readjusted, requirements, 164.013

Parks, county, fines to go to school funds, 64.335, 64.337

Permanent funds (CH. 166)

Petroleum storage tanks owned by certain districts, eligible for cleanup money from fund, 319.131

### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 2. Funds And Accounts — cont'd

#### **Public**

Parks and playgrounds, limit of appropriations, 177.101

Railroad penalties credited to, 389.998

Service commission, penalties and forfeitures, 386.600

Street railroads, forfeitures, 391.070

Telecommunication companies, forfeiture paid into, 392.210

Railroad taxes on distributable property, apportionment, 151.150

Report, annual, metropolitan districts, 162.661

# Roll back of levy (Operating Levy Adjustment, Certain Districts)

Fiscal years, actual receipts adjustment to be based on, 164.013

#### General reassessment

Incorrect, reliance by district, may recoup loss, requirements, 164.013

Incorrect, reliance on incorrect information may be readjusted, requirements, 164.013

Levy set in reliance by district, may recoup loss, requirements, 164.013

Levy set in reliance on incorrect information may be readjusted, requirements, 164.013

Natural disaster, effect on tax levy, 164.013

Limitation in reduction of levy, 164.013

School building revolving fund, 166.131, 166.300

## School district trust fund

Amount to be held and placed in fund, 144.700 Collection fee allowed state, amount, how determined, 144.701

Created, investment, 144.701

Distribution, 163.087

Food, sales tax on, deposit of revenue into fund, 144.014

Seven-director, including special districts, urban, metropolitan school districts, distribution, 163.087

Tax deemed local tax, 144.701

Total operating levy, districts foregoing reduction, calculation of entitlement, 163.087

Transfer to general revenue prohibited, 144.701 School moneys fund, transfer of appropriation to

satisfy judgment, 166.275

#### Schools of the future fund

Moneys transferred to fund, 32.068, 143.811, 470.270

Shows, circuses and public exhibitions, proceeds from tax on, 316.030

## State public school fund

Annual report of receipts and expenditures, 166 031

Custodian and trustee, state constituted, 166.121 Custodian, duties, liability, 166.031

Director of revenue, liability, 166.111

Gas, electric, water and sewer company penalties paid into, 393.140

#### 2. Funds And Accounts — cont'd

## State public school fund — cont'd Gifts

Disposition, 166.061

Record of conveyance, 166.081

Use of income, 166.091

Grants, gifts, devises, action to execute, 166.101

Income, use, 166.011

Interest, disposition, 166.051

Investment, 166.021

Moneys due, actions to recover, 166.041

Receipts for gifts, filing, 166.071

Source, disposition, 166.011

State board of education, duties, 161.092

State school moneys fund, source, use, 166.051

Surplus, investment, 165.051

Tax and revenue anticipation notes, issuance, form, restrictions, 165.131

Tax anticipation notes, issuance, urban districts, 165.131, 165.141

Tax books forwarded by clerk to school districts containing aggregate of school districts valuation (Jackson County), 137.245

Tax levy roll back, when, procedure, 137.073 Tax rate ceiling may be increased by vote of governing body, when, 137.072

Tax rates, new or increased taxes approved after September first not to be included in that year's taxes, exception, 67.110

Tax sale, surplus proceeds, escheat, when, 140.230 Tax, annual estimate of amount to be raised, 164.011

Teachers' fund, school district financial reporting requirements, 165.012

Transfers from fund to fund, 165.011

Treasurer's duties, seven-director districts, 165.061; settlements, 165.101

Tuition payable from what funds, 165.011 Unlawful transfers, effect of, 165.011

## 3. Property And Equipment (CH. 177)

Addition to school district, apportionment of property and indebtedness, 162.031

Adult education purposes, school facilities may be used for, 171.096

Amusement building regulation, exemption,

Annexation of district, disposition, 162.441 Apportionment on division of district, 162.031, 162.041

Arbitration of apportionment on division of district, 162.041

Arbitration of school property and indebtedness, arbitration award, effect, 162,041

Arbitrators' compensation, 162.041

Art galleries and museums, acquisition of site and construction, metropolitan and urban districts, 177.073

Asbestos, testing for, reports to department of health, contents, 643.263

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

### 3. Property And Equipment (CH. 177) — cont'd

Athletic stadium, may construct and operate, acquisition of site, 177.111

Athletic stadiums and dormitories, revenue bonds, 164.231

Biodiesel fuel, use by school districts, 414.433

Boards, powers and duties, 177.031

Bonds, issuance to acquire, authority, 164.121 to 164.141

Boundary changes, addition to school district, apportionment of property and indebtedness, 162.031

Building revolving fund, schools, unobligated cash balances to aid public schools, 166.300

Buildings and sites, acquisition, seven-director districts, 177.091; metropolitan and urban districts, 177.131, 177.073

Buildings, asbestos, testing for, report to department of health, contents, 643.263

Buses, trespass, penalty, 569.155

Care and keeping, duties of boards, 177.031

Community college districts, inapplicability of title and control, 177.011

Condemnation, powers, 177.041

Consolidation, two or more seven-director districts, transfer of property, record and funds, 162.251

Construction and repairs, metropolitan districts, 177.161

Construction contracts, how let, 177.086

Contract to sell, relinquishment, by decedent's estate, 473.327

Contracts for construction and repairs, letting, metropolitan districts, 177.161

Conveyance to public institution of higher education, 177.051

Disposal plants, location, 269.170

Distribution of prescription medications on school property without a valid prescription prohibited, when, exceptions, violations, penalty, 579.150

Doors, how hung, 320.070; penalty, 320.080

Electronic video instructional materials, captioning of, 170.135

Fire escapes, 320.010 to 320.050

Free use for public purposes, 177.031

Grounds, additional, acquisition, seven-director districts, 177.091

Grounds, additional, metropolitan and urban districts may acquire, 177.073

Lease purchase agreements permitted, when, 177.082

Lease purchase agreements, school districts, eligibility for funds, plans, repayment, interest, failure to make payments, effect, 166.300

Leases of facilities and equipment from not for profit corporations, procedure, 177.080

Libraries, acquisition of site and construction, metropolitan and urban districts, 177.073;

acquisition of sites for, 177.101

#### 3. Property And Equipment (CH. 177) — cont'd

Library books, purchase from revenue from public auditorium, 177.151

Library buildings and site, tax for, urban districts, 164.081, 164.091, 164.101, 164.111

Metropolitan district board, power to purchase and hold, 162.621

Night schools, may grant use of buildings for, 178.290

Offices, acquisition of site and construction, metropolitan and urban districts, 177.073

Outside of school district, uses, 177.011

Possession of prescription medications on school property without a valid prescription prohibited, when, exceptions, violations, penalty, 579.155

Public auditorium, urban district may construct and maintain, 177.151

Public parks and playgrounds, acquisition of land for, 177.101

Railroads, acquisition of land of, 388.400 Renting building while schoolhouse unoccupied prohibited, exception, 177.011

Report, annual, metropolitan districts, 162.661 Sale of nonrealty and from lease, seven-director district, proceeds deposited in incidental fund, 177.091

#### Sale or lease

Highest bidders if not sold through real estate brokers, seven-director district, 177.091

Listing with real estate brokers and payment of commission, metropolitan and urban districts, 177.073

Procedure, metropolitan and urban districts, bids required, when, procedure, 177.073

Procedure, seven-director district, listing with real estate brokers and payment of commission authorized, 177.091

School building revolving fund, unobligated cash balances to aid public schools, 166.300

Schoolhouse and site, restriction on abandonment, 177.011

Sexual contact with a student while on public school property, crime of, penalty, 566.086

Sexual offenders not to be present within five hundred feet of school property, exceptions, 566,149

Sites for libraries, parks and playgrounds, acquisition, 177.101

Sixteenth-section lands, sale and conveyance, 177.061

Sixteenth-section lands, validation of prior conveyances, 177.071

Special assessments of political subdivisions, subject to, 177.021

Supplemental educational services, equipment not deemed incentive for certification purposes, 170.305

Supplies, boards to provide, 177.031

Supplies, purchase, metropolitan districts, 177.171

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

## 3. Property And Equipment (CH. 177) — cont'd

Tax exempt, 137.100

Taxable, when, 137.085

Title and control vested in district, 177.011

Title vested in board, metropolitan districts, 162.571

Trespass of a school bus, penalty, 569.155

Vandalism, damage to school property, penalty, 574.085

#### Videotape on prisoners and young offenders

Distribution to all school districts, rules authorized, duties, 161.203

Funding, 161.203

Production by department and department of corrections, 161.203

Required viewing for student misdemeanor offenders and status offenses, exceptions, 161.203

Rules regulating distributions, 161.203

Work construction projects, random drug and alcohol testing of contractors permitted, 161.371

#### 4. School Districts

#### (a) General Provisions

Academic performance standards, adoption of, 160.514, 161.855

Accreditation, lapse of district upon withdrawal of provisional accreditation, 162.085

Addition to school district, apportionment of property and indebtedness, 162.031

Administrative leave for misconduct, requirements, 105.264

Administrator assistance program, content, 168.400

Admission, affidavit of expulsion for certain offenses required, false statements, penalty,

Adult classes, free, revenues which may be used, 171.091

Adult education, buildings may be used for, 171.096

Affidavit of expulsion for certain offenses required, false statements, penalty, 167.023

Agricultural courses, substituted for certain required units, when, 170.017

Airline companies tax, apportionment, 155.050,

Alcohol, drinking or possession of, districts to develop policies, 160.069

Allergy prevention and response policy required, contents, 167.208

#### **Alternative education**

District to pay costs, may contract, 167.164 Grants to district, joint applications between school districts, 167.335

Annexation of district to adjoining district when boundary changes or new district created, when, duties of board of education, 162.071

# SCHOOLS AND SCHOOL DISTRICTS — cont'd 4. School Districts — cont'd

#### (a) General Provisions — cont'd

Annexation or dissolution, health care coverage continuation responsibility of successor district, 162.032

Antibullying policy, definition, requirements, 160.775

Arbitration of school property and indebtedness, arbitration award, effect, 162.041

Art museums, may contract for facilities and services, 184.015

Asthma inhalers, self-administration of, authorization, 167.627

Athletes, award of recognition by state for students or teams of Missouri schools, how chosen, qualifications, 160.350

Attendance officer, powers and duties, 167.071, 167.111

Audits, authority of state auditor, 29.205

Average daily attendance determined on basis of full-time equivalence, 163.012

Board, seven members for all seven-director and urban districts, 162.459

#### **Boards**

Bribe, member accepting from textbook publisher, 170.171

Calendar for school term, to prepare, 171.031 Care and keeping of property, powers and duties, 177.031

Deductions and remittances from employees' compensation, powers and duties, 168.300 Defined, 160.011

Expenses in attending state association meetings, 162.011

Highway patrol permitted to be members of school boards, 43.060

Missouri association, may join, dues, expenses, 162.011

Orientation and training requirements for new members, 162.203

Rules and regulations for government of schools, effective when, 171.011

Sex offenders, registered, prohibited as candidates, 162.014

Soliciting teachers for school expenses, penalty, 168.151

Special meetings, how called, notice, 162.051 Supplies and equipment, to provide, 177.031 Suspension or expulsion of pupils, 167.161

Training and orientation requirements for new members, 162.203

Training by district encouraged, 168.400 Bond issues (CH. 108)

### Bonds

Auditor, state duties, certain political subdivisions, 108.240

Bearer bonds, general obligation, requirements, certain political subdivisions, 108.240

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 4. School Districts — cont'd

## (a) General Provisions — cont'd

#### Bonds - cont'd

Called before maturity, state auditor notified, penalty, 108.260

Certification, prima facie valid, 108.240

Certified bonds, general obligation

requirements, certain political subdivisions, 108.240

Cost and expenses of issuance paid by district, 108.140

Interest on registered bonds, how paid, 108.270 Interest rates, 108.170

Issues or note purchases for districts authorized for health and educational facilities authority, 360.106

Minimum sale value, 108.170

Pro forma decree authorizing issue, how obtained, 108.310 to 108.350

Proceeds of sale and tax levy, how kept, use, penalty, 108.180

Redeemed, destruction of, witnesses, recording, 164.221

Redemption and cancellation, 108.160

Refunding, authority to issue, 108.140, Art. VI, Sec. 28

Refunding, payment of principal and interest, 108.150

Registration law inapplicable, when, 108.300 See also specific classes of school districts, this heading

Statements of registered and retired, 108.260; penalty, 108.280

Tax levy to pay interest, 108.270

Tax levy, additional to redeem, 108.280

Bonds, issues or note purchases for districts authorized for health and educational facilities authority, 360.106

#### Bonds, notes, other evidence of indebtedness

Agents, Missouri banks to serve, exception, 108.175

Banks may serve as agents, requirements, exception, 108.175

Facsimile signature, requirements, 108.175 Forms authorized, 108.170

Officer, facsimile signature on issue, replaced by another officer, effect, 108.175 Seals, 108.175

Boundary changes or new school district created, annexation of certain districts to adjoining district, when, 162.071

Boundary changes, addition to school district, apportionment of property and indebtedness, 162.031

Boundary changes, additional students resulting from, assessment scores and performance data not used, how long, 162.1300

Breakfast program, 191.803

#### 4. School Districts — cont'd

#### (a) General Provisions — cont'd

Budget forms, how prescribed, assistance in use, 67.090

Bus driver, bond, 167.251

Bus routes and portions of routes, approval, effect, 163.161

Buses, design and operation, penalty, 304.060 Buses, registration and licensing of, 301.260 Business manager, employment in certain districts, 168.181

Calendar for school term, board to prepare, 171.031

Calendar to be filed with department, 171.029 Cardiopulmonary resuscitation (CPR) training, grades 9-12, requirements, 170.310

Cardiopulmonary resuscitation training, 167.624 Career and technical courses, substituted for certain required units, when, 170.017

Career and technical education programs, districts not penalized under school improvement program, when, 162.1115

Cash on hand, treasurer's statement of, 54.180 Cervical cancer and HPV, department of health and senior services to develop informational brochure, contents, 167.182

Classes designated, 160.021

Clerical help and telephone service, certain districts, 168.181

Clerk, rules and regulations to teachers, 171.011 Closed when, transportation of pupils, attendance records, 171.121

Committee, member qualifications, duties, 660.653

Common core standards, appendix to, not to be required, 160.516

Communications between students and employees, written policy required, 162.069

## Community college courses

Community college district standards, application, 178.400

Dissolved how, 178.400

Establishment, certain districts, 178.370

Higher education coordinating board, supervision, 178.400

Per capita cost filed with coordinating board for higher education 178.380

State aid, continuance, conditions, 178.400 Supervision by state coordinating board, standards, 178.400

Tuition, 178.380; payment to other districts, 178.390

Conflict resolution materials, development, availability, 170.046

Consolidation, two or more districts, tax rate ceiling, how calculated, 162.202

Contractor's bond, insolvency of bonding company no liability for school board members, exception, 107.170

## SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 4. School Districts — cont'd

#### (a) General Provisions — cont'd

Council, member qualifications, duties, 660.653

#### **County commission**

Counties with no county commission, definitions, 162.073

Courtesy vehicles, registration and licensing of, 301.260

Curriculum not to be mandated by board or department, 160.516

Curriculum, adoption of, required, 160.514

Deductions from employees and compensation for insurance and other payments, 168.300

Definitions, 160.011, 660.650

Delinquent juveniles placed in county detention facilities, 178.295, 178.297

Delinquent juveniles placed in facilities of first class counties, charter form, educational programs, 178.298

Depositaries of funds, requirements, selection, 110.010 to 110.050

## Diabetes medical management plan

Definitions, 167.800

Diabetes medical management plan, defined,

Diabetic care not practice of nursing, when, 167.812

Diabetic care provided to student, when, 167.809

Immunity from liability, 167.821

Parent or guardian to submit plan, review by school, 167.806

Plan submitted by parent or guardian, 167.806 Rulemaking authority, 167.824

Self care by student, when, 167.818

Trained diabetes care personnel, defined, 167.800

Trained personnel to be on site, 167.809

Training school employees, content,

requirements, 167.803

Training, health care professional may provide, 167.812

Disciplinary records, expungement of, 167.026 Dissolution or lapse of district, tax to pay indebtedness, 164.051

## Dissolved or unaccredited district

Special administrative board, duties, authority expires, when, 162.081; additional members, 162.083

Teachers from district to be given employment interviews, when, 162.081

District number, designation of, Monroe City, 163.016

District or school district, defined, 160.011

Districts with county municipal court, payments to be made, 163.038

Division of youth services, payment by district of domicile of child, amount, 163.073

#### 4. School Districts — cont'd

#### (a) General Provisions — cont'd

Division, apportionment of property and indebtedness, 162.041

Division, apportionment of property and obligations, 162.031

Driver's training vehicles, registration and licensing of, 301.260

Early head start program, defined, 660.650 Education standards, charter and local districts may adopt own, 160.514

Education, full school day, defined, child entitled to, 210.1050

Elementary school, defined, 160.011

Emergency preparedness plans, adoption by local school board, contents, 160.480

Employees' compensation, deductions for insurance and other payments, 168.300

#### **Enrollment option act**

Acceptance or rejection, standards for applications to be part of plan, 162.1047 Activities in schools to be governed by rules of district, 162.1055

Citation of law, 162,1040

Definitions, 162.1042

Department, defined, 162.1042

Desegregation orders by federal courts to govern by court order enrollment option, 162.1059

Disciplinary proceeding against applicant, effect, 162.1045

District's plan not applicable to, certain cities and counties, 162.1040

Enrollment option districts, defined, 162.1042

Enrollment option plan, defined, 162.1042 Exclusion of students on certain grounds

prohibited, exception, 162.1045

Federal courts ordering desegregation to govern by court order enrollment option, 162.1059

Guidelines for plan, content, duties of department, due when, 162.1045

Nonresident district to accept all credit for promotion or graduation in district of residence, 162.1049

Parent, defined, 162.1042

Plan to be established by department, 162.1045 Rejection notice, applicant to be given reason, 162.1047

Rejection of admission of a nonresident by nonresident district, when, 162.1052

Resident district to accept nonresident district if student returns to district, 162.1049

Solicitation of nonresident student prohibited, 162 1055

State aid, nonresident student enrolled in option district to be counted as resident, 162.1057 Student, defined, 162.1042

Expenditures, certain requirements, districts excused from, when, 163.410

## SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 4. School Districts — cont'd

#### (a) General Provisions — cont'd

Family literacy program, defined, 160.011 Federal lands, may operate schools on, when 171.101

Financial report, when, publication, copy to state board, penalty, 165.111

#### Financial stress, school districts program

Duties and powers imposed on boards of education, how enforced, 161.529

Exemptions from restrictions when operating levy not reduced, limitation, extension by submission to voters, 161.527

Factors determining, 161.520

Notification to distressed district's school board, 161.520

Operating levy not required to be reduced, when, restrictions, exemptions, 161.527 School board to prepare budget and education plan, content, assistance by department, 161.520

Teachers and incidental fund fiscal year-ending balance less than one percent, notice, 161.525

Firearms, Eddie Eagle Gunsafe program taught to first graders, purpose, 171.410

Flag of United States, to display, 171.021

Flood control lands, United States, funds, 12.080, 12.100

Food, summer food program, waiver, 191.810 Formed of cities or towns, defined, tax purposes, 160.031

Former employees, information provided by school district, written policy required, 162.068 Formula, school foundation, 163.031

Foster care education bill of rights, liaisons to be designated, duties, 167.018

Foster care students, right to remain in certain districts, graduation requirements, 167.019

Four-day school week authorized, 171.029 Fraternities and sororities, may bar, enforcement, 171.141

Funds, county warrants, investment in, 50.040 Goals, policies, services, 660.650

Graduation ceremonies and related activities,

IDEA students to participate, 162.1125

Graduation rate, defined, 160.011

Grantees, duties, 660.657

Gratuitous instruction, persons over twenty years of age, 171.091

Head start delegate agency, defined, 660.650

Head start grantee, defined, 660.650

Head start program, defined, 660.650

Health insurance, state program, information to be attached to free and reduced lunch program application, 208.658

Health services advisory committee, established when, duties, 660.657

High school, defined, 160.011

#### 4. School Districts - cont'd

#### (a) General Provisions — cont'd

HPV and cervical cancer, department of health and senior services to develop informational brochure, contents, 167.182

#### Hunger relief and outreach

Hunger, defined, 191.800

Outreach, defined, 191.800

Rules, authorized, 191.803

Waiver, procedure, 191.803

IDEA students to participate in graduation ceremonies and related activities, 162.1125

#### Indebtedness

Apportionment on division of district, 162.031, 162.041

Industrial development projects, requirements when a school district is within boundaries, 100.059

Instructional materials not to be mandated by board or department, 160.516

Insurance, personal and property mutual companies, district may become member, procedure, 380.111

Interest on investments credited to, 50.050 Internet web sites, required postings, 162.208 Investigation of employees, suspension required, when, 162.068

Juveniles placed in county detention facilities, 178.295, 178.297

Juveniles placed in county facilities, first class counties, charter form educational programs, 178.298

Kindergarten, average daily attendance, how computed, 163.021163.021

Lapsed or dissolved districts, tax to pay indebtedness, 164.051

Lee's Summit, no surcharge or fee to compensate school districts without statutory authority, 82.293

Lifesaving training, 167.624

Local sales tax for economic development, certain cities and counties, requirements, procedures, 67.1303

## Make-up days lost

Districts missing eight days or more, rescheduling procedure, 171.033

Fire, flooding beyond certain districts control, waiver granted, when, 171.033

Food services for schools eligible to reduce make-up days, 171.034

Snow days or inclement weather, requirements, 171.033

Waiver for schools in session twelve months a year, request to commissioner, 171.033

Materials recovery and recycling facility prohibited, City of Chesterfield, 171.185

Medications, self-administration of, authorization, 167.627

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 4. School Districts — cont'd

#### (a) General Provisions — cont'd

Membership determined on basis of full-time equivalence, 163.012

Minimum levy required, uncorrected

classification, when, 163.023

Minimum levy, not required, when, 163.022

Minimum term required, failure to provide, effect, 162.081

Moneys, custodian of, 54.160

National forest reserves, funds, 12.070, 12.100

Nonviolent conflict resolution, materials,

availability, 170.046

Nurses, employment in certain districts, 168.171 Official, refusal to submit to audit, penalty, 26.080

Opening dates, exemptions, 171.031

#### **Operating levy**

Failure to provide minimum levy, lapse of district organization, 160.041

Minimum not required, when, 163.022

Minimum required, unaccredited classification, when, 163.023

## Part-time schools for employed children

Administration, 178.340

Attendance included in employment time, 178.330

Established, when, 178.300

Establishment excused, how, 178.350

Federal and state funds distributed to, 178.320 Report to legislature, duty of state board,

178.360

Standards, establishment, 178.310

Permanent records, digital or electronic format permitted, 162.204

Petroleum storage tanks owned by certain districts, eligible for cleanup money from fund, 319.131

Physical fitness challenge for students, department to adopt rules, 161.450

Pledge of Allegiance, recitation of in public schools, when, students not required to recite, 171.021

Policy promulgation, requirements to be met, 660.657

Political subdivision, 70.210, Art. X, Sec. 15 Priority schools and school districts identified, 160.720

Products or items produced by students, sale, to whom, pricing, 171.098

#### **Pupils**

Admission, residence in other district, tuition, exemptions and tax credits, 167.151

Admission, residence on agricultural land in more than one district, options, notice required, when, 167.151

Assignment to district other than that of residence, review, 167.121

## ${\bf SCHOOLS\ AND\ SCHOOL\ DISTRICTS-cont'd}$

#### 4. School Districts — cont'd

## (a) General Provisions — cont'd

#### Pupils — cont'd

Children of nonresident teachers, admission, tuition, 167.151

High school, tuition to another district, 167.131, 167.141

Lapsed and unaccredited districts, enrollment in virtual schools, 167.121

Pledge of Allegiance, recitation in public schools, when, students not required to recite, 171 021

Residing on federal lands, provision of facilities for, 171.101

#### Suspension

Grounds for suspension, procedure, 167.171 State-wide suspension, when, 167.171

Summary suspension, appeal, 167.171

Suspension or expulsion, notice, hearing, 167.161

Transportation, 167.231; high school, to another district, costs, 167.241

Virtual school, enrollment, when, 167.121

Railroad taxes, levy, apportionment, 151.150

Reading instruction act, programs established, components, 170.014

Refunding bonds, 108.140, 108.150

Restrictive behavioral interventions, policy on required, 160.263

Rules, state board may modify or waive, 161.210 Safe place for newborns act, instruction on, requirements, 170.312

School board, defined, 160.011

## **School protection officers**

Concealed carry of firearms permitted, when, 160.665

Defined, 590.010

Firearm out of control of, penalty, 590.207 Training, POST commission to establish

minimum standards, 590.200, 590.205

School resource officers, training, certification requirements, 168.450

School safety coordinator, duties, rules, 160.660 School term, defined, 160.011

#### Secretary of district

Annual and special elections, duties, 162.821 Duties, 162.821

Plat, duties, 162.841

Records to be kept, 162.841

Reports to be made, when, 162.821

Securities, sale and reinvestment, 108.210

Service learning programs, school districts encouraged to adopt, 170.037

Seven-director, was six-director, 162.212

Seventh and eighth grades, may send to another district, 171.131

Shooter and intruder response training, purpose, mandatory drill, 170.315

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 4. School Districts — cont'd

#### (a) General Provisions — cont'd

Sinking and interest funds surplus, how used, 108.200

Sinking fund, securities, exempt from process, exception, 108.230

Six-director now seven-director, 162.212

State auditor authorized to conduct audits of, 29.205

Street improvements, special charter cities, 88.790

Student data, longitudinal data system required, 161.096

Student monitoring, certain identification technology devices, cannot require use of, 167.168

Summer high school, 168.190

Superintendent, contract period, 168.201;

qualifications, first class counties, 168.191

Superintendents, school districts may share, when, 168.205

Supervisor of health, employment in certain districts, 168.171

Supervisor of physical education, certain districts, 168.171

#### Tax

Annual estimate of amount to be raised, where filed, 164.011

Anticipation notes, tax and revenue, issuance, form, restrictions, 165.131

Assessor's list, how made, 164.041

Credit on tuition charge, 167.151

Form of rate increase proposal, ballots, 164.031

Levies and bonded indebtedness (CH. 164) Personalty of persons residing in unorganized

Personalty of persons residing in unorgaterritory, 164.041

## Rate

Ceiling may be increased by vote of governing body, when, 137.072

Extended on tax books, 164.041

Increase beyond constitutional limit, procedure, 164.021

Levy to increase operating tax levy beyond constitutional limits, ballot form, 164.031

#### **Teachers**

## Beginning teachers

Development plan, two years, districts, duties, 168.400

Plan, content, 168.400

Professional development committee district, how selected, duties, 168.400

Professional development committee, allocation of money for, eligibility for state aid, 160.530

#### Career plan (salary supplement)

Amount of state contribution, formula, 168.515

Base pay by district, effect, 168.505

#### 4. School Districts — cont'd

## (a) General Provisions — cont'd

#### Teachers - cont'd

## Career plan (salary supplement) - cont'd

Brackets to determine state funding and district contribution, 168.515

Career ladder forward funding fund, 168.500

Career, Stage I, amount, 168.515

Career, Stage II, amount, 168.515

Career, Stage III, amount, 168.515

Cost-of-living increase, reviewed, 168.515

Discrimination, prohibited, 168.500

Disqualified from participating in plans,

grounds, 168.510

Distribution of state contribution, 168.515

District contribution, brackets to determine, 168.515

Funding, 168.500, 168.515

Levy amount required to participate, 168.500

Matching funds permitted, 168.515

Minimum requirements to qualify for plan, 168.500

Model plan, content, 168.500

Parents as teacher educators, eligibility for career and teacher excellence plan, 168.500

Prohibited use of certain state aid, 168.515

Psychological examiners, eligibility for career and teacher excellence plan, 168.500

Review of amount by general assembly and joint committee, when, 168.515

Special education diagnosticians, eligibility, 168.500

Speech pathologists, eligibility, 168.500

Tax levy authorized, when, procedure, votes needed, 168.515

Contract period, first class counties, 168.191

Dissolved or lapsed district, teachers from

district to be given employment interviews, when, 162.081

Practicing teacher, assistance program, content, 168.400

#### Salaries

Definition, 163.172

Department of elementary and secondary

education, duties, 163.172

Minimum salary, 163.172

Public information, 163.172

Review and report to general assembly, 163.172

Salary, defined, 163.172

Tenure, see TEACHERS

Term, minimum, opening date, hours in a day limited, 171.031

Territories, combined when one not operating, assignment, 162.096

## Testing key skills

Annual tests may be given, 160.257 Promotion standard, minimum, may be included, 160.257

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 4. School Districts — cont'd

## (a) General Provisions — cont'd

#### Testing key skills - cont'd

Report to department on request, 160.257

Testing by department at random to determine performance on key skills, 160.257

Testing program, what may be included, but

limited to, 160.257

Textbooks not to be mandated by board or department, 160.516

Township taxes, collection, apportionment, 139.460

## Transportation

Buses, design and operation, penalty, 304.060

Safety glass required, 307.140

## School bus operator's endorsement

Age requirement, 302.272

Classification of buses, 302.272

Examinations, 302.272

Fees, qualifications, 302.272

Qualifications, grounds for refusal to issue or renew, 302.272

Reciprocity, 302.272

Requirement, effective when, 302.272

## Transportation of pupils

Buses, limitation on use of state aid to purchase, 163.161

District expense, when, 167.231

Eligibility of pupils for extra transportation, determined how, 167.231

Extra transportation election procedure, ballot form, 167.231

Extra transportation, less than one mile, how paid for, 167.231

From closed districts, 171.121

One mile limit, exception, procedure, 163.161

Parents, guardians, may pay actual cost, if not otherwise eligible, 167.231

Powers, 167.241

Rules and regulations, 167.251

State aid, 163.161

Tax levy increase for extra transportation, procedure, 167.231

To another district, paid for how, 167.241

Treasurer, county stock insurance fund,

apportionment, 148.330

Treasurer's statement, 54.180

Truant or parental schools, establishment, 167.091

## Tuition

Assigned pupils, district of residence to pay, 167 121

Children of nonresident teachers, admission, tuition, 167.151

Closed district to pay, 171.121

Exemption, agricultural land in more than one district, options, notice required, when, 167.151

Exemption, tax credit, 167.151

#### 4. School Districts — cont'd

#### (a) General Provisions — cont'd

#### Tuition — cont'd

Free instruction, pupils not entitled, 167.151 Grades nine through twelve, may send to other districts, 171.131

High school pupils to another district, 167.131, 167.141

Payable from what funds, 165.011

Tax credit, pupils exempt from, 167.151

Unclaimed interest and sinking funds, transfer, 108.220

## Videotape on prisoners and young offenders

Distribution to all school districts, rules authorized, duties, 161.203

Funding, 161.203

Production by department and department of corrections, 161.203

Required viewing for student misdemeanor offenders and status offenses, exceptions, 161.203

Rules regulating distributions, 161.203 Violence prevention program, duties, funding, 161.650

Vocation school districts permitted, where, procedure, 178.716

#### Vocational education

Advisory committee, 178.560

Advisory committees, members, duties, 178.585 Contracts with other districts, 178.490, 178.500 Fund established, appropriations, use, 178.520 Grants, enhancement, 178.585

Report, procedure, contents, duties, 161.610 Special districts, see 4.(e) Special, Handicapped

Children, this heading

Special school districts for education and training of handicapped, children, tuition, when required, 162.940

State aid, apportionment, 178.510

Tuition to other districts, 178.510

Work certificates, child labor, issuance, 294.045 Youth services, division of, educational services, payment by district of domicile of child, amount, 163.073

#### (b) Common

#### Bonds

Ballot, form, 164.151

Election on proposal, 164.121

Funding and refunding, issuance, records, 164.191

Interest rate, 164.161

Purposes for which may issue, 164.121

Refunding, price to be obtained, use, 164.201

Restrictions on loans, 164.161

Vote required for approval, 164.151

Buses, bond issues authorized, 164.121

Special assessments of political subdivisions,

bond issues to pay, 164.121

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 4. School Districts — cont'd

#### (b) Common — cont'd

#### (c) Metropolitan

Achieving value in transfer corporation, established, 162.1060

Annual budget estimate to include pension contribution, 169.500

Audit of accounts, board to provide, 165.171; mayor's appointee, 165.181

Auditor, appointment, removal, 165.171

#### Roard

Appointed member, due to vacancy, term, 162.601

Audit of accounts, to provide, 165.171 Buildings and sites, authority to construct,

acquire, lease, procedure, bids required, 177.073

Candidates' nomination, petitions, filed where, fee, 162.603

Circuit court, jurisdiction over, how exercised, 162.631

Contracts, members not to be personally interested in, 162.581

Disqualification, 162.581

Election, terms, 162.601

Elections for board to be held, when, 162.601

Employees, appointment, 162.621

Failure to attend board meetings, effect, vacancy how filled, 162.611

Funds of retirement system, duties, 169.480 Meetings, failure to attend, effect, 162.611

# Member interested in retirement system disqualified,

169.480

Nomination petitions, filing, fee, 162.603

Officers, selection, 162.591

Orientation and training requirements for new members, 162.203

Powers and duties, 162.571, 162.621

President to notify officers of depositary selected, 165.301

Qualifications, oath, privileges, 162.581 Readjustment of salary schedules, powers,

168.221

Reduction in number of noncertificated employees, powers, 168.281

Reduction of teachers, powers, 168.221

Regulations affecting teacher promotion,

effective when, 168.221

Removal of teachers, procedure, 168.221

Report, annual, publication, 162.661

Review of decisions of personnel committee, 168.281

Rules and bylaws, may adopt and amend,

Secretary, may administer oaths, 162.651

Special administrative, 162.081, 162.621

Superintendent of schools, appointment, term,

168.211

## 4. School Districts — cont'd

## (c) Metropolitan — cont'd

#### Board — cont'd

Taxes, levy and collection powers, 164.071 Taxes, may levy, 162.621

Testimony taken by, to be under oath, 162.651 Title to property vested in, 162.571

Training and orientation requirements for new members, 162.203

Treasurer, powers and duties, 162.641 Vacancies, certification, how filled, 162.611 Vacancies, member appointed, term, 162.601

vacancies, ii

Ballot, form, 164.151

Election on proposal, notice, 164.141 Funding and refunding, issuance, records, 164.191

Interest rate, 164.161

Purposes for which may issue, 164.141

Refunding, price to be obtained, use, 164.201

Restrictions on loans, 164.161

Vote required for approval, 164.151

Buildings and sites, authority to construct, acquire, lease, procedure, bids required, 177.073 Compulsory attendance and part-time school

requirements, become applicable, when, 167.052

Contracts for erection and repair of buildings,

how let, 177.161

Definition, 160.011

Depositaries of funds, selection, 165.301

Director of personnel, appointment, chairman of personnel committee, 168.261

Disbursements, how made, 165.161

Dress code policy, 167.029

Elections for board to be held, when, 162.601

Elections, governing, 162.601

Established, corporate body, 162.571

Explicit phonics instruction pilot project, 170.300

First grade, when child eligible, 160.054

Funds, collection, duties of municipal officers, 164.071

Gifts, grants, authority to receive, 177.073

Kindergarten and summer school, when child eligible, 160.054

Lunches for needy children at less than cost, 167.211

Night schools, 178.290

#### Noncertificated employees

Appointments and promotions, how made, 168.251

Permanent, removal, grounds, procedure, 168.281

Probationary period, discharge during, 168.271 Reduction in number, powers of board, 168.281

Suspension or demotion, procedure, 168.281 Operating levy adjustment, required when, effect,

limitation on roll back, 164.013

Personnel committee, appointment, 168.261

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

## 4. School Districts — cont'd

## (c) Metropolitan — cont'd

Personnel committee, hearings, procedure, review, 168.281

Phonics instruction pilot project, 170.300

#### Retired teachers, metropolitan districts

Benefits not to be affected, 105.269 May return to teaching, when, 105.269

Time limitation for teaching, 105.269

#### Roll back of levy (operating levy adjustment)

Fiscal years, actual receipts adjustment to be based on, 164.013

General reassessment, incorrect, reliance by district, may recoup loss, requirements, 164.013

General reassessment, levy set in reliance on incorrect information may be readjusted, requirements, 164.013

Natural disaster, effect on tax levy, 164.013 Operating levy set on incorrect information

gained through general reassessment, readjusted, requirements, 164.013

Sale or lease, listing with real estate brokers and payment of commission, metropolitan and urban districts, 177.073

Sale or lease, procedure, metropolitan and urban districts, bids required, when, procedure, 177.073 School district trust fund, distribution, 163.087

St. Louis students' bill of rights, 162.666

### **Superintendent of schools**

Appointment, 162.591; term, compensation, removal, 168.211

Assistants, appointment, approval, 168.211 Bond, 168.211

Commissioner of school buildings,

appointment, 168.211

Contracts for work and equipment, 177.161

Powers and duties, 168.211

Probationary teachers, dismissal, duties, 168.221

Removal of teachers, duties, 168.221

Term, compensation, removal, 168.211

Treasurer, appointment, 168.211

Vacancy, how filled, 162.591

Supplies, purchase, letting of contracts, 177.171 Suspension immediately, prior to notice, hearing, when, 167.171

Tax books forwarded by clerk to school districts containing aggregate of school districts valuation (Jackson County), 137.245

Tax, levy and collection, 164.071

Teachers and other employees, promotion and transfer, 168.211

Teachers, retired, metropolitan districts, may teach without losing retirement benefits, when, 105.269

Transfer corporation, computation of state aid, 162.1061

## 4. School Districts — cont'd

#### (c) Metropolitan — cont'd

Transitional school district, powers, duties, board, 162.1100

Transportation of pupils, 162.621; state aid, 163.161

Treasurer, may administer oaths, 162.651

Treasurer, powers and duties, 162.641

Uniforms, 167.029

Vocational schools, length of school day, 171.031

## (d) Seven-Director

Addition to school district, apportionment of property and indebtedness, 162.031

#### Annexation

Alternative to petition procedure, 162.441 Board may call for election, ballot form, alternative to petition requirements, 162.441 Election called by board of education, ballot form, 162.441

Transfer of property when annexed to two or more districts, 162.441

Arbitration of boundary change dispute, 162.431 Arbitration of school property and indebtedness, arbitration award, effect, 162.041

#### Athletic stadiums

Acquisition and operation, powers, 177.111 Charges for admissions, concessions authorized, 177.121

Use of stadium by others, may permit, 177.121 Audit and report, publication, copy to state board, 165.121

#### **Board**

Annexation, election, board with majority vote can call, 162.441

Attorney, employment, 162.411

Candidates to declare for specific term, 162.281 Consolidation of two or more districts, board may place on ballot, 162.223

#### **Election**

Date, qualifications, 162.291

Different terms voted upon separately, 162.281

First board, 162.241

Majority vote of entire board required for official act, 162.301

Meeting required, when, 162.301

#### Member

Attendance defined, excused by majority of board required, 162.303

Employment by, prohibited districts in certain counties, 162.391

Failure to attend meetings, 162.303

How determined, 162.223

Selling commodities to district, prohibited, penalty, 171.181

Orientation and training requirements for new members, 162.203

Sale of property, powers, 177.091

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 4. School Districts — cont'd

#### (d) Seven-Director — cont'd

#### Board — cont'd

Secretary, compensation, 162.391; election, compensation withheld, when, 162.301

Secretary, election, compensation withheld, when, 162.301

Seven members for all seven-director and urban districts, 162.459

Terms, 162.261

Training and orientation requirements for new members, 162.203

#### Treasurer

Bond proceeds and debt service fund, duties, liability, 164.181

Compensation, 162.391

Duties, bond, liability, 162.401

Election, compensation withheld, when, 162.301

Funds and securities, duties, 165.061

Liability for loss of funds, 165.291

Settlements, discharge, 165.101

Vacancies, how filled, 162.261

#### **Bonds**

Ballot, form, 164.151

Election on proposal, 164.121

Funding and refunding, issuance, records, 164.191

Interest rate, 164.161

Purposes for which may issue, 164.121

Refunding, price to be obtained, use, 164.201

Restrictions on loans, 164.161

Treasurer, duties and liability, 164.181

Vote required for approval, 164.151

## Bonds for athletic stadium and dormitories

Athletic equipment as operating expense, 164.281

Form and detail, board may prescribe, 164.271 Holder may compel performance by board, 164.271

Indebtedness, not to constitute, 164.251

Interest, types, terms, 164.261

Issuance, authority, security, 164.231; how authorized, 164.241

Operating expense may include what, 164.281

Proceeds, custodian, disposition, 164.291

Records to be kept, 164.291

Refunding, 164.301

Sale, notice, 164.261

Surplus revenue, disposition, 164.291

Boundaries, extension of city limits do not affect,

Boundary change, procedure, arbitration, 162.431 Boundary changes, addition to school district, apportionment of property and indebtedness, 162.031

Buses, bond issues authorized, 164.121 City limits, extension, effect, 162.423

#### 4. School Districts - cont'd

## (d) Seven-Director — cont'd

#### **Consolidation of districts**

Ballot form, 162.223

Boards of education of districts, two or more may place on ballot instead of petition, 162.223

Effective date of when district formed, 162.223

Election to be held, when, 162.223

Notice publication, posting, content, 162.223

Petition, signature required to hold election, 162.223

Tax rate ceiling, how calculated, 162.202

Transfer of property, records and funds,

assumption of legal obligations, 162.251

Day, hour limitation, 171.031

Definition, 160.011

Depositaries, bids may be received from banking institutions in counties and adjoining counties, 165.211, 165.221

Dissolution of district, majority vote required, 162.451

Dissolution, procedure, 162.451

#### **Elections**

#### Annexation

Election called by majority vote of board of education, 162.441

Election called by petition of voters, procedure, 162.441

Annual, when held, 162.341

Boundary change, 162.431

Certification, 162.371

Conduct, generally, 162.371

Consolidation of districts, 162.223

## Directors, newly formed districts

Costs, 162.241

Held, when, 162.241

Notice, exception to rule, late notification permitted, when, 115.125

Notice, facsimile transmission may be used, requirements, 115.125

Procedure, 162.241

Terms, 162.241

Dissolution, majority vote required, 162.451

Election commissioners to conduct in certain districts, 162.351

Proposal to dissolve, 162.451

Special, conduct, 162.381

Elementary schools, establishment, wards, 177 091

Formation, by whom allowed, 162.211

Formed of cities or towns, defined, tax purposes, 160.031

High schools, establishment, 177.091

Libraries and books, may accept gifts for,

investment, 170.201

Name, how changed, notice, effect, 162.321; selection, notice to officials, 162.311

## SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 4. School Districts — cont'd

#### (d) Seven-Director — cont'd

Nepotism, constitutional prohibition to apply, 162.261

#### **New districts**

Board members, how determined, 162.223 Consolidated, election of directors, costs, term, 162.241

Establishment of, procedure for, 162.221

Formed through consolidation, procedure, 162.223

Night schools, 178.290

Officers commissioned to enforce certain criminal laws, 162.215

Organize, who may, 162.211

#### Petition

Annexation, 162.441

Boundary change, 162.431

To dissolve, 162.451

Physical education supplies and equipment, may raise funds for, 170.041

Proposal to form defeated, effect, 162.231

Public parks and playgrounds, powers and duties, 177.101

#### Reorganization

Contiguous territory, districts to be composed of, 162.171

Costs of election, apportionment, 162.191

Division of unreorganized districts, authorized, 162.171

Election results, certification, 162.201

Failure to receive majority affirmative vote, effect, 162.231

Procedure, 162.181, 162.191

Resubmission of plan or part, time requirement, 162.191

State board of education, duties, 161.152

Requirements for establishing, 162.211

## Roll back of levy (operating levy adjustment)

Fiscal years, actual receipts adjustment to be based on, 164.013

General reassessment, incorrect, reliance by district, may recoup loss, requirements, 164.013

General reassessment, levy set in reliance on incorrect information may be readjusted, requirements, 164.013

Limitation on reduction of levy, 164.013

Natural disaster, effect on tax levy, 164.013

Operating levy set on incorrect information gained through general reassessment,

readjusted, requirements, 164.013

Sale of surplus property, distribution of proceeds, 177 091

Sale or lease to highest bidder if not sold through real estate brokers, 177.091

Sale or lease, listing with real estate brokers and payment of commission authorized, 177.091 School district trust fund, distribution, 163.087

## 4. School Districts — cont'd

## (d) Seven-Director — cont'd

Seal, 162.311

Special assessments of political subdivisions, bond issues to pay, 164.121

Special elections, conduct, 162.381

Summer schools, tuition for certain pupils required, 178.280

Territories, combination of when one not operating, assignment, 162.096

Transportation of pupils, 167.232

## (e) Special Educational Services

Administrative hearing commissioners, training on special education required, when, 621.253 Age of child, special education begins, when, 162.700

Amount due from district for expense of certain handicapped children, notification, payment, effect of failure to pay, 162.745

## **Assessment System**

Advisory panel to develop alternate assessments, 160.518

Alternate assessment permitted, 160.518 National Assessment of Education Progress Exam, alignment with, 160.518

No Child Left Behind Act, compliance with, 160.518

State board of education, duties, 160.518 Assignment of child to special programs, periodic reevaluation, 162.685

Assignment of handicapped children among districts, how determined, 162,705

#### **Blind students**

Literacy study annual report by division of special education, 209.192

Readers furnished, when, 178.160

Schools for, see BLIND, SCHOOL FOR

Transportation by common carrier to school, 162.756

Career advancement program, supplemental salaries for certain personnel of state schools, 168.520

Contracts for, authorized when, restrictions, penalty, 162.705

#### Deaf

Schools for, see DEAF, MISSOURI SCHOOL FOR

Special services to be provided, 162.730 Students, transportation by common carrier to school, 162.756

Definitions, 162.675

Denial of services, prohibited, 162.680

## **Developmental screening**

Annual screenings, eligibility, expiration, 178.697

Contract with state approved, not for profit agencies, when, 178.693

Costs of program, restrictions, reimbursement, 178.697

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 4. School Districts — cont'd

## (e) Special Educational Services — cont'd Developmental screening — cont'd

Defined, 178.691

Funds, distribution to allow voluntary participation, 178.698

Participation free to participants, 178.697

Participation voluntary, information

confidential, 178.699

Prenatal visit eligibility, expiration, 178.697 Reimbursement by state for approved programs, 178.693

Review and approval of programs under state department standards, 178.695

#### Developmentally delayed children

Contract with state approved, not for profit agencies, when, 178.693

Costs of program, restrictions, reimbursement, 178.697

Defined, 178.691

Participation free to participants, 178.697 Participation voluntary, information confidential, 178.699

Reimbursement by state for approved programs, 178 693

Review and approval of programs under state department standards, 178.695

Disabled children to attend regular school environment whenever practicable, 162.680

Dissolution of St. Louis district, consequences, 168.232

Division of youth services, payment by district of domicile of child, amount, 163.073

Early childhood special education, preference given to certain students, when, 162.700

Educational due process fund established, purpose, 621.255

Evaluation of handicapped and severely handicapped, board to promulgate regulations, 162.685

Expense of disabled child in state institution, district of residence to pay, amount, 162.740 Facilities and supplies for, standards, 162.715

## Gifted children

Defined, 162.675

Programs authority, districts may establish, board to approve, 162.720

Special programs may be established for, standards, 162.720

# Handicapped children attending private, parochial, parish or home schools

District to provide special educational services, when, 162,996

State aid, how calculated, 162.996

Transportation not required, 162.996

Hearings, see also EXCEPTIONAL CHILDREN, EDUCATION OF

#### 4. School Districts - cont'd

## (e) Special Educational Services — cont'd Juveniles placed in county detention facilities

Cost, how paid, failure to pay, procedure, 178.297

Definitions, 178.295

School districts may contract with another district to furnish, 178.297

# Juveniles placed in facilities of first class counties, charter form

Court's duty to give school district notice, 178.298

Notice of child's placement by court, time, limitations, 178.298

School districts, duties, exception, 178.296 State aid, 178.296

Operating levy adjustment, required when, effect, limitation on roll back, 164.013

#### Parent education

Contract with state approved, not for profit agencies, when, 178.693

Costs of program, restrictions, reimbursement, 178.697

Defined, 178.691

Funds, distribution to allow voluntary participation, 178.698

Participation free to parents, 178.697

Participation voluntary, information confidential, 178.699

Reimbursement by state for approved programs, 178.693

Review and approval of programs under state department standards, 178.695

Parochial, parish, private or home school children, special education services, state aid, how calculated, 162.996

Policy, statement of, 162.670

Private school students, disability evaluations, 162,700

Professional personnel employed in,

qualifications, regulations promulgated by state board of education, 162.715

Program funding, definitions, 163.011

Public hearings required, when, purposes, 162,685

## Review, child's diagnosis, assignment or denial of assignment

Appeal from original review, procedure, 162.961

Appeal, report of decision furnished to certain persons, 162.961

Costs of proceedings, paid how, 162.963 Decision, appeal, procedure, 162.962

Hearing, law utilized, 162.958, 162.959

Mediation, law utilized, procedure, 162.958, 162.959

Parents and guardians may be represented by an attorney, 162.963

## SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 4. School Districts — cont'd

## (e) Special Educational Services — cont'd Review, child's diagnosis, assignment or denial of assignment — cont'd

Parents and guardians, access to all records, 162.961, 162.962, 162.963

Procedure for original review, conducted how, when, duties, 162.961, 162.963

Records of all proceedings, to be kept, exception, 162.963

## **Resolution conference**

Hearing, procedure, 162.963

State board, designee, duties, 162.963

Waiver of hearing, effect, 162.961

Witnesses, right to cross-examine, 162.963

School district trust fund, distribution, 163.087

Special districts, contracts with state board of education for handicapped children authorized, 162.750

Special educational programs, standards, establishment, 162.685

# Special school districts for education and training of handicapped children

Area which may be included, 162.830 Authorized, 162.815

Ballot, form of, for election, 162.840

#### **Board of education**

Declaration of candidacy, for original election, 162.865

Election, original, conduct of, results, how certified, 162.870

Election, terms, 162.865

Membership, seven-members, powers, duties, 162.855

Board of education of special school district with a population of more than 100,000,

membership, powers, duties, 162.857

Candidate for board of education, qualifications, time for filing, 162.860

Change of child's assignment made when, consent required, when, 162.955

Child, eligibility for programs, determined how, 162.885

Cooperative activities authorized, 162.905

Diagnostic reports, notice to parent or guardian, assignment of child, 162.945

Effect on preexisting special districts, 162.820

Election at large, original, when, 162.865

Election of original directors, when, 162.845

Eminent domain, power of, 162.915

Exclusive responsibility for schools and classes, when, 162.890

Interim placement, 162.955

Nonresident students, 162.940

Organizational election results, how

determined, 162.845

Petition to organize, review by state board of education, when, duties of board, 162.835

Political subdivision, powers, 162.875

#### 4. School Districts - cont'd

## (e) Special Educational Services — cont'd Special school districts for education and training of handicapped children — cont'd

Procedure to establish, petition, election, 162.825

Property subject to taxation by, 162.925 Reimbursement for education costs, 162.974 Schools, established when, 162.880

# Special school districts with population of more than 100,000

#### Roard

Election of board, certification of results, 162.910

Financial interest statement to be filed by board, 162.859

Powers and duties, 162.857

Qualifications, terms, 162.867

## Governing council of special school district

Election of members, 162.856 Powers and duties, 162.856

Parental advisory committee, appointment, powers, duties, 162.858

Public review committee, appointment, powers and duties, 162.858

Redistricting committee, 162.867

#### State aid for

Approval, how obtained, 162.930 Computed, how, 162.935

Tax rate, increased how, 162.920

Transportation to be provided, state aid for, when, 162,900

Tuition, when required, 162.940

Vocational education to be provided, 162.895

# Special school districts with a population of less than 100,000

Board election, results, how determined, 162,910

Certification, 162.910

Election of board of education, results, how determined, certification, 162.910

# Special school districts with a population of more than 100,000

Board members to file financial interest statements, 162.859

Election of board members, qualifications, terms, 162.867

Parental advisory committee, appointment, powers, duties, 162.858

Public review committee, appointment, powers, duties, 162.858

Redistricting committee, 162.867

Special services to be provided, when, diagnostic reports obtained, how, 162.700

State aid, prerequisites to, 162.715

## Surrogate parents

Appointed, when, 162.997, 162.998 Definitions, 162.997 Duties of surrogates, 162.999

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 4. School Districts — cont'd

## (e) Special Educational Services — cont'd Surrogate parents — cont'd

Evaluation by board, when, 162.999

Expenses, reimbursed when, 162.999

Immunity from civil suits, exceptions, 162.999

List, maintained by state board of education, 162.997

Need, how determined, notice to board,

documentation required, 162.998

Qualifications, 162.999

Rights of surrogates, 162.999

Rulemaking authority for state board of education, 162.999

State board of education, duties, 162.997 to 162.999

Successor appointed, when, 162.999

Training requirements, 162.999

Teacher, supplemental salaries, certain state schools, 168.520

Teachers, salaries, minimum, 163.172

## Transition (leaving school setting), interagency council

Chairperson, how selected, 162.1000

Created, purposes, 162.1000

Duties and powers, 162.1000

Members, qualifications, 162.1000

Report, annual, content due when, 162.1000

Youth with disabilities, defined, 162.1000

### Transportation

Handicapped children, 162.710

State aid, calculation, 163.161

Students to schools for the blind and the deaf, 162.756

Youth services, payment by district of domicile of child, amount, 163.073

## (f) Urban

Absence reporting, when, notification requirements, 167.034

Art museum and collections, powers, 170.221

#### Board

Attendance defined, excused by majority of board required, 162.303

Buchanan County, no petition required, 162.491 Buildings and sites, authority to construct and

acquire, procedure, bids required, 177.073

Candidates to declare for specific term, 162.281

Compensation of treasurer and secretary, 162.551

Consecutive terms, limited in certain districts, 162.481

Duties, restrictions and liabilities, 162.511

Election, certification, 162.501

Election, different terms voted upon separately, 162.281; terms, 162.481

Majority vote required for official acts,

exception, 162.511

Member, failure to attend meetings, effect,

162.303

#### 4. School Districts — cont'd

## (f) Urban — cont'd

## Board — cont'd

Members, qualifications, terms, 162.471, 162.481

Nomination of candidates, vacancies, how filled, 162.491

Officers, selection, term, removal, 162.521

Orientation and training requirements for new members, 162.203

Quorum, 162.511

Sale of property, powers, procedure, bids required, 177.073

Seal, 162.511

Secretary, duties, bond, 162.531

Seven members for all seven-director and urban districts, 162.459

Training and orientation requirements for new members, 162.203

Vacancies, how filled, power to act, 162.471

#### Ronds

Art gallery and museum building, 170.221 Ballot, form, 164.151

Election on proposal, notice, 164.131

Funding and refunding, issuance, records, 164.191

Interest rate, 164.161

Purposes for which may issue, 164.131

Refunding, price to be obtained, use, 164.201

Restrictions on loans, 164.161

Vote required for approval, 164.151

## Bonds for athletic stadium and dormitories

Athletic equipment as operating expense, 164.281

Form and detail, board may prescribe, 164.271 Holder may compel performance by board, 164.271

Indebtedness, not to constitute, 164.251

Interest, types, terms, 164.261

Issuance, authority, security, 164.231; how authorized, 164.241

Operating expense may include what, 164.281 Proceeds, custodian, disposition, 164.291

Records to be kept, 164.291

Refunding, 164.301

Sale, notice, 164.261

Surplus revenue, disposition, 164.291

Buses, bond issues authorized, 164.131

Definition, 160.011

Dropouts, ad hoc committee on dropout prevention, 162.553

### Elections

Buchanan County, time and place, 162.481 Conduct in certain districts, 162.351

Election commissioners to conduct in certain districts, 162.351

Springfield, city of, time and place, 162.481 St. Charles County, time and place, 162.481

Time and place, 162.481

#### SCHOOLS AND SCHOOL DISTRICTS — cont'd

#### 4. School Districts — cont'd

#### (f) Urban — cont'd

#### Elections — cont'd

Elementary schools, establishment, 177.131 First grade, when child eligible, 160.055 Gifts, grants, and devises, may accept, 177.073 High schools, establishment, 177.131

#### Kansas City district

Board, candidates for, file when, 162.492

Board, members, number of, 162.471

Elections, procedure, 162.492

Subdistricts provided for, procedure, 162.492

Vacancies on board, how filled, 162.492

Kindergarten and summer school, when child eligible, 160.055

Law governing, 162.461

Library and free reading room, may establish and maintain, 170.211

#### Library building tax

Ballots, form, 164.101

Levy and collection, disposition of proceeds, 164.111

Levy, vote required, rate, period of levy, 164.081

Notice of election on proposal, 164.091

Library donations, may accept, use, invest, 170.211

Lunch program employees, bonds, report, deposit of funds, 167.221

Name, corporate powers, 162.461

Night schools, 178.290

Operating levy adjustment, required when, effect, limitation on roll back, 164.013

Public auditorium, construction and operation, 177.151

#### Railroad tax

Apportionment, Kansas City district, 151.080 Levy, 151.140

Local assessment and rate certified, 151.120 Tax anticipation notes, execution, registration, records, cancellation, 165.141

## Roll back of levy (operating levy adjustment)

Fiscal years, actual receipts adjustment to be based on, 164.013

General reassessment, levy set in reliance on incorrect information may be readjusted, requirements, 164.013

Natural disaster, effect on tax levy, 164.013 Operating levy set on incorrect information gained through general reassessment, readjusted, requirements, 164.013

Sale or lease, listing with real estate brokers and payment of commission, metropolitan and urban districts, 177.073

Sale or lease, procedure, metropolitan and urban districts, bids required, when, procedure, 177.073 School district trust fund, distribution, 163.087 Seven-director becoming urban, effect, 162.481

#### 4. School Districts — cont'd

#### (f) Urban — cont'd

Tax anticipation notes, execution, registration, records, cancellation, 165.141
Treasurer's bond, 162.541

#### 5. State Aid (CH. 163)

A+ program coordinators, reimbursement permitted, when, 168.530
Activities, participation in sanctioned programs, computation for purposes of state aid, 171.053
Adequacy target adjustment, when, 163.031
Alternative education programs, at risk teens, pregnant teens, teen mothers, 167.270
Annual appropriation from smaller schools, 163.044

### Apportionment

Correction of errors in, 163.091
Determination of, 163.031
When, duties of officers, penalty, 163.081
Assessed valuation used, how, 163.036
Biodiesel fuel, use by school districts, eligibility for additional transportation aid payment, 414.433
Building revolving fund, schools, unobligated cash balances to aid public schools, 166.300

Buses, limitation on use of funds to purchase, 163.161

Capital projects fund, erroneously set levy, revision of state aid calculation, 163.095

Career advancement program, supplemental salaries for personnel of state schools for the blind, deaf, disabled, 168.520

Career plan, supplemental salaries, matching funds, certain state aid not to be used, 168.515

## Child care, extended day child care program

Rules and regulations, guidelines, 167.298 Cigarette tax proceeds, deposited for, 149.065 Classroom trust fund, distribution of moneys, use of moneys by districts, 163.043

Closed districts, apportionment, 171.121 Closed school, how calculated, 163.051

Common carriers, violation penalties, deposit in school fund, 390.150, 390.156

Community college courses in high school districts, 178.400

## Community college districts

Apportionment, 163.191

Maintenance and repair, annual appropriation, exclusive of capitol appropriations, 163.191 Newly formed, apportionment, 163.191 Off-campus instruction, 163.191

## Resource allocation model for distribution of

Adjustment annually for inflation, limited growth and program improvement, 163.191
Approval by coordinating board, 163.191
Department of higher education and colleges to develop, 163.191
Report on model submitted, when, 163.191
Requests for new districts how based, 163.191

#### SCHOOLS AND SCHOOL DISTRICTS - cont'd

#### 5. State Aid (CH. 163) — cont'd

Community college districts — cont'd Resource allocation model for distribution of funds — cont'd

Contingent expiration date, certain sections, 143.107

Correction of errors in apportionment, 163.091 Deadline to repay incidental fund, repayment required, 165.011

Definitions, 163.011

Delinquency in property tax payments, effect on calculation for distribution, 163.036

Delinquent juveniles placed in county facilities, 178.295, 178.297

Desegregation savings, distribution, 166.275

#### **Developmental screening program**

Approved, 178.693

Reimbursement, restrictions, 178.697

#### Developmentally delayed children

Ages three and four, program for, 167.260 Approved program, 178.693

Reimbursement for program, restrictions, 178.697

Direct deposit agreements, see HEALTH AND EDUCATIONAL FACILITIES AUTHORITY

Distribution by department of elementary and secondary education, 163.083

Distribution, duties of officers, penalty, when, 163.081

Division of youth services, payment by district of domicile of child, amount, 163.073

Drug free schools act, 161.500 to 161.508

Early childhood education programs, average daily attendance calculation, students included in, when, 163.018

Eligibility, allocation of funds for professional development committee, 160.530

Eligibility, requirements, 163.021

Eligible pupils, nonresidents, counted as, when, 167.151

Energy conservation project loans, 640.651 to 640.686

Enlarged district, computation of average daily attendance, 163.041

Enrollment option plan, nonresident student to be counted as resident for state aid, 162.1057

Environmental violations, moneys received from civil penalties excluded from local effort, certain counties, 163.024

Equalization quota, distributed capital of county fund not deducted, 166.161

Errors in apportionment, how corrected, 163.091 Expenditures, certain requirements, districts excused from, when, 163.410

False information or refusal to make reports, penalty, 163.081

## Family literacy program

Defined, 160.011

Eligibility for state aid, 160.530

Federal lands, pupils residing on, 163.071

#### 5. State Aid (CH. 163) — cont'd

Financial report required for eligibility, 163.021 Financial statement required, 163.021

Forced closing of school, how calculated, 163.051 Foundation program formula, 163.031; law construed, 163.195

Funds, allocation, requirement for eligibility for state aid, 163.021

Gambling boat proceeds, transfer to classroom trust fund, 160.534

Grants for construction and renovation, see HEALTH AND EDUCATIONAL FACILITIES AUTHORITY

Handicapped children, transportation of, calculation, 163.161

#### Health services, school health initiatives

Advisory committee, members, duties, powers, 167.611

Assessment, underwriting of costs, 167.609 Authorization of parent or guardian, prerequisite, 167.621

Consent form for parents, checklist, prerequisite, 167.611

Continuation of services previously provided, 167.617

Contraceptive devices and drugs, distribution prohibited, 167.611

Definitions, 167.600

Discontinuance of participation, 167.614

Disposal of funds, method, 167.609

EPSDT services, provision of, 167.606

Family practitioner, identification of, procedure, 167.611

First aid, administration, immunity, 167.621 Grants authorized, use, preference, 167.603 Medicaid services, provision, scope, 167.606 Medicine, administration of, immunity, 167.621

Most accessible care to be provided, 167.619 Inclement weather, effect of school dismissal, 163.021

Judgments, transfer of appropriation to satisfy school funds, 166.275

Juveniles placed in county detention facilities, 178.295, 178.297

Juveniles placed in facilities of first class counties, charter form, 178.297

#### Kindergarten

Aid, funding, 163.013

Transportation aid, 163.013 Lease purchase agreements, school districts,

eligibility for funds, plans, repayment, interest, failure to make payments, effect, 166.300 Levy, operating levy less than performance levy,

Levy, operating levy less than performance levy notice requirements, 163.021

Levy, operating, minimum required, 163.021 Membership determined on basis of full-time equivalence, 163.012

## SCHOOLS AND SCHOOL DISTRICTS — cont'd

## 5. State Aid (CH. 163) — cont'd

Mental health or social services placement in facility or program, per pupil costs, payments in lieu of taxes, when, 167.126

Minimum guarantee, 163.031

Minimum levy required, uncorrected classification, when, 163.023

Minimum levy, not required, when, 163.022

#### **Operating levy**

Defined, 163.011

Minimum required, 163.021

Minimum required, unaccredited classification, when, 163.023

Operating levy less than the performance levy, notice requirements, 163.021

Reduction, accreditation, effect, 163.0025

Operating levy, minimum not required, when, 163.022

Option district election, effect of, notification required, 163.042

## Parent education program

Approved, 178.693

Pregnant teens, at risk families, potential dropouts, criteria, eligibility, 167.273

Reimbursement, restrictions, 178.697

Parochial, parish, private or home school children, special education services, state aid, how calculated, 162.996

Part-time schools, 178.320

Professional development committee, allocation of money for, eligibility for state aid, 160.530

Professional development committee, requirement for eligibility for state aid, 163.021

Public school fund, annual income, 166.011

Public utility labor disputes, penalties, paid to, 295.200

Pupils residing on federal lands, 163.071

Records required to be maintained for eligibility, 163.021

School building revolving fund, unobligated cash balances to aid public schools, 166.300

School counselors, grades kindergarten through nine, program established, eligibility, 167.265

School district bond fund to pay for costs and grants of health and educational facilities authority, 164.303

School district trust fund, see 2. Funds And Accounts, this heading

## Special educational services

Age three, deemed to be, when, 162.700

Alternative education programs, 167.270

Appropriation, special services, ages three and four, 162,700

Blind, Braille, instruction in, 167.225

Computed, how, 162.935

Coordination with agencies, 162.700

Developmentally delayed, ages three and four, 167.260

# SCHOOLS AND SCHOOL DISTRICTS — cont'd 5. State Aid (CH. 163) — cont'd

#### Special educational services — cont'd

Funding, services for children with disabilities ages three and four, 162.700

Pregnant teens, teen mothers, at risk families, parent education, 167.283

Prerequisites for, 162.715

Reimbursement for education costs, 162.974 Support services, 167.280

Specialized courses of instruction, at risk teens, pregnant teens, teen mothers, 167.270

State treasurer, converting warrant to check not necessary, when, 163.083

Students, higher education, see STUDENTS

Summer school computation, 163.036

Summer school programs, attendance outside of district, funding, 167.227

Tax rate required for eligibility, 163.021

#### **Teachers**

#### **Assistants**

Defined, 167.263

Grades kindergarten through three, program established, 167.263

State financial supplement, eligibility, 167.263 Defined, 163.011

Minimum salaries, granted, when, effect, 163.172 Term, length required, 163.021

#### Transportation

Handicapped children, special school districts, 162.900

Kindergarten, authority, 163.013

Of pupils, calculation, 163.161

Of pupils, less than one mile, expense of district, 167.231

Tuition, high school pupil attending out-of-state school, 167.141

Violence prevention program, funding, 161.650 Virtual public school, funding, 161.670

Vocational education, 178.480, 178.510, 178.520, 178.530

Weather, inclement, effect of school dismissal, 163.021

## Weighted average daily attendance

Closed school, what used, 163.051

Computation in enlarged district, 163.041

Computed, how, 163.021

Defined, 163.011

Determined on basis of full-time equivalence, 163.012

Early childhood education programs, students included in, when, 163.018

Employee parent, child to be resident pupil, 163.011

Estimate error, how corrected, effect, exception for certain districts, 163.036

Estimated, 163.036

Fair share fund, cigarette tax, distribution, 149.015

# SCHOOLS AND SCHOOL DISTRICTS — cont'd 5. State Aid (CH. 163) — cont'd

#### Weighted average daily attendance - cont'd

Increase over estimate, how corrected, exception for certain districts, 163.036

Interest on overestimates, 163.036

Prior year used after epidemic, 163.021

Resident pupil, defined, 163.011

Summer school computation, 163.036

Teaching parent, child attending other school than where actually resides considered resident pupil where attends, 163.011

Transfer corporations, computation of state aid, 162.1061

#### Withheld until

Audit report received by state board, 165.121 Financial report received by state board, when, 165.111

Youth services, division of, educational services, payment by district of domicile of child, amount, 163.073

## SCHOOLS, PROPRIETARY

See PROPRIETARY SCHOOLS

#### SCIENCE, RESEARCH AND TECHNOLOGY

Agriculture science and technology, governor's advisory council on, created, members, duties, expenses, 620.1500

Corporations, establishing, procedure, see

MISSOURI CORPORATION FOR SCIENCE AND TECHNOLOGY

Joint committee on the life sciences established, duties, 21.805

Math, engineering, technology and science week designated, 9.138

Missouri corporation for science and technology, see MISSOURI CORPORATION FOR SCIENCE AND TECHNOLOGY

Missouri science and innovation reinvestment act, 348.250 to 348.275

#### SCIRE FACIAS

Bail, forfeiture, issuance, 544.650, 544.660 Escheats, lands, issuance, service, 470.070, 470.080 Estates of decedents, claims, procedure, 473.577, 473.580

Issuance, authority of court where transcript is filed, 511.480

Judgment, procedure to revive by, 511.370 to 511.430, 511.480

Judgment, revival against heirs of defendant, 511.550 Official bonds, judgments on, 522.070

Penal bonds, action on, 522.260 to 522.280

Recognizance, forfeiture, issuance, 544.650, 544.660 Revival against heirs of defendant, 511.550

## SCRAP METAL

Beer kegs, metal, scrap metal dealers not to purchase or possess, 407.301

Cemeteries, metal belonging to not to be purchased by scrap yards, 407.302

Communications providers, metal belonging to not to be purchased by scrap yards, 407.302

#### SCRAP METAL — cont'd

Copper wire and scrap metal, purchase records required, when, 407.300

#### **Dealers**

Payments in excess of \$500 to be made by check, penalty, 407.303

Electric cooperatives, metal belonging to not to be purchased by scrap yards, 407.302

Political subdivisions, metal belonging to not to be purchased by scrap yards, 407.302

Utilities, metal belonging to not to be purchased by scrap yards, 407.302

### SCRAP METAL PROCESSORS OR OPERATORS See MOTOR VEHICLES

#### SEALS

Agricultural and mechanical societies, 262.290

Board of education to keep, 168.201

Board of registration for the healing arts, 334.125

Bonds, notes, other evidence of indebtedness, political subdivisions, requirements, 108.175

Cities, fourth class, 79.010

Cities, third class, 77.010

Community college district trustees, 178.830

Contract for sale, 400.2-203

Corporations, adoption and use, 351.385

Courts of record, 476.020, 476.030

Dental board, 332.021

Development finance corporation, 371.130

Finance, division of, 361.030

Fund commissioners, board of, 33.320

Highways and transportation commission, state, 226.100

Housing authorities, 99.080

Human rights, commission on, 213.030

Industrial development corporations, 349.050

Insurance companies, 374.050, 375.186

Kansas-Missouri air quality commission, 643.600

Labor and industrial relations commission, 286.060

Land trust, land tax collection law, 141.750

Levee district, board of supervisors, 245.080

Mobile home standards, see MOBILE HOME STANDARDS

Notary public, form, contents, property of notary,

manufacturer registration required, 486.285

Notary public, theft of seal, report to secretary of state, 486.396

Nursing home district board, 198.290

Optometry, board of, 336.130

Planned industrial expansion authority, 100.390

Police board, Kansas City, 84.450; St. Louis city, 84.190

Police retirement system board, cities of 300,000 to 700,000, 86.1370

Private, use of abolished, effect, 431.010

Probate division of circuit court, 472.070

Public entity risk management fund, 537.725

Public service commission, 386.120

Real estate commission, 339.130

Recorder of deeds, 59.130

Revenue, department of, 32.050

## SEALS — cont'd

Risk management fund, 537.725

School districts, seven-director, 162.311; urban, 162.511

State auditor, seal of office, 29.120

State treasurer, use, 30.140

State, custodian, Art. IV, Sec. 14; design, 10.060

Tax commission, multistate, 32.200; state, 138.330

Towns and villages, 80.020

Veterinary medical board, 340.210

Water supply districts, metropolitan, 247.300; county, 247.080

Workers' compensation, division of, 287.590

Writ of habeas corpus, 532.090

#### SEARCH WARRANT

Affidavit to accompany application for, 542.276

Air conservation commission representative, 643.050

Application for, contents and requirements, 542.276

Application for, who may make, 542.276

Arrest warrant for felony issued, authority to search for person, 542.271

Clean water commission, may obtain, when, 644.016

Communications equipment, warrant to search for, 542 271

Conduct of search, method, time, 542.291

Contents of, 542.276

Corpse or fetus, warrant to search for, 542.271

Dairy product receptacles, when issued, 417.330

Dam and reservoir safety, chief engineer, inspections, 236.420

Defined, 542.266

Department of conservation, agent, must obtain, when, 252.100

Description of items to be seized, requirements,

542.276 Electronic signatures, not invalidating, when, 542.276

Evidence of commission of a crime, to search for, 542.271

Executed how, when, by whom, 542.276

Execution of warrant to be within territorial

jurisdiction of issuing court, exceptions, 542.286

Expires, when, 542.276

Hazardous waste emergencies, investigations, 260.525

Hearing required for issuance, 542.276

Illegal property or raw materials, warrant to search for, 542.271

Invalid, when, 542.276

Invalidity of, effect, 542.291

Issued by whom, 542.266

Issued when, procedure, 542.276

Items for which warrant may be issued, 542.271

Kansas-Missouri air quality commission, use of, 643.600

Kidnapped persons, warrant to search for, 542.271

Lead inspection, warrant to inspect, 701.304, 701.311

Liquor law violations, procedure, 311.810

Natural resources department agent or employee, solid waste disposal law, issued when, 260.210

Night search authorized, when, 542.291

## SEARCH WARRANT — cont'd

Obscene matter, alteration, destruction or removal of, contempt of court, when, 542.281

Obscene matter, procedure for obtaining search warrant and seizure warrant, when hearing required, 542.281

Obscenity hearing, when required, how conducted, transcript, 542.281

Officer may summon assistants for execution, liability of assistants, 542.291

Peace officer, defined, 542.261

#### Persons

Arrest warrant for felony issued, warrant to search for, 542.271

Corpse or fetus, warrant to search for, 542.271 Felony arrest warrant issued, warrant to search for, 542.271

Kidnapped persons, warrant to search for, 542.271 Procedure to obtain, 542.276

Pesticide law, director of agriculture may seek, when, 281.061

Pesticide, inspection denied, 281.270

Procedure for issuance, 542.276

Property for which warrant may be issued, 542.271 Public water supply inspection, denial of entry, 640.120

Receipt for items seized, 542.276

Receipt for seized property, how presented, copy to prosecutor, when, 542.291

Record, warrant to record, authority for certain items, 542.271

Returned, how, when, 542.276

Stolen property, warrant to search for, 542.271 Strip mining inspection, land reclamation commission, 444.670

Surface coal mines, inspections, access refused, 444.865

Timber, chemical treatment, right to enter premises to inspect, 280.090

Warrant to be executed within territorial jurisdiction of

Water patrol division may apply for and serve, jurisdiction, 306.168

Weapons, warrant to search for, 542.271

# SEARCHES AND SEIZURES

\* See also SEARCH WARRANT

Alcohol and tobacco control supervisor and peace officers, 311.630, 311.810

Appeal, effect on property seized, 542.301

Arrest warrant for felony issued, authority to search for person, 542.271

Attorney general, officer may request assistance, when, 542.301

Bees, quarantine, seizure, eradication, bees and equipment, 264.065

Chemical tests, certain motor vehicle offenses, 577.021

Communications equipment, warrant to search for, 542.271

Conduct of search, method, time, 542.291

#### SEARCHES AND SEIZURES - cont'd

Conservation agents, powers, 252.090, 252.100

Copying or photographing certain items, 542.271

Corpse or fetus, warrant to search for, 542.271

Criminal activity forfeiture proceeding, seizure prior to judgment, proper, when, 513.607

Criminal activity forfeiture, writ of seizure, issued when, 513.607

Drugs, controlled, and apparatus for use, disposal, 195.140

Entomologist, state, powers, plant law, 263.145 Evidence of commission of a crime, to search for, 542.271

Execution of warrant to be within territorial jurisdiction of issuing court, exceptions, 542.286 Execution of warrant, procedure, 542.276

Food and drug law, 196.030

Forfeiture of seized property, when, 542.301 Freight line companies, authorized, when, 137.1027 Gambling devices, procedure, 513.660

## Highway patrol, state (CH. 43)

Governor's order during civil disorder, 43.200 Instruction to officers, 43.200 Powers of, 43.200

# Service of search warrants anywhere in state by patrol

Procedure, 43.200

Request to prosecutor or circuit attorney, 43.200 Sheriff to assist in serving search warrants, duties, 43.200

Horse racing commission, no search warrant required to enter horse track facilities, residences, tack rooms, vehicles, 313.560

Horse racing commission, power, time and grounds for, 313.560

Illegal property or raw materials, warrant to search for, 542.271

Invalidity of warrant, effect, 542.291

Items for which warrant may be issued, 542.271

Kidnapped persons, warrant to search for, 542.271 Lead inspection, warrant to inspect, 701.304, 701.311

Lienholders of seized property, how compensated, procedure, 542.301

Liquor law violations, procedure, 311.810

Livestock, diseased, vehicles transporting, 267.230

Magistrate, defined, 542.010

Marijuana, destruction of upon search warrant, 263.250

Military installation, authorized within, 41.753

Motion to suppress seized evidence, time and grounds for, 542.296

Night search authorized, when, 542.291

Obscene matter, disposition of seized obscene matter, procedure, 542.301

Obscene matter, procedure for obtaining search and seizure warrant, when, hearing required, transcript, 542.281

Officer may summon assistants for execution, liability of assistants, 542.291

Organized militia, powers and immunities, 41.753

#### SEARCHES AND SEIZURES - cont'd

Peace officer, defined, 542.261

#### Persons

Arrest warrant for felony issued, warrant to search for, 542.271

Corpses or fetus, warrant to search for, 542.271 Felony arrest warrant issued, warrant to search for, 542.271

Kidnapped persons, warrant to search for, 542.271 Procedure to obtain, 542.276

Pesticide law, authorized when, 281.061

Prisoners to be searched, disposition of property, 542.300

Property for which warrant may be issued, 542.271 Quarantine, bees, seizure, inspection, eradication, 264.065

Receipt for items seized, 542.276

Receipt for seized property, how presented, copy to prosecutor, when, 542.291

#### Record

Authority of officer executing writ, 109.050, 109.060

Officer's failure to deliver to successor, 109.040 Warrant to record, authority, for certain items, 542.271

Search warrant, defined, 542.266 Search warrant, issued by whom, 542.266 Seat belt law, suspected violation of, not probable cause to stop, 307.178

# Seized property

Deemed abandoned, when, 542.301 Disposition of, notice, hearing, 542.301 Sale of seized property, procedure, 542.301 Unclaimed seized property, disposition of, procedure, 542.301

Stolen property, warrant to search for, 542.271 Warrant to be executed within territorial jurisdiction of court, exception, 542.286

Warrant, procedure for obtaining and executing, 542.276

Water patrol, search warrant application and service, jurisdiction, 306.168

Weapons, warrant to search for, 542.271

Who may conduct search, 542.276

Writ of seizure, criminal activity forfeiture proceeding, issued when, 513.607

## SEAT BELTS

## Passenger cars

Child passenger restraint system, booster seats, children under age 16, requirements, penalty, 307.179

Court cost not to be assessed, 307.178

Defined, 307.178

Effective, when, 307.178

Evidence, failure to comply, effect, used when, 307.178

Exceptions, 307.178

Fine, amount, effective, when, 307.178

Inspection just for seat belt violations, prohibited, 307.178

#### SEAT BELTS - cont'd

#### Passenger cars — cont'd

Passengers in car exceed number of seat belts, no violation of law for failure to use, 308.178 Penalty, 307.178

Points on driver's licenses not to be assessed for violations, 307.178

Report by state highways and transportation commission, annual, content, 307.178, 307.179 Required, exceptions, 307.178

## SECOND INJURY FUND

See WORKERS' COMPENSATION

## SECRETARY OF STATE

Absentee ballots, envelopes, regulation of, postagefree mail to be used, when, 115.285

Accountants, out-of-state persons or firms, secretary of state to be agent for service of process, 326.325

Administrative rules, duties, 536.028

Administrative rules, nonsubstantive changes, secretary of state authorized to make, 536.032

#### Archives division

Archival facility to be maintained in St. Louis City, 109.400

Missouri state archives-St. Louis trust fund established, use of moneys, 109.410

#### State document preservation fund

Archives division, duties, 109.007

Fund established, 109.005

Investment of funds by state treasurer, 109.005 Lapse to general revenue prohibited, 109.005

Purpose, 109.005

Report due annually, 109.005

Secretary of state, duties, 109.007

Assessment plan insurance company, duties, 377.020

## Ballots

Fiscal note summary in title, when, requirements, 116.160

General assembly may include official summary and fiscal note as title on any statewide ballot measure, 116.160

Official summary as title, when, requirements, 116.160

## Provisional voting permitted

Ballot counted, when, 115.427, 115.430 Free access system established, 115.430

Procedure, ballot, voter's certificate, duties, 115.427, 115.430

Registration application, when, 115.430

Sample of constitutional amendments and initiative and referendum measures, duty to provide, 116 230

Statewide ballot measures, printing, distribution, duty, exception, 116.290

Titles for constitutional amendments, initiative and referendum measures, duties, 116.155 to 116.180, 116.334

Titles for constitutional amendments, initiative and referendum measures, duty to provide when general assembly does not, 116.160

## SECRETARY OF STATE - cont'd

#### Ballots - cont'd

#### Benevolent associations

Charter, amendment, 352.070; issuance, 352.060 Dissolution, 352.180, 352.220

Merger or consolidation, 352.150

Bills passed over veto, deposited, 21.250

Blue book, see MISSOURI MANUAL

# Bond issue, fourth state building fund

Department of corrections, 108.926 Duties, 108.926

Renovation and construction, colleges and universities, 108.926

Youth services, 108.926

Bond of recorder of deeds, recording, 59.110

Bonds, state buildings, parks, property,

improvements, duties, 108.901

Bonds, surrendered mutilated, duties, 33.360

Campaign finance, reports, electronic format, mandatory, 130.057

Cities, notice of absorption, to receive, 72.345

City names, change of duties, 71.030 to 71.070

## Code of state regulations

Established, contents, publication, 536.031 Incorporation by reference, when, 536.031

Judicial notice of contents, 536.031

Printing, sale, 536.033

Commissions and appointments, abstract of, duties,

Commodity associations, duties, 275.040

Common service by counties, election, duties, 70.050, 70.070

Compensation, 28.010

Compensation, see COMPENSATION OF

OFFICERS AND EMPLOYEES

Conflict of interests, prohibited acts, 105.456

Constitution of Missouri, copies, printing and

distribution, 2.110

## Constitutional amendment

Petitions, duties, 116.332, 116.334

Proposals, numbering, 116.210

Sample ballot, duty to provide, content, 116.230

Cooperative companies, duties, 357.020, 357.030, 357.180

Corporation franchise tax, dissolution of corporation for failure to pay, 147.120

# Corporations

Administration of law, additional authority, 351.660

Administrative dissolution, when, 351.484

Agent for service of process, when, 351.380

Amendments to articles, duties, 351.095, 351.100

Articles of dissolution, filing, 351.468

Books and records, examination of, disclosure,

penalty, 351.665

Conversion of corporation to another business entity, certificate required, effect of conversion,

351.409

Conversion to, certificate required, procedure, 351.408

## SECRETARY OF STATE - cont'd

#### Corporations — cont'd

## Dissolution

Certificate, duties, 351.484, 351.486

Notice by electronic transfer on request of

corporation, duty, content, 351.482

Service of process, duties, 506.150 Documents deemed filed with secretary, when,

351.051

Documents, filing, effective date of, 351.048

Filings, acceptable forms of signatures, 351.046

Filings, effective date of, 351.048

Filings, fees, 351.658

Incorporation, duties, 351.060

Merger or consolidation, articles, filing required,

Merger or consolidation, duties, 351.435, 351.445, 351.458

Name, reservation, duties, 351.115

Notice, registration, duties, 351.145 to 351.155

Preferred shares, issuance, duties, 351.180

Records, abstracts, public inspection, telephone information, fees, 351.657

Registered office and agent, duties, 351.375

Registration duties, forms, to provide, 351.140

Restated certificate of incorporation, issuance,

351.106

Review of decisions, 351.670

Revocation of voluntary dissolution, 351.474

Service of process on dissolved corporation, duties, 506.150

Service of process, duties, 351.380

Statutory interpretation, 351.017

Supervisor and employees, 351.685

Supervisor of registration and employees,

compensation, 351.685

Takeover bids, deemed offeror's agent, when, 409.541

Termination, request for, contents, filing, 351.522

# Corporations not for profit

# Certificate of

Acceptance, 355.020

Fees, waived when, 355.021

Filing duties, 355.031

Filing requirements, 355.011

Forms, 355.016

## **Health services corporations**

Articles of incorporation, amendment, duties,

Certificate of incorporation, issuance, 354.045 Duties, 354.035

Rules and regulations to be filed with, 354.120

Mandamus action to compel filing, 355.041

Merger or consolidation, articles, filing required,

Nonprofit water companies, articles of

incorporation, amendment, merger, consolidation, conversion or dissolution to be filed with secretary

of state, 393.915

Powers, generally, 355.061

# SECRETARY OF STATE — cont'd

# Corporations not for profit — cont'd

See CORPORATIONS NOT FOR PROFIT, this index

Council on library development, duties, 181.021 Countersigning of official acts, 28.050

County boundaries, alteration, duties, 47.310

County clerk, certificate of election, 51.040

County collector's bond, certification of receipt, 52.040

Credit or debit cards accepted for payment of taxes or fees, 28.684

Custodian of state seal, bonds, records and documents, 28.040

## Day care centers for employee's children

Costs of operation, how paid, 28.025

Grants or private donations may be accepted, 28.025

Licensing, 28.025

Procedure to establish, 28.025

Deed of trust of gas pipeline or railroad company to secure payment of bonds, filing, duties, 443.451 Deeds, lands purchased by state on execution sale, 26.050, 26.055

Deputy, appointment, qualifications, duties, 28.030 Disasters, state-declared, out-of-state businesses to notify, when, 190.285

Docket, 536.046

Documents, electronic facsimile filings permitted, when, 28.700

Dog licenses, duties, 273.090

Drainage districts, duties, 243.470

### **Election**

Presidential electors, returns, may send for, 128.060

# Qualifications

One year resident of state, Const, Art. VII, Sec. 8 Term of office, begins, when, 28.005

Election commissioners' bonds, where filed, 115.033

## **Elections**

Butterfly ballots defined, prohibited without secretary of state's written approval, 115.420

Candidates list, general election, to authorities, when, 115,401

Canvassers, state board of, convened, 115.511

Certificate of elections, duties, 115.523

Certified list of primary candidates, contents, sent to authorities, when, 115.387

Complaint procedures for grievances to be established, 28.035

Complaints of federal HAVA violations, investigation, report, 115.219

Contest election judgments, records to conform,

Declaration of candidacy, who files with secretary of state, 115.353

Delay in delivery, abstract of votes, procedure, 115.509

Documents, preservation of, duty, 115.173 Election contests, see ELECTIONS

#### SECRETARY OF STATE - cont'd

#### Elections — cont'd

Election improvements revolving loan fund, administration of, 115.078

Fair ballot language statements, preparation of, submitted to attorney general, 116.025

Federally funded grant, loan, or other aid program administered by secretary of state for compensation for election judges, 115.098

Federally funded grant, loan, or other aid program administered by secretary of state for disabled access to voting areas, 115.076

Felony conviction, duty to notify election authority of. 115.136

Fraud, violation of law, duty to report, 115.513 General assembly, furnished list of elected members, when, 115.525

#### **Help America Vote Act of 2002**

Duties of secretary of state, complaint procedures, 28 035

Transfers of moneys from election administration improvements fund to election improvements revolving loan fund, when, 115.078

Instructions for judges furnished by, 115.413 Laws of, pamphlets to be furnished by, 115.413 Matching grant, loan, or other aid program administered by secretary of state to upgrade or improve voting, awarded where, 115.074

Multilingual voter instructions and sample ballots permitted, 115.417, 115.419

National Voter Registration Act, duties, 115.136 Notice, offices for nomination, when, 115.345 Political party committee shall certify removal of members to, 115.624

Preservation of documents, duty, 115.173 Presidential electors, names on file with, 115.243 Primary forms to be prepared, when, 115.403

# Provisional voting permitted

Ballot counted, when, 115.427, 115.430 Procedure, ballot, voter's certificate, duties, 115.427, 115.430

Registration application, when, 115.430 Questions on ballots, certified by, 115.245

Recount judgments, records to conform, 115.587

Recount, votes, see ELECTIONS

Registration cards, form, secretary of state's duty to assure that are uniform, 115.155

Registration forms, consultation with Federal Election Commission, 115.136

# Registration of voters

Application processing requirements, 115.158 Centralized system, 115.158

Computer, electronic data, content, registration of voters, 115.157

Cost, how determined, duties, 115.157

Driver's licensing applicants, 115.160

Lists may be sold, fee deposited in secretary of state's technology trust fund account, 115.157

## SECRETARY OF STATE — cont'd

#### Elections — cont'd

### Registration of voters - cont'd

Voter history to be entered by election authority and forwarded to centralized voter registration system, 115.157

Registration site, list of, provision of, 115.136

Runoff election, see ELECTIONS

Tie vote, elections, see ELECTIONS

Transfers to election improvements revolving loan fund, when, 115.078

Voter identification, acceptable forms, provisional ballots, affidavit, 115.427

Voter registration solicitors, requirements, oath, penalty, 115.205

## Voter registration system

Advisory committee, 115.158

Duty, generally, 115.158

Election results, system for disseminating, 115.158

Functions authorized, 115.158

Implemented, when, 115.158

Maintenance requirements, 115.158

Removal of names, 115.158

Security measures, 115.158

Voter registration, centralized system, 115.158

## Youth voting programs

Federally funded, grants, loans, or other aid programs, 115.801

Purpose to improve federal election process, 115.801

Secretary of state to administer, 115.801

Electronic commerce, advisory committee, secretary of state to serve as member of committee, 620.1580

## **Electronic transactions**

Admissibility of electronic records as evidence, 432.260

Applicability, 432.210, 432.215

Attribution, records and signatures, 432.240

Automated transaction rules, 432.265

Change or error, effect of, 432.245

Construction and application, 432.225

Control of transferable records, when, 432.275

Definitions, 432.205

Display of records, requirements for, 432.235

Effect of attribution, records and signatures, 432.240

Effective date, 432.215

Evidence, admissibility of, electronic records, 432.260

Inapplicability, 432.210

Information in writing, requirement for, satisfaction of, 432.235

Information processing system, defined, 432.205 Legal recognition of electronic records and

signatures, 432.230

Notarization and acknowledgement, 432.250

Original records or signatures, when electronic form is satisfactory, 432.255

Posting of records, requirements for, 432.235

#### SECRETARY OF STATE - cont'd

### Electronic transactions — cont'd

Prospective application, 432.215

Records and signatures, electronic, use of upon agreement, variations by agreement, 432.220

Retention of electronic records, 432.255

Scope of law, 432.210

Sending and receipt of electronic records, deemed accomplished, when, 432.270

Severability clause, 432.295

Signatures, electronic, use upon agreement, 432.220 Title, 432.200

Transferable records, defined, 432.275

Uniform Commercial Code, act does not apply to, 432.210

Uniform electronic transactions act, 432.200 to 432.295

Writing, requirement for information to be in writing, satisfaction of, 432.235

## **Electronic transfers**

Electronic facsimile filings for documents permitted, when, 28.700

Electronic voting equipment, rules and regulations, procedure, 115.225, 115.237

Employees, appointment and compensation, 28.030 Executive orders filed with, retention by, 536.035

Extended Missouri mutual companies, mergers, duties, 380.331, 380.351

#### Fees

Archive and state library records copying, 28.160

Collection, disposition, 136.105

Commissions, issuance, 28.160

Computer printouts, copies, 28.160

Copying records, papers, documents, 28.160

Corporate filings, amount, 351.658

## Corporations

General and business, additional fees authorized, expiration date, 351.127

General not for profit, additional fees authorized, expiration date, 355.023

Professional, additional fees authorized, expiration date, 356.233

Electronic telephone transmitted, 28.160

Increase authorized, certain fees, 28.163

Limitation on collecting fees for certain documents in placement of child for adoption, 28.160

Limited liability companies, 347.179; additional fees authorized, expiration date, 347.740

Marks and brands, records, 417.260

Microfilm duplication, 28.160

Mortgage or deed of trust of gas pipeline or railroad company, filing, fee, 443.451

Notary public, commission, 28.160, 486.225

Paid how, 28.170

Partnerships, limited, additional fees authorized, expiration date, 359.653

Public records, copies, 28.160

Service of process, 28.160

Trademarks, names, private emblems, additional fee authorized, expiration date, 417.018

## SECRETARY OF STATE - cont'd

#### Fees — cont'd

User fee and an additional fee charged on all instruments by recorder, amount deposited in fund, purpose, 59.319

Voter registration lists sold, money deposited in secretary of state's technology trust fund account, 115.157

Filings, electronic facsimile filings permitted, when, rulemaking authority, 28.700

Financial interest statement, shall be filed, 105.483 Fiscal notes for constitutional amendments, initiative and referendum measures, duties, 116.170, 116.175, 116.180

Fiscal notes, administrative rules, 536.200 to 536.210 Flag, original design, kept by, 10.020

Flight log records after flight complete, open public record, 610.175

#### Foreign corporations

Certificate of authority, amended, 351.578 Corporate names, 351.584

Forfeiture of certificate, failure to amend, name change, 351.584

Merger, certificate of, to be filed with, 351.458, 351.606

Merger, filing of certificate required, 351.606 Noncompliance, duties, 351.574

Reinstatement of certificate of authority, 351.604 Resignation of registered agent, duties, 351.592

Revocation of authority to transact business in this state, 351.598

Revocation, procedure and effect, 351.602

Service of process, 351.594

Withdrawal from state, duties, 351.047, 351.596 Withdrawal, certificate of, 351.596

Withdrawal, secretary of state to serve as agent for service of process, 351.596

## Forms

Fiscal notes, administrative rules failure to use, effect, 536.210

# Limited partnership

Certificate of amendment, contents, 359.101 Registration, foreign limited partnership, contents, 359.501

Registration of trademarks, to furnish, contents, 417.016

Report of salaries and fees of county officers, duties, 51.150

## Fourth state building fund

Department of corrections, 108.926

Duties, 108.926

Renovation and construction, colleges and universities, 108.926

Youth services, 108.926

Geographic names, Missouri board on, established, members, duties, 109.225

Gifts and grants to state library, duties, 181.021 Grain dealer, nonresident, agent for service of process, exception, 276.531

#### SECRETARY OF STATE — cont'd

Help America Vote Act of 2002, duties of secretary of state, complaint procedures, 28.035

## Historical records advisory board

Appointment, terms, 109.221

Assigned to secretary of state, 109.221

Chairman of board, secretary of state to serve, 109.221

Expenses, 109.221

Grants, historical advisory board, matching moneys from recorder's fund permitted, 109.221

Historical records coordinator, 109.221

Meetings, when held, 109.221

Powers and duties, 109.221

Reports, annually for general assembly, 109.221

Rulemaking authority, procedure, 109.221

Tie vote, secretary of state's vote to break tie, 109.221

Historical records coordinator, duties, 109.221 Historical society, state, duties, 183.030

House of representatives, duty to preside, when, 21.010

Immunity, emergency rules, procedure, 536.025 Impeachment, vacancy, how filled, 106.060

Industrial development corporations, certificate issued, when, 349.035

Initiative and referendum measures, sample ballot, duty to provide, content, 116.230

# Initiative and referendum petitions

Certificate of insufficiency to state reason for insufficiency, when issued, 116.150

Certification as to sufficiency, action to compel reversal, appeal, 116.200

Certification of sufficiency and number of valid signatures, when issued, 116.150

Circulator if petition to provide certain information to secretary of state, 116.080

Destruction after three years, 116.130

Examination for compliance with constitution and laws, 116.120

Filing, duties, 116.100

Injunction to prevent certification of petition, 116.200

Insufficient petition, certificate to state reason for insufficiency, when issued, 116.150

## Labeling, duties

Alphabetical order as submitted by petition, 116.220

Legislature passing referendum to be in alphabetical order as passed, 116.220

Letter assigned and not voted on, letter to be held for next election, 116.220

Lettering to be consecutive, new letter series started for each general election, 116.220

Rules governing checking of signatures, procedure, 116.130

## **Signatures**

Certificate of insufficiency to state reason for insufficiency, when issued, 116.150

#### SECRETARY OF STATE - cont'd

## Initiative and referendum petitions - cont'd Signatures — cont'd

Election authorities verifying at request of secretary of state, 116.130

Forged or fraudulent signature, secretary of state's authority not to count, 116.140

Insufficient petition, certificate to state reason for insufficiency, when issued, 116.150

Invalid, when, 116.120

Random sampling requested by secretary of state from election authorities, time limitation 116.130

Random sampling, verification by, procedure, process to be established, 116.120, 116.130

Summary of, joint committee on legislative research to provide, posting on website, 116.115 Verification that signers are registered voters, duties, 116.130

Withdrawal of signatures, duties, class misdemeanor for false withdrawal, 116.110

Initiative petitions, duties, 116.332, 116.334

## **Insurance companies**

Certificate of amendment, duties, 375.206 Certificate of restated articles, 375.226 Incorporation duties, 379.040, 379.065 Life and accident, incorporation, 376.070, 376.110,

Reorganization, duties, 379.550, 379.620 Stipulated premium plan, duties, 377.220

Land patents, correction of descriptions, duties, 446.180

Land patents, unissued by state, owner may acquire, duties, 446.175

Landlord, registered agent required, filed with secretary of state, procedure, when, 441.520 Lands, registration, patents, duties, 28.110 Law books, filed with, evidence, 490.050

Levee districts, consolidation of, record, 245.030 Library, state, duties generally, 181.021, 181.022

Liens against railroads, duties, 429.480

# Limited liability companies

Cancellation, certificate of, service of process upon secretary, 347.161

Cause of action to prevent transaction of business by foreign company without registration, 347.165 Documents required to be delivered, 347.051

Duties, additional, 347.183

Effective date of, 347.131

Examination of books and records, power, 347.183 Execution of documents, manner, 347.047

Fees, amount, generally, waived when, 347.179

Foreign, amended certificate of registration

required, when, 347.160

Foreign, registration, duties, 347.155

Merger or consolidation, required filings, 347.129,

Name, foreign company, regulated, 347.157

Name, reservation, transfer, 347.025

Penalty, failure to file, 347.053

#### SECRETARY OF STATE - cont'd

# Limited liability companies — cont'd

Records, delivery, failure to comply, penalty, 347.091

Restated articles of organization, 347.043

Service of process after merger or consolidation, 347.135

Service of process upon secretary of state authorized, 347.033

Termination, articles of, 347.045

## Limited partnership

Agent for service of process, when, 359.041 Articles of merger or consolidation, contents,

Cancellation, grounds, notice, contents, 359.681

#### Certificate of amendment

Effective date, 359.141

Execution, failure or refusal, 359.131

Execution, manner of, 359.121

Failure or refusal to execute, 359.131

False statement, liable, when, 359.151

Filing fee, 359.651

Filing procedure, 359.141

Form and content, 359.101

Liability for failure to file, 359.101

Mandatory, when, 359.101

## Certificate of cancellation

Contents, 359.111

Effective date, 359.141

Execution, failure or refusal, 359.131

Execution, manner of, 359.121

False statement, liability, when, 359.151

Filed, when, where, 359.111; procedure, 359.141

Filing fee, 359.651

# Certificate of limited partnership

Contents and filing, 359.091

Execution, manner of, 359.121

False statement, liability for, 359.151

Filing fee, 359.651

Filing, procedure, 359.141

Certificate of withdrawal, filed when, 359.211

Derivative action, right to, when, 359.571

Duties, 359.141

Filing fees, waived when, 359.651

# Foreign limited partnership

Agent for service of process, when, 359.541

Amendments in registration, when required,

procedure, 359.531

Cancellation of certificate, procedure, effect,

359.541

Certificate, issued, when, 359.511

Duties of secretary, 359.511

Injunction, noncompliance, 359.551

Name, regulation, 359.521

Noncompliance, duty to report, when, 359.551

Noncompliance, injunction, 359.551

Registration form, 359.501

Registration required, when, 359.501

Service of process, agent for, when, 359.541

## SECRETARY OF STATE — cont'd

## Limited partnership — cont'd

## Foreign limited partnership — cont'd

Merger or consolidation, articles, filing required, 347.725

Merger or consolidation, filings and articles

required, contents, 359.165 Name reservation, duties, 359.031

Notice of cancellation, contents, how served,

Notice of cancellation, contents, how served 359.681

Powers and duties, 359.681

Records, abstracts, public inspection, fees, 351.657

Registered limited liability limited partnership,

requirements, penalties, 359.172

Registered office and agent, duties, 359.041

Registration, foreign limited partnerships, forms, 359.501

Rescission of cancellation, 359.681

Service of process, agent for, when, 359.165

Service of process, duties, 359.041

Statement of correction authorized, when, contents, fee, 359.145

Withdrawal certificate, filed when, 359.211

Lobbying, six-month waiting period after leaving office, 105.455

Mail-in voting, may promulgate rules and regulations, 115 660

Marks and brands, duties, fee, 417.260, 417.300

# Merger or consolidation of certain business organizations

Articles of merger, filing required, 347.725 Duties, 347.725

Effective, when, 347.725

Military service, delayed filings due to, exemptions from deadlines, 41.950

Missouri board on geographic names established, members, duties, 109.225

Missouri cooperative association act, powers, 351.1227; filing fees, 351.1228

Missouri manual, publication and distribution, 11.020

# Missouri Register

Ambulatory surgical center, suspension of rules, publication of order, 197.221

Cost to public, how determined, 536.033

Effective date for rules, exception, 536.021

Effective date to be printed below rule in code of regulations, 536.021

Emergency rules, procedure for, expiration, 536.025

Executive orders to be published in, when, 536.035 Fiscal notes, publication, 536.200, 536.205, 536.210

Format, 536.015, 536.023, 536.031

Notice of proposed rulemaking, publication, 536,021

Notice of rulemaking, form, 536.023

Order of rulemaking, form, 536.023; issuance,

when, publication, 536.021

Printing, sale, 536.033

Published at least monthly, 536.015

#### SECRETARY OF STATE — cont'd

## Missouri Register - cont'd

Revised at least monthly, 536.021

Rules, removed from register, authority, 536.022

Missouri state archives-St. Louis trust fund

established, use of moneys, 109.410

Mortgage of gas pipeline or railroad company to secure payment of bonds, filing, duties, 443.451

Motor vehicle, special plates, issuance, form, fee, 301,453

Mutual insurance companies, incorporation, duties, 379.220

Neglect of duty, penalty, 28.200

Nominating petitions, rules for checking signatures, authorized, 115.335

### Nonconsensual common law liens

Court to order lien valid, invalid, when, remedies, 428.125

Court, defined, 428.105

Damages, 428.135

Defined, 428.105

Filing officer, defined, 428.135

Generally, 428.105 to 428.135

Liability for recording, limited, 428.110, 428.130

Liability, personal, filing or recording instrument, when, 428.125

Notice of invalid lien, to be filed, when, duties, 428.110

Order to be filed, 428.125

Petition to declare lien invalid, 428.120

Petition to order filing, 428.115

Rejection of lien, when, 428.110

Remedies, 428.125, 428.135

Nonpartisan selection of judges, duties, Art. V, Secs. 25(c)(1), 25(c)(2)

Nonprofit sewer corporations, articles filed, 393.825, 393.827, 393.831, 393.853; duties of secretary of state, 393.835

# Nonprofit water companies

Filings required, when, 393.915

Voluntary dissolution and wind up of affairs after commencing operation, 393.945

Voluntary dissolution before commencing operation, 393.942

# Nonresident

Milk processors, agent for service, 416.520 to 416.560

Motorists, action against, duties, 506.220 to 506.310

Watercraft owners, actions against, duties, 506.340

# Notary public

Application, form, where filed, 486.225

Appointment of, 486.205

Bond, oath, signature, database, duty to keep, 486 245

Certification of notary's authority, form, fee, 486.395

Change of name, fee, duties, 486.300

# Commission

Annulled and canceled, when, 486.240

## SECRETARY OF STATE — cont'd Notary public — cont'd

Commission — cont'd

Fee, 28.160

Issuance of, 28.160, 486.225

Issued, when, contents, 486.230

Failure of applicant to appear or qualify, effect of, 486 240

Renewal application for, 486.225

Residence, change of county, amended commission, fee, duties, 486.315

Revocation of commission, notice, 486.320

Seal stolen, report of theft, 486.396

Training required, 486.225

Notice of election on constitutional amendments, initiative and referendum measures, duties, 116.240, 116.260

Oath and bond, 28.020

Oath of office taken, when, 28.005

Office, location, 28.040

Official publications, duties, 11.040, 11.050

Original document, removing from office of, 28.080

Original rolls to revisor of statutes, 3.080

Original rolls, laws and resolutions, duties, 2.010, 2.020

Payment of taxes or fees by credit or debit cards permitted, when, 28.684

Pesticide licensees, out of state, registered agent, when, 281.075

Political consulting, paid, prohibited, when, 105.453 Political party committee shall certify removal of members to, 115.624

Prisoners, cost of care reimbursement to state, assistance for attorney general, duties, 217.839

Public rulemaking docket, 536.046

Publication of notice of election on statewide ballot measures, duties, 116.240, 116.260

Publications fund, claims for expenses of statewide ballot measures, 116.270

Railroad corporations, duties, 388.030

Railroads, extension of roadline, duties, 388.430

## Records

Certified copies, evidence, 490.180

Commission, state, chairman, 109.250

Copies, duties, 28.090

County, preservation and destruction, 50.172

Flight log records after flight complete, open public record, 610.175

Local boards, duties, 109.255

Management and archives service, duties, 109.220

Public inspection, 28.070

Removing from office, restrictions, 28.080

# Registered limited liability partnership Fees

Additional five dollar charge on all filings to

secretary of state, 358.501

Agent, change of, 358.470

Amendment to filings, 358.440

Certificate of good standing issued by secretary of state, 358.490

#### SECRETARY OF STATE - cont'd

# Registered limited liability partnership — cont'd Fees — cont'd

Certified copies of all filings of partnership, 358.490

Foreign partnership registration, 358.440

Name of partnership reservation, transfer or

cancellation, 358.460

Office, change of address, 358.470

Registration application, 358.440

Renewal of registration, 358.440

Revocation, 358.440

Secretary of state to receive additional five dollar

charge on all filings, 358.501

Successor agent appointment, 358.470

Waived when, 358.440

Withdrawal of registration, 358.440

See also PARTNERSHIP (CH. 358)

Registration forms, voters, to be provided to public agencies, 115.162

Registration of voters, see REGISTRATION OF

VOTERS, this index

Report, duties, 28.130

Responsibility for acts of deputy, 28.030

Retirement system, political subdivisions, trustees'

oath, bonds, filed with, 70.605

Revenue collection center or prepaid accounts established, 28.684

Right-of-way, railroad, duties, 388.380

Risk management associations, service of process, nonmembers, procedure, send copy to association, 176.540

River basin conservancy district incorporation decree, recording, fee, 257.150

# Rules and regulations of state agencies

Emergency rules, procedure, 536.025

Filed with, public records, retention by, 536.035

Register of, see Missouri Register, this heading

Rural electric cooperatives, duties, 394.100, 394.200, 394.240

Salary, see SALARIES

Sanitary drainage districts, duties, 248.190

## Savings and loan associations

Amendment of articles, 369.059

Certificate of forfeiture, 369.064

Certificate of incorporation, 369.024, 369.074

Conversion to federal association, 369.069

Conversion to state association, 369.074

Dissolution, 369.089

Merger, 369.079

Signature by deputy, 28.030

Signature, facsimile, authorized, 28.095

State aid to libraries, duties, 181.021

State librarian, appointment of, 28.040

State library, operation and control, 181.021

State seal, affixing of to official acts, 28.050

Statewide ballot measure approved by voters,

publication, 116.340

Street railways, duties, 391.010

#### SECRETARY OF STATE - cont'd

Sunday sales law exemption for certain areas in St. Louis city, duty, 578.106

Supreme court library, to deliver documents to, replacement of books, 180.040, 180.050

Swamplands, duties, 241.010 to 241.130

Swearing in, oath of office taken, when, 28.005 Taxes and fees, credit and debit cards accepted,

#### Technology trust fund account

Appropriation of funds, purpose, 28.160 Fees, additional, deposit to account, 347.740, 351.127, 355.023, 356.233, 359.653, 400.9-528, 417.018

Term of office, begins when, 28.005

Textbook publisher's agent for service of process, 170.121

#### **Trademarks**

28.684

Abstract of mark, duties, fee, 417.021

Assignment of registration, duties, fee, 417.031

Cancellation of registration for cause, when, duties, 417.041

Certificate of registration, duties, 417.021 Certificate, duplicate fee, 417.021

Classification of goods and services, separate

applications required, when, 417.046

Forms for registration, duty to furnish, contents, 417.016

Information required by secretary of state, 417.016 Legal action to cancel mark, authority to intervene as party, 417.066

Notification to all registrants having registrations on Sept. 28, 1973, duties, 417.026

Registration with, 417.005 et seq.

Registry of, open for public examination, 417.036 Renewal of registration, notification, when, forms authorized or furnished, 417.026

## Transition

Funds, when, maximum allowed, 28.300 Transition period defined, 28.305

# **Transportation corporations**

Articles of incorporation, filing of, 238.312 Dissolution, certificate of, issuance, when, 238.360 Use tax, vendor's agent for service of process,

144 630

Vacancy in office of, duties of governor, 28.190 Veterinarian, out of state, agent for service of process, 340.248

Voter registration forms to be provided to certain public agencies by secretary of state, 115.162 Voter registration lists, sale, deposit of funds into state technology trust fund account, 115.157

## SECURED TRANSACTIONS

\* See also UNIFORM COMMERCIAL CODE

#### Fees

Termination statement, 400.9-404

Pawnbrokers, secured personal credit loans, 367.031, 367.040

Premium finance agreement, filing not required, 364.140

## SECURED TRANSACTIONS — cont'd

Real estate, future advances, security instrument to provide, 443.055

Secured personal credit loans, pawnbrokers, 367.031, 367.040

Usury, effect on, 408.070

## **SECURITIES**

Acquisition, 400.8-104

#### Adverse claims

### Certificated security

Communicated by written notification to issuer, 400.8-403

Fraud, protected purchaser, 400.8-303

Indorsement, 400.8-304

Defined, 400.8-102

Issuer's duty, 400.8-403

#### Notice

Certificated security, 400.8-303

Generally, 400.8-105

Uncertificated security, issuer's duty, 400.8-403

Protected purchaser, 400.8-303

Purchaser of certificated security without notice, 400.8-303

Security entitlements not allowed, when, 400.8-502; priorities for claims, 400.8-510

#### **Uncertificated security**

Issuer's duty, 400.8-403

Protected purchaser, 400.8-303

Alteration, 400.8-206

Amendments to article 8, effect of, 400.8-601

Applicability of commercial code, 400.8-110

Appropriate person, indorsement by, registration of transfer, effective instrument originated by, unencumbered security, indorsed to issuer, 400.8-401

Assets or securities, rules for determining, 400.8-103

# Authenticating trustee

Certificated security, effect, signature of authentication, 400.8-208

Registration of transfer, of certificated or uncertificated securities, duties concerning, 400.8-407

Authentication, warranty, 400.8-208

Bank deposits and collections, application, 400.4-102 Banks and trust companies, powers and authority,

262 105

Banks and trust companies, restrictions on purchase, 362.170

## Bi-state development agency

Lawful investments, 70.377

Tax status, 70.375

Terms, 70.373

Blanks, completion of instrument, 400.8-206 Bonds, involvement with issuance prohibited by persons contributing to election, 409.107

Brokers, warranties, 400.8-306

## Certificated security

Alteration, completion, 400.8-206 Control, when, 400.8-106

Control, when, 400.8-100

Defined, 400.8-102

#### SECURITIES - cont'd

## Certificated security - cont'd

Destroyed, 400.8-405, 400.8-406

Duty of authenticated trustee, transfer agent, or registrar, 400.8-407

Effect of issuer's restriction on transfers, 400.8-204

Indorsement, 400.8-304

Liability and nonliability for registration, 400.8-404 Lost, 400.8-405, 400.8-406

Protected purchaser, 400.8-303

## Registered form

Requirements for, 400.8-102

Security, general provisions, 400.8-102

Staleness, notice of, defects or defenses, 400.8-203

Stolen, 400.8-405, 400.8-406

Unauthorized signature, 400.8-205

Warranties, 400.8-208, 400.8-306

Wrongfully taken, 400.8-405, 400.8-406

Choice of law, 400.8-110

Citation, 400.8-101

City depositaries, as security for public funds, 95.285, 95.355

Claims, warranties, 400.8-306

Clearing corporation, rules, conflict with commercial code, 400.8-111

Commercial code, transitional provisions, 400.11-103 to 400.11-108

Completion of instrument, certificated security, 400.8-206

Condominiums, interests in, not securities under Mo. law, filed with Securities & Exchange Commission, effect of, 448.4-107

Conservatorship, verification, pooled account defined, requirements, 475.275

Control, generally, 400.8-106

Counties, cities, sale and reinvestment, 108.210

Creditor's legal process, 400.8-112

Dealers or salesmen, not deemed engaged in trust business, when, 362.011

Dealers, county licensing (CH. 423)

## Defect

Notice, issuer, 400.8-202

Notice, purchaser, certificated or uncertificated securities, 400.8-202

Staleness, notice, 400.8-203

#### Defenses

Genuineness, certificated or uncertificated securities, issuer, 400.8-202

Staleness of security as notice, 400.8-203

Definitions, 400.8-102

## **Delivery**

Intermediary, warranties, certificated security, 400.8-306

Purchaser, occurs when, 400.8-301

Deposit of, 400.8-117

Destroyed instruments, registration of transfers, 400.8-405

Development finance corporations, who may acquire, exempt from certain rules, 371.250

#### SECURITIES - cont'd

Estates of infants and incompetents, verification, pooled account defined, requirements, 475.275

Evidence, appropriate evidence of appointment or incumbency, defined, assurance, indorsements and instructions are effective, 400.8-402

Executions, seizing and placing with receiver, 513.105, 513.110

Facsimile signatures of public officials, authority, 105,273 to 105,278

Fiduciaries, indorsement, 400.8-402

Fraud, alteration, initial transaction statement, 400.8-206

Gambling, based on, void, 434.010

## Gas, electric, water and sewer companies

Issuance, 393.200

Ownership restricted, 393.190

Regulated, 393.180

Generally, 400.8-101 to 400.8-511

#### Genuine

Certificated or uncertificated security, 400.8-202, 400.8-208

Initial transaction statement, 400.8-208

Government, issuance, responsibilities, certificated or uncertificated securities, 400.8-202

Hold or holder, warranties, certificated security, 400.8-306

Improper registration, liability for, 400.8-404

#### Indorsement

## Certificated security

Generally, 400.8-304

Genuineness and effectiveness, guaranteeing signature of indorser, 400.8-402

Instruction, entitlement, effective when, 400.8-107 Issuer, assurances, genuine, certificated security, registration of transfer, 400.8-402

Lost or destroyed security, bond of claimant, 400.8-405

## Initial transaction statement

Certificated security, defect, validity, 400.8-202

Completion or alteration of, 400.8-206

Issuer, duty of, 400.8-403

Unauthorized signatures, effect, security certificate, 400.8-205

Uncertificated security, restrictions on transfer, 400.8-204

Injunctions, issuer's duty as to adverse claims, 400.8-403

#### Instruction

Appropriate person, originated by, indorsement by, registration of transfer, 400.8-401

Defined, 400.8-102

Effectiveness, assurance, genuineness, 400.8-402 Initiation, completion by another, obligations of

person initiating, 400.8-305 Originator of, warranties, 400.8-306

Receipt of issuer under duty to effect duly requested registration, 400.8-401

Registration of transfer, 400.8-402

Insurance companies, deposit required, 379.098

#### SECURITIES - cont'd

## Insurance company, issued by

Equity security, defined, 375.425

Good faith compliance with regulations, effect, 375.426

Judicial review, 375.426

Owner to file with insurance director when, 375.422

Profit from unfair dealings in, recoverable by company, 375.423

Purchases and sales exempt from regulations, when, 375 425

Rules and regulations for administration of law, 375.426

Seller must own at time of sale and deliver within 20 days, exceptions, 375.424

Insurance holding companies, see INSURANCE COMPANIES

Investment company security, definition, 400.8-103

#### **Issuer**

## Certificated security

Adverse claims, issuer's duty, 400.8-403

Evidence, signature, 400.8-114

Generally, 400.8-201

Pleadings, signature, 400.8-114

Registered transfer, 400.8-401

Defenses, certificated or uncertificated securities, 400.8-202

Defined, 400.8-201

Effect of issuer's restrictions on transfer, certificated or uncertificated securities, 400.8-204

Lien, valid against purchaser, when, 400.8-209

Requesting issuer to register transfer of certificated security, warranty as to power to do so, 400.8-306 Responsibility, 400.8-202

Restrictions on transfer, certificated or uncertificated securities, 400.8-204

Rights with respect to registered owners, 400.8-207 Liens, warranties, 400.8-306

Limitations, warranties of third parties who deliver certificated securities held by pledge, 400.8-306

Lost instruments, registration of transfer, 400.8-405, 400.8-406

Motor carriers, 387.240, 387.270, 387.290

Motor vehicle financial responsibility law, see

MOTOR VEHICLE FINANCIAL

RESPONSIBILITY LAW

Multinational banks, lawful investments, when, 409.950

Nonresident decedent's estate, situs, 473.671

## Notice

Adverse claim, 400.8-105

Defect or defense, certificated or uncertificated security, 400.8-202

#### Overissue

Definition, 400.8-210

Generally, 400.8-102, 400.8-210

Owners and ownership, registered owner, rights and duties, 400.8-207

#### SECURITIES — cont'd

Perfection, effect of certain amendments to article 8, 400.8-601

Pledge of as collateral, exempt from usury law, 408.090

Pledgees, restrictions on transfer, certificated or uncertificated securities, 400.8-204

Port authorities, bonds, description, 68.040

## Protected purchaser

### Certificated security

Blanks incorrectly filled, enforcement, 400.8-206 Lost, destroyed and stolen, 400.8-405, 400.8-406 Defined, 400.8-303

#### Purchaser

Protected purchaser, defined, general provisions, 400.8-303

Rights, 400.8-302

Purchases, certificated or uncertificated security, defect, validity, purchase for value, 400.8-202

#### Registrar

Signature of authentication, certificated security, effect, 400.8-208

Unauthorized signature, security certificate, 400.8-205

#### Release

Duty of authenticating trustee, transfer agent or registrar, 400.8-407

Issuer, 400.8-201

## Registration

Liability and nonliability for, 400.8-404

 $Restrictions, \, warranties, \, 400.8 \hbox{--} 306$ 

Rules, clearing corporation, conflict with commercial code, 400.8-111

Rural electric cooperatives, issuance, 394.080

# Securities intermediary

Liability, 400.8-115

Purchaser, 400.8-116

# **Security entitlements**

## Adverse claims

Assertion not permitted, when, 400.8-502 Priorities for claims, 400.8-510

Creditors of security intermediaries, priorities, 400.8-511

Enforcement of property interests, 400.8-503

Financial assets, interests in, how held by securities intermediary, 400.8-503

Priorities for claims, 400.8-510, 400.8-511

Property interest, securities intermediary, held how, enforcement, 400.8-503

Purchasers, rights, 400.8-510

# Securities account

Acquisition from securities intermediary, when, 400.8-501

Definition, 400.8-501

#### Securities intermediary

Assets, how held, 400.8-503

Creditors of, priorities of claims, 400.8-511 Entitlement order, duty to comply, 400.8-507

Exercise rights, duties when directed, 400.8-506

## SECURITIES — cont'd

#### Security entitlements — cont'd

## Securities intermediary — cont'd

Form of holding, duty to change, when, 400.8-508

Maintenance of financial assets, duties, 400.8-504 Payment or distribution of assets, duties, 400.8-505

Right and duties, effect of other statutes or rules, 400.8-509

## **Security interest**

Subject to, 400.9-203

Uncertificated security, 400.8-101

Security, defined, 400.8-102

Senior savings protection act, 409.600 to 409.630

#### Signature

Authenticating trustee, unauthorized signature, security certificate or initial transaction statement, 400.8-205

Certificated security, 400.8-208

Effect, authenticating trustee, registrar or transfer agent, 400.8-208

Guarantee of signature defined, assurance, indorsements and instructions are effective, effectiveness, 400.8-402

Initial transaction statement, incompleteness in other respect, 400.8-206

Registrar or transfer agent, unauthorized signature, security certificate or initial transaction statement, 400.8-205

Unauthorized signature, uncertificated security, warranties, 400.8-306

St. Charles County transit authority, instruments issued to be treated as securities, 238.406 Staleness, nature of defects or defenses, 400.8-203 State depositaries, requirements, 30.270

State depositaries, U.S. government obligations defined to include certain securities, 30.260, 30.270, Art. IV, Sec. 15

State money, U.S. obligations, right to invest in or by reverse repurchase agreement, requirements, temporarily defined, 30.260

#### Statements

## **Uncertificated securities**

Issue, guarantor is an issue, respecting obligations, effect of notation on, 400.8-201 Issuer's duty, adverse claims, 400.8-403

Statute of frauds, inapplicable, 400.8-113

Statutes, effect of certain amendments to article 8, 400.8-601

Taxpayers, warranty, indorsements, assurance of effectiveness, 400.8-402

# **Telecommunication companies**

Issuance, regulation, 392.290 to 392.330 Limitation on commission's power, when, 392.290 Restrictions on ownership, 392.300

Third parties, claim embodied in legal process, 400.8-403

#### SECURITIES — cont'd

#### Transfer

#### Certificated security

Fraud, protected purchaser, transferee, 400.8-303 Indorsement, instruction, entitlement, effective when, 400.8-107

Transferor of, warrants to purchaser for value, genuineness of security, 400.8-306

Delivery occurs, when, 400.8-301

Effect of issuer's restrictions, certificated or uncertificated securities, 400.8-204

Power to order, 400.8-207

Proof of authority to transfer, 400.8-307

#### Registration

Duty of authenticating trustee, transfer agency, acting for issuer, 400.8-407

Issuer, duty of, 400.8-401

Liability and nonliability for, 400.8-404 Registered owner, rights and duties, 400.8-207 Warranties, 400.8-306

Registration of transfer, purchaser's right to requisites for, 400.8-307

Rights acquired by purchaser, 400.8-302

# **Uncertificated security**

Indorsement, instruction, entitlement, effective when, 400.8-107

Warranties, 400.8-306

## Transfer agent

Signature of authentication, certificated security, effect, 400.8-208

Unauthorized signature, security certificate, 400.8-205

Trust companies, deposit, 362.590

Trustees, indenture trustee, issuer, rights and duties of issuer, 400.8-207

## **Uncertificated security**

Defined, general provisions, 400.8-102

Duty of authenticating trustee, transfer agent, or registrar, 400.8-407

Effect of issuer's restrictions on transfers, 400.8-204 Genuineness, 400.8-202

Issuer, duty as to adverse claims, 400.8-403

Liability and nonliability for registration, 400.8-404 Lost, certificated security, new issue, 400.8-405, 400.8-406

Presentation warranties on, 400.8-306

Protected purchaser, 400.8-303

Registration, generally, 400.8-401

Security, generally, 400.8-102

Staleness, notice of defects or defenses, 400.8-203 Unauthorized signatures, effect, 400.8-205

Urban redevelopment corporations, who may invest in, 353.150

Veterans' guardianship law, verification, 475.425

#### Warranties

Brokers, 400.8-306

Certificated security, 400.8-208, 400.8-306 On presentment or transfer, 400.8-306

Originator of instruction, 400.8-306

#### SECURITIES - cont'd

## Warranties — cont'd

Transfer agent, registrar, certificated securities, 400.8-208

Warranties on direct holding, 400.8-108

Warranties on indirect holding, 400.8-109

Wrongful registration, liability for, 400.8-404

#### SECURITIES LAW

Administration, 409.6-601

Administrative enforcement, 409.6-604

Administrative files and opinions, 409.6-606

Agencies, uniformity and cooperation with, 409.6-608

## Agent

Defined, 409.1-102

Filing fee, amount, 409.4-410

Postregistration requirements, 409.4-411

Registration denial, revocation, suspension, withdrawal, restriction, condition, or limitation, 409.4-412

Registration procedure, 409.4-406

Registration requirements, exemptions, 409.4-402

Termination of employment or association, transfer of employment or association, 409.4-408

Transfer of employment or association, 409.4-408

Withdrawal of registration, 409.4-409

Bonds, involvement with issuance prohibited by persons contributing to election, 409.107

## Broker-dealer

Defined, 409.1-102

Filing fee, amount, 409.4-410

Filing requirements, 409.3-305

Postregistration requirements, 409.4-411

Registration denial, revocation, suspension, withdrawal, restriction, condition, or limitation,

409.4-412

Registration procedure, 409.4-406

Registration requirements, exemptions, 409.4-401

Succession and change in registration of, 409.4-407

Withdrawal of registration, 409.4-409

Civil enforcement, 409.6-603

Civil liability, 409.5-509

## Commissioner

Administration of tampering law, rulemaking

authority, 409.114

Administration, 409.6-601

Administrative enforcement, 409.6-604

Civil enforcement, 409.6-603

#### **Commodities**

Administration of law, 409.830

Appointment as agent for service of process, mandatory, 409.838

Commencement of proceedings, 409.843

Cooperation with other jurisdictions, agencies, 409 833

Hearing, notice procedure, public, private, 409.843

Information, restricted use, public, confidential, 409.830

Investigations, 409.820

## SECURITIES LAW - cont'd

#### Commissioner — cont'd

## Commodities — cont'd

Judicial review, petition for review, procedure,

Notice of intent, notice after entry, request for

hearing, 409.843

Orders of compliance, 409.820

Powers in case of violations, 409.823

Remedies, legal, equitable, prohibition

mandamus, civil penalty, when, 409.826

Subpoenas, 409.820

Summary order, notice after entry, request for

hearing, 409.843

Cooperation with other states, countries, territories, to achieve uniformity of interpretation and

enforcement, 409.400

Duties not limited by chapter 407, 407.125

Forms, 409.6-605

Investigation of violations of tampering prohibition,

409.111; relief may be sought for violations,

409.112

Investigations and subpoenas, 409.6-602

Life insurance contracts relating to separate

accounts, no jurisdiction, 376.309

Orders issued, violations of tampering prohibitions,

409.113

Orders, 409.6-605

Registration statements, stop order issued, when,

409.3-306

Rules, 409.6-605

## Takeover bids

Fees, may establish, 409.531

Hearings, may hold when, 409.561

Injunctions, may seek, when, 409.521

Investigations, authority to conduct, scope, 409.521

Registration statement, file with commissioner, when, 409.511

Registration statement, material changes, notice to

commissioner, how, 409.516

Rulemaking authority, 409.531, 409.546

Solicitations, recommendations, file with

commissioner, 409.511

Waiver of securities requirements, 409.3-307

#### Commodities

Administration of law, commissioner of securities, restricted use of information, public, confidential, 409.830

Annual report, broker-dealers, sales representatives, 409.858

Applicability of other laws, 409.816

Application of sections, 409.840

Boards of trade, designation required, 409.808

#### **Broker-dealers**

Annual report required, 409.858

Capital requirements, fidelity bonds, reports,

records, rules, 409.858

## License

Application, contents, procedure, fees, 409.850

#### SECURITIES LAW - cont'd SECURITIES LAW - cont'd Commodities — cont'd Commodities — cont'd Broker-dealers - cont'd Rules - cont'd License - cont'd Licenses Application, 409.838 Classification, 409.856 Denial suspension, revocation, cancellation, Classification, 409.856 grounds for, 409.863 Examination, 409.853 Effective when, expires, when, 409.856 Expiration, 409.856 Examination, when, 409.853 Fee, 409.858 Records, examination without notice, fee, 409.860 Sales representatives, multiple licenses, 409.856 Classification of licenses authorized, 409.858 Prescribing terms and conditions of transactions and contracts, 409.806 Commencement of proceedings, 409.843 Commissioner of securities, investigations, Publication of violations, 409.820 subpoenas, orders of compliance, 409.820 Records, 409.858 Commissioner of securities, powers, 409.823 Remedies for violation, 409.823 Contracts prohibited, exemptions, 409.803 Reports, 409.858 Cooperation with other jurisdictions, agencies, Rescission, 409.836 409.833 Sales representatives Examination, applicants for licenses, when, 409.853 Annual report required, 409.858 Exempt transactions, 409.806 License Exemptions, burden of proof, 409.848 Application, contents, procedure, fee, 409.850 Hearing, notice, procedure, public, private, 409.843 Classification, 409.856 Intent of law, 409.818 Denial, suspension, revocation, cancellation, Judicial review, petition for review, procedure, grounds for, 409.863 409.846 Effective, when, expires, when, 409.856 Liability for acts of agents, joint and several, when, Examination, when, 409.853 409.813 Records, examination without notice, fee, 409.860 Licenses Records, rules, 409.858 Application, contents, procedure, fees, 409.850 Restrictions, exceptions, termination of association, notice, 409.856 Denied, suspension, revocation, cancellation, grounds, orders, 409.860 Service of process, 409.838 Summary order, notice after entry, request for Effective, when, expire, when, 409.856 Merchants, registration, license required, 409.808 hearing, 409.843 Notice of intent, notice after entry, request for Commodity associations exempt from, 275.190 Conduct prohibited, investment advice, 409.5-502 hearing, 409.843 Offers to buy, sell, where deemed made, accepted, Confidentiality, 409.6-607 409.840 Criminal penalties, 409.5-508 **Orders** Documents, tampering with, prohibited, 409.108; Annual report, information, 409.858 violation, penalty, 409.109 Cease and desist, 409.823 Effective date of securities law, 409.7-701 Evidentiary burden, civil actions, 409.5-503 Examination requirement, 409.853 Judicial review, 409.846 Exemption Licenses, 409.856, 409.863 Life insurance, contracts relating to separate Rescission, 409.836 accounts, 376.309 Existing rights and duties, applicability of 2003 act, Summary orders, 409.843 Penalties, 409.828 409.7-703 Prohibited acts, 409.810 Federal covered investment adviser, notice filing Records, examination without notice, fee, 409.860 requirements, 409.4-405 Forms, 409.6-605 Remedies for violation, legal, equitable, prohibition, mandamus, civil penalty, when, Fraud, 409.5-501 Hearings, 409.6-605 409.826 Housing bonds, county and city, applicable to, Rules 104.455 Annual report, information required, 409.858 Appointment of commissioner to receive service Interpretive opinions, 409.6-605 of process, 409.838 Investigations and subpoenas, 409.6-602 Capital requirements, broker-dealers, 409.858 Investigations, tampering with, prohibited, 409.108;

# Investment adviser

Designation of officer to issue process, 409.820

Judicial remedies for violation, 409.826

Fidelity bonds, 409.858

Defined, 409.1-102

Filing fee, amount, 409.4-410

violation, penalty, 409.109

## SECURITIES LAW - cont'd

#### Investment adviser - cont'd

Postregistration requirements, 409.4-411 Registration denial, revocation, suspension, withdrawal, restriction, condition, or limitation,

409.4-412

Registration procedure, 409.4-406

Registration requirements, exemptions, 409.4-403 Succession and change in registration of, 409.4-407

Withdrawal of registration, 409.4-409

# Investment adviser representative

Defined, 409.1-102

Filing fee, amount, 409.4-410

Postregistration requirements, 409.4-411

Registration denial, revocation, suspension, withdrawal, restriction, condition, or limitation,

409.4-412

Registration procedure, 409.4-406

Registration requirements, exemptions, 409.4-404 Termination of employment or association, transfer

of employment or association, 409.4-408

Transfer of employment or association, 409.4-408

Withdrawal of registration, 409.4-409

Judicial review, 409.6-609

Jurisdiction, 409.6-610

Misleading filings, 409.5-505

Misrepresentations, registration or exemptions, 409.5-

#### Missouri securities act

Additional exemptions and waivers, 409.2-203

Administration, 409.6-601

Administrative enforcement, 409.6-604

Administrative files and opinions, 409.6-606

Agencies, uniformity and cooperation with, 409.6-608

Agent registration requirements, exemptions, 409.4-402

Agent, defined, 409.1-102

Bank, defined, 409.1-102

Broker-dealer registration requirements,

exemptions, 409.4-401

Broker-dealer, defined, 409.1-102

Citation of law, 409.1-101

Civil enforcement, 409.6-603

Civil liability, 409.5-509

Commissioner, defined, 409.1-102

Conduct prohibited, investment advice, 409.5-502

Confidentiality, 409.6-607

Criminal penalties, 409.5-508

Definitions, 409.1-102

Depository institution, defined, 409.1-102

Effective date, 409.7-701

Electronic records and signatures, 409.1-105

Evidentiary burden, civil actions, 409.5-503

Exempt securities, 409.2-201

Exempt transactions, 409.2-202

Exemptions, denial, suspension, revocation,

condition, or limitation of, 409.2-204

Existing rights and duties, applicability of 2003 act, 409.7-703

## SECURITIES LAW - cont'd

## Missouri securities act — cont'd

Federal agencies, reference to, 409.1-104

Federal covered investment adviser, defined, 409.1-102

Federal covered investment adviser, notice filing

requirements, 409.4-405

Federal covered security, defined, 409.1-102

Federal statutes, reference to, 409.1-103

Forms, 409.6-605

Fraud, 409.5-501

Hearings, 409.6-605

Institutional investor, defined, 409.1-102

International banking institution, defined, 409.1-

Interpretive opinions, 409.6-605

Investigations and subpoenas, 409.6-602

Investment adviser representative, defined, 409.1-102

Investment adviser, defined, 409.1-102

Investment advisor registration requirements,

exemptions, 409.4-403

Investment advisor representative registration

requirements, exemptions, 409.4-404

Judicial review, 409.6-609

Jurisdiction, 409.6-610

Misleading filings, 409.5-505

### Notice

Filing requirements, 409.3-302

Orders, 409.6-605

Price amendment, defined, 409.1-102

Public records, 409.6-607

Qualified immunity, 409.5-507

Recission offers, 409.5-510

# Registration

Agent, requirements, exemptions, 409.4-402

Broker-dealer, requirements, exemptions, 409.4-

401

Coordination, registration by, procedure, 409.3-

303

Denial, revocation, suspension, withdrawal,

restriction, condition, or limitation, 409.4-412

Fees, amount, 409.3-305

Filing fees, 409.4-410

Filings, requirements, 409.3-305

Investment adviser representative, requirements,

exemptions, 409.4-404

Investment adviser, requirements, exemptions,

409.4-403

Misrepresentations, registration or exemptions,

409.5-506

Postregistration requirements, 409.4-411

Procedure, 409.4-406

Qualification, registration by, procedure, 409.3-

304

Registration by coordination, procedure, 409.3-

303

Registration by qualification, procedure, 409.3-

304

## SECURITIES LAW — cont'd

## Missouri securities act — cont'd

### Registration - cont'd

Registration statements, contents, amendments, duration, 409.3-305

Required, when, 409.3-301

Stop order issued on registration statements by commissioner, when, 409.3-306

Succession and change in registration, brokerdealer or investment adviser, 409.4-407

Termination or transfer of employment or association, agents and investment adviser representatives, 409.4-408

Withdrawal of, 409.4-409

Repeal of prior securities act, 409.7-702

Rules, 409.6-605

Sale of securities, unlawful, when, 409.3-301

Sale, defined, 409.1-102

Sales and advertising literature, filing of, 409.5-504

Security, defined, 409.1-102

Self-regulatory organization, defined, 409.1-102

Service of process, 409.6-611

Severability clause, 409.6-612

Waiver of securities requirements, commissioner has authority to, 409.3-307

Nonprofit water companies, securities law not to apply, when, 393.918

Orders, 409.6-605

Professional corporation stock transactions, inapplicable, exception, 356.131

Public records, 409.6-607

Qualified immunity, 409.5-507

Recission offers, 409.5-510

Repeal of prior securities act, 409.7-702

Rules, 409.6-605

Rural electric cooperatives, not applicable, 394.280 Sales and advertising literature, filing of, 409.5-504

Service of process, 409.6-611

Severability clause, 409.6-612

### Takeover bids

Attorney general, may prosecute, how, 409.536 Bank or bank holding company, exception when

offeror or target company, 409.551

Cited, how, 409.500

Construction of statutes, effect of invalid provision, 409.556

Definitions, 409.506

Exceptions, 409.551

Fees, commissioner may establish, 409.531

Fraudulent practices prohibited, solicitation of offerees, 409.546

Hearing, commissioner may hold, when, 409.561 Injunctions, commissioner may seek, when, 409.521

Investigations, commissioner may conduct, scope, 409.521

Offeror, defined, 409.506

Penalties, 409.526

Public utility or public utility holding company, exception when offeror or target company, 409.551

## SECURITIES LAW - cont'd

#### Takeover bids — cont'd

# **Registration statement**

Contents, 409.516

Material changes, notice to commissioner, how, 409 516

Required when, sent to commissioner, target company, 409.511

Requirements, additional, applicable when, 409.561

Rules and regulations, commissioner may promulgate, 409.531, 409.546

Savings and loan holding company, exception when offeror or target company, 409.551

Secretary of state, deemed offeror's agent, when, service of process on, how, effective when, 409.541

Solicitations, recommendations, must file with commissioner, 409.511

Takeover bid, defined, 409.506

Target company, defined, 409.506

Unlawful practices, offeree may bring suit to enjoin, damages, attorney fees, 409.566

Tampering with documents or investigations prohibited, 409.108; violation, penalty, 409.109

#### SECURITY AGREEMENT

Criminal activity forfeiture proceeding, certificate of title, effect on, 513.615

Defined for investment securities, general provisions, 400.8-102

Power of sale, effect of death of obligor, 443.300

Power of sale, effect, 443.290

Real estate, for future advances, requirements, priorities, 443.055

Usury, effect on, 408.070

## SECURITY DEPOSITS

See LANDLORD AND TENANT (CH. 441)

## SECURITY FOR COSTS

Counties, actions in name of, 514.210

Health division, abatement of unsanitary conditions, 196.230

Plaintiff to furnish, motion for, 509.290

Small claims appeal, stay of execution, 482.365

State, actions in name of, 514.210

Trial de novo, small claims, stay of execution, 482.365

## SECURITY GUARDS

Fingerprint checks, license and regulation, Kansas City, violation, penalty, exception, 84.720 License or permit issued by municipality in St.

Charles County, valid where, 71.195

# SECURITY INSTRUMENTS (MORTGAGES AND DEEDS OF TRUST)

Assignment, recording required, 443.035

Cancellation of note, affidavit as to payment required, content, to be filed with recorder, 443.100

Certificate of redemption issued when, recorded, effect, 443.400

Continuance of sale by trustee without

readvertisement, manner, restrictions, 443.355

# SECURITY INSTRUMENTS (MORTGAGES AND DEEDS OF TRUST) — cont'd

Definition, 443.005

Foreclosure, deed, recording of, 443.390

Notes, cancellation on payment, 443.100

Notes, cancellation, affidavit as to payment required, content to be filed with recorder, 443.100

Partial release, affidavit required, penalty, exception, 443.070

Recording, failure to record, affect on person's obtaining lien or interest, 443.035

Redemption before sale, 443.400

Redemption, certificate to be issued and recorded, effect, 443.400

#### Release

Affidavit required, penalty, exception, 443.070

Part of property, 443.090

Partial, certain bonds and notes, 443.110

Public utilities, procedure, 443.080

Railroads, procedure, 443.080

## Satisfaction

Corporations, releases on satisfaction, certain officers may execute, 443.150

Deed of release, request by certified mail, 443.130

Entry, by attorney, effect, 443.140

Failure to acknowledge, penalty, 443.130

Failure to give a deed of release, liability, 443.130 Personal representative may deliver deed of release,

443.160

Personal representative, failure to deliver deed of release, penalty, 443.170

Release, procedure, 443.060

#### Trustee

Corporation designated as trustee not subject to disability because articles do not contain specific power, 443.350

Cotrustee, when required, 443.350

Foreign corporation or person, requirements, 443.350

Sale by trustee under instrument may be held where and when, 443.327

# SECURITY INTEREST

Buyer, uniform commercial code, defined, 400.1-201 Collecting bank in items, accompanying documents and proceeds, 400.4-210

Defined, commercial code, 400.1-201

Foreclosure, 443.190, 443.220, 443.230 to 443.260 Insurer, satisfaction of insurer's claim, title to towing company, procedure, 304.156

Leased goods, 400.1-201

## Leases, personal property

Default by lessor, lessee's remedies, 400.2A-508 Lessee's duties as to rightfully rejected goods, 400.2A-512

Lessor's and lessee's rights when goods become accessions, 400.2A-310

Lessor's and lessee's rights when goods become fixtures, 400.2A-309

Lessor's rights to dispose goods, 400.2A-527

## SECURITY INTEREST — cont'd

### Leases, personal property — cont'd

Priority of liens arising by attachment or levy, 400.2A-307

Rejected goods, merchant lessee's duties, 400.2A-511

Standing to sue third parties for injuries to goods, 400.2A-531

Mortgages and deed of trusts, see SECURITY INSTRUMENTS

#### Motor vehicles

Abandoned and in default, right to reclaim, procedure, 304.155, 304.156

Abandoned, notice required, 304.155, 304.156 See also LIENS

Power of sale, effect, 443.290

Presenting bank to have security interest for expenses, 400.4-504

Priority of liens, 430.040, 430.180

Real estate, security instrument for future advances,

liens and priorities, 443.055

Secured transactions, see SECURED

TRANSACTIONS

Transferring, disposal of property subject to, penalty, 570.180

Warehouse receipts, 400.7-209

#### SEED9

Access of director to seeds, 266.091

Certification agency, how designated, 266.095

Condemned, disposition, 266.101

Confiscation, procedure, 266.101

Definition, 266.021

Destruction of infested shipments, 263.145

Exemptions, seed law, 266.080

Farmers, sales by, exempt from seed regulations, 266.080

Fees for sales permits, 266.031

Fees, testing of samples, free, when, 266.040

Fine, amount, violations of seed law, 266.111

Free tests, provisions for, 266.040

Injunctions, temporary or permanent, when, bond required, 266.105

Inspection, procedure, 266.091

Labels and tags, requirements, 266.051, 266.061

Laboratory examination, 266.091

Missouri seed law, 266.011 to 266.111

# Permits for sale

Fee, paid where, when, 266.031

Not transferable, 266.031

Penalty, amount, when, 266.031

Posted, where, 266.031

Renewal, late renewal, procedure, 266.031

Schedule of fees, 266.031

Violation to sell without permit, 266.071

Prohibited sales, 266.071

Records, wholesalers, contents, retention period, 266.076

Rules and regulations, adoption, 266.091

Sales tax, exempt from, 144.030

#### SEEDS - cont'd

Seizure and inspection of vehicles transporting, 263.145

State agency purchasing nondomestic seeds containing noxious weeds, liability, 263.243

Tags, requirements, 266.061

Testing of samples, free, limit, 266.040

Testing, regulation authorized, 266.040

Title of law, 266.011

Vegetable seeds, defined, 266.021

Violation of law, what constitutes, 266.071

Violation of pure seed law, penalty, 266.111

Wholesalers to maintain records, contents, retention period, 266.076

#### SEEING-EYE DOGS

Liability for damages caused by, 209.150, 209.152, 209.190

Public accommodations, rights in regard to, penalty,

# SEISMIC SAFETY COMMISSION (CH. 44)

See EARTHQUAKE

#### **SEIZURES**

\* See also SEARCHES AND SEIZURES

Freight line companies, authorized, when, 137.1027 Grain dealers, insolvency, ex parte request for possession by director, procedure, powers of director, recovery of director's expenses, 276.501 Grain warehouses, public, authorized when, 411.519

## SELECTIVE SERVICE

## Registration compliance

Certification of registration required for eligibility for state employment and certain educational assistance, 105.1216

Educational assistance, officials required to verify registration, 105.1216

Employer to verify registration with selective service, when, 105.1216

Failure to register, ineligibility for state employment and certain educational assistance, 105.1213

Ineligibility for state employment and certain educational assistance, failure to register, 105.1213 Title of act, 105.1210

# SELF-DEFENSE (CH. 563)

# Battered spouse syndrome as defense in criminal cases

Confidentiality of remarks by defendant, not to be put in evidence as to act charged, 563.033

Evidence admissible, when, 563.033

Examination by court appointment, private professional must consent, 563.033

Examination to be performed by certain eligible professionals, qualifications, 563.033

Notice to court of defense, filed when, 563.033

Force in defense of persons, 563.031

Justification, generally, 563.026

## SELF-INCRIMINATION

Adverse party, compelling testimony, 491.040 Antitrust law, criminal immunity granted, testimony compelled, when, 416.111

#### SELF-INCRIMINATION — cont'd

Merit system employee, failure to waive, 36.410 Revenue, director of, privilege not allowed before, 136.100

Testimony, compel, immunity from prosecution, penalty, 491.205

Unemployment compensation proceedings, 288.230 Witnesses, compel testimony, immunity from

prosecution, penalty, 491.205

Witnesses, public service commission, 386.470

## SELF-SERVICE STORAGE

See STORAGE FACILITIES, SELF-SERVICE

## SELLER AND PURCHASER

See VENDOR AND PURCHASER

#### SEMINARY FUNDS

State university, 172.610 to 172.612, 172.630 to 172.680

#### **SENATE**

See GENERAL ASSEMBLY

## SENATE DISTRICTS

Reapportionment, not subject to referendum, Art. III, Sec. 7

Writs of election, how directed, 21.120

#### SENATORS, STATE

Compensation, adjustment, when, amount, 105.005

#### **Election contest**

Primary election contest, see PRIMARY ELECTIONS

Runoff elections, see ELECTIONS

Tie vote, election contest, see ELECTIONS

# Election contest, general election

Appeal not allowed, 115.573

Contestee not able to serve, procedure, 115.567

Deposition, rebutting testimony allowed without notice, 115.569

Depositions, when taken, rules to apply, 115.569

Exclusive jurisdiction, 115.565

Notice and petition, sent to whom, 115.567

Orders to be issued by, 115.565

### Petition

Contents of, 115.567

Filed how, where, 115.565

Posted where, when, 225.567

Senate to hear case, when, 115.563

Service, how obtained, 115.567

Testimony certified by, 115.571

Testimony limited to depositions, exception, 115.571

Time for filing answer, 115.567

Validity of votes, challenged in answer, 115.567

Witnesses, names to be stated in petition, 115.567

Election costs, special election, state to pay,

exception, 115.063

Expenses, daily, 21.145

Felony conviction, forfeiture of office, 561.021

Forfeiture of office on conviction of felony, 561.021

## Freshman tour newly elected members

Chairman of senate and house appropriation to be in charge, 21.183

Expenses, how paid, 21.183, 21.187

## SENATORS, STATE - cont'd

## Freshman tour newly elected members - cont'd

Inspection of state institutions purpose of tour, 21.183

Legislative research staff duties, 21.183

Personnel on staff to accompany tour, 21.183

Insurance benefits, 104.515

New members, freshman tour for inspection of state institutions, 21.183, 21.187

Offices in capitol, charge and control of, 8.015 Orientation of newly elected members, 21.183, 21.187

Per diem, 21.145

Purchases, exempt form sales and use taxes, when, 144.039

Recount, see ELECTIONS; BALLOTS

Redistricting, see Reapportionment, this heading Regional planning commissions, to be members of, 251.038

Special election, state to pay costs, exception, 115.063

Tie vote, election contest, see ELECTIONS

#### SENIOR CITIZENS

See ELDERLY

#### SENIOR SERVICES, DIVISION OF

Adult day care, 192.2200 to 192.2275

Aging-in-place pilot project, long-term care facilities, requirements and monitoring, 198.531

## Area agency on aging

Advisory council, powers, duties, meetings, 192.2020

Area plan submitted, budget allotment tables, 192,2025

Audit of records, when, 192.2020

Board, definitions, 192.2005

Board, powers, duties, 192.2020

Budget allotment tables provided, area plan

submitted, when, 192.2025

Definition, 192.2005

Performance report, contents, when, 192.2020

Powers and duties, 192.2020

Withdrawal of designation as area agency by division, when, 192.2000

# Commission, special health, psychological and social needs of minority individuals

Definitions, 208.530

Duties, 208.535

Minority older individual, defined, 208.530

Racial minority group, defined, 208.530

Definitions, 192.2005

Dementia-specific training requirements established, 192.2000

#### Director

Alzheimer's disease and related disorders, respite care program, duties, 192.2105, 192.2110
Defined, 192.2005

Shared care programs, goals, duties of director, 192.2010

Disability, defined, 192.2005

Duties, 192.2000

#### SENIOR SERVICES, DIVISION OF - cont'd

# Elderly health and nutrition act

At-risk elderly, program, duties, 208.621

Housing facilities, emergency food services, duties, 208.609

Unmet needs report, 208.615

Volunteer transportation systems, organization, duties, 208.609

Elderly or elderly persons, defined, 192.2005

Elderly services, additional moneys may be

appropriated, how, 660.099

# **Elders volunteer for elders project**

Application, contents, 208.313

Community provider organizations, defined, 208.309

Definitions, 208.309

Demonstration projects authorized, where, 208.309

Duties, 208.313

Elderly low income person, defined, 208.309

Expansion of projects, when, 208.315

Purposes, 208.311

Eligible adults, confidentiality of records, 192.2505

# Health, psychological and social needs of minority older individuals, commission

Definitions, 208.530

Duties, 208.535

Members, terms, expenses, 208.533

Minority older individual, defined, 208.530

Racial minority group, defined, 208.530

Home and community-based services, 192.2000

Home delivered meals trust fund, 143.1002

# In-home respite care, volunteer program

# Assistance for volunteers and beneficiaries

Eligibility, how determined, 208.305

Financial need not a factor, 208.305

Funding if required, 208.305

Notice to division of aging, 208.305

Paid assistance, when, rate, 208.305

Procedure to obtain, qualifications, 208.305

Beneficiary, designated by volunteer, 208.300 Established, 208.300

## Volunteers

Assistance needed by volunteer, qualifications, procedure to obtain, 208.305

Beneficiary, designated by volunteer, 208.300

Credit received by, 208.300

Credits for hours of service, limitation, 208.300

Division to approve, 208.300

Eligible persons to volunteer, 208.300

Hours of service, number, week to be credited, 208.300

# Long-term care facility, residents, state ombudsman

Assigned to division, 192.2305

Procedures for resolution of complaints, duties,

Meals, home delivered, use of organizations, when, 192.2150

Medicaid, defined, 192.2005

#### SENIOR SERVICES, DIVISION OF - cont'd

Medicare and Medicaid federal portions to act as liaison, duties, 192,2000

# Minority older individuals, special health, psychological and social needs of

Definitions, 208.530

Duties, 208.535

Members, terms, expenses, 208.533

Minority older individual, defined, 208.530

Racial minority group, defined, 208.530

Protective services, defined, 192.2005

Registered care giver, defined, 192.2005

Rulemaking authority, 192.2000, 198.534

Shared care program established, goals, duties of director, 192.2010

Shared care, defined, 192.2005

Social security to act as liaison, duties, 192.2000

Transferred to department of health and senior services, 192.2000

# SENTENCE

Accused to be heard, 546.570, 546.580

Armed criminal action and crime committed with deadly weapon, sentence for both authorized, exception, 571.017

Armed criminal action, conviction, effect, 571.015 Assault offenses, minimum prison term, repeat offenders, crimes affected, definitions, 565.079

## Boot camp, alternative discipline, ages 17 to 25

Eligibility requirements, 217.378

Establishing, rules authorized, 217.378

Failure to complete program, individual to serve sentence, 217.378

Probation authorized on successful completion of program, 217.378

Report on progress to be filed with circuit court, when, 217.378

Sentence imposed by court to program, when, 217.378

# Children's services commission study on incarcerated parents and their children

Agency and court cooperation required, 210.877 Purpose, 210.875

Commission, sentencing, members, duties, report, 558.019

Commutation of death sentence, inmate confined according to terms, 217.220

Concurrent terms, one out of state, parole procedure, 558.026

Conditional release, extension of release date, hearing procedure, board's failure to decide, effect, 558.011

Conditional release, term, definition, 558.011

Consecutive terms, concurrent terms, 558.026

Conviction of different degrees of offense, 562.051

Corrections, department of, copy to sheriff, 546.610

County jail, court may grant leave privilege for certain purposes, 221.170

Court's duties, 557.036

#### Death

Effect of mental incompetency, proceedings, 552.060

#### SENTENCE — cont'd

#### Death - cont'd

First degree murder, alternative, life, 565.020 Imposed, when, alternative punishment, 565.040

See also CAPITAL PUNISHMENT

Driving while license or privilege suspended or

revoked, suspension, condition, 302.321

Execution, supreme court to direct, when, 547.290 Extension of term, procedure, 558.021

Extension of term, when, 558.016

Fines, see FINES, PENALTIES AND

**FORFEITURES** 

Foreign sentence, effect, 558.026

Good time credit authorized, procedure, exceptions, 558 041

# Habitual criminal, prison term extensions

Dangerous offender, 558.016

Persistent offender, 558.016

Persistent sex offender, 566.125

Predatory sexual offender, 566.125

Hearing, appearance by victim, testimony, 595.209

## House arrest program

Administration of program, rules and regulations, 217.541

Failure to return to house arrest, penalty, 217.542 Supervision by board of probation and parole, compliance, how verified, 217.541

Wages of offender, percentage paid to fund program, 217.541

Imprisonment, civil rights, effect, 561.026

Imprisonment, term, 558.011

# Incarcerated parents and their children, study

Agency and court cooperation required, 210.877 Purpose, 210.875

Jail time, calculated as part of, when, 558.031

Jail, transcript to sheriff, 546.600

Jury's duties, 557.036

Life sentence, how calculated, 558.019

Mentally ill convict, hospitalization calculated as part of, 552.050

Mentally ill or defective person, prohibited when, 552.020

Military justice, state, see MILITARY JUSTICE, STATE (CH. 40)

Military offender under sentence of court-martial convicted of civil offense, returned to military, when, 40 040

Military offenses, see MILITARY JUSTICE, STATE

Minimum prison term, repeat offenders, crimes affected, definitions, how calculated, 558.019

Misdemeanor offender, persistent, 558.016

Misdemeanors, imprisonment, term, 558.011

Murder, first degree, ineligible for probation or parole, 565.020

Odometer fraud, prior convictions for same offense, sentence extended, 407.544

Persistent drug offenders, 579.170

Persistent misdemeanor offender, 558.016

## Persistent sexual offender

Minimum term, 566.125

#### SENTENCE - cont'd

## Persistent sexual offender - cont'd

Sentencing, extension of term, 566.125 Postconviction felony relief, procedure, 547.360 Postconviction felony relief, procedure, see also CRIMINAL PROCEDURE

Postconviction relief, death penalty, 547.370 Postconviction relief, death penalty, see also CRIMINAL PROCEDURE, subheading, Postconviction Felony Relief, Procedure

## Predatory sexual offender

Minimum term, 566.125

Sentencing, extension of term, 566.125

Presentence commitment for study, cost, report, 557.031

Presentence investigation, all felony cases and certain misdemeanors, inquiry of victim, when, 557.026 Prior drug offenders, 579.170

Prior offender, definition, minimum prison term, 558.019

# Prior offenders, felony sentences

No prior felony convictions, 558.019

One prior, 558.019

Three prior, 558.019

Twenty-five years last conviction, not deemed prior offender, 558.019

Two prior, 558.019

## Probation

Community correction program, see PROBATION AND PAROLE

Parole, conditional release, effect, 558.026 Time may be deducted or enlarged, court's discretion, 559.036

Probation and parole board documents, privileged, exceptions, 549.500

Rape or sodomy, sentence to multiple terms, to run consecutively, 558.026

Reduction in term, conditions, 558.046

Regimented discipline program, sentenced to, when, eligibility, 217.378

Reports, probation and parole board, privileged, exceptions, 549.500

## Rights and services, victims and witnesses

Impact statement, victim, contents, use, 217.762 Presentence investigation, victim impact statement, when, contents, use, 217.762

Victim impact statement, contents, use, 217.762 Sentencing assessment, report, 557.026

Sentencing commission, members, duties, 558.019 Stay of execution, 546.900

Street gangs, criminal activities committed, sentence to include additional punishment, 578.423

Suspension, driving while license or privilege suspended or revoked, conditioned, 302.321

Television, closed circuit or two-way audio-visual communication may be used for prisoner's appearance in court for sentencing, when,

requirements, 561.031

Term, reduction in, conditions, 558.046

Two stages of trial, 557.036

## SENTENCE — cont'd

Victim, appearance at hearing, testimony, 595.209

## SEPARATE MAINTENANCE

See DISSOLUTION OF MARRIAGE

## SEQUESTRATION

Judgment, enforcement by, 511.340

Separate maintenance, orders, enforcement, 452.130

Sheriff's charge for serving, 57.280, 488.435

Sheriffs' retirement fund and benefits exempt, 57.988

Sinking and interest funds on securities, exempt, exception, 108.230

Special consultant, surviving spouse of judge, compensation, exemption, 476.539

State employees' retirement system funds and benefits exempt, exceptions, but may assign life insurance, child support and maintenance, 104.540, 104.612 Teachers and school employees pensions, exempt from, 169.587

## SERVICE DOGS

Crime to cause substantial injury or death, penalty, 209.202

Definitions, 209.200

Failure to control an animal that causes injury or death to a service dog, penalty, damage, 209.202

Harassing a service dog, penalty, 209.202

Impersonating a person with a disability for purpose of receiving certain accommodations, penalty, civil liability, 209.204

Replacement of service dog even temporarily, costs, 209.202

Stealing of a service dog, civil damages, 209.202

## SERVICE LETTERS

Contents of letter, effect, 290.140

Damages, action to obtain, time limitation, 516.140 Dismissal letters for employees of corporation, issued when, damages, 290.140

Punitive damages, authorized when, 290.140

# State employees, merit system

Content of letter, 36.470

Eligibility to request letter, requirement of ninety days employment, 36.470

Liability for failure to provide letter, civil case, prohibited, exception, 36.470

Penalty for failure to provide, 36.470

Request by employee required, 36.470

## SERVICE OF PROCESS

Accountants, out-of-state persons or firms, secretary of state to be agent for service of process, 326.325 Administrative hearing commission proceedings,

621.100, 621.120

Administrative orders for child support, modification of, certified mail, when, clerk's duties, 454.500

## Adoption

Petition served with copy of summons not to contain petitioners name, when, 453.060

Proceedings, 453.060

Punitive father, unknown, search by registry, 453.060

Service of summons and copy of petition, to whom, 453.060

#### SERVICE OF PROCESS — cont'd

#### Adoption — cont'd

Adult abuse, 455.040

Air conservation commission proceedings, 643.080 to 643.100

Antitrust law, civil investigative demand, 416.091

Associate circuit court, how made, 517.041

#### Attachment

Personal service, effect, 521.360, 521.370

Writ, how made, 521.170

Writ, when issued, 521.050

Attorney, may be made on probate proceedings, 472.100

Attorneys at law, how made, 506.100

Attorneys, disbarment proceedings, 484.220

Bank or trust company director, nonresident, 362.245 Banks, state or federally chartered, procedure,

362.445

Charities, solicitations, consumer fraud law, demand for production of evidence, 407.040

Charities, solicitations, orders of prohibition, 407.095

## Child support

Enforcement, actions for, how made, effect of refusal of receipt, 454.465

Modification of administrative orders, certified mail, when, clerk's duties, 454.500

Modification of orders, of clerk, 452.370

Circuit clerk may appoint special process server, valid for one specific case only, procedure, 506.140

Civil action, after criminal extradition, 548.251

Civil actions, generally, 506.100

Commodities regulation, 409.838

Condemnation, underground gas storage, 393.420

Conservator for minor, appointment, 475.070

Conservators, 506.150

Constructive or substituted, procedure, 506.160

Consumer fraud law, demand for production of evidence, 407.040

evidence, 407.040

Corporations, secretary of state to accept, when,

351.380

Council, third class cities, by whom, 77.100

County collector in default, proceedings against, 139.250

Delivery refused, effect, 506.150

Disabled persons, 506.150

Drainage districts, owner of lands, 242.300

Employer to make employee available, penalty for failure, 575.170

#### **Estates of decedents**

Application for probate, 473.020

Contract to convey lands, application for specific execution, 473.307

Determination of title to assets, 473.340

Executor or administrator, settlement, 473.560

Foreign personal representative, 473.689

Settlement by executor or administrator, 473.587

Settlement, proceedings to compel, 473.607

Surviving partner, 473.230

Forcible entry and unlawful detainer, 534.090

#### SERVICE OF PROCESS - cont'd

#### Foreign

Banks, procedure, 362.435; fee, 362.445

Estates of decedents, foreign personal

representative, 473.689

Fiduciaries, corporate, 362.600

Insurance companies, 375.256 to 375.291, 375.811,

375.906, 375.911; exceptions, 375.301

Officers may make, procedure, 506.160

Rural electric cooperative, 394.200

## Foreign corporations

Service by mail authorized, when, acknowledgment form, 506.150

Service on, 351.594

Summons and petition, served, how, 506.150

Withdrawing from state, secretary of state to serve as agent, 351.596

Garnishment, personal, when required, 525.290

General assembly hearings, expenses allowed, 21.170

General assembly, subpoena, 21.400

Grain dealer, nonresident, 276.531

Grain dealers, see GRAIN DEALERS

Guardian of minor if limited to school registration or health coverage, parents need not be served, when, 475.070

Guardian of minor, appointment, 475.070

Guardians, 506.150

Habeas corpus, 532.140 to 532.160

Health plan, consolidated, state and political

subdivisions, service on executive director, 103.020

Housing code enforcement, procedure, 441.520

Incapacitated persons, 506.150

Injunction notice, 526.120

Insufficiency, how raised, 509.290

# **Insurance companies**

Proceeding against by director, 375.580

Tax, action for collection, 148.430

Insurance holding companies, 382.090

Interlocutory judgment, petition to review, 511.210

Juvenile court, 211.101, 211.111; child support

inquiry, 211.241

Kansas-Missouri air quality commission, agent for, 643.600

Landlord, registered agent required, when, 441.520

Landlord-tenant service of complaint and summons

sufficient instead of demand, 535.140

Landowners, St. Louis City to designate agent for service in housing code violations, penalty, 82.817

Limited liability companies, maintenance of agent for service, 347.030

Limited liability companies, service upon secretary of state, 347.033

# Limited partnership

Foreign, personal service outside state, when, 359 551

Foreign, secretary of state to accept, when, 359.541

Secretary of state to accept, when, 359.041

Made by whom, 506.140; how, 506.150; where, 506.170

#### SERVICE OF PROCESS - cont'd

Mail, authorized when, notice and acknowledgment form, 506.150

Mail, when, procedure, 506.150, 506.160

Maintenance, modification of orders, duties of clerk, 452 370

Male adults to assist when, penalty, 105.210

Malpractice insurance, assessment associations, how made, 383.015

Milk sales practices law, 416.520 to 416.540; proof, 416.535

Mine inspection director's actions, appeal from, 293.680

Minor, 506.150

Motion to quash, foreign insurance company, grounds, 375.291; exceptions, 375.301

Motor carrier and railroad safety division, service by division on persons or corporation, procedure, 622.410

Motorcycles and all-terrain vehicles, franchises, 407.1028

## Nonresident

Generally, 506.192

Milk processor or manufacturer, 416.510

Motorists, procedure, 506.210 to 506.280

Watercraft owners, procedure, 506.340

Notice of mechanics' liens, proof, 429.100 Notices, 1.190

Nursing homes, receivership, petition and notice, 198.105

Oil and gas council proceedings, 259.140

Oil, gas or product, illegal, seizure and sale, 259.190

Outside the state, procedure, 506.192

Parental rights, termination proceedings, 211.453

Parental rights, termination proceedings,

determination of service before court, when,

extension of time, when, 211.455

Paternity actions, 210.829

## Personal, outside state

Acts which authorize, 506.500

Affidavit, how made, 506.510

Causes of action in which authorized, 506.500

Default judgment, 506.520

Personal judgment authorized, 506.520

Pesticide licensees, nonresident, registered agent for, 281.075

Post office box address furnished tenant to serve process, procedure, 535.185

Prisoners, incarceration, reimbursement actions, 217.835

Probate division, circuit court, procedure, 472.100, 472.110; proof, amendment, 472.120

Proof, amendment, when, 506.190

Proof, methods, 506.180

Public entities risk management fund, board of trustees, who may be served, 537.715

## **Public service commission**

Hearings, 386.390

Orders, 386.490

Service upon, what constitutes, how made, 386.120

#### SERVICE OF PROCESS — cont'd

## Public service commission — cont'd

Publication, when, procedure, 506.160

Quiet title, 527.180

Railroad corporations, 388.310; foreign, 388.300

Real estate appraisers, nonresidents certified or

licensed in Missouri, requirements, 339.523

Reciprocal indemnity exchanges, 397.680

Refusal of delivery, effect, 506.150

Registered limited liability partnership, 358.150

Release from mental hospital of person acquitted of crime, application for, 552.040

P. 11 C. 14

Rent default, action to recover possession, summons, how served, 535.030

Resisting or obstructing, penalty, 575.160

Return, amendment, when, 506.190

Return, content, how and by whom made, 506.180

Revenue, department of, director, how to be made, proof of, 32.042

Risk management fund, board of trustees, who may be served, 537.715

Scire facias to revive judgment, 511.400

Scire facias, forfeiture of bail, bond or recognizance, 544.650, 544.660

Secretary of state, service upon, limited liability companies, 347.033

Securities law, takeover bids, procedure, 409.541 Sheriff, charges for, 57.280, 57.290, 488.435, 488.5320

Sheriff, vacancy, service by whom, 57.080; charges for, 57.280, 57.290, 488.435, 488.5320

Small claims courts, 482.350, 482.365

Solicitations, charitable, consumer fraud law, demand for production of evidence, 407.040

Solicitations, charitable, orders of prohibition, 407.095

St. Louis City, landowners to designate agent for service for violations of housing codes, penalty, 82.817

State employees' retirement system, how made, 104.460, 104.530

State of Missouri, will contest, 472.025

Student loans, defaulted, wage withholding, service on borrower and employer, 173.115

Subpoena, by whom, 491.110; method, 491.120

Summons, action to recover possession for rent due,

535.020, 535.050, 535.130, 535.140

Tax commission, state, subpoenas, 138.360

Tenant serving notice where address given him for service is a post office box, 535.185

Termination of parental rights, 211.453

Termination of parental rights, determination of service before court, when, extension of time, when, 211.455

Territorial limits, 506.170; probate division, circuit court, 472.030

Textbook publishers, agent, 170.121

Thrift institutions, procedure, 362.445

Trust companies, procedure, 362.445

#### SERVICE OF PROCESS - cont'd

Tuberculosis patients, commitment proceedings, 199.200

United States property, 12.020, 12.040

Use tax proceedings, 144.675, 144.715

Use tax, vendor's agent, 144.630

Veterans' guardianship law, filing and hearing of accounts, 475.425

Waiver, effect, 506.150

Will contest, time limitation, 473.083

Workers' compensation proceedings, sufficiency of, 287.300

## SESSION LAWS

County officer, duty to return, penalty, 2.070 Distribution, 2.050

Printing, binding and publication, 2.040

Publication, duties of general assembly, 2.030

Sale, price, disposition of proceeds, 2.060

## SETOFF

Actions brought by state, when allowed, 33.130 Bank deposits and collections, when item subject to,

Child support erroneously paid, permitted methods of recovery by division of child support enforcement, 454.531

Dismissal of plaintiff's action tolls statute, 516.370

## Income tax refund for debts owed state

Amount of debt required, exception, 143.783 Appeals from hearing decision, 143.785

Authority, 143.781

Collection remedy an addition to other remedies at law, 143,783

Confidential information, agencies' rights, limited use, violation, penalties, 143.788

Contesting setoff, rights, hearing, notice, waiver, 143.784

Debt, amount required, exception, 143.783

Debt, defined, 143.782

Debtor, defined, 143.782

Definitions, 143.782

Department, defined, 143.782

Deposit of setoff funds in escrow, duties, 143.784 Excess over setoff paid to taxpayer, 143.784, 143.786

Finalization, procedure, 143.786

Fund, escrow of income tax refund setoff, 143.784 Hearing before agency requesting setoff on validity of claim, 143.785

Hearing, issues previously litigated not to be considered, 143.785

Hearing, procedure, appeal, 143.785

Interest on escrow setoff account deposit, 143.786

Joint returns, only one taxpayer liable to state, procedure, 143.784

Notices required, contents, 143.784, 143.786

Priority of department of revenue, 143.783

Procedure to obtain, 143.784

Reciprocal agreements, other states, 143.784

Refund deemed granted, when, 143.786

Refund, defined, 143.782

#### SETOFF - cont'd

#### Income tax refund for debts owed state - cont'd

Remedies at law also available for collection, 143.783

Rules, authority to promulgate, procedure, 143.787

State agency, defined, 143.782 Taxpayer's, rights, waiver, 143.784

Timely request for hearing required, failure, effect, 143.785

Waiver of right of taxpayer to hearing, 143.784

Magistrate court, see CIRCUIT COURTS,

ASSOCIATE DIVISIONS (FORMERLY

MAGISTRATE COURTS)

Proprietary school tuition, obligation or instrument of payment, subject to, 173.610

Retirement system, political subdivisions, right of, 70.695

#### **SETTLEMENTS**

Assessment of costs when court not notified in timely manner of settlement, 514.112

Bank deposits and collections, medium and time of settlement by bank, 400.4-213

Checks and drafts, canceled instruments, copies admissible as evidence by affidavit, when, 473.543

Conservator's account, jurisdiction, 472,020

Conservatorship, 475.270 to 475.325

County officers, with county commission, 49.260

County seat commissioner, 47.260

County treasurer, 105.130

County treasurer's accounts, 54.150

Delinquent officers, how enforced, penalty, 105.110, 105.120

Discrimination, commission on human rights, 213.077

Estates of decedents, 473.540 to 473.560, 473.583 to 473.603; surviving partner, 473.223

Executor's and administrator's accounts, jurisdiction, 472.020

Human rights commission, 213.077

Leases, personal property, effect of acceptance of goods, 400.2A-516

Leases, personal property, standing to sue third parties for injuries to goods, 400.2A-531

Lien on cause of action for delinquent child or spousal support obligations, liability of persons making payment or settlement after notice, 454.518,

Minor's claim or judgment, 507.184

Notice to court, when, failure, costs assessed, how, money deposited in county treasury, 514.112

Officers' accounts of fines, penalties, received, 105.060 to 105.120

Personal representative's account, jurisdiction, 472.020

Property discovered after administration, 473.147 Record, probate division, circuit court, 472.280 Sheriff with courts of record, 57.180

#### Structured, purchase of

Annuity insurer, defined, 407.1060 Application for approval, 407.1064

# SETTLEMENTS — cont'd

## Structured, purchase of - cont'd

Application of law, 407.1068

Cancellation, right to, when, notice requirements, 407.1066

Court order, findings, required, 407.1062

Damages prohibited, 407.1066

Definitions, 407.1060

Discounted present value, defined, 407.1060

Hearing, 407.1064

Jurisdiction change prohibited, 407.1066

Notice of proposed transfer, contents, 407.1064

Payment rights, transfer of, requirements, 407.1062

Penalty prohibited, 407.1066

Rescind, right to, when, notice requirements, 407.1066

Structured settlement, defined, 407.1060

Transfer of payment rights, requirements, 407.1062

# Tobacco settlement agreement

Adjusted for inflation, defined, 196.1000

Applicability to certain manufacturers, 196.1003

Attorney's fees, costs, 196.1003

Certification to attorney general required, when, penalty for noncompliance, 196.1003

Cigarette, defined, 196.1000

**Definitions**, 196.1000

## **Escrow fund**

Defined, 196.1000

Release of funds, reversion to manufacturer, when, 196.1003

Required, when, amount, 196.1003

Master settlement agreement, defined, 196.1000

Penalties for noncompliance, 196.1003

Qualified escrow fund, defined, 196.1000

Requirements, 196.1003

Tobacco product manufacturers, defined, 196.1000 Violations, penalty, costs, attorney's fees, 196.1003

Tort claims, public entities risk management fund, duty of board of trustees, 537.705

Workers' compensation claims, 287.390

## SEWAGE

Boats and watercrafts, discharge from, regulation, 306.260, 306.270

Construction or repair, notice, requirements and inspection, 701.050

Construction projects, portable toilets required,

Emergency major modification or repair may be made without permit, requirement, 701.052

Federal stimulus moneys available, 644.101

Fees collected to be deposited in public service fund,

701.046, 701.049, 701.051

Hotels, discharge from, how regulated, 315.028

Inspection, notice required, when, 701.050

Inspections, on-site disposal systems, who may request, 701.051

Lending institutions may request inspection when providing loan, fee, 701.051

Lodging establishments, discharge from, how regulated, 315.028

## SEWAGE — cont'd

Modifying or repairing, failure to comply with standards, prohibited, 701.048

Motels, discharge from, how regulated, 315.028

## Nonprofit sewer corporations

Articles of conversion, contents, filing, 393.827

## Articles of incorporation

Amendment, procedure, contents, 393.831

Contents, submission to secretary of state,

Conversion, articles, included in term, 393.827

Copy provided to department of natural resources, 393.825

Effective, when, 393.835

Filing with secretary of state, 393.825

Secretary of state, duties, 393.835

Term deemed to include articles of conversion, 393.827

Construction of laws, 393.857

Conversion of wastewater disposal or treatment corporation, procedure, 393.827

# **Debts of corporation**

Prepayment not prohibited, 393.851

Property of members exempt from execution, 393.861

Directors, board of, powers and duties, 393.843

Dissolution, voluntary, procedure, 393.853, 393.855

Meetings, annual, special, 393.839

Membership, 393.839

Natural resources, powers and duties, 393.175,

393.847

Office, change of principal office, procedure,

393.833

Officers, election, removal from office, 393.845

Powers of corporation, 393.829

Public service commission, jurisdiction, limitations, 393.847

Quorum, 393.839

Revenues, excess, 393.849, 393.851

Securities law of Missouri, not applicable, when, 393.837

Voting districts, 393.841

Voting, 393.839

Wastewater treatment, regional or watershed

supplier, designation by natural resources, 393.175

Notice required on construction and repair, 701.050

# On-site disposal systems

Adjoining property owners to site of complaint, right to inspect, procedure, exception, 701.038

Application form, content, 701.046

Civil actions, not preempted, 701.035

Clean water commission, may take action, when, rules not to conflict, 701.039

Complaints, investigation by department, when, 701.038

## Contractors

Appeal, reregistration may be permitted when,

Bond for performance forfeited, when, effect, 701.052

#### SEWAGE — cont'd

## On-site disposal systems — cont'd

#### Contractors — cont'd

Bond forfeiture, requirement to provide, ceases at two years, 701.052

Licensed by department to inspect property, 701.051

Percolating test training fees, 701.046

Qualifications, 701.053

Registration by county to qualify as state, 701.053

Registration form, qualifications, 701.053

Reregistration authorized, when, 701.054

Suspension, revocation or denial, procedure, 701.054

Violators found guilty not to construct for another person without bond or letter of credit, 701.052

County and city may adopt more stringent rules, 701.047

Definitions, 701.025

Department of health, powers, duties, 701.040

Disposal of sewage, who, how, exception, 701.031 Emergency, temporary restraining order injunction,

when, 701.037

Innovations, department of health, authority to experiment, how, 701.033

Inspection, adjoining property, right of department, requirements, exceptions, 701.038

Installation, installer to be registered, , 701.031

Investigations, department of health, 701.033

Modification or major repairs, requirements, form, fee, how set, 701.046

Notice for inspection of adjoining property, required, 701.038

Operation of, restrictions, 701.029

Ordinances, standards, political subdivisions, requirements, 701.035

Rules and regulations, department of health, authority to promulgate, 701.033

Scope of coverage, 701.027

Standards to be established, 701.040

Standards, contents, 701.043

Violations, prosecuting attorney to institute proceedings, request of department of health, 701.037

Permit modification, wastewater treatment, 644.052 Private pressure sewage system, maintenance and operation, private owner's responsibility, exception, 249.1000

Project assistance for Clean Water Act and Safe Drinking Water Act projects for drinking water or water pollution control, 644.101

Project assistance for construction of public drinking water and pollution control by state, 644.101

Property owners may install or modify their own, in compliance, no permit required, 701.055

Resorts, discharge from, how regulated, 315.028 Roster official to be printed by department, content, 701.054

Standards, failure to comply, effect, 701.050

#### SEWAGE — cont'd

Tourist camps, discharge from, how regulated, 315.028

Treatment works, public, responsible for public sewers, when, exceptions, 249.1000

#### Violations

Criminal penalties and fines, 701.057

Director to send notice, contents, 701.037

Infraction, when, 701.057 to 701.059

Nuisance creation, certain residential property, an infraction, 701.059

Penalties and fines, 701.057

## Wastewater treatment plants, fees

Animal feeding operation permit, 644.053

Construction permit, 644.053

Effective date of permit and construction fees, 644.054

Expiration of permit and construction fees, 644.054

Fund, natural resources protection fund, fees deposited, 644.055

Permits, 644.052

Rules and regulations, 644.054

Variances granted, when, 644.054

Violation failure to pay, penalties, collection action by attorney general, 644.055

#### SEWER COMPANIES

Accounting standards relating to retirement employee benefits, 386.315

## Acquisition by public utility

Alternatives, factors considered, 393.146

Definitions, 393.146

Permitted, when, 393.146

Plan for improvements required, 393.146

Price for acquisition, 393.146

Rate case procedure to be used, 393.146

Rulemaking authority, 393.146

Bills for customers to be furnished in Braille or boldfaced type on request, 393.300

Capitalization of franchise or contract for

agnaglidation or logge 202 200

consolidation or lease, 393.200

Certificate of convenience and necessity, required,

when, expiration, 393.170

Charges, action to collect, defense, 393.280

Complaints, investigation, procedure, 393.260, 393.270

Condemnation, powers, 393.025

Defined, public service commission law, 386.020

Delinquency in payment, deposit or guarantee to

continue service prohibited, 393.152

Deposits on water and sewerage services accrue interest in certain home rule cities, when, rate, 393.130

Depreciation account, regulation, 393.240

Discrimination or preference prohibited, 393.130

Emergencies, utility service drivers intrastate, driver's hours not subject to hour regulation, when, 307.400

Flood impacted-communities, exception to grant, limitation, 640.620

Franchise, transfer or encumbrance, procedure, 393.190

## SEWER COMPANIES - cont'd

Law, application, 393.110

Limitation on grants, exception, flood-impacted communities, 640.620

Loan programs, public service commission may establish, how, allowed when, 393.147

Nonpayment of bill, termination of water service, 393.015

### Nonprofit sewer corporations

Articles of conversion, contents, filing, 393.827

#### Articles of incorporation

Amendment, procedure, contents, 393.831 Contents, submission to secretary of state, 393.825

Conversion, articles, included in term, 393.827 Copy provided to department of natural resources, 393.825

Effective, when, 393.835

Filing with secretary of state, 393.825

Secretary of state, duties, 393.835

Term deemed to include articles of conversion, 393.827

Construction of laws, 393.857

Conversion of wastewater disposal or treatment corporation, procedure, 393.827

#### **Debts of corporation**

Prepayment not prohibited, 393.851 Property of members exempt from execution, 393.861

Directors, board of, powers and duties, 393.843 Dissolution, voluntary, procedure, 393.853, 393.855

Meetings, annual, special, 393.839

Membership, 393.839

Natural resources, powers and duties, 393.175, 393.847

Office, change of principal office, procedure, 393.833

Officers, election, removal from office, 393.845 Powers of corporation, 393.829

Public service commission, jurisdiction, limitations, 393.847

Quorum, 393.839

Revenues, excess, 393.849, 393.851

Securities law of Missouri, not applicable, when, 393.837

Voting districts, 393.841

Voting, 393.839

Wastewater treatment, regional or watershed supplier, designation by natural resources, 393.175

Permit modification, wastewater treatment, 644.052 Powers, generally, 393.025

Project assistance for Clean Water Act and Safe Drinking Water Act projects for drinking water or water pollution control, 644.101

Project assistance for construction of public drinking water and pollution control by state, 644.101

Property, transfer or encumbrance, regulations, 393.190

Property, transfer, impact on local tax revenues, information required, procedure, 393.190

## SEWER COMPANIES - cont'd

Public service commission, general powers, 393.140 Public sewer districts, lien for unpaid charges, priority, 249.255

Rate change, procedure, 393.150; filing and publication, 393.140

Rate schedule, filing and publication, 393.140 Rates and service, regulation, 393.130, 393.270

Rates, established by PSC not to change terms of employment subject to collective bargaining, 386.315

Real property, reclassified personal property, taxes resulting are recoverable in service rates, when, 386.371

Receivership, certain corporations, procedure, 393.145

Reclassification of personal property as real property, taxes resulting are recoverable in service rates, when, 386.371

Reorganization, supervision, 393.250

Reports, duty to make, penalty, 393.140

## Securities

Acquisition, regulation, 393.190

Bond issues without prior approval, approved when, 393,220

Disposition of proceeds, regulation, 393.220

## Issuance

Authorization, regulation, 393.200

Certificate of necessity, 393.210

Fraudulent procurement, penalty, 393.220

Regulation, 393.180

Sale without authority, effect, 393.220

Void, when, 393.220

State to pay late payment charges for supplies and services, when, procedure, interest rate, 34.055

Stock dividends, authorization for, 393.210

Taxation, local, impact of property transfer on, information required, procedure, 393.190

Taxes and costs of reclassification of personal property to real property recoverable in service rates, when, 386.371

Valuation of property, procedure, review, 393.230

## Wastewater treatment plants, fees

Animal feeding operation permit, 644.053

Construction permit, 644.053

Effective date of permit and construction fees,

Expiration of permit and construction fees, 644.054 Fund, natural resources protection fund, fees

deposited, 644.055 Permits, 644.052

Rules and regulations, 644.054

Variances granted, when, 644.054

Violation failure to pay, penalties, collection action by attorney general, 644.055

Water service, termination of for nonpayment of sewer bill, 393.015

Water supply and sewer systems, state aid by grant, 640.600 to 640.620

#### SEWER COMPANIES — cont'd

Water supply districts, metropolitan sewer treatment facilities, authority to construct and maintain, 247.445

## SEWER DISTRICTS

- 1. General Provisions
- 2. Counties, Second Class
- 3. Counties, 700,000 To 1,000,000
- 4. Other Counties
- 5. Sanitary Drainage Districts
- 6. Common Sewer Districts
- 7. Sewage Or Storm Water Facility Improvement District (Kansas City, Clay, Platte, Greene, Boone And Jefferson Counties)
- 8. Consolidated Sewer District (Jefferson County)

#### 1. General Provisions

Agreements with other political subdivisions, 249.822

Airline companies tax, apportionment, 155.050, 155.060

Alternative method of creation, 204.250

Annual tax to retire bonds, 250.060

Appropriations made to department of natural

resources to administer, 640.610

Ballot form, bond issue, 250.060

Board of trustees, powers generally, 204.322

Bond holder, action by, for neglect of duty, 250.170

### **Bond** issue

Election, 250.060

Interest rate, sale price, 108.170

Legislative enactment authorized, Art. III, Secs. 37(b), 37(c)

### **Bonds**

Auditor, state duties, certain political subdivisions, 108.240

Bearer bonds, general obligation, requirements, certain political subdivisions, 108.240

Certification, 108.240

Certified bonds, general obligation, requirements, certain political subdivisions, 108.240

## Bonds, notes, other evidence of indebtedness

Agents, Missouri banks to serve, exception, 108.175

Banks may serve as agents, requirements, exception, 108.175

Facsimile signature, requirements, 108.175

Forms authorized, 108.170

Officer, facsimile signature on issue, replaced by another officer, effect, 108.175

Seals, 108.175

Charges for services, notice and hearing required, 250.233

#### Cities

Contribution of funds to, when, 250.210

Sewage systems, political subdivision providing, no restriction allowed on connecting to system, 644.027

Special charter, 88.801

Towns and villages, systems, see CITIES, TOWNS AND VILLAGES

#### SEWER DISTRICTS — cont'd

# 1. General Provisions — cont'd

Cities — cont'd

Compliance with state and federal law, 249.820

#### Construction and finance of

Improvements for rural water and sewer projects, borrowing of additional \$10,000,000 authorized, 644.568

Improvements for rural water and sewer projects, borrowing of additional \$20,000,000 authorized, 644.574, 644.575

Stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$20,000,000 authorized, qualifications and procedures for disbursal, 644.570

Stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$20,000,000 authorized, qualifications and procedures for disbursal, 644.577

Stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$40,000,000 authorized, qualifications and procedures for disbursal, 644.576

Stormwater control plans, disbursal of moneys directly to certain districts, 644.570, 644.576, 644.577

Costs, financed, how, 250.050

Counties generally, establishment, powers, 249.440 Counties, political subdivision providing sewer system, no restriction allowed on connecting to system, 644.027

Counties, second, third and fourth class, establishment, 249.450

Court may order establishment of, 204.250

Creation, methods, 204.250

Delinquency in payment, deposit or guarantee to continue service prohibited, 393.152

Depositaries of funds, requirements, selection, 110.010, 110.020

Discharge, agreements as to location and manner, 204.330

Disconnection, unpaid charges, time limit on unpaid charges, 249.255

Dissolution when no statutory method specified, 67.950

Election to create subdistricts, 204.250

Eligible projects, 640.605

False reports, penalties, 204.330

False statements, penalties, 249.822

Federal stimulus moneys available, 644.101

Financial interest statement, required filing, 105.483

First class counties having charter form of government, 249.668

First class counties not having charter form of government, 249.450

Flood impacted-communities, exception to grant, limitation, 640.620

#### SEWER DISTRICTS — cont'd

# 1. General Provisions — cont'd

## Joint municipal utility commission

Additional municipalities and districts may become parties, procedure, 393.710 Audit, annual, contract to provide for, 393.710 Board of directors, appointment, number, term, vacancies, duties, 393.710

Board of directors, voting requirement for board action, quorum, 393.710

#### Bonds

Election on issuance, prior actions required, notice, contents, alternate procedure, 393.760 Election, conducted how, ballot form, expense, 393.760

Election, vote by municipalities participating in project, 393.760

Expenses, how paid, 393.760

Facsimile signature of officer permitted, 393.725

Form, content, 393.725

Issuance, authorized how, procedure, 393.725 Obligation of commission only, 393.725 Payable at places within or without state, 393.725

Public hearing in each municipality participating in project, 393.760 Public sale, exception, private sale, when, 393.725

Resolution, authorizing requirements, contents, 393.730

Revenue bonds only to be issued, 393.725 Signature of ex officer on bond, effect, 393.725 Temporary bonds, permitted, exchange for definite bonds, when, 393.725

Budget, establishing and maintaining contract to provide for, 393.710

Contract, specify manner to permit additional parties, 393.710

Contract, to establish, contents, terms, 393.710 Distribution, or purchase, outside state services, electric power, energy, gas, water, sewer, 393.715

Eminent domain, authority, 393.715 Established, by contract, contents, purposes, 393.710

Financing, contract to specify manner of, 393.710 Liabilities and rights, of parties existing prior to entering contract, effect, 393.710

Powers of commission, 393.715

Purchase agreements authorized, terms, not to constitute debt, of municipality, 393.770

Purchase agreements, defaults by purchaser, effect, 393.770

Purchase of private water utility serving beyond city limits, effect, 393.715

Rates, authority to fix, revise, 393.715 Resolution, authorizing bond requirements, contents, 393.730

#### SEWER DISTRICTS — cont'd

# 1. General Provisions — cont'd

## Joint municipal utility commission — cont'd

Successorship, continued and new service authorized, when, 393.715

Transmission line, location restricted, 393.715

Water distribution within area of water corporation under public service commission prohibited, exception, 393.715

Water service beyond limits of municipalities, allowed when, 393.715

Lateral sewer pipes within right-of-way, new installation, requirements, 319.033

Lien for unpaid charges, 249.255

Limitation on grants, exception, flood-impacted communities, 640.620

Nonpayment of bill, termination of water service, 393.015

Open meetings and records law, see OPEN MEETINGS AND RECORDS LAW

Ordinances, authority of city to enact, 249.820

Permit modification, wastewater treatment, 644.052

Petition for enforcement of agreement, 204.330 Political subdivision, 70.210

Pretreatment requirements, compliance with,

Primary financial source of funds must be obtained before applying for grant, 640.615

Private pressure sewage system, maintenance and operation, private owner's responsibility, exception, 249.1000

Procedural remedies, adoption of ordinances, 249.822

Project assistance for Clean Water Act and Safe Drinking Water Act projects for drinking water or water pollution control, 644.101

Project assistance for construction of public drinking water and pollution control by state, 644.101

Public improvements, proceedings, contracts, financing, 71.290

# **Public water supply**

Applicable laws, 249.900

Construct, maintain and operate, authority to establish, 249.900

Procedure to establish, 249.900

Requirements to establish, 249.900

## Railroad tax

Apportionment, 151.080

Levy, 151.140

Local assessment and rate certified, 151.120 Rates, when city and district overlap, 250.200

Receivership, certain corporations, procedure, 393.145

Refusal of waste, 249.822

Refusal to receive wastes, 204.330

## Revenue bonds

Ballot, form, 250.070

Election, 250.070

Net revenue pledged to retire bonds, 250.130

#### SEWER DISTRICTS — cont'd

#### 1. General Provisions - cont'd

#### Revenue bonds — cont'd

Payable, how, 250.090, 250.110

Resolution required, contents, 250.080, 250.160 Revenue pledged to pay principal and interest,

250.130

Terms, interest, sale, 250.080

#### Revenues

Classification, deposit, 250.160

Order of payments, 250.150

Records, transfers, 250.150

River basin conservancy district law, effect,

cooperation, 257.320

Rules, power to promulgate, 204.322

## Sanitary sewer improvement

Assess, defined, 204.650

Assessments required, roll to be prepared, 204.658

Assessments to constitute a lien, when, 204.666

Assessments, amount, 204.652

Assessments, supplemental or additional,

permitted when, 204.664

Citation of law, 204.650

Cooperative agreements authorized, when, 204.672

Cost apportioned against property, 204.656

Court action, limitation on, 204.662

Definitions, 204.650

Establishment of area, procedure, 204.654

Funds required, 204.670

Hearings, procedure, 204.660

Improve, defined, 204.650

Improvements permitted, 204.652

Inapplicability, 204.674

Notice to property owners, when, 204.660

Reassessments or new assessments required,

when, 204.664

Revenue bonds, issuance of, 204.652

Sanitary sewer improvement area, defined, 204.650

Special assessments, when, 204.660

Temporary notes authorized, when, 204.668

User fee, defined, 204.650

Services outside district, rates, 250.190

Services, to whom furnished, 250.140

# Sewer and water lines

Public roads, when permitted, limitations and requirements, 67.1848

Sewer district created by county commission's corporate powers, 249.450

## Sewerage system

Acquisition, authority for, 250.010

Acquisition, consent required by city, town,

village, or sewer district, 250.010

Bond issue authorized, ballot form, procedure,

250.060

Construction of law, 250.250

Defined, 250.010

Purposes of law, 250.240

#### SEWER DISTRICTS — cont'd

### 1. General Provisions — cont'd

Sewerage system — cont'd

Sewers and water service

## Billing, owners and occupants

Action by sewer district to collect for services authorized against owner and occupant, 250 140

Attorney fee to be set by court, 250.140

Payment delinquency, 250.140

Service deemed to be to both owner and occupant, 250.140

Termination of service notice to occupant and to owner, when, 250.140

Termination of service notice to owner to be requested in writing by owner, 250.140

Water service lines, repair programs, fee, ballot language, 67.319

Special assessments and tax bills, counties, generally, 249.440

State may make direct grants, 640.600

Subdistricts, creation of, 204.250

#### Tax

Collection, costs, action, 249.730, 249.740

Penalty for nonpayment, 249.710, 249.720

Treatment works, public, responsible for public

sewers, when, exceptions, 249.1000

Trustees, board of, certain counties, 249.668

Unpaid charges, lien priority, 249.255

# Wastewater treatment plants, fees

Animal feeding operation permit, 644.053

Construction permit, 644.053

Effective date of permit and construction fees, 644.054

Expiration of permit and construction fees, 644.054

Fund, natural resources protection fund, fees deposited, 644.055

Permits, 644.052

Rules and regulations, 644.054

Variances granted, when, 644.054

Violation, failure to pay, penalties, collection action by attorney general, 644.055

Water service lines, repair programs, fee, ballot language, 67.319

Water service, termination of for nonpayment of sewer bill, 393.015

Waterworks, sewerage system, combined, 250.010 to 250.170, 250.190 to 250.250

## 2. Counties, Second Class

Agreements with other political subdivisions, 249.822

Alternative method of creation, 204.250

Board of trustees, powers generally, 204.322

Board, appointment, terms, vacancies, 247.774

#### **Bond** issues

Current revenue bonds, 249.793

General obligation, 249.790

Procedure, 249.790

Refunding bonds, 249.795

#### SEWER DISTRICTS - cont'd

# 2. Counties, Second Class — cont'd

#### Bond issues — cont'd

Refunding revenue bonds, 249.805 Sewerage system revenue bonds, 249.797, 249.800

Boundaries, extension, 249.807

Charges for services, liability for, action to recover, 249.803

Class change by county, effect, 249.777

Contracts, execution, 249.783

Court may order establishment of, 204.250

Creation, methods, 204.250

Definitions, 249.761

Disconnection, unpaid charges, time limit on unpaid charges, 249.255

Dissolution, 249.810

Election to create subdistricts, 204.250

False statements, penalties, 249.822

Incorporation decree and findings, recording, 249.767

Indebtedness, authority to incur, proceedings, 249.790

Lien for unpaid charges, 249.255

#### Notice

Application to organize, 249.765 Intent to issue revenue bonds, 249.800 Proceedings to dissolve, 249.810

Objection to organization, proceedings, costs, 249.767

Penalty for treatment system violation, 249.777

Petition to dissolve, 249.810

Petition to organize, bond, 249.763; court may amend, 249.767

Political subdivisions, rights and privileges, 249.777

Powers, 249.777

Private lands right of board of supervisors to enter, to survey, 249.777

Procedural remedies, adoption of ordinances, 249.822

Protest, issuance of revenue bonds, 249.800

Rates and charges, how fixed, 249.785

Receivership, certain corporations, procedure, 393.145

Refusal of waste, 249.822

Refusal to receive waste, when, 249.777

Rules, power to promulgate, 204.322

Services, owner and occupant liable, action to recover, 249.803

Subdistricts, creation of, 204.250

## Supervisors, board of

Audit annual, 249.780

Delinquency charges unpaid, interest due when, lien on land authorized, 249.785

Election, qualifications, terms, 249.770, 249.773

Employees, bonds, 249.780

Estimate of expenses, 249.787

Lien on land for unpaid sewer charges, 249.785

Meetings, quorum, 249.780

#### SEWER DISTRICTS — cont'd

# 2. Counties, Second Class — cont'd

Supervisors, board of - cont'd

Oath, 249.775

Officers, duties, 249.783

Organization, officers, 249.780

Powers, 249.777

Private lands right of board of supervisors to enter, to survey, 249.777

Rates and charges, duties, 249.785

Treasurer to be employed, qualifications, 249.780

Unplatted land, owner not compelled to join

district, but may join, procedure, costs, 249.807

Vacancies, how filled, 249.773

Tax levy and collection, 249.787

Treatment system violation, period to comply,

failure, penalty, 249.777

Treatment system, costs, 249.777

## Trustees, board of

Commission, county, appointment, 249.668 First classification, appointment, 249.668

Unpaid charges, lien priority, 249.255

Warrants, how drawn, 249.783

## 3. Counties, 700,000 To 1,000,000

Attorney, appointment, duties, compensation, 249 230

Ballot, form, bond issue, 249.080

Board of trustees, powers generally, 204.322

Bonds, issuance, amount, terms, registration,

249.120; when, 249.090, 249.136

Boundaries, determination, 249.040

## Boundaries, extension

Election, held, when, 249.134

Engineer, report, 249.132

Objections to, procedure, 249.134

Petition, 249.132

Compliance with state and federal law, 249.820

Condemnation proceedings to abate, when, 249.320

Condemnation, power, 249.290

Contractor's bond, amount, terms, 249.330

Contracts, how let, 249.330 to 249.350

Corporate powers, 249.060

Costs of establishing, how taxed, 249.060

Design-build contracts authorized, St. Louis

County, procedure, 249.425

Disconnection, unpaid charges, time limit on unpaid charges, 249.255

Disposal plants, construction, and maintenance, 249.300

Dissolution, procedure, 249.670

Enforceability of orders, 204.320

# Engineer

Appointment, duties, compensation, 249.260

Compensation, 249.060

Construction contracts, duties, 249.340, 249.350

Improvements, duties, 240.330

Plans and specifications for subdistricts, duties, 249.380

Survey, appointment, report, 249.040, 249.132

Expenses, how paid, 249.110

#### SEWER DISTRICTS — cont'd

# 3. Counties, 700,000 To 1,000,000 — cont'd

Incorporation, procedure, 249.010, 249.040 to 249.060

#### Indebtedness

Election to incur, 249.070, 249.136

Maximum amount, 249.136

Refunding, 249.395

Resubmission of question, when, 249.138

Industrial user, defined, 204.320

## Lateral sewer service lines repair

Accrue to account, 249.422

Ballot form, 249,422

Collector's duties and powers, 249.423

#### Fee

Added to tax bills of property owners, 249.423, 249.424

Established, amount, 249.422, 249.424

Interest on special account to, 249.422

Qualifications, 249.422

Special account for deposit of collected fees, 249.422

Leasing of sewer facilities, tax for, 249.130

Lien for unpaid charges, 249.255

### Liquidation

Actions on tax bills dismissed, when, 249.750 Appointment, oath, bond, removal, 249.670 Winding up affairs, report, 249.750

#### Liquidator

Compensation, 249.700

Courts, defined, 249.690

Employees, appointment, compensation, 249.700

Funds, disposition, 249.750

Powers and duties, 249.670, 249.680

Location, 249.030

Maintenance, certification of funds, tax levy, 249.130

Maps, surveys, purchase from liquidated district, 249.270

Objections to, procedure, 249.060

Orders, enforceability, 204.320

Ordinances, authority of city to enact, 249.820

Population, how determined, 249.020

Pretreatment requirements, compliance with, 249 820

Rules and regulations, power to promulgate, 204.320, 204.322

## Subdistricts

Additional lateral sewers authorized, 249.420

#### Bonds

Interest and sinking fund, how raised, 249.400

May issue, 249.370

Term, interest rate, 249.390

Contracts, laws applicable, 249.410

Division into, area, 249.360

Plans and specifications to be made, 249.380

Plans for, adoption, publication, 249.360

Rental charges, 249.400, 249.410

System, petition for construction, 249.370

Tax, county commission to levy, when, 249.130

#### SEWER DISTRICTS — cont'd

# 3. Counties, 700,000 To 1,000,000 — cont'd

Title and use of lands condemned to pass, 249.320

## Trustees, board of

Bonds, amount, how paid, 249.200

Compensation, 249.190

Contracts for sewerage facilities, 249.290

Election, notice, 249.070, 249.136

Election, when held, term, 249.140, 249.150

Employees, compensation, discharge, 249.240

Expenditures, limitations, 249.310

Failure to qualify, vacancy how filled, 249.190

Fees, expenses of county and court officers,

249.240

Maintenance of system, powers and duties,

249.310

Officers, selection of, term, 249.160

Powers, generally, 249.290

Record book, 249.210

Rules and regulations, 249.220

Sewer plan, adoption, 249.260

Subdistrict sewer system duties, 249.370

Subdivision of district, duties, 249.360, 249.380

Tax, to levy, when, 249.090, 249.110

Treasurer, bond, duties, 249,200

Vacancies, how filled, 249.180

Vote, number necessary to act, 249.170

Unpaid charges, lien priority, 249.255

Warrants to draw interest, when, 249.250

# 4. Other Counties

Assessments, levy, how apportioned, 249.520

Assignment of district to common sewer district which lies totally or partially in county, procedure

(All first class noncharter counties), 249.451

Assignment of district to common sewer district which lies totally or partially in county, procedure (Jackson, Cass, St. Louis Counties), 249.451

Board of trustees, powers generally, 204.322

Boundaries established by court, exception for first

class counties, when, 249.470

Boundaries, alteration, 249.490

Butler County, Poplar Bluff, sewer services to be provided to annexed areas by agreement,

procedure, 204.472

Charges for services, 249.645

Cities may use facilities, when, 249.560

Cities, Jackson County, to control system within corporate limits, 249.666

Condemnation procedure, 249.540

Connection of previously constructed sewers,

249.570

Connection, failure to obtain permit, misdemeanor, 249.565

# **Construction cost**

Assessed, how, tax bills, 249.520

Calculated how, to apportion, tax bills, rate, 249.520

Construction without contract, costs, 249.530

Contractor's bond, amount, 249.520

Contracts, how awarded, 249.510

#### SEWER DISTRICTS - cont'd

### 4. Other Counties — cont'd

County commission's powers, 249.515 County liability for improvements, 249.600

Delinquency, interest rate, 249.645

Disconnection, unpaid charges, time limit on unpaid charges, 249.255

Dissolution by county commission, disposition of assets, 249.663

## Engineer

Additional help, 249.550

Advise county commission, who may serve, 249.460

Appointment, duties, 249.460

Certify construction costs, 249.520

Establishment, procedure, 249.450

Establishment, sewer previously constructed, 249.570

Extensions, laterals, expenses, how apportioned, 249.560

Facilities within municipalities in Jackson County, control over, 249.666

Federal aid may accept, 249.530

House and building connections, 249.560

Incorporated area within, powers of county

commission over, 249.667

Incorporated cities included, how, 249.665

Incorporated cities, charges, how computed, 249.665

Joint sewers, establishment, costs, 249.500

Lateral sewer district, defined, 249.430

## Lateral sewer service lines repair

Accrue to account, 249.422

Ballot form, 249.422

Fee established, amount, 249.422

Interest on special account to, 249.422

Qualifications, 249.422

Special account for deposit of collected fees, 249.422

Legal aid, how obtained, 249.660

Lien for unpaid charges, 249.255

Lien on property, enforcement, authorized for

nonpayment of charges, 249.645

Lien, priority, 249.645

Main sewer district, defined, 249.430

Municipalities to control system within corporate

limits, Jackson County, 249.666

Penalty, violation of treatment system regulation, 249.515

Petition to establish, 249.450

Private land, right of entry to survey, 249.540

Protests to establishment, 249.480

Receivership, certain corporations, procedure, 393.145

Records, how kept, 249.460

Refusal of waste, when, 249.515

Resolution to establish publication, 249.480

Rules and regulations, 249.560; violations,

misdemeanor, 249.565

Rules, power to promulgate, 204.322

#### SEWER DISTRICTS — cont'd

### 4. Other Counties — cont'd

Separate entity not part of county commission, exception, 249.485

Sewer district created by county commission's corporate powers, 249.450

Special assessment for maintenance repair, exception unplatted land, 249.640

#### Special tax bills

Joint sewers, 249.500

Payment, cancellation, 249.620, 249.630

Payments, interest, lien, 249.520

Preparation, certification, delivery, 249.580

Record entries evidence of payment, 249.630

Records to be kept, effect of errors, 249.590

Submain sewer district, defined, 249.430

Tax bill record book, 249.610

Tax bills, action to collect, venue evidence, 249.650

Tax lien against property, failure to pay special

assessment, 249.640

Treatment costs, how paid, 249.515

Treatment systems violation, compliance period,

failure to comply, penalty, 249.515

Truck or handling sewer lines across unplatted land, cost of construction and restoration, how paid, 249.540

Trustees appointed, terms, vacancies, duties, reimbursement, 249.470

Unpaid charges, disconnection, 249.645

Unpaid charges, lien priority, 249.255

Unplatted land, no assessment against, exception, 249,640

## 5. Sanitary Drainage Districts

Bonds, certification, effect of, 108.240

Bonds, issuance, terms, payment, 248.130

Boundaries, determination, 248.020

Commissioners, appointment, oath, duties, 248.020

Commissioners, duties, report, 248.030

Condemnation proceedings, 248.100

Contracts, how let, 248.110

Corporate powers, 248.050

Costs of preliminary proceedings, 248.050

Dissolution, 248.180

Election to incorporate, 248.040, 248.060

Employees, 248.070

Fund, source, use, 248.120

Incorporation, 248.010

Judicial notice, 248.050

Jurisdiction of courts, 248.060

Land, acquisition, 248.100

Law, construction, 248.200

Maps, 248.030

Private drains and sewers, 248.170

Private drains, approval required, 248.150

Public officers, duties, 248.190

Receivership, certain corporations, procedure,

393.145

Sinking fund, bonds, 248.130

Streets, parks, right to drain across, 248.100

Subdistricts, area, division into, 248.090

#### SEWER DISTRICTS — cont'd

## 5. Sanitary Drainage Districts — cont'd

Subdistricts, special tax bills, 248.160 Submains, area to be served by, 248.090 Surveys and plans, adoption, 248.090 Tax, levy and collection, 248.120 Trustees, board of, 248.070 to 248.090 Vouchers, issuance, purposes, 248.140

# 6. Common Sewer Districts

Accounts may be set up, 204.420

Advisory board, composition, authority, 204.310 Advisory board, not required, when, board to act, 204.310

Agreements as to use of system, 204.330
Alternative method of creation, 204.250
Assignment of district to common sewer district which lies totally or partially in county, procedure (All first class noncharter counties), 249.451
Assignment of district to common sewer district which lies totally or partially in county, procedure

(Jackson, Cass, St. Louis Counties), 249.451

## **Board of trustees**

Advisory board, 204.571

Advisory board, not required, when, board to act, 204.310

Agreement with municipalities concerning use of system, 204.330

Agreements necessitated by grants, may enter, 204.460

Appointment, composition, 204.300 Authorized representative, 204.571

Compensation, 204.300

# Counties, first class noncharter form, population 145,000 and less than 150,000

Condemnation powers, 204.340 Leases, rental, gifts authority, 204.340 Real or personal property, authority to acquire, 204.340

# Counties, first classification, charter form, population 350,000

Administrator chief executive officer for district, appointment, powers, 204.300 Appointment, failure of county executive to act, county legislature to appoint, 204.300 Members, appointment, number, qualification, 204.300

Staff, compensation, 204.300

Counties, first classification, without charter form of government, establishment, procedure (Cole County), 204.300

Defined in liens on land actions, 204.455 Disputes with municipalities over use of system, how resolved, 204.330

Employees, appointment, compensation, 204.300 Expenses, reimbursement, 204.300

Information to give to advisory board, 304.310 Plan for sewers and treatment facilities, to draw up, 204.330

Powers generally, 204.322

Powers, in relation to subdistrict, 204.256

#### SEWER DISTRICTS — cont'd

## 6. Common Sewer Districts — cont'd

#### Board of trustees - cont'd

Private property, authority to enter and survey, 204.340

Refusal of waste, authority, when, 204.330

Rules and regulation authority, 204.320, 204.330

Sewer engineer, appointment, 204.300

State and federal grants, may accept, 204.460

Subdistricts, power to buy tax limited, when, 204.253

Treasurer, qualification, bond, 204.300

Treatment costs, contracts with communities to share, 204.330

Unincorporated subdistricts, 204.569

Body corporate and politic, when, 204.290

#### Bonds, revenue

Defeat by voters, may hold successive bond issue elections, 204.450

Election, ballots, form, majority vote required, 204.370

Issuance, procedure, form, interest, maturity date, negotiability, 204.380

Issued, when, 204.370

Joint, 204.375

Net revenues, portion of, pledged to payment of, 204.410

Payable only from revenues, recitation to this effect to be on bonds, 204.390

Proposition defeated, special tax may be levied to pay costs already incurred, 204.450

Rate of interest, 204.380

Rates for services to be sufficient to pay bondholders, 204.400

Refunding bonds authorized, limitations, 204.430

Registration of, subdistricts, 204.254

Resolution authorizing issuance of, contents, 204.420

Sale, conditions, 204.380

Subdistricts, form of bonds, 204.254

Subdistricts, total amount limited, 204.254

Treasurer of district to pay principal and interest, 204.410

Use for capital outlays, 204.360

Boundaries, determination, 204.260

Boundaries, extension, procedure, ballot form, 204.355

Butler County, Poplar Bluff, sewer services to be provided to annexed areas by agreement, procedure, 204.472

Circuit court to appoint commissioners, 204.250 Circuit court, to direct county commission to hold election, 204.280

Clean water commission may resolve disputes over use of 204.330

## Commissioners

Appointment, powers, oath, qualifications, compensation, 204.260

Clerk, compensation, 204.260

Discharge, 204.270

#### SEWER DISTRICTS - cont'd

#### 6. Common Sewer Districts — cont'd

#### Commissioners - cont'd

Report, contents, to be filed, when, 204.270 Compliance with state and federal law, 249.820 Condemnation, 204.340

Contracts for construction, letting, 204.350 Contracts for surveys and plans approval by

advisory board, 204.350

Cost of restoration of property, 204.340

Costs of capital outlays, how met, 204.360

Counties, first classification, having charter form of government, establishment, procedure, 204.300

Counties, first classification, without charter form of government, establishment, procedure (Cole County), 204.300

## **County commission**

Commissioners, to petition circuit court to appoint, 204.250

Subdistricts, 204.331, 204.332

To hold election, when, 204.280

Court may order establishment of, 204.250

Creation, initial steps, 204.250

Creation, methods, 204.250

Customer, defined, 204.370

Discharge, agreements as to location and manner,

Disconnection, unpaid charges, time limit on unpaid charges, 249.255

Election to create subdistricts, 204.250

Election, notice, conduct, approval, disapproval, costs, 204.280

Enforcement of agreement on use of system, 204.330

False reports, penalties, 204.330

First class counties, not having charter form of government, 204.250

Lien for unpaid charges, 249.255

## Lien on land

Amount to include certain costs, 204.455 Board of trustee, defined, 204.455 Delinquent fees or charges, 204.455 Enforcement by suit or foreclosure, 204.455 Recording required, 204.455

Limitation upon issuance of further bonds, 204.420 Limitation upon rights of bondholders, 204.420

Local government officials, duties, 204.470

Local governmental officials required to be of service to district, 204.470

Net revenues, defined, 204.410

Net revenues, portion of, pledged to payment of bonds, 204.410

Ordinances, authority of city to enact, 249.820 Petition for enforcement of agreement, 204.330 Pretreatment requirements, compliance with, 249.820

Public property, use of, 204.340

Rates for services to be fixed at amount recommended by advisory board, exception, 204.440

#### SEWER DISTRICTS — cont'd

# 6. Common Sewer Districts — cont'd

Rates for services, to be sufficient to meet costs of district, 204.400

Receivership, certain corporations, procedure, 393.145

Refusal of waste, when, 204.330

Refusal to receive wastes, 204.330

#### Reorganized

Additional powers of the board, 204.618

Agreements authorized, 204.618

Board, powers of, 204.616

Bond requirements, 204.614

Bonded indebtedness and security interests of creditors, effect of reorganization, 204.606

Construction of, surveys and general plans, duty of board, 204.618

Contracts permitted, 204.618

Cooperation with district by courts and political subdivisions, 204.640

Costs, how met, 204.624

Deposit of district moneys, 204.614

District to be a body politic and corporate, when, 204.608

Fee and charges, when due, 204.628

Grants or funds from state or federal government,

trustees to accept, 204.638

Industrial user, defined, 204.616

Issuance of revenue bonds, when, 204.636

Judicial notice of existence, when, 204.608

Petition requirements, 204.604

Proceedings for reorganization, requirements, 204.602

Professional services, agreements for, 204.622

Property, acquisition of, 204.620

Public grounds, use of, when, 204.620

Reorganization permitted, when, 204.600

Resolution authorizing revenue bonds, accounts, 204.634

Revenue bonds, duties of district, 204.630; net revenues to be pledged, 204.632

Revenue bonds, issuance of, procedure, 204.626 Seal to be adopted, 204.608

Taxes, levy and collection of permitted, when,

204.612 Treatment plants, contracts for, 204.622

Trustees, appointment, qualifications, compensation, terms, 204.610

Report of commissioners, contents, to be filed, when, 204.270

Rules and regulations, power to promulgate, 204.320

Rules, power to promulgate, 204.322

# Sanitary sewer improvement

Assess, defined, 204.650

Assessments required, roll to be prepared, 204.658

Assessments to constitute a lien, when, 204.666 Assessments, amount, 204.652

#### SEWER DISTRICTS — cont'd

# 6. Common Sewer Districts — cont'd

### Sanitary sewer improvement — cont'd

Assessments, supplemental or additional, permitted when, 204.664

Citation of law, 204.650

Cooperative agreements authorized, when, 204.672

Cost apportioned against property, 204.656 Court action, limitation on, 204.662

Definitions, 204.650

Establishment of area, procedure, 204.654

Funds required, 204.670

Hearings, procedure, 204.660

Improve, defined, 204.650

Improvements permitted, 204.652

Inapplicability, 204.674

Notice to property owners, when, 204.660

Reassessments or new assessments required, when, 204.664

Revenue bonds, issuance of, 204.652

Sanitary sewer improvement area, defined, 204.650

Special assessments, when, 204.660

Temporary notes authorized, when, 204.668

User fee, defined, 204.650

Sewer engineer, appointment, powers, 204.300

Solid waste disposal, may petition to operate

facilities, 260.215

Special tax may be levied to pay organization costs

if bond issue defeated, 204.450

State and federal funds, may accept, 204.460

State and federal funds, use for capital outlays, 204.360

Storm water management services, no fee, charge or tax if no sanitary sewer services provided, 204.700

### Subdistricts

Advisory board, 204.257

Board of directors, power to levy tax limited, when, 204.253

Board of trustees of district, powers, 204.256

#### Bonds

Form of, 204.254

Issuance of, 204.252

Total amount limited, 204.254

Boundaries, sewer engineer to advise county commission or county legislature, 204.332

Certification of costs, 204.255

Creation contract, powers, 204.331

Creation of, 204.250

Creation, method, 204.250; alternative method, 204.332

Election to create, 204.250

Establishment of, 204.250

Governing body to be county commission or

county legislature, 204.331

Law governing, 204.251

Levy and collection of taxes, 204.255

Petition to create, 204.250

#### SEWER DISTRICTS — cont'd

# 6. Common Sewer Districts — cont'd

Powers of board of district, 204.256

Tax, ad valorem, 204.252

Treasurer of district to pay bonds, 204.410

Treasurer, qualifications, bond, 204.300

Treatment cost, proportionate share, 204.330

#### **Unincorporated subdistricts**

Advisory board, 204.571

Authorized representative, 204.571

Board of trustees, powers, 204.569

Circuit court, hearing, 204.565

Extension of boundaries, 204.573

Formation, procedure, 204.565

Hearing, 204.565

Petition for extension of boundaries, 204.573

Petition for formation, contents, 204.565

Powers of board of trustees, 204.569

Unpaid charges, lien priority, 249.255

Water pollution board may resolve disputes over

use of system, 204.330

### 7. Sewage Or Storm Water Facility Improvement District (Kansas City, Clay, Platte, Greene, Boone And Jefferson Counties)

Account or fund created, for each separate project, 249.953

Acquire, defined, 249.925

Action to set aside assessment, time limitation, 249.949

Amendment of plan, when, 249.941

#### Assessment

Benefits to property resolution, methods for assessing, 249.935

Cause of action to set aside assessment, time

limitation, 249.947

Collection, how, 249.945

First payment, due when, 249.945

Installments, authorized, 249.945

Interest rate, limitation, 249.945

Lien on property, 249.949

Maintenance costs, assessment may be levied after period for assessment of property has expired, 249.933

Notice to property owners, city or county clerk, duties, 249.945

Procedure to calculate amount, 249.935

Reduction, when, 249.953

Balance in fund after project paid for, effect, 249.953

Ballot form, election, 249.929

# Bonds, general obligation

Amount allowed, 249.955

Assessment against property to pay for

improvements, 249.927

Authority to issue, 249.927

Issued, procedure, 249.951

Limitation not to exceed ten percent of assessed valuation of taxable tangible property, 249.955

Purpose, 249.927

#### SEWER DISTRICTS - cont'd

7. Sewage Or Storm Water Facility Improvement District (Kansas City, Clay, Platte, Greene, Boone And Jefferson Counties) — cont'd

#### Bonds, general obligation - cont'd

Boundaries of district, how set, 249.931

Consultant, defined, 249.925

Cost, defined, 249.925

Definitions, 249.925

#### Governing bodies of cities and counties

Bonds, amount of determined, to be required, 249 943

Construction of project completed, final cost computed, 249.941

Plans and specification acceptance by, 249.937

#### Resolutions

Assessment ordering, 249.937

Improvement project ordered, 249.941

Methods for assessing benefits to property, duties, 249.935

Project cost boundaries and annual assessment, 249.929

Temporary notes may be issued by governing body, 249.951

Hearing held to consider proposals, 249.941 Improve, defined, 249.925

Improvement, defined, 249.925

Maintenance costs, assessment may be levied after period for assessment of property has expired, 249.933

### Notice of hearing

Mailed to assessed property owners, 249.939 Publication, content, 249.939

Plans and specifications filed with city or county clerk, 249.939

Procedure to establish district, 249.929

Publication of notice of hearing, required, content, 249.939

Refund to property owners, when, 249.953 Sewage or storm water facility improvement

district, defined, 249.925

Tax and special tax bills in certain sections applicable to sewer and storm water district, 249.957

Temporary notes may be issued by governing body, 249.951

Temporary notes, limitation on amount, 249.955

#### 8. Consolidated Sewer District (Jefferson County)

#### **Board of directors**

Appointment, composition, qualifications of members, term, 249.1112

Compensation, 249.1112

Expenses, reimbursement, 249.1112

Powers, generally, 249.1112

Vacancy of member, 249.1112

### **Consolidated districts**

Administered as one unit, 249.1109

Subject to liens, liabilities, obligations of original districts, 249.1109

#### SEWER DISTRICTS - cont'd

# 8. Consolidated Sewer District (Jefferson County) — conf'd

## Consolidated districts — cont'd

Consolidation of contiguous sewer districts permitted, when, procedure, 249.1100

Consolidation order effective, when, 249.1106

Dissolution, procedure, 249.1118

Election, must submit question to consolidate to

voters by resolution, 249.1100

Hearing required before creating consolidated sewer district, when, 249.1103

Powers, generally, 249.1115

Resolution, contents, 249.1100

Revenue bonds issued by original district, taxes levied on original district only, when, 249.1109

Special obligation or revenue bonds paid from consolidated district revenue, 249.1109

# SEWER OR STORM WATER FACILITY IMPROVEMENT DISTRICT (CH. 249)

See SEWER DISTRICTS (7) or STORM SEWERS

#### **SEWERS**

Appropriations made to department of natural resources to administer, 640.610

#### Cities

Constitutional charter, acquisition of land, 82.240 Constitutional charter, construction or repair, 88.940

Control of district facilities within corporate limits, Jackson County, 249.666

Special charter, 88.801

St. Louis, collector to add fee to general tax levy bills for lateral lines connected to public lines, 92.012

Third class, commission form, 78.190

Towns and villages, power, 80.090

Contractors, licensed by department to inspect property, 701.051

Disposal equipment, cities may authorize installation, 71.520

Disposal, cities, authority, financing, 71.680, 71.690 Establishment, tax, certain cities, towns and villages, 88.836

Excavation notice given, duties of sewer system owner, 319.031

Facilities of dissolved district, disposal by county commission, 249.663

#### Grants

Criteria for grant, 640.615

Eligible projects, 640.605

Flood-impacted communities, exception to grant, limitation, 640.620

Funds, additional to aid, 644.564

Limitation on grants, exception, flood-impacted communities, 640.620

Primary financial source of funds must be obtained before applying for grant, 640.615

State may make direct grants, 640.600

# SEWERS — cont'd

#### Grants — cont'd

Grants and loans for rural water and sewer, board of fund commissioners may borrow additional \$10,000,000 for, 644.579, 644.582, 644.585 Indebtedness, cities may incur, limits, procedure, 05.125

### Nonprofit sewer corporations

Articles of conversion, contents, filing, 393.827

#### Articles of incorporation

Amendment, procedure, contents, 393.831 Contents, submission to secretary of state, 393.825

Conversion, articles, included in term, 393.827 Copy provided to department of natural resources, 393.825

Effective, when, 393.835

Filing with secretary of state, 393.825

Secretary of state, duties, 393.835

Term deemed to include articles of conversion, 393.827

Construction of laws, 393.857

Conversion of wastewater disposal or treatment corporation, procedure, 393.827

#### **Debts of corporation**

Prepayment not prohibited, 393.851 Property of members exempt from execution, 393.861

Directors, board of, powers and duties, 393.843 Dissolution, voluntary, procedure, 393.853, 393.855 Meetings, annual, special, 393.839

Membership, 393.839

Natural resources, powers and duties, 393.175, 393.847

Office, change of principal office, procedure, 393.833

Officers, election, removal from office, 393.845 Powers of corporation, 393.829

Public service commission, jurisdiction, limitations, 393.847

Quorum, 393.839

Revenues, excess, 393.849, 393.851

Securities law of Missouri, not applicable, when, 393.837

Voting districts, 393.841

Voting, 393.839

Wastewater treatment, regional or watershed supplier, designation by natural resources, 393.175

#### On-site sewage disposal systems

Adjoining property owners to site of complaint, right to inspect, procedure, exception, 701.038 Application form, content, 701.046

Civil actions, not preempted, 701.035

Clean water commission, may take action, when, rules not to conflict, 701.039

Complaints, investigation by department, when, 701.038

Construction or repair, notice, requirements and inspection, 701.050

#### SEWERS - cont'd

# On-site sewage disposal systems — cont'd

# Contractors

Appeal, reregistration may be permitted when, 701.054

Bond for performance forfeited, when, effect, 701,052

Bond forfeiture, requirement to provide ceases at two years, 701.052

Licensed by department to inspect property, 701.051

Percolating test training fees, 701.046 Qualifications, 701.053

Registration by county to qualify as state, 701.053

Registration form qualifications, 701.053

Reregistration authorized, when, 701.054

Roster official to be printed by department, content, 701.054

Suspension, revocation or denial, procedure, 701.054

Violators found guilty not to construct for another person without bond or letter of credit, 701.052

Definitions, 701.025

Department of health, powers, duties, 701.040

Disposal of sewage, who, how, exception, 701.031

Emergency major modification or repair may be made without permit, requirement, 701.052

Emergency, temporary restraining order injunction, when, 701.037

Fees collected to be deposited in public service fund, 701.046 to 701.051

Innovations, department of health, authority to experiment, how, 701.033

Inspection, adjoining property, right of department, requirements, exceptions, 701.038

Inspection, notice required, when, 701.050

Installation, installer to be registered, , 701.031

Investigations, department of health, 701.033

Lending institutions may request inspection when providing loan, fee, 701.054

Modification or major repairs, requirements, form, fee, how set, 701.046

Modifying or repairing, failure to comply with standards, prohibited, 701.048

Notice for inspection of adjoining property required, 701.038

Notice required on construction and repair, 701.050 Operation of, restrictions, 701.029

Ordinances, standards, political subdivisions, requirements, 701.035

Property owners may install or modify their own, in compliance, no permit required, 701.055

Rules and regulations, department of health,

authority to promulgate, 701.033

Scope of coverage, 701.027

### Standards

Contents, 701.043

Established, 701.040

Failure to comply, effect, 701.050

#### SEWERS - cont'd

#### On-site sewage disposal systems — cont'd Standards — cont'd

Violations, director to send notice, contents, 701.037

Violations, prosecuting attorney to institute proceedings, request of department of health, 701 037

Permit modification, wastewater treatment, 644.052 Playgrounds or schools, near, nuisance when, penalty, 64.300

Purification plants, fourth class cities, 88.767 Railroads to maintain, when, 389.670 to 389.690 Rural water and sewer grants and loans, board of fund commissioners may borrow additional \$10,000,000 for, 644.579, 644.582, 644.585

Sewer district, consolidation of contiguous sewer districts, Jefferson County, 249.1100 to 249.1118 Supervisor, certain second class counties, 49.079 Unenclosed, nuisance when, penalty for maintaining, 64.300

#### **Violations**

Criminal penalties and fines, 701.057 Infraction, when, 701.057 to 701.059

Nuisance creation, certain residential property, an infraction, 701.059

Penalties and fines, 701.057

Wastewater or water treatment projects, use of design-build contracts, 67.5070

### Wastewater treatment plants, fees

Construction permit, 644.053

Effective date of permit and construction fees, 644.054

Expiration of permit and construction fees, 644.054 Fund, natural resources protection fund, fees deposited, 644.055

Permits, 644.052

Rules and regulations, 644.054

Variances granted, when, 644.054

Violation failure to pay, penalties, collection action by attorney general, 644.055

Wastewater treatment systems, municipalities, upgrades, options, 644.200

Water supply districts to establish, when, procedure, 247.035

Water supply districts, metropolitan sewer treatment facilities, authority to construct and maintain, 247.445

## SEXUAL ASSAULT PREVENTION CENTER

See CRIME PREVENTION

# SEXUAL OFFENDERS

Aiding, crime of, penalty, 575.159

# AIDS and tuberculosis testing

Notice to parent or custodian required of minor victim of sexual assault, 191.659

Right of parent or custodian to results, offender and minor victim of sexual assault, 191.663

AIDS testing, sexual offenses, 191.663

## Animals, sex with

Animals, defined, 566.111

#### SEXUAL OFFENDERS — cont'd

#### Animals, sex with - cont'd

Exceptions, 566.111

Forfeiture of animals in possession of defendant, when, 566.111

Penalties and counseling, 566.111

Sexual conduct with an animal, defined, 566.111

Athletic coaches, managers, or trainers, sexual offenders prohibited from serving as, penalty,

Biological sample required for DNA profiling system on conviction of certain felonies, use of sample, 650.055

Child care facilities, loitering prohibited, penalty,

Child care facilities, residency not to be established near, 566.147

#### Child enticement, crime of

Defined, 566.151

Peace officer masquerading as a minor not an affirmative defense, 566.151

Penalties, 566.151

#### Child molestation

First degree, penalties, 566.067

Fourth degree, penalty, 566.071

Marriage is an affirmative defense, 566.023

Second degree, penalties, 566.068

Third degree, penalties, 566.069

Child pornography, see CHILDREN

Child victims of sexual offense, video and aural recordings and photographs, defendant not to copy or distribute without court order, 545.950

Children involved in sexual misconduct, penalty, 566.083

Counties, chief county law enforcement officer may maintain registered sexual offender search capability, 589.402

# **Definitions, criminal code**

Aggravated sexual offense, defined, 566.010

Commercial sex act, defined, 566.010

Deviate sexual intercourse, defined, 566.010

Forced labor, defined, 566.010

Sexual conduct, defined, 566.010

Sexual contact, defined, 566.010

Sexual intercourse, defined, 566.010

# Evidence in sexual offenses, child victim under

Admissible evidence to prove propensity to commit crime, exception, 566.025

Charges and uncharged conduct of defendant with other child victims admissible, exception, 566.025

Expungement based on DNA, when, procedure, 650.055

Halloween, restrictions on conduct, violations, penalty, 589.426

### HIV and tuberculosis testing

Notice required to parent or custodian of minor victim of sexual assault, 191.659

Right of parent or custodian to results, offender and minor of sexual assault, 191.663

#### SEXUAL OFFENDERS — cont'd

#### HIV and tuberculosis testing — cont'd

HIV testing, sexual offenses, 191.663

Inmates in prisons, sexual conduct with a crime, penalty, consent not a defense, 566.145

Parks and swimming pools, loitering prohibited, penalty, 566.150

Persistent offenders, defined, extension of terms, 566.125

#### Persistent sexual offender

Minimum term, 566.125

Sentencing, extension of term, 566.125

### Predatory sexual offender

Minimum term, 566.125

Sentencing, extension of term, 566.125

Term extended, minimum, defined, 566.125

Prostitution, see PROSTITUTION (CH. 567)

Psychopaths, see SEXUAL PSYCHOPATHS

#### Rape

#### First degree

Forcible compulsion includes use of substance without consent that impairs ability to give informed consent, 566.030

Penalties, 566.030

#### Statutory rape

First degree, defined, penalties, 566.032 Marriage is an affirmative defense, 566.023 Second degree, defined, penalty, 566.034

Records, criminal repository, cases of children assaulted under seventeen, defendant with suspended sentence, report, 43.506

# Registration of sexual offenders (Megan's Law)

Address, where offender intends to reside, sent to chief law officer of county, 589.403

Change of address, notice required, to be furnished to whom, 589.414

Change of on-line identifiers, duty to report, 589.414

Cities, towns and villages in county may request copies, 589.400

Closed records, open to whom, 589.417

Contents required, 589.407

County jail release of offender, duties of court, 589.405

Criminal sexual psychopaths, duty to register, 589.400

Fingerprints, photograph, information required on form, 589.407

Highway patrol to have records as part of MULES, information available to whom, 589.410

Juvenile offenders, 211.425

Juvenile sexual offenders' registry used in evaluation in parole hearings, 217.690

List of offenders to be available on request, 589.417 Mental defect, party found not guilty due to defect, 589.400

### Ninety-day verification, certain offenders

Failing to register, 589.414

False information given when registering, 589.414

#### SEXUAL OFFENDERS - cont'd

# Registration of sexual offenders (Megan's Law) — cont'd

# Ninety-day verification, certain offenders — cont'd

Predatory or persistent sexual offenders, 589.414 Second or subsequent violations, felony, 589.425 Victim was less than eighteen at time of offense, 589.414

Notice required of duty to register on release, 589.403

Official in charge of correctional or mental health facilities to notify chief county law officer, 589,400, 589,403

Penalty for failure to register, 589.425

Persistent or predatory offenders to be registered, 589.407

Predatory sexual offenders committed to mental health facilities, 589.400

Requirement to register in county of residence, 589.400

Residence, change of, probation and parole to notify law enforcement, 589.415

See also CRIMINAL PROCEDURE

Rehabilitation for convicted offenders program established by department of corrections, 589.040

Residency not to be established near schools or child care facilities, 566.147

School property, prohibited within five hundred feet of, exceptions, 566.149

Schools, residency not to be established near, 566.147 Sentences for persistent, predatory, court's duties, jury's duties, 557.036

Sexual abuse, first degree, penalties, 566.100 Sexual abuse, second degree, penalties, 566.101

## Sexual misconduct

First degree, penalties, 566.093 Marriage is an affirmative defense, 566.023 Second degree, penalty, 566.095

Sexual offenses, HIV testing, 191.663

# Sexually transmitted diseases

Court records of testing to be sealed, 545.940 Testing for certain sexually transmitted diseases, when, 545.940

### Sexually violent predator, civil commitment

Abrogation of case law, 632.525

Additional detention granted, when, 632.484

Appeal of determination, 632.495

Burden of persuasion, 632.495

Care and treatment, 632.495

Commitment to department of mental health, 632.495

Conditional release, 632.505

Confinement, 632.495

Counsel, right to, 632.492

County jails, contracting with, 632.495

Definitions, 632.480

Detention period of custody authorized, 632.484

Evidentiary standard, 632.498

Examination, annual, 632.498

#### SEXUAL OFFENDERS — cont'd

# Sexually violent predator, civil commitment — cont'd

Jury instructions, 632.492

Jury, right to, 632.492

Mental health employee, violence committed against by offender, penalty, 632.520

Mental health to determine secure facility to house, 632.489

Notification of local law enforcement, when, 632.505

## Petition

Commitment to be filed, when, 632.484, 632.486 Discharge, 632.498

Multidisciplinary, copy of assessment to be filed with petition, 632.486

Petition for detention to be filed, when, 632.484 Release, hearing, examination, 632.501

Probable cause determined that cause to believe is predator, 632.489

Procedure following mistrial, 632.495

#### Prosecutors' review committee

Determination of committee not to be evidence in any proceeding on question of sexually violent predators, 632.483

Established, qualifications, duties, 632.483

Review of records, available to whom, 632.483

Public defender to defend, when, 600.042

Recent overt act, defined, 632.484

#### Records

Release of, 632.510

Sealed, when opened, 632.513

Repetition, when, 632.504

Review, annual, 632.498

Standard of proof, 632.495

Supervision, court review of plan, 632.505

Trial, 632.492

Verdict, unanimous required, 632.495

Victim's rights, 632.507

#### Sodomy

First degree sodomy, penalty, 566.060

Forcible compulsion includes use of substance without consent that impairs ability to give informed consent, 566.030

Second degree, penalty, 566.061

#### Statutory sodomy

First degree, penalty, 566.062

Marriage is an affirmative defense, 566.023

Second degree, penalty, 566.064

### Time limitations on actions

Childhood sexual abuse, age under 18, damage actions, 537.046

Criminal prosecution, 556.037

Damages, persons within third degree of affinity or consanguinity, 516.371

Time limitations on actions, criminal prosecutions, 556.037

Treatment after conviction, 589.040

#### SEXUAL OFFENDERS — cont'd

Treatment program for rehabilitation established for prisoners convicted of sexual assault, required, 589.040

Treatment program participation required, offenses involving a child, 557.051

Treatment, pilot program to be developed by department of corrections, annual report, 217.139

Victims' compensation, eligibility, 595.020

Victims of, disclosure of results of HIV and certain

other sexually transmitted diseases testing, 191.656

#### SEXUAL OFFENSES

Access to information, when, 595.226

Age misrepresentation, crime of, penalty, 566.153

#### Animals, sex with

Animals, defined, 566.111

Exceptions, 566.111

Forfeiture of animals in possession of defendant, when, 566.111

Penalties and counseling, 566.111

Sexual conduct with an animal, defined, 566.111

#### Child enticement, crime of

Defined, 566.151

Peace officer masquerading as a minor not an affirmative defense, 566.151

Penalties, 566.151

Custodial interrogations, requirements, 590.700

#### **Definitions**, criminal code

Aggravated sexual offense, defined, 566.010

Commercial sex act, defined, 566.010

Deviate sexual intercourse, defined, 566.010

Forced labor, defined, 566.010

Sexual conduct, defined, 566.010

Sexual contact, defined, 566.010

Sexual intercourse, defined, 566.010

## Genital mutilation, female child, crime

Affirmative defenses, allowed, 568.065

Ceremonial ritual or custom not an affirmative defense, 568.065

Definition, 568.065

Penalty, 568.065

Identifiable information in court records to be redacted, when, 595.226

Inmates, sexual conduct with, penalty, consent not a defense, 566.145

#### Invasion of privacy

Crime of, penalty, 565.252

Investigations by law officers not deemed invasion of privacy, 565.257

Law officers investigating or security measures for jails or prisons not an invasion of privacy, 565.257 Person not realizing he was viewed or filmed, time

limitation to start from time he knows of crime, 556.038

Prisons or jails viewing or filming for security not invasion of privacy, 565.257

Time limitation to bring action, 556.038

Investigations, site of crime undetermined, attorney general's subpoena powers, 542.425

#### SEXUAL OFFENSES — cont'd

Offenses involving a minor, civil action for damages permitted, when, 537.047

On-line sexual solicitation, crime of promoting, penalty, 566.103

Sexual exploitation of a minor, crime, penalties, 573.023

Time limitation to bring action, 556.037

Victims, polygraph tests and psychological stress evaluator exams not permitted, when, 595.223

Witnesses, husband and wife in criminal cases, immunity abrogated, when, 546.260

## SEXUAL PSYCHOPATHS

AIDS testing, sexual offenses, 191.663 Commitment prior to August 13, 1980, effect, 632 475

HIV testing, sexual offenses, 191.663

Mental facilities, probation, notice to law enforcement officers, where, 632.475

Mental facilities, release, discharged, notice to law enforcement officers, where, 632.475

Probation, when, 632.475

Registration requirement and penalty, see SEXUAL OFFENDERS

Release application, hearing, law applicable, 632.475 Sexual offenses, HIV testing, 191.663

Treatment after conviction, 589.040

Treatment after sentence, see CRIME PREVENTION

#### SEXUALLY ORIENTED BUSINESSES

#### Regulation of

Alcoholic beverages prohibited on premises, 573.531

Definitions, 573.531

Employees, acts of not imputed to business, when, 573.534

Establishment of business, prohibited where, 573.531

Hours of operation, 573.531

Local regulation, consistency with state regulation required, 573.540

Minors prohibited on premises, 573.531

Nudity in establishment prohibited, 573.531

Preemption by state not established, 573.540

Public nuisance for repeated violations, 573.537

Purpose, findings, 573.525

Sexual activities, display of, requirements, 573.531

Stage requirements, 573.531

State remedies permitted for violations, 573.537

Strict liability not imposed, 573.534

Violations, culpable mental state, 573.534

Violations, penalty, 573.537

## SEXUALLY TRANSMITTED DISEASES

# Hospitals, license, regulate or suppress

Fourth class cities, 94.270

Special charter cities, 94.360

Third class cities, 94.110

Minors, treatment for, 431.061

# SHARED WORK PROGRAM (UNEMPLOYMENT COMPENSATION) (CH. 288)

See UNEMPLOYMENT COMPENSATION, Subheading, Shared Work Program

#### SHAREHOLDERS

See CORPORATIONS, subheading, Shareholders

#### SHEEP

Branding law, applicable, 268.021

Cities, fourth class, regulation, 79.400

Cities, third class, regulate and impound, 77.510

Diseased, sale of prohibited, 267.430

Killing by dogs, recovery of damages, 273.020

Livestock loan program, 348.500

Rams, castration, when permitted, 270.250

Restrained from running at large, 270.010

Running at large, restraint, 270.170

# SHELTER FOR VICTIMS OF DOMESTIC VIOLENCE

See ABUSE

## SHELTERED WORKSHOPS

Capitol, gift shop, items to be sold, 8.051 Certificate of approval, issuance, refusal, revocation, 178.920

Contracts for services, 205.970

#### County

#### Roard

Appointment by county governing body, 205.970 Bond required for treasurer, how paid, 205.970 Employment by board, members not to be eligible for twelve months after leaving board, 205.970 Establishing duties, 205.968 Members, officers, qualifications, powers, duties,

Members, officers, qualifications, powers, duties, 205.970

Nepotism, prohibition against employment if related to board members, 205.970

Powers and duties, 205.968

Removal from office, procedure, grounds, 205.970

Residence, to provide for eligible persons, 205.969

Residency requirements for some members, 205.970

Vacancies, how filled, 205.970

Establishment by board appointed by county commission, 205.968

Program and facility, operation, 205.969

Residence or social centers may provide for eligible persons, 205.969

Tax levy, approval, rate, use, 205.971

County, board, powers and duties, 205.968

Definitions, 178.900, 205.968

Developmental disability, defined, 205.968

Disabled persons, defined, 178.900, 205.968

Division, defined, 178.900

Duties, 178.910

Established, how, 178.920

Federal funds, agency to accept, 178.940

Function, 178.910

#### SHELTERED WORKSHOPS - cont'd

#### Fund, sheltered workshop per diem revolving fund

Administered by department, 178.930

Balance in fund not to exceed certain amount, 178.930

Created in state treasury, 178.930

Unexpended balance at end of fiscal year transfer to general revenue, exception, 178.930

Head tax, employers of workshop participants not liable for, when, 205.973

Mental health, department of, operation authorized, 630,340

Motor vehicles, registration and licensing, requirements, used to transport for sheltered workshop, 301.260

Payment to, by department, proof required, amount, how computed, signed by whom, 178.930

Personal care assistance service program for disabled persons, see PERSONAL CARE ASSISTANCE PROGRAM FOR DISABLED PERSONS

Personnel, appointment, 178.950

Review of rules, regulations and orders of division, 178.960

Rules and standards, department of elementary and secondary education to establish, 205.969 Rules to be maintained, 178.930

#### St. Louis City

Appointment by city governing body, 205.970 Bond required for treasurer, how paid, 205.970 Employee shall not be related to board members, 205.970

Employment by board, members not to be eligible for twelve months after leaving board, 205.970 Establishing duties, 205.968

Members, officers, qualifications, powers, duties, 205.970

Nepotism, prohibition against employment by board if related, 205.970

Powers and duties, 205.968

Program and facility, operation, 205.969

Removal from office, procedure, grounds, 205.970 Residence or social centers may provide for eligible persons, 205.969

Residence, to provide for eligible persons, 205.969 Residency requirements for some members, 205.970

Transportation sales tax percentage authorized for, 94.645

Vacancies, how filled, 205.970

Staff, defined, 178.900

State aid, computation, paid when, 178.930 Substantial functional limitations, services for, 205.968

Tax, levy and collection, amount, purpose, 205.971

#### Transportation

Cooperation with department as to student and employees transportation, 162.755

Furnished by department of elementary and secondary education, how paid, 162.755

#### SHELTERED WORKSHOPS — cont'd

#### Transportation — cont'd

Residents, facilities for certain disabled persons, how paid, 162.755

Social centers for certain disabled persons, how paid, 162.755

Students from Missouri schools for the severely disabled may be transported by vehicles owned by workshop, how paid, 162.755

# SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE

#### Court costs

Additional surcharges, all cities and counties having or using shelters, exceptions, 488.607

Fees, procedure to collect, clerk's duties, purpose,

Funding, court costs, additional surcharges for all cities and counties having or using shelters, exception, 488.607

Tax credit accountability act of 2004, 135.800 to 135.830

Tax credit for contributions to shelters, definitions, limitations, 135.550

#### SHERIFF (CH. 57)

- 1. General Provisions
- 2. Counties, First Class
- 3. Counties, Second Class
- 4. Counties, Third Class
- 5. Counties, Fourth Class
- 6. Counties Of Designated Population
- 7. St. Louis City

## 1. General Provisions

Absent without leave, state military offenders, authority to apprehend, 40.023

Abuse and lose law, driver's licenses, authorized to seize driver's licenses, 577.515

Abuse, adult protection service, 192.2465

# Abuse, adult, protection orders

Complaint, factors indicating need for immediate response, 455.080

Duties, powers, 455.040, 455.080, 455.085 Officer may rely on copy of order, 455.083

Accidents, vehicle, report, filed with highway patrol, when, format, 43.250

Accidents, vehicle, report, form, how obtained, contents, 43.251

Accounts, court to audit, 476.260

#### Adult abuse law

Complaint, factors indicating need for immediate response, 455.080

Duties, powers, 455.040, 455.080, 455.085

Age requirements in compliance with federal law not unlawful employment practice, 213.055

Animals, abused or neglected, impoundment, powers, 578.016, 578.018

Animals, acts in regard to, exempted from offense provisions, 578.007

Antifraud, multijurisdictional enforcement group, sheriff may elect to work with, when, 70.877

#### 1. General Provisions — cont'd

#### Arrest

Adjoining counties requested assistance, 57.111 Assistance by sheriff of adjoining counties, authority to request, 57.111

Fleeing felon, 544.120

Infractions, arrest without warrant, on suspicion, 544.216

Intentional failure to execute, penalty, 575.180 Misdemeanors to include on suspicion, without warrant, 544.216

Officers of the law authorized to make arrests, exceptions, 544.216

Ordinances in jurisdiction on suspicion, without warrant, 544.216

Powers, generally, 544.216

Report to highway patrol, contents, 43.503

Warrant not required, when, 544.216

Warrant, failure to execute, penalties, 575.180

Arson, insurance companies furnishing records and information on fire losses, immunity to actions, 320.085

Arson, records and investigations on fire losses, to be furnished, 320.081

#### Attachment

Approval of bond, 521.080

Compensation for keeping property, 521.290

Proceedings, when to act as receiver, 521.340

#### Bond

Action on for failure to turn over funds, 57.160 Approved, 57.050

Disapproval, effect, 57.060

Failure to give, effect, 57.040

New bond required, when, 57.030

Recording, 57.070

Reelection, new bond required, failure to provide, effect, 57.030

Requirements, 57.020

Securities, liable when, 57.150

Burial grounds surrounded by privately owned land, enforce right of entry, when, 214.132

Cemeteries surrounded by privately owned land, enforce right of entry, when, 214.132

Certificate of election, 57.010; oath endorsed, recording, 57.070

# Certification

Hearing required for disciplinary action, 590.501 Removal of officer's certification, hearing requirement, time limitation, exception, 590.501

### Charges

Accounts, how kept, 50.470

Attachment proceedings, for services in, 57.290, 488.5320

Circuit court, collection, 483.550

Civil, list of, 57.280, 488.435

Contempt proceedings, for services in, 57.290,

488.5320

Criminal, list of, 57.290, 488.5320

Disposition, 50.480, 50.510

#### SHERIFF (CH. 57) — cont'd

#### 1. General Provisions — cont'd

#### Charges — cont'd

Mileage, 57.280, 57.290, 488.435, 488.5320 Reimbursement for service by other county or city

sheriffs, 57.290, 488.5320

Successor entitled to, when, 57.150; penalty, 57.160

Taxes, collection by distress warrant, 136.230

Chemical tests on arrested drivers, report, 302.510

Child custody or visitation, enforcement of courtordered, when, limitations, 452.425

Child less than seventeen years of age taken into custody, record of law enforcement agency required, 210.004

Child protection orders, duties, powers, 455.538

Child taken into custody, duties, 211.411

Cigarettes, unstamped, seizure, duties, 149.055

Civil disorder training, official duties not crime, 574.070

Commission defined, 590.010

Commitment papers, time in jail endorsed upon, 558.031

Common sewer districts, duties, 204.470

#### Compensation

Additional funds for compensation in counties with federal highways or weigh stations, 50.059

Annual salary, how determined, 57.317

Training program, certain sheriffs, required when, expenses, 57.317

Uniform allowance, 57.295

# Concealed carry permits

Appeal procedures for refusal to issue, 571.101, 571.114

Application, requirements, 571.101

Change of name or residence, notification procedures, 571.104

Denial of application, appeal procedures, 571.114 Duties, 57.100

Duty to carry and display endorsement, penalty for violation, 571.121

Fees, 571.101

Firearms training requirements, 571.111

Immunity from liability for sheriffs and director of revenue, when, 571.117, 571.121

Ineligibility, notification requirements, 571.101 Issuance, when, 571.101

#### Lifetime or extended permits

Appeal in small claims court, form, 571.220 Application, 571.205

Authorized to carry on person or in vehicle, 571.215

Background check, 571.210

Denial of application, right of appeal, 571.220

Display of permit, when, 571.230

Duty to carry permit, 571.230

Fees, 571.205

Notice to sheriff, when, 571.210

Penalty for violation, 571.215

Prohibited areas to carry, 571.215

### 1. General Provisions — cont'd

## Concealed carry permits - cont'd

### Lifetime or extended permits — cont'd

Reactivation, 571.210

Renewal of permit, 571.210

Requirements, 571.205

Revocation by petition, procedure, 571.225

Suspension or revocation, when, 571.210

Limitations on authorization to carry concealed weapon, penalty, 571.107

Notification requirements, 571.104

Qualifications, 571.101

Record keeping requirements, 571.101

Records of closed to public, when, 571.093

Refusal of application, when, 571.101

Renewal procedures, 571.104

Revocation procedures, 571.117

Safety instructor requirements, duties, 571.111

Sheriff's duties, 571.101

Suspension or revocation, when, 571.104

Concealed weapons exempt from penalty for

carrying, when, 571.030

Condemnation, cities, duties, 88.047

Confession, coercion, abuse to obtain, penalty, 575 320

Conservation agents working in county at request of state or local peace officers to notify sheriff, 252.085

Conservator of peace, 57.110

Contents required, 589.407

Contracts to protect federal water projects,

limitation, 57.109

Conveyance of property for protectees, or giving

deed, sheriff's duty, when, 475.245

#### Convicts

Conveyance to department of corrections, 546.610

Conveyance to penitentiary, 546.620

Coroner absent, to perform duties, 58.205

Coroner to act as, when, 221.030; to perform

sheriff's duties, when, 58.190, 58.200

Coroner's inquest, duties, 58.260, 58.270; penalty, 58.280

Coroner's inquest, inability to serve, who may act, 58.400

County division of, effect, 47.330

County salary commission member, duties,

meetings, 50.333

County seat, new, notice, duties, 47.300

County seat, to choose new seat, duties, 47.060

County sheriff's revolving fund established, 50.535

Court, attendance and duties, 57.090

Court, duty to take prisoner before, 221.240;

penalty, 221.250

Courts-martial, military justice, processes, sentences, duties, failure to perform, penalty,

40.460

Courts-martial, service of process, fees, how paid, 40.485

#### SHERIFF (CH. 57) - cont'd

#### 1. General Provisions — cont'd

Crime and drug investigations, highway patrol division, procedure, 43.380

Crime laboratories, access to, 650.105

Criminal records, reports to highway patrol,

repository, contents of report, 43.503

Criminal records, senate investigator to have access to criminal history records without charge, 43.541

Dam and reservoir safety, enforcement, 236.490

Dams for power, assessment for damages, duties,

236.060 to 236.110

Dead bodies, duties, certain counties, 58.451

Dead bodies, unmarked human burials, knowledge or discovery of, notice to, duties, 194.406

Death sentence, duties, 546.680

Depositions, service of notice, 492.190

#### **Deputies**

Age requirements in compliance with federal law not unlawful employment practice, 213.055

Appointment, first class counties, 57.201

Appointment, qualifications, powers,

compensation, 57.119

Arrest, power for requested assistance by sheriff

of adjoining counties, 57.111

Benevolent associations, right to form,

discrimination prohibited, 105.510

#### Certification

Hearing required for disciplinary action, 590.501

Removal of officer's certification, hearing requirement, time limitation, exception, 590.501

Compensation, first class counties, 57.201

## Definitions

Deputy sheriff, 57.015

Hearing board, 57.015

Hearing, 57.015

Law enforcement agency, 57.015

## Dismissal procedure

Final decision by sheriff, 57.275

### Hearing

Defined, 57.015

Held on request in writing, time limitation, 57.275

#### Hearing board

Appointed by sheriff, 57.275

Defined, 57.015

Notice in writing, contents, 57.275

Procedure required, 57.275

Review of board's funding by sheriff, 57.275

First class counties, appointment, compensation, 57.201

Ordinances, city, town or village, enforcement, requirements, 57.101

Powers and duties, 57.270

Residents, to be, 526.210

Special, qualifications, 542.190

Surety of executor or administrator, ineligibility, 473.180

#### 1. General Provisions — cont'd

#### Deputies — cont'd

Training requirements, see PEACE OFFICER; PUBLIC SAFETY, DEPARTMENT OF

#### Uniform allowance

County may pay, 57.295

Full-time deputies, 57.295

Workers' compensation, provision to include St. Louis city, 287.021

Deputy sheriff salary supplementation fund created, use of moneys, 57.278

Disability, drug lab exposure, workers' compensation, 287.070

Discharge of prisoner, habeas corpus, liability,

Diseases, communicable, exposure to in treating or transporting, notification program, see FIRST RESPONDER PROGRAMS

Dismissal, deputies, procedure, 57.275

Disqualified in proceedings to remove officer, when, 106.260

Distress warrant of state director of revenue, duties, 136.180, 136.200

Distress warrant, penalty, 136.220

# Domestic violence homicide or suicide reports

Agency's duties, 455.543

Annual report, highway patrol, 455.545

Factors, determination of relationship of crime to domestic violence, 455.543

Highway patrol, duties, 455.543, 455.545 Liability limitation for reports, when, 455.547

Report required, when, forms, 455.543

Drainage and levee districts, duties, 246.030

Drainage districts, duties, 246.030

Driver's licenses and special plates, may request, confidentiality, 301.146

Drug and crime investigations, highway patrol division, procedure, 43.380

Drug labs, clean up, occupational disease, disability, workers' compensation, 287.070 Drugs, controlled, good faith immunity from criminal liability, when, 579.185

# **Drunken drivers**

### Arrest

Powers and duties, 302.510

Without warrant, lawful, when, 544.218

Certain criminal records of, access to, how, 302.592

License, duties, 302.520

Duties, 57.100

Duties, failure to perform, actions against, 8.200 Earthquakes, floods, hazardous waste, tornadoes, public safety agencies may provide aid to other public safety agencies in state and bordering states, 70.837

Election term, 57.010

Elections, assist election authority, when, 115.059 Elisor to act for, when, 106.260

Emergencies, authority to appoint deputies, 57.119

#### SHERIFF (CH. 57) - cont'd

#### 1. General Provisions — cont'd

Equalization, board of, process, duties, 138.040 Escape, mental patients, notice of, 552.040

Escheat proceedings, duties, 470.140

Escheats, lands, sale, duties, 470.200, 470.210

Estates of decedents, conveyance, duties, 473.523

#### **Executions**

Death after levy, effect, 513.330

Death before levy, effect, 513.320

Death or removal after sale, obtaining deed, procedure, 513.335

Debtor of defendant may pay, effect, 513.375

Deeds, duties, 513.275

Delivery bond, failure to return, effect, 513.185

Delivery of writs to successor, 513.315, 513.320

Directed to, 513.040

Disposition of money collected, 57.140

Division of real property, duties, 513.210

Endorsement of date received, 513.050

Fees, for levying, 57.280, 488.435

Liability for failure to file notice of levy, 513.085

Purchaser's refusal to pay, duties, 513.240, 513.245

Purchaser's refusal to pay, liability, 513.250 Real property, issued in another county, duties,

513.270

Receiver, when to act as, liability, 513.110

Refusal to make, liability, 513.340, 513.345

Sales of real property, duties, 513.205

Sales of real property, when term changed, duties, 513.295

Sales, not to purchase at, 513.300

Term, expiration after levy, effect, 513.325

Exemptions from execution, duties, 513.445

Expenses incurred in picking up persons arrested in other states, 548.243

### **Extradition**

Duties, 548.231

Waiver, nonsupport, husband and wife, 548.243 Waiver, return of person to this state, how, 548.243

Failure to pay over proceeds of execution sale, 513.350

Federal water projects, contracts to protect, limitation, 57.109

Fingerprints, report to highway patrol, criminal records repository, 43.503

Fire escapes, duties, 320.020

Fire insurance claims, to furnish company information, when, 320.083

Fire insurance companies to report and furnish with fire loss records, when, 320.081

Fire losses, prosecuting or circuit attorney to report, when, 320.082

Fire protection, duties, 320.030, 320.060

Food, jail prisoners, may supply, when, 221.080

Forest cropland law, duty to enforce, 254.260

Funds, disposition, 57.150; penalty, 57.160

Garnishee, when may be summoned as, 525.030

# 1. General Provisions — cont'd

Guards, allowance for, 57.290, 488.5320 Habeas corpus, violations, procedure, 532.580 Hazardous waste management law, powers and duties, 260.425

Hearing, dismissal of deputies, 57.275
Homemade trailers, definition, certificate of ownership, fee, sheriff or highway patrol to inspect, may seize, when, 301.191
Homestead, duties when owner refuses to designate,

Homestead, duties when owner refuses to designate 513.480

Impersonation, penalty, 575.120

Injunction, charge for serving writ, 57.280, 488.435 Jail and prisoners, general authority, 221.020 Jails, sheriffs to be in charge, exception, Clay County, the county commission in charge, 221.020

Judgment of conviction, executing, 546.600

#### Jury

Board and lodging, when supplied, 550.020 Charge for summoning, 57.280, 57.290, 488.435, 488.5320

Misconduct in selecting or summoning, 575.310 Qualified jury list, persons constituting, supervision of, 494.420

Jury, charge for summoning, 57.280, 57.290, 488.435

Juvenile less than seventeen years of age taken into custody, record of law enforcement agency required, 210.004

Juvenile officers, cooperation, duties, 211.411 Juvenile, runaway from division of youth services, duties, 219.061

Laws relating to, applicability, 57.450 Limitation on actions against, 516.130

Liquor law, powers and duties, 133.810

Liquor law, vehicles, search of, 311.820

List of certain offenders to be available on request, 589.417

Livestock, diseased, transporting prohibited, duties, 267.250

Livestock, restraint, duties, 270.010, 270.180 Load limits, motor vehicles, duties, 304.230 Marijuana, destruction, duties, 263.250

### Mentally ill person

Acquitted of crime, custody, costs, 546.540 Escape from mental hospital, notice of, 552.040 Return to facility as inpatient from less restrictive environment, court may order sheriff to apprehend and transport, 632.385

Transportation of, sheriff may be reimbursed, 632.312

# Methamphetamine

## Missouri Sheriff Methamphetamine Relief Taskforce (MoSMART)

Created, 650.350

High intensity drug trafficking area designation, effect of, 650.350

Members, expenses, meetings, 650.350

#### SHERIFF (CH. 57) - cont'd

### 1. General Provisions — cont'd

Methamphetamine — cont'd

Missouri Sheriff Methamphetamine Relief Taskforce (MoSMART) — cont'd

#### MoSMART fund

Created, 650.350

Funding priorities, 650.350

Grants to be awarded by department, 650.350

Mileage, 57.280, 57.290, 488.435, 488.5320

Mobile equipment and tires, defacing serial

numbers, duties, 301.401

Motor vehicle records, department of revenue, officer's and their immediate families personal information not to be released, exception, 32.056

#### Motor vehicles

Failure to return leased or rented, procedures, 570.057

Left unattended on highway, duties, 304.155 Stolen, report of, 301.230

## Multijurisdictional drug law enforcement

Arrest, power of, 650.156

Board, members, duties, 650.161

Citation, 650.150

Definitions, 650.153

Formation, purpose, 650.156

Grants, state, eligibility for, 650.161

Interstate MEG agreements, powers and

immunities of officers, effective when, 650.159

Powers, interstate, 650.159

Public safety, department of, duties, 650.161

Report required, when, 650.165

Municipal prisoners, to keep, when, 479.180 Nursing homes, fraud investigation, to cooperate,

198.183

Nursing homes, right to investigate, 198.186 Occupational disease, drug lab exposure, workers'

compensation, 287.070

Offender, transportation of, guards, 57.290, 488.5320

# Official misconduct

County warrants, speculation, penalty, 576.040

Definitions, 576.040

Discrimination, penalty, 576.040

Rewards, penalty, 576.040

Ordinances, city, town or village, enforcement, requirements, 57.101

#### Partition sale

Adverse claims, proceeds, duties, 528.470

Compensation, 528.610

Completed, how, 528.440

Deeds, duties, 528.400, 528.410

Duties, generally, 528.370, 528.380

Liability, 528.430

Ordered, when, 528.340

Proceeds, distribution, 528.460

Report, expenses, 528.450

Patients in mental facilities, absent without permission, request for return, duty, 632.455

Peace officer defined, 590.010

### 1. General Provisions — cont'd

Peace officer license required, 57.010

Peace officer, defined, 542.261

Peace officer, powers, riots, 542.170

Peace officers, investigations of alleged acts of to be made available to hiring law enforcement agencies, 590.118

Persistent or predatory offenders to be registered, 589.407

Personal property, seizure and sale of for taxes, duties, 139.120

Plant and shrubs removal or sale from state, county highway, roadway, right-of-way, violations, penalties, duty to enforce, 229.481

#### Police animal

Assault on, penalty, 575.353

Definition, 575.010

Disabling, penalty, 575.350

Killing, penalty, 575.350

Police powers of sheriff, not to be executed by sheriff, not holding valid police officer license, effective date, exceptions, 57.010

Political activity while off duty not prohibited, 67.145

# Political subdivisions, cooperation beyond jurisdiction

Emergency situation, officer authorized to respond outside his jurisdiction, when, 70.820 Major case squads, authorized, expenses, operating procedures, power of arrest, 70.835

Presidential electors, notice of election of, 128.050

#### **Prisoners**

Another county, duty to receive, 221.230

Appeal pending, custody, 547.160

Attorney, refusal to allow consultation, penalty, 575,320

Board and expenses, 57.290, 488.5320

Cost of care reimbursement to state, assistance for

attorney general, duties, 217.839

Duty to receive, penalty, 221.040

Effects, disposition, 542.300

Escape permitted, penalties, 575.240

False charge to detain, penalty, 575.320

Jail, board payable by state, duties, 211.105 Jail, refusal to receive, penalty, 575.320

Madical assume assist 1 221 040

Medical exams required, 221.040

Release authorized, refusal to comply, penalty, 575.320

Transferring custody or location to avoid releasing, penalty, 575.320

Prisoner's paper and information required for commitment, duties, 217.305

Prisoners, board and expenses, 57.290, 488.5320

Probationer, community or charitable work as condition of probation, immunity from liability, when, 559.021

Proceedings to recover proceeds of sale from, 513.350

Process, duty to execute, 57.100

#### SHERIFF (CH. 57) - cont'd

#### 1. General Provisions — cont'd

Protection orders for children, duties, powers, 455,538

Public safety agencies may provide aid to other public safety agencies, in state and to bordering states during emergencies, 70.837

Public utilities, access to multi-family residential dwellings, service of initial access order, procedures, 393.555

Public utilities, final order of access, duties, expenses, 393.559

Qualifications, 57.010

# Racial profiling, traffic stops by peace officers

Agency failing to comply, state funds may be withheld, 590.650

Attorney general's duties, 590.650

Audio visually equipped vehicles for traffic stops, utilization of federal funds authorized, 590.650

Civilian review board, powers, duties, expenses, 590.653

Minority group defined, 590.650

Reports required, content, 590.650

Review of findings, effect, 590.650

Sobriety check points or road blocks exempt, 590.650

Railroad tax, judgments and executions for, duties, 151.250

Real estate owned by another county, sale, duties, fee, 49.285

### Recognizance

Charge for taking, 57.290, 488.5320

Conditions for release, may fix, when, 544.560 Duties, 57.110

Records, crime complaints, 911 calls, confidential, exceptions, 610.150

Records, criminal history, senate investigator to have access without charge, 43.541

Reference of actions, service of notice, 515.100

# Registration of certain offenders in county of residence (Megan's Law)

Abuse of a child, conviction, 589.400

Address where offender intends to reside to be sent to chief law officer of county, 589.403

Change of address, in-person notification required, time limitation, 589.414

Change of on-line identifiers, duty to report, 589.414

Chief law enforcement of county, duties, 589.400, 589.410

Child used in sexual performance or promoting sexual performance, conviction, 589.400

Cities, towns and villages in county may be

furnished registration on request, 589.400 Closed records, fingerprints, information,

photographs or registration, exception, 589.417

Copies may be requested for cities, towns and villages in county, 589.400

Criminal sexual psychopaths committed to department of mental health, 589.400

#### 1. General Provisions — cont'd

# Registration of certain offenders in county of residence (Megan's Law) - cont'd

Failure to register, penalty, 589.425

Fees charged, when, 589.400

Felonious restraint, conviction, 589.400

#### Form of registration

Closed records open only to certain authorized persons, certain information, photographs and fingerprints, 589.417

Fingerprints to be included, 589.407

Highway patrol, duty to develop form, 589.407

Information required, 589.407

Persistent or predatory offenders to be registered, 589.407

Photograph of offender to be included, 589.407

Highway patrol to be notified for MULES, when, time limitation, 589.410

Highway patrol to make information a part of MULES, 589.410

Incest, conviction, 589.400

Information in registration not open record, exception, 589.417

Kidnapping, conviction, 589.400

List of offenders to be available on request,

Mental defect, party found not guilty due to defect, 589.400

### Ninety-day verification, certain offenders

Failing to register, 589.414

False information given when registering, 589.414

Predatory or persistent sexual offenders, 589.414

Second or subsequent violations, felony, 589.425

Victim was less than eighteen at time of offense, 589.414

Notice to offenders or persons released from mental health institution of duty to register, 589.403

Offenses against minors, conviction, 589.400 Official in charge of correctional facility or mental health institution, upon offender's discharge, duty, 589.400, 589.403

Penalty for failure to register, 589.425

Pornography, conviction, 589.400

Promoting prostitution, first, second and third degree, conviction, 589.400

Residence, change of, probation and parole to notify law enforcement, 589.415

Sexual offenders released from county jail or discharged on payment of fine, duties of court,

Sexual offense, conviction, 589.400

Temporary assignment out of correctional or mental health facility, chief law officer of county of assignment, notice required, exception, 589.420

#### SHERIFF (CH. 57) - cont'd

#### 1. General Provisions — cont'd

## Registration of certain offenders in county of residence (Megan's Law) - cont'd

Time limitation to register, 589.400

Registration of certain offenders, 589.400 to 589.425

Release of prisoner, conditions, may fix, when, 544.560

Replevin, circuit court, duties, 533.020 to 533.040, 533.160, 533.230

Replevin, when liable on bond, 533.220

Report, drivers arrested, chemical tests, contents,

Reports, to highway patrol, criminal records repository, contents of report, 43.503

Reserve peace officer defined, 590.010

Riots, affrays, duty to suppress, 57.100

Riots, dispersal, powers, 542.170

Rock festivals, duties, 316.165

Salary commission member, duties, meetings, 50.333

Sale of property distrained, duties, 136.210 Sanitary drainage districts, duties, compensation, 248.190

Search warrants served by highway patrol, sheriff to assist, duties, 43.200

Searching of prisoners, duties, 542.300

Seizure or unlawful levy on property, penalty, 575.320

Service of process, 506.140

Service of process, probate division, circuit court, duties, 472.100

Service of search warrants by highway patrol, sheriff to assist, duties, 43.200

Services of process, immunity from liability, when,

Settlement of moneys, 57.180; penalty, 57.190 Sex offenders, Internet search capability may be maintained by chief county law enforcement officer, 589.402

Shows, circuses and public exhibitions, taxation, duties, 316.020, 316.030

Signals or direction of law enforcement officer or firefighter, failure to follow, penalty, 575.145 Special election to fill vacancy, 57.080

Strip search or body cavity search, 544.193, 544.195, 544.197

Subpoena, served by, 491.110

Successor in office, receipt of moneys, 57.150 Sureties of, summary proceedings against, 57.170 Surety on official bond, disqualification, 107.020 Surety, executor or administrator, ineligibility,

473.180

Tax sale, surplus proceeds, escheats, when, duties, 140.230

Telephone reports, 911 calls, confidential, exceptions, 610.150

Term, expiration of, disposition of funds, 57.150; penalty, 57.160

### 1. General Provisions — cont'd

Trailers, homemade, definition, certificate of ownership, fee, sheriff or highway patrol to inspect, may seize, when, 301.191

#### **Training**

Annual, compensation, 57.317

Commission for county officials, how appointed, duties, 67.130

Training and selection, see also PEACE OFFICER Transportation of convict, compensation, 217.470 Tuberculosis, court order to commit, danger to public health, sheriff, duty to deliver to center,

cost, how paid, 199.210 Tuberculous cattle, duties, 267.380

Unclaimed moneys paid to state treasurer, 470.020 Uniform allowance, county may pay, 57.295

United States prisoners, duties, 221.270, 221.290; penalty, 221.280

Unmarked human burials, knowledge or discovery of, duties, notice, 194.406

Use tax, execution, bond not required, 144.690

#### Vacancy in office

Bond, failure to give, effect, 57.040

Coroner to perform duties, powers, 58.200 Special election, when held, 57.080

Venue, change of, criminal action, duties, 545.560 Veterinarian, state, duty to aid, 267.120

Violation of provisions of chapter 590, penalty, 590.195

# Warrant checks (Jake's Law)

Inquiry conducted for pending outstanding warrants on all prisoners, how, when, 221.510 Official conducting warrant check, duty to inform warrant issuing agency that prisoner is in custody, 221.510

Prisoner with outstanding charges or warrants, to be released only to warrant issuing authority, exception, 221.510

Purposely failing to perform warrant check, violation, penalty, exception, 221.510

Release or transfer of prisoners prohibited without first conducting warrant check, 221.510

Violations, failure to check MULES and NCIC before releasing prisoner, to be reported to attorney general, 221.510

Warrant of arrest, execution, duties, 544.080, 544.090

Water resources development projects, contracts to protect, limitation, 57.109

Wildlife regulations, enforcement, 252.070, 252.100

Wildlife, hunting and trapping, interference with, powers of officer, failure to obey, penalty, 578.153 Witness charge for summoning, 57.280, 57.290, 488.435, 488.5320

Workers' compensation, provision to include St. Louis city, 287.021

Writs and process, how executed during vacancy, 57.080

# SHERIFF (CH. 57) — cont'd

#### 1. General Provisions — cont'd

Writs of possession, condemnation proceedings, execution, 523.055

#### 2. Counties, First Class

Attorney, may be hired, terms, compensation, 57.104

Automobiles, how provided, 57.320

Compensation, uniform allowance, 52.295

County ordinances, enforcement, 66.130

Deputies and employees, appointment,

compensation, 57.201

Deputy may act, land tax collection law, 141.600

Employment for prisoners, wages, duties, 221.170

Fines and forfeitures, duties, 55.240

Fresh pursuit, powers, St. Louis County, 544.157

Highways, duties, 57.113

Identification system for personal property, 57.408 Investigation and examination of applicants for jobs, 57.125

#### Jackson County highway patrol

Authorized, 57.570

Clerical assistance, 57.590

Duties, 57.580

Equipment, 57.590

Offices, 57.590

Radio network, use, 57.590

Rules and regulations, 57.570

Salaries and expenses, how paid, 57.600

**Supplies**, 57.590

Juror's qualifications, investigation, 57.125

Land tax collection law, duties, 141.520 to 141.580

Lawyer, may be hired, terms, compensation, 57.104

Medical examiner, cooperation with, 58.730

Office, construction and maintenance, sales tax, see SALES TAX, COUNTY

Plumbers and plumbing, duties, 341.220

Property identification system, form, 57.408

Sale procedure, delinquent taxes, Jackson County, 141.580

Statements to county auditor, duties, 55.240

Tax deeds, duties, 141.140

### Tax delinquency judgments

Advertisement waiting period before sheriff's sale, exception, 141.520

Redemption barred if vacant residential property, 141.420, 141.520

Sale immediately on final judgment if vacant residential property and redemption barred, 141.520

Waiting period before advertisement of sheriff's sale, exception, 141.520

Tax sales, duties, 141.130

Tax sales, prohibited purchasers, 141.550

Training, commission for county officials, how appointed, duties, 67.130

### 3. Counties, Second Class

#### Compensation

Annual salary, how determined, 57.317

#### 3. Counties, Second Class - cont'd

# Compensation — cont'd

Training program, certain sheriffs, required when, expenses, 57.317

Uniform allowance, 57.295

County jail and prisoners, report to circuit court, 57.102

Deputies, compensation, appointment and approval, 57.220, 57.230

Employees, number, compensation, approval,

Employment for prisoners, wages, duties, 221.170 Fees, collection and payment, 57.380

Fines and forfeitures, duties, 55.240

Highways, duties, counties over 70,000, 57.113

Identification system for personal property, 57.408 Jury, to aid in selection, compensation, 57.355

Living quarters, county commission may provide, 57.445

Medical examiner, cooperation with, 58.730 Mileage, 57.350

Penalties and charges accruing, duties, 57.380 Per diem as member of board of equalization, may not collect, 57.380

Police cars and motor vehicles provided, 57.349 Property identification system, form, 57.408 Statements to county auditor, duties, 55.240

Training program, certain sheriffs, required when, expenses, compensation, 57.317

Traveling expenses, claim for reimbursement, form, 57.360

### 4. Counties, Third Class

Additional deputies appointed by circuit judges, when, 57.250

Annual salary, how determined, 57.317

Background checks, fingerprint, sheriffs may elect to provide service to certain persons and entities, 57.281

Counties, third and fourth class, additional deputies appointed by circuit judge, when, 57.250

Deputies and assistants, appointment,

compensation, approval, 57.250; effective when, 57.251

Deputies to attend Hannibal circuit court, duty to appoint, penalty, 57.260

Expenses, travel, how paid, 57.440; statement, amount allowed, 57.430

Fees, civil, to be paid into county treasury, 57.407 Fees, criminal, to be paid into county treasury,

Highway patrol, reports, 57.403

Highways and roads, duties, reports, patrols, 57.115 Identification system for personal property, 57.408

Jail, report required, when, 57.407

Jury, aid in selection, 57.395

Living quarters, county commission may provide, 57.445

Mileage, how computed, 57.430

Police cars provided, when, how, 49.276

#### SHERIFF (CH. 57) - cont'd

# 4. Counties, Third Class — cont'd

Property identification system, form, 57.408 Report on jail conditions, quarterly, 57.407 Training program, certain sheriffs, required when, expenses, compensation, 57.317 Uniform allowance, 57.295

#### 5. Counties, Fourth Class

Additional deputies appointed by circuit judges, when, 57.250

Compensation, annual salary, how determined,

Deputies and assistants, appointment, compensation, approval, 57.250; effective when,

Expenses, travel, how paid, 57.440; statement, amount allowed, 57.430

Fees, civil, to be paid into county treasury, exception, 57.407

Fees, criminal, to be paid into county treasury, 57.410

Highways and roads, duties, reports, patrols, 57.115 Identification system for personal property, 57.408 Jury, aid in selection, 57.395

Living quarters, county commission may provide,

Mileage, how computed, 57.430

Police cars provided, when, how, 49.276

Property identification, form, 57.408

Training program, certain sheriffs, required when, expenses, compensation, 57.317

Uniform allowances, 57.295

### 6. Counties Of Designated Population 300,000, more than

Deputies, charges allowed, 57.290, 488.5320

## 50,000 to 600,000

Mileage, not allowed, when, 57.280, 488.435

# 7. St. Louis City

Application of general laws, 57.450

Attorney for, compensation, 57.540

Bond, 57.500; approval, 57.460

Certification requirements, exemption from, 57.452

#### Charge fund

Established, what is to be deposited in fund, 57.280, 488.435

Limitations, exceptions, 57.280, 488.435

Purpose and use of fund, 57.280, 488.435

Charge increases collected for services to be used to support sheriff's office, 57.280, 57.290, 488.435

Circuit court, investigation of deputies, how conducted, 57.475

Collector may be appointed deputy, 141.860

Compensation, 57.550; additional, when, 82.715

Deputies and assistants, appointment,

compensation, 57.530; how paid, 57.550

Deputies, circuit court investigation, 57.475

Duties, land reutilization law, 92.700 to 92.920

Enforcement of general criminal laws of the state, when, 57.450

Exemption from certification requirements, 57.452

### 7. St. Louis City — cont'd

Expenses, payment and approval, 57.520 Fees, account, statement, books, 57.490

Identification system for personal property, 57.408

Land reutilization law, duties, 92.840, 92.855 Laws relating to sheriffs generally, applicable to,

Liability for moneys payable, 57.500

Offices, supplies, how provided, 57.510

Petit jury summons, to mail, 57.550

Police board, to aid, 84.200

Police powers not to be executed by certain sheriffs but not applicable to St. Louis, 57.010

Process, directed to and executed by, 57.470

Property identification system, form, 57.408

Recording fee for sheriff's deed, time for recording,

Replevin cases, circuit attorney to defend, when, 56.453

Statement of fees, filed by, 57.490

Sureties, liable on bond of, when, 57.500

Tax sales and deeds, duties, 141.950

#### SHERIFF'S DEED

Death or removal of sheriff, how obtained, 513.335

Defective, procedure to obtain valid deed, 513.335

Execution sale, 513.275 to 513.290 Land reutilization law, 92.840, 92.855

Land tax collection law, effect, 141.610

Partition sales, 528.400, 528.410

Recording fee for deeds given under municipal land reutilization law, time for recording, 92.852

Recording of deed, duty to collect recording fee at time of sale, 141.610

Tax sales, evidence, 490.400

# SHERIFF'S RETIREMENT SYSTEM

Absence, sickness or injury, less than twelve months, how treated, 57.985

Administrative costs allowed, maximum, 57.958

#### Annuity

Definition, 57.949

Options available, election, 57.979

Payments begin under system, when, 57.976, 57.994

Special advisor, purchase, 57.997

Application for retirement, 57.976

Appropriation by county or state to fund prohibited, 57.952

Average final compensation, defined, 57.949

### **Benefits**

Annual increase, how calculated, waiver, 57.968 Death benefits, 57.980

Death of member before retiring, spouse may become special consultant, benefits, 57.979

Disability retirement, effect, 57.982

Effect on eligibility under other systems, 57.991 Exemption from taxes, legal process and claims,

57.988

First payments under system available, when, 57.994

#### SHERIFF'S RETIREMENT SYSTEM — cont'd

#### Benefits - cont'd

Ineligibility while in public employment, 57.985 Medical insurance premiums for retired member,

amount, how calculated, 57.967

Medical insurance premiums not to be continued for survivors, 57.967

Normal annuity, 57.967

Optional annuities, 57.979

Payment on retirement begins when, 57.976

Proportionately reduced when funds insufficient,

Spouse surviving, members dying before retirement to receive benefits, requirements, amount, 57.967

Taxation as income, 143.123, 143.124

Unassignable, 57.988

#### **Board of directors**

Defined, 57.949

Election procedures, duties of first board, 57.958 Fund, duties, 57.952, 57.958

Meetings, regular and called, notice, 57.958

Qualifications, at least one, not more than two members, to be retired members, exception, 57.958

Records of proceedings, public inspection, 57.958

Report, annual, 57.958

Retired members, required number on board, exception, 57.958

Selection, terms, organization, expenses, 57.958 Terms, 57.958

Board, defined, 57.949

Circuit court proceedings, sum assessed on filing, remittance to fund, 57.955, 488.024

Cities not within a county may come under procedure, 57.961

Compensation, defined, 57.949

Counties, charter form, may come under procedure, 57.961

County, defined, 57.949

# Creditable service

Defined, 57.949

Forfeited when, restoral, 57.985

Restoral after disability retirement, 57.982

Death benefits, 57.980

Death of member before retiring, spouse may become special consultant, benefits, 57.979

Death of member or spouse before retirement, effect,

Death of spouse before retiree, effect, 57.979

Deferred normal annuity, 57.985

Definitions, 57.949

Disability retiree considered normal retiree, when, effect, 57.982

Disability retirement, benefits, calculation, cease when, 57.982

Effective date of the establishment of the system, defined, 57.949

Election by counties and St. Louis City to come under system, surcharge to be imposed, 57.962

Election by sheriff to come under system, written notice to governor, 57.958

#### SHERIFF'S RETIREMENT SYSTEM — cont'd

Election of optional annuity, how made, 57.979 Employee, defined, 57.949

Employment, return to after disability retirement, effect, 57.982

Establishment, effective when, 57.958

Forfeiture of creditable service, restoral, 57.985 Former sheriffs may become special advisors,

purchase annuity, 57.997

#### **Fund**

Audit, 57.958

Authorized, management, appropriations to prohibited, 57.952

Board of directors, duties, 57.952, 57.958

Exemption from taxes, legal process and claims, 57.988

Gifts, donations, grants authorized, 57.955 Insufficient to pay benefits, effect, 57.952

Sources, remittances, 57.955, 488.024

Use restricted, 57.955

Governor to declare system established, when, 57.958 Ineligible for benefits while in public employment, 57.985

Judicial proceeding, sum assessed, remittance to fund, 57,955, 488,024

Medical insurance premiums for retired members, how calculated, 57.967

Medical insurance premiums not to be continued for survivors, 57.967

Member, defined, 57.949

Membership service, certain absences considered, 57.985

Membership service, defined, 57.949

Membership, begins when, duration, 57.961

# Normal annuity

Calculation, 57.967

Ceases on death of retiree, 57.979

Retirement with, 57.964

Options in lieu of normal annuity, election, 57.979

#### Prior service credit

Eligibility, 57.973

For sheriff serving prior to establishing retirement system, but not at time system created, 57.973

Highway patrol members now serving as sheriff to be entitled to prior credit, 57.973

Prior service, defined, 57.949

Retirement with normal annuity, 57.964

Retirement, when, procedure, 57.976

Service, calculation of years of, 57.970

Special advisors, employment, purchase of annuity, 57.997

Special consultants, 57.985

Spouse surviving member who dies before retiring to receive benefits, when, requirements, amount, 57.967

Spouse surviving member who dies before retiring, to become special consultant, benefits, 57.979

Spouse, benefits, options providing, 57.979

System or retirement system, defined, 57.949

Termination of employment, effect, 57.985

#### SHERIFF'S RETIREMENT SYSTEM — cont'd

Vested rights of members and beneficiaries, effect of law amending or repealing, 57.988

Vesting of rights, 57.994

Years of service, calculation, 57.970

#### SHERIFFS' SALE

Land reutilization law, 92.810 to 92.840

Land tax collection law, 141.520, 141.540

Oil, gas or product, illegal, 259.190

Partition of realty, 528.370

Real estate in one county owned by another, 49.285

#### Tax delinquency judgments

Advertisement waiting period before sheriff's sale, exception, 141.520

Redemption barred if vacant residential, 141.420, 141.520

Sale immediately on final judgment if vacant residential property and redemption barred, 141.520

Waiting period before advertisement of sheriff's sale, exception, 141.520

## SHIPWRECKS

See BOATS; HISTORIC PRESERVATION

#### SHOCK DETENTION

See CRIMINAL PROCEDURE; PROBATION AND PAROLE

#### SHOOTING

Church, courthouse or school, in vicinity of, penalty, 571.030

House, building, train, aircraft, motor vehicle, hate crimes, definitions, penalties, 557.035

House, building, train, aircraft, vehicle, penalty, 571.030

Public highway, penalty, 571.030

## SHOPLIFTING

Civil liability, 537.127

Contacting law officers not malicious prosecution, 537.125

Detention of suspect, 537.125

Instigation of criminal proceedings not malicious prosecution, 537.125

Malicious prosecution, merchant contacting police or instigating criminal action not deemed to be, 537.125

Minor, unemancipated, parent or guardian, civil liability, 537.127

Shopping carts, 537.127

## SHOTS (IMMUNIZATION)

See IMMUNIZATION; VACCINATION

#### SHOWS

International promotions revolving fund, purpose, 33.564

## License and regulation

Fourth class cities, 94.270

Special charter cities, 94.360

Third class cities, 94.110

License tax, counties, 316.040

License, to be denied, when, 316.090

Pet shows, domestic animal exhibiting, all pet owners allowed to participate, rules and fees, 262.008

#### SHOWS - cont'd

Seat, aisle, exit and scenery regulation, penalty, 316.060, 316.080, 316.100

Taxation by county commissions, 316.010 to 316.030

#### SICKLE CELL ANEMIA

Care and treatment program to be established, 191.365

Definitions, 191.300

Department of health, duties, 191.370

Diagnostic and counseling service, genetic, when, 191.320

Educational programs, 191.370

Financial aid, when, 191.365

Minority health, office of, established, duties, 192.083

Office of minority health, established, duties, 192.083 Outreach clinics, 191.320

Sickle cell anemia, defined, 191,300

Sickle cell trait, defined, 191.300

#### **SIDEWALKS**

See particular class of cities under appropriate headings

#### SIDS (CH.194)

See SUDDEN INFANT DEATH SYNDROME (SIDS) (CH.194)

#### **SIGNALS**

See MINES AND MINING; RAILROADS; TRAFFIC LAWS

#### **SIGNATURE**

\* See also NEGOTIABLE INSTRUMENTS

Bank deposits and collections, customer's duty to discover and report unauthorized signature, 400.4-

Common sewer district bonds, required, effect, 204.380

Corporations, share certificate, 351.295

#### Digital signatures

Recorder of deeds office, electronic signature authorized, security procedure required, penalties, 59.565

See also DIGITAL SIGNATURES

### **Facsimile**

Governor, authorized, 26.101

Mayor on municipal bonds, 95.155

River basin conservancy district, interest coupons, 257.370

Secretary of state, authorized, 28.095

Habeas corpus, return, 532.190

Handwriting or mark required, 1.020

Initiative or referendum petition, signer unable to write name, procedure, 116.070

#### **Investment securities**

Authenticating trustee, unauthorized signature, security certificate or initial transaction statement,

Certificated security, 400.8-208

Effect, authenticating trustee, registrar or transfer agent, 400.8-208

#### SIGNATURE - cont'd

#### Investment securities - cont'd

### Guarantee of the signature

Defined, assurance, indorsements and instructions are effective, effectiveness, 400.8-402 Effectiveness, 400.8-402

Initial transaction statement, incompleteness in other respect, 400.8-206

Registrar, unauthorized signature, security certificate or initial transaction statement, 400.8-205

Transfer agent, unauthorized signature, security certificate or initial transaction statement, 400.8-

Unauthorized signature, uncertificated security, warranties, 400.8-306

### Leases, personal property

Default, waiver or renunciation of claim or right, 400.2A-107

Firm offers, 400.2A-205

Signed lease agreement, modification or rescission, 400.2A-208

Statute of frauds, enforceability of lease contract, 400.2A-201

Negligence contributing to forged signature of instrument, 400.3-406

#### Negotiable instruments

Instruments signed for accommodation, 400.3-419 Liability

Generally, 400.3-401

Signature by representative, 400.3-402 Unauthorized signature, 400.3-403

Uniform electronic transactions act, 432,200 to 432.295

# Uniform facsimile signature of public officials law

Authorized officer, defined, 105.273

Contract, defined, 105.273

Facsimile signature, defined, 105.273

Fraudulent use of signature or seal, felony, 105.276

Instrument of payment, defined, 105.273

Public security, defined, 105.273

Purpose of law, 105.277

Seal of state or agencies, facsimile, use, 105.275

Title of law, 105.278

Use authorized, when, effect, 105.274

#### **SIGNS**

# \* See also ADVERTISING

Advertising technology, adjacent to highways, rules authorized, highways and transportation commission, duties, 226.573

Alcohol served and sold on premises, sign required warning pregnant women of damages, 311.299

Auctions, sign required at public motor vehicle auction, 301.561

Billboards, tourist-oriented directional signs, rules authorized, highways and transportation commission, duties, 226.525

Festivals and fairs, limited liability, when, warning signs required, specifications, 537.550

#### SIGNS - cont'd

## Grain dealers

Signs required to be posted listing licensing, violation, penalties, 276.582

Signs, requirements, violations, attorney general may prosecute, when, 276.582

#### **Grain warehouses**

Federal licensed grain warehouse, sign required, violation, penalties, 411.778

Sign violations, attorney general may investigate and prosecute, when, 276.582

Signs required to be posted, violation, penalties, 411.778

Handicap wording on signage prohibited, 301.143 Highway signs, manufacture and procurement of, 301.290

Highways, advertising adjacent to, 226.530, 226.540, 226.550, 226.573 to 226.590

Highways, landmark signs permitted, when, 226.545 Mark as signature, 1.020

Motor vehicles, abandoned or improperly parked, removal and towing, penalty for not posting, 304.157 Parking for the physically disabled, specifications, 301.143

Permit holder, failure to erect sign within twenty-four months, permit lapses, 226.550

Purple marking law, posting against trespass, 569.145 Railroads, red signs adjacent to tracks, prohibition against, 622.240

Real property for sale or lease displayed by owner, ordinances restricting, prohibited, 67.317

Real property for sale or lease, sign dimensions may be determined by ordinance, 67.317

Scenic highways and roads, regulation, 226.801 Vegetation, highway right-of-way interference with signs, duties of transportation department, 226.585 Wheelchair accessibility symbol required on certain buildings, 8.655

### SIMULTANEOUS DEATH LAW (CH. 471)

Application, 471.060

Beneficiaries, disposition of property, 471.020 Beneficiary deemed not to have survived, when, 471.020

Citation of law, 471.080

Construction of law, 471.050, 471.070

Disposition of property, generally, 471.010

Insured and beneficiary, proceeds of policy, how distributed, 471.040

Joint tenants, 471.030

Tenants by entirety, 471.030

# SLANDER

See LIBEL AND SLANDER

### SLAUGHTERHOUSES

Acquisition, maintenance, special charter cities, 81 190

Branding law, records, 268.171

Commercial plant, defined, 265.300

#### Regulation

Fourth class cities, 79.370 Third class cities, 77.560

#### SLAUGHTERHOUSES — cont'd

#### Regulation — cont'd

Towns and villages, 80.090 Sanitary regulations, 196.190 to 196.250

## SLOT MACHINES

Affirmative defense, 572.125

Antiques, when, forfeiture exemption, 572.125

Defined, criminal code, 572.010

Forfeiture of gambling device, 513.660

License tax, counties, 316.040

License tax, first class counties, 316.045

Possession of gambling device, penalty, 572.070

Promoting gambling, penalties, 572.030, 572.040

Seizure, disposition, 513.660

#### **SLUMS**

Clearance and redevelopment, CH. 99, Art. VI, Sec. 21

Municipal housing (CH. 99)

Nuisance abatement ordinances, debris or noxious weeds on property, effect of failure to remove nuisance, penalty, 67.398

Nuisance abatement ordinances, Kansas City, vacant buildings and structures, 67.398

Nuisance abatement ordinances, requirements, removal of nuisance, certain counties, 67.402

#### SMALL BUSINESS

\* See LOANS, subheading, Farm And Small Business Assistance By State

Administrative rules, judicial review of rules adversely affecting, procedure, 536.328

Administrative rules, list of rules affecting small business, availability, 536.325

Administrative rules, objection to, petition, grounds, procedure, 536.323

Agricultural product utilization contributor tax credit, 348.430, expires when, 348.436

Agriculture and small business development authority, see AGRICULTURE AND SMALL BUSINESS DEVELOPMENT AUTHORITY

Air pollution compliance support, technical assistance, 643.173

Distressed community, locating regional health research consortia in, grant eligibility, when, 191.843

Donated goods, resale of by nonprofit and veterans organizations, no zoning law, ordinance or code to prevent operation in area with other retailers, limitation, 407.489

Entrepreneur resource virtual network (MERVN) established, purpose, requirements, 620.2400 Family development account program, 208.750 to 208.775

Grant, eligibility for health research consortia in a distressed community, 191.843

Impact statement required for rules affecting small business, when, contents, exceptions, 536.300 Legislation, fiscal note to include impact, 23.140 Main street program, see MAIN STREET PROGRAM

#### SMALL BUSINESS — cont'd

New generation cooperative or processing entity incentive tax credit, 348.432

Objection of administrative rules, petition, grounds, procedure, 536.323

Ombudsman, small business air pollution compliance, 643 175

Regional health research consortia within a distressed community, grant eligibility, when, 191.843

## Small business regulatory fairness board

Authority, 536.310

Board recommendations, state agency to consider, response, 536.315

Established, 536.305

Members, terms, expenses, meetings, 536.305 Rulemaking authority, 536.305

Small business statements required, when, 536.303 Small employer health insurance availability act, 379.930

#### Tax credit

Credit for existing business in distressed community that hires employees within distressed communities, 135.535

Distressed community tax credit to existing businesses which hire employees within distressed communities, 135.535

#### Tax credit accountability act of 2004

Additional application information required, 135.802

Additional information reported annually to administering agency, 135.805

Agricultural tax credits, defined, 135.800

Business recruitment tax credits, defined, 135.800 Community development tax credits, defined,

Employment of unauthorized alien, effect of, 135.815

Entrepreneurial tax credits, defined, 135.800 Failure to report, penalties, notice, change of address, 135.810

Provisions in addition to existing requirements, 135.830

Redevelopment tax credits, defined, 135.800 Tracking system required, exception, 135.825 Verification of applicant's tax payment status, when, delinquency, 135.815

Tax credit for Americans with disabilities act compliance costs, procedure, amount, restrictions, effective date, 135.490

# Tax credit for certified capital company investments

Additional application information required, 135.802

Additional information reported annually to administering agency, 135.805

Administration of tax credits, 135.508

Administrative review, 135.529

Allocation of certified capital, 135.503

Amount of credit, how calculated, 135.503

#### SMALL BUSINESS - cont'd

# Tax credit for certified capital company investments — cont'd

Application misrepresentations revocation of certification, 135.523

Carry forward of credit, 135.503

Certification or refusal to certify, 75 days, 135.508

Decertification, grounds, notice, 135.520

Definitions, 135.500

Distributions, qualified, when, requirements, 135.516

Documents, closed records, when, 135.516 Employment of unauthorized alien, effect of,

Entrepreneurial tax credits, defined, 135.800 Failure to report, penalties, notice, change of

address, 135.810

Funding, period, 135.505

Limitations on amounts of certified capital, 135.503

Management of certified capital company by insurance company, limited, 135.508

Notification of limitation, 135.503

Provisions in addition to existing requirements, 135.830

Qualified investment requirements, 135.517

Reduction of percentage of investor's investment by department of economic development, 135.503

Report to department of economic development, 135.516

Review by division of finance, 135.520

Rulemaking authority, 135.529

Sale or transfer of credit, 135.529

Schedule of qualified investments, 135.516

Title of law, 135.500

Tracking system required, exception, 135.825

Verification of applicant's tax payment status, when, delinquency, 135.815

Tax credit for payment of loan, guaranty fees for certain government programs, 135.766

#### Tax credit for qualified investments

At risk, defined, 135.400

Balance unused of tax credit, director to issue a new certificate for, 135.426

### Certificate

Defined, 135.400

Evidence of investment, sale or transfer, 135.403

Procedure to request, 135.420

Community bank, defined, 135.400

Community development corporation, defined, 135.400

Community development fund, creation,

administration, expenditures, 135.401

Definitions, 135.400

Department, defined, 135.400

Director of department of economic development,

duties, 135.420, 135.426

Director, defined, 135.400

#### **Distressed communities**

Amount of investment eligible for tax credit, 135.403

#### SMALL BUSINESS - cont'd

# Tax credit for qualified investments — cont'd Distressed communities — cont'd

Maximum and minimum tax credit not to apply, when, 135.405

Qualified Missouri business, defined, 135.503 Tax liability, certificate may satisfy, when, 135.403

Eligible business to receive in investments qualified for tax credit, 135.414

Five-year investment required, violation tax credit, repayment, 135.411

Ineligible persons or entities to receive tax credit, 135.414

#### Investment

Defined, 135.400

Must remain in business for five years to qualify, violation, effect, 135.411

Requirements to be eligible for tax credit, small business, 135.408

Investor, defined, 135.400

Limitation on aggregate investment eligible for tax credit, 135.403

Minimum tax credit, 135.405

Missouri small business, defined, 135,400

Penalties and procedural matters, how determined, 135.429

Percentage of investment in small business required to be used in Missouri, 135.416

Primary employment, defined, 135.400

Principal owners, defined, 135.400

Project, defined, 135.400

Purposes authorized for investment in a small business, 135.408

Reporting requirements, 320.092

Revocation of tax credit, grounds, procedure, 135.423

State tax liability, defined, 135.400

Target area, defined, 135.400

Tax credit accountability act of 2004, 135.800 to 135.830

Violations, 135.411, 135.423

Tax credit for relocating a business or employees to, for small businesses or investing in the transportation development of, a distressed community, 135.530 to 135.545

Tax deduction for job creation, definitions, sunset date, 143.173

#### SMALL BUSINESS ASSISTANCE OFFICE

Duties and purpose, 620.500

379.930

Established in department of economic development, 620.500

Regional offices, establishment of, 620.500 Small employer health insurance availability act,

Staff, officers, consultants, appointed by director, 620,500

# SMALL BUSINESS DEVELOPMENT CENTERS PROGRAM (CH. 620)

Contracting directly with technology corporations authorized for department, 620.030

Cooperation with governmental agencies for reports, statistical data, 620.1005

Definitions, 620.1000

Department, defined, 620.1000

Director, defined, 620.1000

Entrepreneur resource virtual network (MERVN) established, purpose, requirements, 620.2400

Financial agreement with host entity as to amount of money available, 620.1001

#### Fund

Abolishing of fund, money to go to general revenue, 620.1001

Created, 620.1001

Defined, 620.1001

Distribution, duties of director, 620.1001

Interest and income to be credited to fund, 620.1001

Investment duties of state treasurer, 620.1001

Lapse into general revenue prohibited, exception, 620.1001

Host entity, defined, 620.1000

Missouri basis, defined, 620,1000

Missouri small business development centers

program, defined, 620.1000

Powers and duties of center, 620.1003

Publication of data by director, costs for printing may be charged, 620.1005

Report annually, duty of director, report made to whom, 620.1007

Small business, defined, 620.1000

# SMALL BUSINESS INCUBATOR PROGRAM (TAX CREDITS)

Additional application information required, 135.802 Additional information reported annually to

administering agency, 135.805

Application for loan or guarantee, to contain what, to be reviewed on what criteria, 620.495

Definitions, 620.495

Department, powers and duties, 620.495

Employment of unauthorized alien, effect of, 135.815

Entrepreneurial tax credits, defined, 135.800

Failure to report, penalties, notice, change of address, 135.810

Loans and guarantee, how administered, 620.495

Loans, may convert to grants, 620.495

Missouri small business incubator fund, 620.495

Provisions in addition to existing requirements,

135.830

Reports, what, when, from whom, to whom, 620.495 Sponsors, duties, 620.495

# Tax credit

Application for claiming tax credit, duties, 620.495 Assignment contract, contents, procedure, 620.495 Assignment, transfer sale of credit, amount allowed, value, 620.495

Carry over of earned credit if tax liability exceeded, 620.495

# SMALL BUSINESS INCUBATOR PROGRAM (TAX CREDITS) — cont'd

#### Tax credit - cont'd

Certification of credit to department of revenue, 620 495

Contributions to local sponsor or to fund, amount of credit, 620.495

Corporation franchise tax credit, 620.495

Income tax credit, 620.495

Limitation, 620.495

Procedure to claim, 620.495

Unused credits in hands of assignee, carry forward five year limitation, 620.495

Tracking system required, exception, 135.825

Verification of applicant's tax payment status, when, delinquency, 135.815

#### SMALL CLAIMS COURTS

Actions, certain persons may not file, 482.330

Answer, not required, 482.355

Appeal, how taken, 482.365

Assistance to parties by clerk, not the practice of law, 482.335

Attorney, right of party to consult with, duty of judge, 482.325

Barring persons from use of, when, grounds, 482.360

#### Claim exceeding jurisdictional limit

Amendment on transfer, 482.315

Filing in small claims court, effect, 482.315

Procedure, 482.315

Clerk to assist parties, duties, notice to be posted, 482.335

Continuances, granted when, effect, 482.355

#### Costs and fees

Assessed, how, 482.345

Clerk's duties, 483.530

Counterclaims exceeding jurisdictional limit, procedure, duty of judge, 482.325

Counterclaims, filing or arising at hearing, duty of judge, 482.320

Default judgment, may be entered, when, 482.355

Defendant, instructions, contained in forms, 482.340

Dismissal of action, effect, 482.355

Dismissal, with or without prejudice, when, 482.330

# Filing fees

Cost of service and other process, paid when, 482.345

Disposition, 482.345

Forms to be furnished free, 482.340

Forms, instructions to defendant, 482.340

Instructions to defendant contained in forms, 482.340

Judge to maintain docket, 482.300

Judgment not a lien on real estate, 482.365, 511.350

Jurisdiction, 482.305

Location of to be posted, 482.335

Petition, form of, 482.340

Plaintiff to sign statement prior to filing action, 482.330

Plaintiff, failure to appear, effect, 482.355

## Procedure

Civil code not applicable, 506.010

#### SMALL CLAIMS COURTS — cont'd

#### Procedure — cont'd

Claim exceeds jurisdictional amount, effect of filing small claims action, amendment upon transfer, amount, 482.315

Proceedings, how conducted, 482.310

Security for costs, 482.345

Service of process, how made, 482.350

Summons, form of, 482.340

#### Trial de novo

Application, filed, when, 482.365

Clerk, duties, 482.365

Costs, how assessed, 482,365

Execution, stayed how, 482.365

Jury, number, 482.365

Recognizance, 482.365

Security for costs, when required, 482.365

Service of opposing party, how, when, 482.365

Stay of execution, procedure, 482.365

Trial or continuance, 482.355

Venue, 482.330

Waiver of excess amount in controversy, when, amendment upon transfer, amount, 482.315

#### SMALL ESTATES

See ESTATES OF DECEDENTS

#### SMALL LOANS

Accelerated, interest, how computed, 408.175 Advance fee prohibited, loan broker regulation, 367.305

Advance fee, defined, 367.300

Advertising, false or deceptive prohibited, 408.160

Applicability of law, 408.110, 408.190, 408.500

Attorney's fees authorized if contract provides for and

have to bring suit, limitation, 408.140

Attorney's fees to recover on bad check or contract not considered fee or charge, when, 408.500

#### Audit

Failure to file, penalty, surety bond posted in lieu of audit, when, 367.215

Report to be filed, 367.210

Required of those licensed, 367.205

Borrower, defined, loan broker regulation, 367.300

Certificates, issuance and display, 367.140

Certificates, suspension or revocation, 367.190

Changes in certain statutes remedial only, 408.213

Charges permitted, 408.505

Charges, additional prohibited, exceptions, 408.140

Consumer credit loans, defined, 367.100

Consumer installment lenders, licensure required, 408.510

# Contract

Content requirements, 408.130

Paid before due date, refunds, 408.170

Prepayment of loan, 408.130

Statement or copy delivered to borrower, 408.130

Unenforceable provisions, 408.560

Costs to recover on bad check or contract not

considered fee or charge, 408.500

## Credit cards

Annual fee authorized, when, 408.140

# SMALL LOANS — cont'd

#### Credit cards — cont'd

when, 408.380

Deficiency waiver addendum permitted, 408.380 Defined, 408.145

Fees, certain loans for thirty days or longer, amount, 408.140

Finance charges prohibited if purchases paid for within certain time limitation, exception, 408.140 Financial products and plans, sale of, permitted

Guaranteed asset protection permitted, 408.380 Late fees authorized, when, 408.140

Property, sale of, charges permitted, when, 408.140 Taxes and fees, department of revenue may accept, fee for use, 32.063

Credit casualty insurance, see INSURANCE Credit institutions, S corporation shareholders required to pay franchise tax, tax credit authorized, 148.657

Credit life insurance, debtor's right to select, 374.305; designation of agent prohibited, 374.305 Credit property insurance, see INSURANCE

Credit unions, authority, 370.070

Damages recoverable for violations, 408.562

#### **Defaults**

Acceleration of maturity, unpaid balance, 408.555 Applicability of sections 408.551 to 408.562, 408.551

Borrower, right to cure, how, effect, 408.555 Collateral, disposal by lender, effect, borrower liable for deficiency, when, 408.556

Collateral, possession by lender, borrower not liable for unpaid balance, when, 408.556

Damages recoverable for violation, 408.562

Deficiency action, when, notice, 408.557

Disposal of collateral by lender, effect, borrower liable for deficiency, when, 408.556

Enforceability of default provisions, 408.552

Failure to make payment, cure by borrower, 408.555

Insurance premium loan, cancellation, when, 408.555

Judgment, requirements, 408.556

Legal actions, contents of petition, 408.556

Lender entitled to recover deficiency after disposal of collateral, when, 408.556

Notice of default, contents, delivery, form, 408.554 Notice required before deficiency action, 408.557

Possession by lender of collateral, borrower not liable for unpaid balance, when, 408.556

Recovery limitation, 408.553

Repossession, when, 408.555

Rights of borrower, 408.555

Second default, notice, content, 408,554

Voluntary surrender, additional money owed, when, notice, 408.555

Deficiency waiver addendum permitted, 408.380 Definition of terms, 367.100

Devices to collect more fees, prohibited, examples given, 408.505

#### SMALL LOANS — cont'd

#### Director

Bond of lender, approval, 367.130

Defined, 367.100

Interest charges, duty to verify, 408.180

Power to regulate, 367.170

Disclosures, loan solicitation, 367.185

Examination of lenders, 367.160

Fee, advance fee prohibited, loan broker regulation, 367.305

Fees, certain loans for thirty days or longer, amount, 408.140

Financial products and plans, sale of, permitted when, 408.380

Goods as security for credit transaction not permitted, when, 408.558

Guaranteed asset protection permitted, 408.380 Insurance premiums or charges allowed in addition to interest, when, 408.140

Insurance, restrictions on, 367.170

#### Interest

Assignment of wages, 408.210

Charges or premiums for certain loan insurance exempted from maximum, 408.140

Closed end credit, maximum charge per loan transaction, 408.140

Computed and paid, how, 408.120

Consumer loans, prepayment of contract,

computation of interest, 408.083

Excess to be returned to borrower, failure, damages allowed, 408.150

Law, how cited, 408.110

Open end credit, maximum charge per loan transaction, exceptions, 408.140

Payment not by installment, 408.120

Recomputation when contract paid before due date, 408.170

Traditional installment lenders, interest and fees allowed, 408.512

#### Variable rate, certain loans

Provisions and requirements, law applicable, 408.455

Interest and fees, consumer installment lenders, 408.510

Interest on prepayment subject to refund, 408.130 Interest rate in section 408.095 does not apply,

Interest rates permitted, 408.100

Involuntary unemployment coverage authorized as charge on small loans, 408.140, 408.280

Late fees authorized, when, 408.140

Late payment on installment or minimum payment, charge maximum, minimum, when, 408.140 Law, applicability, some loans being exceptions, 408.190

### Lender

Annual statement, contents, 367.150 Bond, amount, 367.130

Certificate of registration, display, 367.140 Defined, 367.100

#### SMALL LOANS - cont'd

#### Lender — cont'd

Disclosures, loan solicitation, 376.185 Examination, costs, how paid, 367.160

Examination, how and by whom made, 367.160

Records, duty to keep, 367.180

### Registration

Application, 367.120

Biennial licensing, 367.140

Duration, 367.140

Fee, 367.140

Required when, 367.110

Revocation or suspension, 367.190

## Loan broker

Advance fee prohibited, penalty, 367.305

Defined, 367.300

Violation of law, penalty, 367.310

Loan solicitation, disclosures, contents, 367.185

Loan, defined, loan broker regulation, 367.300

Merchandising practices, unlawful, loan brokers,

penalties, 367.310

Monthly installments, amount, 408.120

Multiple contracts, interest rate, 408.200

Notice required, 408.500

Open-end credit contract, advance fee, amount, 408.140

Passing a bad check what is excluded and what is a violation, 408.505

Payday loans, 408.500, 408.505, 408.506

Payment not by installment, interest charges, 408.120

Penalties for violations, 408.240

Person, defined, 367.100

Precomputed, extensions, fee, limitations on, 408.105

Premium finance agreements, see PREMIUM

FINANCE AGREEMENTS

Prepayment, interest subject to refund, 408.130

Principal liable, loan broker regulation, 367.305

Principal, defined, loan broker regulation, 367.300

Property, sale of, charges permitted, when, 408.140

Receipt of payments required, 408.130

Records, duty of lender to keep, 367.180

Refused instrument, processing charge, maximum, 408.140

# Registration

Application for, 367.120

Biennial licensing, 367.140

Certificate issuance, display of, 367.140

Fee, amount, 367.140

Required, when, 367.110

Suspension, 367.190

Renewal of loans, limitation on number, 408.500

Repayment of loan, not to be repaid by proceeds of another loan, 408.505

Requirements, applicable when, 408.500

Return check charge permitted, when, 408.505

Security for loan, an item with numbers defaced,

prohibited, penalty, 570.085

Statement, annual, contents, 367.150

Supervised business, defined, 367.100

Term of loans, 408.505

#### SMALL LOANS - cont'd

Title lenders, 367.500 to 367.533

Unenforceable provisions in note or credit contract, 408.560

Unsecured small loans, division to make annual report to general assembly, contents, 408.506

Violation, misdemeanor, 367.200

Wages, assignment of, deemed interest, when, 408.210

# SMOKING REGULATIONS (TOBACCO PRODUCTS)

#### Areas designated for smoking

Limitation on space required, 191.767

Prohibited areas for designation by laws or fire marshal, 191.767

Areas not considered public places, 191.769

Buses, school transportation of students smoking and

tobacco use prohibited, penalty, 191.775

Child day care, smoking and tobacco use while

children are present, prohibited, penalty, 191.776

Discrimination against employees or discharge for smoking or drinking not on job prohibited, 290.145

Emant is a section of the section of

Exceptions, not public places, requirements, 191.769

#### Indoor clean air

Bar or tavern, defined, 191.765

Definitions, 191.765

Other person in charge, defined, 191.765

Proprietor, defined, 191.765

Public meeting, defined, 191.765

Public place, defined, 191.765

Restaurant to provide designated areas, 191.767;

exception, 191.769

Restaurant, defined, 191.765

Smoking in public places or meetings except in

designated areas, prohibited, 191.767

Smoking, defined, 191.765

State employees to have designated areas, 191.767

Universities and colleges, state to have designated areas, 191.767

# Minors, prohibited distribution or sale of tobacco products

Alternative nicotine product, defined, 407.925

Alternative nicotine products and vapor products, sale to minors prohibited, 407.926

Center of youth activity, defined, 407.925

Defense to violation actions reasonable reliance on proof, 407.929

Definitions, 407.925

Distribute, defined, 407.925

Distribution or sale by mail or through internet,

violation, penalties, 407.926

Individual packs of cigarettes, conditions for selling, 407.928

Liability limitation, 407.929

Minor, defined, 407.925

Misrepresentation of age by minor to purchase tobacco products, prohibited, penalties, 407.933

Municipality, defined, 407.925

Nicotine liquid containers, requirements, 407.926

Penalties, 407.931

### SMOKING REGULATIONS (TOBACCO PRODUCTS) - cont'd

## Minors, prohibited distribution or sale of tobacco products - cont'd

Person, defined, 407.925

Political subdivisions may make more stringent rules, 407.932

Possession, purchase or attempted purchase by minor prohibited, exceptions, penalties, 407.933

#### Proof of age

Alteration, modification or misrepresentation of license or identification card, penalty, 407.929 Defined, 407.925

Identification, acceptable types, owner or employee required to compare physical characteristics, holder required to present, when, 407.929

Required, when, 407.929

What qualifies, 407.925

Rolling papers, defined, 407.925

Sale to minors prohibited, 407.926

Sample, defined, 407.925

Sampling, defined, 407.925

# Sign stating violation to sell or otherwise provide to minor or for minor to purchase or possess

Content, size and color of sign, 407.927 Failure to display sign, penalty, 407.931 Owners of establishment to prominently display, 407.927

Vending machines, display on, 407.927

Tobacco products, defined, 407.925

Vapor product, defined, 407.925

Vending machines, defined, 407.925

Violations, persons liable, limitation, penalties,

Nonsmoking signs to be posted, where, 191.771 Proprietors and people in control of public places or meeting, duties, 191.771

Public place, what is not considered to be public, 191.769

Public places controlling, duties of proprietors, 191.771

Schools and school buses, smoking and tobacco use prohibited, penalty permissible, where, 191.775 Smoking ordinances by governing bodies or rules by school boards may be more stringent, 191.777

## Tobacco products, prohibited sale or distribution

Affirmative defense, conclusive presumption, proof required, 407.931

Compliance training not to exceed ninety minutes, 407.931

# Exemptions

Family members exempt if distributing in place not open to public, 407.931

Owners of establishment selling tobacco products exempt, when, exemption does not apply, when, 407.931

Individual cigarettes, prohibited sale and distribution of, 407.931 Right to appeal, 407.931

## SMOKING REGULATIONS (TOBACCO PRODUCTS) - cont'd

### Tobacco products, prohibited sale or distribution - cont'd

Violators guilty of infraction, 191.773

#### SNACK BARS

See PUBLIC BUILDINGS; RESTAURANTS

### SNOW DAYS (SCHOOLS)

See SCHOOLS AND SCHOOL DISTRICTS

#### SOCIAL SECURITY

\* See also OLD AGE AND SURVIVORS **INSURANCE** 

Deceased persons social security number may be released, exceptions, 610.035

Driver's license, number not used, when, 302.181 Number not used on driver's license, when, 302.181 Number of living person, not to be disclosed by state entity, exceptions, definitions, 610.035

#### Numbers required

Certificates, professional, occupational or recreational, applications and renewals for, 324.024, 454.403

# Child support administrative orders

Administrative orders, 454.500

Judgments, 210.841

Liens, real estate, 454.515

Court documents, confidential case files, redaction, when, 509.520

Death certificates, 193.145

Dissolution judgment, 452.305

Dissolution petition, 452.310

Division of professional registration to keep record of all licenses, permits, certificates, available for fee to public but not to include social security number, 324.032

Judgments, child support, 210.841, 452.343

Licenses, professional, occupational or recreational, applications and renewals for, 324.024, 454.403

Liens, real estate, child support or maintenance, 454.515

Marriage license application, number exempt from examination or copying, 451.040

Occupational license applications and renewals, 324.024, 454.403

Permits, professional, occupational or recreational, applications and renewals for, 324.024, 454.403

Professional license applications and renewals, 324.024, 454.403

#### Professional registration, division of

Applications and renewal of licenses, numbers required, exceptions, 324.024, 324.032

Registry, numbers not published, 324.032

Real estate liens, child support or maintenance, 454.515

Recreational license applications and renewals, 324.024, 454.403

State case registry, child support enforcement, 454.412, 454.413

Wage withholding forms, 285.304

#### SOCIAL SECURITY - cont'd

#### Numbers required - cont'd

Numbers, retention by certain officials, to be provided to board of jury commissioners, 494.442

#### Numbers, use of

Internet, prohibited from requiring transmission without a secure connection, 407.1355

Prohibited, when, 407.1355

Publicly posting or displaying prohibited, 407.1355 Restrictions, 407.1355

# SOCIAL SERVICES, DEPARTMENT OF (CH. 660)

Abuse of in-home services client or home health agency client, duties, procedure, 192.2475

Abuse, pilot project to formulate community response to child abuse and neglect, 660.528

## Adoption assistance compact

Adoption assistance, state, defined, 453.500 Agreements, authority of department to enter, effect, 453.500

Definitions, 453.500

False claims, punishable as perjury, 453.500 Medical assistance identification card issued, when, 453.500

Powers and duties of department of social services, 453.500

Purpose of compact, 453.500

Residence state, defined, 453.500

State, defined, 453.500

Withdrawal from compact, states right to, 453.503

# Adoption awareness

Departments of social services, health and senior services, duties, 191.975

Educational and resource materials provided, 191.975

Toll-free telephone number, 191.975

Adult abuse protective services, 192.2400 to 192.2505

Adult day care program, see ADULT DAY CARE PROGRAM

Aging, division of, see also AGING, DIVISION OF Aid or assistance, public, recovery from estate of recipient, procedure, 473.398

Aid or assistance, public, recovery from estate of spouse of recipient, procedure, 473.399

Banks, community, target areas, income tax credit, rulemaking authority, 135.430

Blind, examination required, doctors to be designated to conduct, exception, 209.040

Blind, pension eligibility requirements, 209.040

### Blind, rehabilitation services

Readers for the blind, students in schools, colleges, technical and professional schools, apply to rehabilitation services, 178.160

Readers to be paid by rehabilitation services for the blind, department of social services, 178.180

# Care centers, combining, community grant program

Rules and regulations, procedure, 660.534

# SOCIAL SERVICES, DEPARTMENT OF (CH.

#### 660) — cont'd

# Care centers, combining, community grant program — cont'd

Caring communities, grants by department authorized, 205.565

### Central registry

Reports of abuse and neglect, elderly and disabled, 192,2435

Reports of abuse and neglect, nursing home residents, 198.032

#### Child abuse

Foster care adoption assistance, department to apply for, 210.535

Report to general assembly, children in state custody, contents, 210.188

#### State technical assistance team

Established in department, 660.520

Child abuse and neglect review board, established, members, duties, records, rules, 210.153

Child abuse, pilot project to formulate community response to child abuse and neglect, 660.528

Child care development program, rules and regulations, 660.512

Child care providers, in-home, requirements for direct payment assistance recipients, 210.027

Child care subsidies, transitional programs authorized, 208.053

### Child fatality review panels

\* See also CHILD FATALITY REVIEW PANELS (CH, 210)

Coroners and medical examiners, rules, department's duties, 210.194

Hospitals and physicians, rules and protocol for identifying suspicious deaths, department's duties, 210.196

Panels, rules and protocol authorized, department's duties, 210.194

Regional coordinators, duty to appoint, duties, 210.195

Report form to be developed by department, consultation required, 210.192

State child fatality review panel, appointment, duties, findings and recommendations, 210.195

State child fatality review panel, rules authorized for, department's duties, 210.194

State technical assistance team, appointment, duties, 210.195

Child needs classification, interagency meetings, 210.518

# Child sexual abuse cases

Counties may develop multidisciplinary teams for purpose of investigation and to take therapeutic action, 660.520

Investigation rules and training duties of division of family services, 660.523

Multiple suspect and victim cases, rules, 660.523 Records, availability of, 660.520

Rules to be established by department for investigation, funding, 660.523

# Child sexual abuse cases — cont'd State technical assistance team

Established in department, 660.520

Team established, to assist in investigation, training, prosecution, 660.520

Training and assistance by division of family services for county teams, 660.520

Treatment for child sexual abuse victims, when, 660.525

Child support enforcement, family support division, established, duties, powers, 454.400

Children in custody of department, funds for medical care may be administered by division of medical services, 208.204

Children, homeless and neglected, duties of department, 210.001

Children, homeless and neglected, regional assessment centers, funding of, 210.001

Children, mental health services and supports for, department to develop plan in conjunction with department of social services, 633.033

Children, tracking of individuals, coordinated information system, confidential, when, 210.865

#### Children, uninsured, health care program

Abortion counseling prohibited, exceptions, 208.655

Co-payments required, when, amount, limitations, 208.640

Eligibility, income limits, 208.633

Program established, terminates, when, 208.631 Reports and studies, social services, contents, 208.650

Requirements of parent or guardian, 208.636 Rulemaking, 208.643, 208.657

Social services, reports and studies, contents, 208.650

Uninsured children, defined, 208.631

Waiting period required, when, 208.646

Waiver of waiting period for special needs children, 208.647

Children's health insurance program, notice of to schools and providers, notice form, 208.658

# Children's services commission study on incarcerated parents and their children

Agency and court cooperation required, 210.877 Purpose, 210.875

#### Children's special health care needs service

Authority to administer, 201.050

Transferred to department, 660.010

Committee on purchases, 34.050

Community action agency, duties, 660.374, 660.376 Comparability of services, application for amendment of waiver, duty, rules, procedure, 208.174

Comprehensive child mental health office established, administrative support by department, 630.1000

Created, powers, duties, functions, purpose of department, 660.010

# SOCIAL SERVICES, DEPARTMENT OF (CH.

#### 660) — cont'd

### Dependent children, aid to

Families with dependent children, how paid, 208.160

Medical assistance, how paid, 208.160

#### Director

Application for amendment of waiver of comparability of services, duty, 208.174

Autism spectrum disorder, commission established, director member of, 633.200

Children's service commission, member, duties, 210.101

Children's services commission, member, duties, 210.101

Compensation, 105.950, 660.015

Compensation, adjustment, when, amount, 105.005

Dental hygiene instruction in texts, committee to approve, 170.031

Drug courts coordinating commission, selection of members, duty to, 478.009

Expenses, how paid, 660.015

Faith-based organizations, director to designate liaisons, duties, 660.750

Financial interest statement, shall be filed, 105.483 Fund, department of social services administrative trust, duties, 660.012

Health access incentive fund, duties, 191.411 Incentives to locate in health resource shortage areas, 191.411

Insurance information requests, guidelines, 208.217 Lease of division of youth services facilities, 219.096

Lease of lands for agricultural purposes, 191.127 Missing children, duty to establish reporting procedure, 43.403

Prematurity and infant mortality, task force on, member of, 210.105

Promulgation of rules under sec. 189.060 not mandatory, 536.043

Revolving funds of eleemosynary institutions, duties, 31.060

School health initiative program, services, funding, duties, powers, 167.603, 167.606, 167.609

School health initiatives, duties, 167.603

Youth services, advisory board, duty to appoint,

Disabled persons, money follows the person demonstration project, 192.926

Division of health abolished, 192.005

Divisions subject to, 207.010

Divisions, powers and duties, 207.010

Domestic violence, intervention/rehabilitation pilot project established and administered with Missouri domestic violence commission, 455.305

# Early childhood development, education and care program

Certificates issued to families, income guidelines, value, 161.215

# Early childhood development, education and care program — cont'd

Elementary and secondary education, department of, powers, duties, 161.215

Fund, created, purpose, interest, distribution of moneys, 161.215

Grants, government or private agencies, preferences, requirements, 161.215

Licensure of facility by department of health to receive money from fund, 210.199

Parent advisory committees, grants, 161.215 Social services, department of, powers, duties, 161.215

Economic opportunity, state's responsibility under public law 73, transferred to department, 660.010 Elder abuse and neglect awareness program, department to cooperate with department of health

department to cooperate with department of health, 192.925

#### Elderly health and nutrition act

Case management services, delivery of, report, contents, 208.627

Public education program, duty to devise and implement, 208.606

Transportation reports, coordination of, plan, 208.630

Transportation services, integration of, 208.609 Elderly, money follows the person demonstration project, 192.926

Emergency and supplemental food programs, coordination of, 191.813

### Emergency financial assistance, needy families

Administrative expenses, 660.190

Appropriations by general assembly, amount, 660.190

Assistance granted, when, 660.165

Eligibility determined how, 660.170

Emergency situation defined by department, 660.160

Expenditures, limited to specific appropriations, 660.190

Expiration of program, when, 660.185

Federal or state benefits, other programs not to affect, 660.175

Grants may be made to whom, 660.155

Periods of emergency, 660.165

Plan to be established, 660.150

Plan to terminate, when, 660.195

Rules and regulations authorized, requirements, 660.180, 660.200

State participation, 660.185

# **Employees**

Board and living quarters, 191.160

Compensation, 660.015

Contract, criminal background checks, criminal record, bar to employment, 192.2495

Expenses, how paid, 660.015

Institutional, board and living quarters for, 191.160 Under merit system, exception, 660.010

# SOCIAL SERVICES, DEPARTMENT OF (CH. 660) — cont'd

#### Employees — cont'd

Exchange of information, protection of individuals served by health care providers regulated by departments of health and social services, 191.005 Faith-based organizations, director to designate certain employees as liaisons, duties, 660.750

### Family care safety registry and access line

Background checks, coordination with department of health, 210.909

Coordination with departments of public safety, corrections, mental health and health and senior services on records, 210.915

Rulemaking authority, 210.915, 210.924

Family courts, cooperative agreements with, 487.140 Federal funds, use of to pay administrative costs, authorized, 208.170

Federally qualified health centers, funding for, uses, report to director, 660.026

Food stamps, farmer's market pilot program, 208.018 Food, unfit, furnishing, penalty, 191.180

#### Foster care

Appeals process, timely access to by foster parents, 210.566

Confidentiality of information received by foster parents, 210.566

Confidentiality rights of the child, 210.566

Court proceedings, notification of foster parents, 210.566

Cultural identity and needs, foster parents to provide care respectful of, 210.566

Decision-making rights of foster parents, 210.566 Foster parent, defined, 210.566

Foster parents' bill of rights, 210.566

Information shared with foster parents, 210.566

Parents to be provided training, 210.566

Progress reports to foster parents provided after child leaves foster care, 210.566

Refusal of placement permitted by foster parents, 210.566

Foster care and adoption board created, duties, report, 210.617

Foster care and adoptive parents recruitment and retention fund and board created, 453.600

Foster children, medical care, funds may be administered by division of medical services, 208.204

Foster homes, cost, how paid, 210.536

Foster homes, grievance procedure, how developed, 210.551

# Fund, department of social services, administrative trust

Disbursements, procedure, 660.012

Established, 660.012

Report, annual, contents, director's duty, 660.012 Transfer to general revenue prohibited, exception, amount, 660.012

Funds, creation, use, 208.170

Grant program, resettling of refugees and immigrants, access to English language services, 660.025

#### Head start program

Committee, member qualifications, duties, 660.653 Council, member qualifications, duties, 660.653 Definitions, 660.650

Early head start program, defined, 660.650

Goals, policies, services, 660.650

Grantees, duties, 660.657

Head start delegate agency, defined, 660.650

Head start grantee, defined, 660.650

Head start program, defined, 660.650

Health services advisory committee, established when, duties, 660.657

Policy promulgation, requirements to be met, 660.657

Health access incentive fund, duties, 191.411

# Health care for uninsured children, Medicaid expansion

Abortion counseling prohibited, exceptions, 208.655

Co-payments required, when, amount, limitations, 208.640

Eligibility, income limits, 208.633

Program established, terminates, when, 208.631 Reports and studies, social services, contents,

208.650 Requirements of parent or guardian, 208.636

Rulemaking, 208.643, 208.657 Social services, reports and studies, contents,

208.650 Uninsured children, defined, 208.631

Waiting period required, when, 208.646

Waiver of waiting period for special needs children, 208.647

# Health care initiatives

Evaluation of, duties, 191.828

Health insurance through Medicaid, requirements, 208.178

Health planning and development agency, certificate of need, see HEALTH CARE FACILITIES,

PLANNING AND DEVELOPMENT

Health, board of, state, 660.010

Health, department of, 660.010

Home and community based waivers, rules, 208.174 Hospices, 197.250

Hot line investigations a part of pilot project, 660.528

# Incarcerated parents and their children, study

Agency and court cooperation required, 210.877 Purpose, 210.875

Incentives to locate in health resource shortage areas, 191.411

Income tax credits, qualified small businesses and community banks, rulemaking authorized, 135.430 Individualized service plans, mental health services, 208.204

# SOCIAL SERVICES, DEPARTMENT OF (CH. 660) — cont'd

# Information to be furnished by financial institutions

Affidavit by department as to compliance, when, 660.330

Attorney general's powers, duties, 660.343

Confidentiality of information, disclosure, penalty, 660.350

Consent by public assistance applicants or recipients deemed given, when, 660.355

Cost of record search, 660.340

Definitions, 660.325

Delinquent support obligations, unsatisfied judgment, information furnished, procedure, 660.330

Deposits, withdrawals by public assistance applicants and recipients, procedure, 660.327

Disclosure of information, penalty, 660.350

Failure to provide, penalty, 660.343

Financial records, disclosure of, requirements of law not to apply, when, 408.690

Information to be provided, when, time limitation, 660.343

Liability, immunity for giving bequest information, 660.345

Notice to applicants and recipients of request for information to be given, 660.327

Penalty, failure to provide, 660.343

Requests by department, form, content, 660.335

In-home services and home health agency client, abuse of, duties, procedure, 192.2475

Inmates, mistreatment, penalty, 191.170; penalty, accessory, 191.190

Inspection, location, visitation of facilities and programs for department of mental health, 630.650 Inspectors and surveyors of long-term care facilities, uniform standards, 198.527

### Insurance information, request by department

Consent, application for benefits deemed, when, 208.217

Data match, defined, 208.217

Definitions, 208.217

Department, defined, 208.217

Entity, defined, 208.217

Individual, defined, 208.217

Information provided, when, 208.217

Insurance, defined, 208.217

Penalties, disclosure of confidential information, when, criminal, 208.217

Penalties, failure to provide requested information, civil penalties, suit by attorney general, when, 208.217

Request, definition, 208.217

Request, made how, content, 208.217

Insurance, health, public educational programs, 191.839

Intervention/rehabilitation pilot project established and administered with Missouri domestic violence commission, 455.305

Juvenile information governance commission, members, duties, meetings, annual report, 210.870 Lease of division of youth services facilities, 219.096 Lease of lands for agricultural purposes, 191.127 **Liens** 

Hospitals, medical benefits paid public assistance recipients, powers, 430.235

Insurance settlements of public assistance recipients, powers of court, 208.215

TEFRA liens, enforceability, 208.215

Workers' compensation law, medical assistance, when, 287.266

Long-term care facilities, inspectors and surveyors, standards, 198.527

Maternity homes tax credit, classification of homes, determinations by director, 135.600

Medicaid, federal compliance, hospitals federal reimbursement allowance, see MEDICAID

Medicaid, health insurance, requirements, 208.178

#### Medical assistance

Abuse, fraud, excessive use, effect, powers, 208.164

Administrative hearings, 621.050

Application for amendment of waiver of comparability of services, duty, 208.174

Beneficiary employer report required, content, 208.230

Forecast on program, legislative budget office to conduct, items included, 208.985

Health care providers, toll-free telephone information for parents of children on medical assistance, 192.601

Health improvement plans, enrollment, assessments, 208.950; request for proposals, 208.951

Joint committee on MO HealthNet established, members, recommendations, 208.952

Legal actions by recipients for injuries, duty to notify department, 208.215

Liens, workers' compensation law, rights of department, 287.266

Long-term care partnership program established, 208.690 to 208.698

Medicaid drug prior authorization committee, establishment, 208.173

Nursing home residents, Medicaid eligibility presumed, when, 198.428

Paid how, 208.160

Personal care contracts, effect on eligibility, 208.213

Powers, provision of services, limitation, 208.166 Prepaid capitated, defined, 208.166

Primary care case-management, defined, 208.166

Professional services payment committee established, members, duties, 208.197

Psychotropic medications, access to, 208.227

Selection of plans and sponsors, freedom of, 208.166

# SOCIAL SERVICES, DEPARTMENT OF (CH. 660) — cont'd

# Medical assistance — cont'd

Telehealth, use of, rules, 208.670

Telephone, toll-free with information on health care providers for children on medical assistance, 192.601

Ticket-to-work health assurance program, eligibility, expiration date, 208.146

Medical care, children in custody of department, funds may be administered by division of medical services, 208.204

Mental health, cooperation with department of, 630.650

Merit system applicable to employees, exceptions, 660.010

Military training pilot program, 160.700

#### MO HealthNet

Beneficiary employer report required, content, 208.230

Division created, 208.001

Eligibility, 208.990

Eligibility, verification of, third-party contract, 208.065

Forecast on program, legislative budget office to conduct, items included, 208.985

Health improvement plans, enrollment, assessments, 208.950; request for proposals, 208.951

Joint committee on MO HealthNet established, members, recommendations, 208.952

Long-term care partnership program established, 208.690 to 208.698

MO HealthNet oversight committee established, members, recommendations, 208.955

Personal care contracts, effect on eligibility, 208.213

Persons eligible for benefits, definitions, 208.991 Professional services payment committee

established, members, duties, 208.197

Program created, 208.001
Psychotropic medications, access to, 208.227

Telehealth, use of, rules, 208.670

Ticket-to-work health assurance program, eligibility, expiration date, 208.146

#### MO HealthNet, division of

Director, how appointed, powers and duties, 208.201

Established, powers, duties, functions, 208.201 Rulemaking authority, 208.201

National guard pilot instruction program, 160.700 Newborn hearing screening, rulemaking authority, 191 937

# Nursing homes, federal reimbursement allowance

Amount due, determination by director, 198.409

Disbursement of fund, when, 198.431

Expiration date, 198.439

Forms, content, rules, 198.416

Formula, to be set by rules, 198.403

Funds created, 198.418

# Nursing homes, federal reimbursement allowance — cont'd

Imposition of allowance, when, 198.433

Medicaid provider, payment, rate, 198.427

Nonseverability clause, 190.840

Offset allowed, 198.409

Protest, appeal, hearing, 198.412

Reconsideration of determination, 198.412

Remittance of amount, 198.418

Report, records, transmittal required, 198.406

Rules, promulgation, procedure, 198.436

Tax-exempt status, effect, 198.424

Older Americans act, to implement, 251.070

Older Americans, Public Law 73, responsibilities

transferred to department, 660.010

Outreach program, coordination and implementation of, 191.813

# Part C of IDEA program (First Steps)

Bidding process, 160.910

Centralized system of enrollment, 160.910

Compilation of data, 160.910

Coordinating council, state interagency, established by lead agency, members, meetings, duties, 160.905

Enrollment, centralized system, 160.910

Family participation costs, schedule of fees, 160.920

Fees, collection of, 160.920

Fund created, use of moneys, 160.925

Funding limitations, 160.920

Insurance coverage, when, 376.1218

Lead agency designation by governor, 160.900

Medicaid reimbursement, when, 208.144

Monitoring and expenditures, 160.910

Participation in federal infant and toddler program, 160.900

Regional office proposals, contents, 160.915

Rulemaking authority, 160.900

System to be maintained, 160.910

Third-party payers, 160.920

Penalties for late fees or reports, state agencies may assess, when, 33.202

Personal care assistance service program for disabled persons, see PERSONAL CARE ASSISTANCE

PROGRAM FOR DISABLED PERSONS

Personnel, how selected, exceptions, 36.030

#### Pharmacy tax program

Appeals, procedure, venue in circuit court of Cole County, 338.505

Confidentiality of information obtained from department of revenue, penalties for disclosure, 338.510

Definitions, 338.500

Effective date of tax, 338.515

Expiration of program, when, 338.550

Failure to pay taxes, effect of, 338.540

Forms, contents, determined by director of department, 338.505

# SOCIAL SERVICES, DEPARTMENT OF (CH. 660) — cont'd

# Pharmacy tax program — cont'd

Formula for tax liability, 338.505

Fund created, 338.535

Gross retail prescription receipts, defined, 338.500

Imposition of tax, when, 338.515

License, failure to pay grounds for sanctioning of, 338.540

Licensed pharmacy, defined, 338.500

Medicaid payments, offset against amount due by pharmacies, when, 338.530

Medicaid provider agreements, cancellation or refusal to issue for failure to pay tax, 338.540

Nonseverability clause, 190.840

Notification requirements of tax liability, 338.520, 338.540

Offset permitted against amount due for Medicaid payments, when, 338.530

Quarterly adjustments authorized, 338.520

Records maintained, form, 338.510

Remittance to department of revenue of tax owed, 338.535

Report of gross receipts and information, 338.510 Retail, defined, 338.500

Rulemaking authority, 338.505

Tax imposed, gross retail prescription receipts, 338.500

Tax liability, calculation of, notification requirements, 338.520

Unpaid or delinquent taxes, procedure for collection of, 338,540

# Pregnancy, drugs, alcohol, cigarettes, prenatal and postnatal care

# High risk pregnancies

Confidentiality of report, 191.743

Consent required to inform department of health required, 191.743

Information to be furnished women of available services, 191.743

Physician to make report within seventy-two hours on forms, 191.743

Physicians not to be liable for information, 191.743

See also MENTAL HEALTH, DEPARTMENT

Pregnant women substance abuse program referral, division's duties, 191.731

Pregnant women substance abuse, facilities with public funding, not to refuse to treat due to pregnancy, 191.731

Protective and preventive services to be provided by department, duties, 191.739

Prisoners, cost of care reimbursement to state, assistance for attorney general, duties, 217.839

Privacy, protection of individuals served by health care providers regulated by department, 191.005

Private physicians, attendance by, 191.210

Public aid or assistance funds, recovery from estate of spouse of recipient, procedure, 473.399

#### Public assistance, generally

Appeals for federal supplemental security income benefits, attorney fees paid, when, 208.216

Attorneys' fees to be paid by department for appeals for federal supplemental security income benefits, when, 208.216

Burial lots, not an asset, when, definition, 208.010 Defined, 205.967

Domicile, how valued for eligibility, 208.010

#### **Eligibility**

Burial lots, not an asset, when, definition, 208.010 Funeral trust accounts, not an asset, when,

Income or assets, how determined, 208.010 Institutionalized spouse, diversion of income required, 208.010

Insurance, certain policies not considered asset in determining eligibility, 208.010

Eligibility for certain programs, verification of, third-party contract, 208.065

Fraud, misrepresentation in obtaining, penalty, 205.967

Funeral trust accounts, not an asset, when, 208.010 Home, how valued for eligibility, 208.010

Liens, hospitals, medical benefits paid to recipients, 430.235

Liens, insurance settlements, powers of court, 208.215

Payments from Agent Orange Fund not income in determining, 208.012

Specified relatives, defined, 208.015

Subrogation, certain claim settlements, powers of court, 208.215

TANF benefits, prohibited purchases, where, 208.024

TANF electronic benefit cards, photograph of recipient required, 208.022

TEFRA liens, enforceability, 208.215

Violations in obtaining or continuing to obtain, penalty, 205.967

#### Public assistance, unlawful conduct

Director of department of social services, attorney general, investigative powers, improper disclosure of information, 570.410

Drug screening, TANF recipients, when, 208.027 Grades of offense, how determined, 570.406

Perjury, committed when obtaining public assistance, grades, penalties, 570.408

Telephone hotline, duties, 660.360

Unlawful conversion of public assistance benefits or EBT cards, grades, penalties, 570.402

Unlawful receipt of public assistance benefits or EBT cards, grades, penalties, 570.400

Unlawful transfer of public assistance benefits or EBT cards, grades, penalties, 570.404

Public health and welfare, department of, abolished, powers and duties transferred to social services, 660.010

# SOCIAL SERVICES, DEPARTMENT OF (CH. 660) — cont'd

### **Public health facilities**

Administration of program, powers and duties, 189.025, 189.055

Allocations, director may propose changes, 189.025 Director may require additional data from, when, audits, 189.020

Director to determine local tax effort, proposed allocations, report, 189.025

Expenditure of funds, title to property, 189.055 Hearings, how conducted before director, 189.060 Inspection of facilities designated as approved provider, when, effect, 189.070

Minimum expenditure required of local government, 189.045

Patient eligibility, how determined, requirements, 189.080

Payment for facilities and services, standards for, 189.075

Proposed allocated appropriations, duties of state board of health, 189.030

Records to be maintained, confidentiality, exceptions, 189.085

Report, local tax effort, contents, filing, 189.015 Residence requirements, certain prohibited, 189.050 Rules and regulations, director of department to promulgate, procedure, 189.060

Special need areas and groups, expenditures authorized for, 189.065

QUEST, pilot project, 208.341

Recovery of aid or assistance from estate of deceased recipient, procedure, 473.398

Report, children's mental health services and support plan, submitted to whom, when, 633.033

Residential treatment agency tax credit, 135.1150 Rites of passage program, 208.341

Rulemaking authority for exchange of information with department of health relating to the protection of individuals served by health care providers,

Rules, procedure, 660.017

191.005

Schools, provision of health services, Medicaid provider, services, scope, 167.606

Self-sufficiency program, AFDC, 208.325

#### Shelters for victims of domestic violence

Classification of shelters, 135.550 Director's duties, 135.550

Tax credits, 135.550

Show-Me healthy babies program, eligibility, coverage, report, 208.662

Small businesses, target areas, income tax credit, rulemaking authority, 135.430

SNAP recipients, farmer's market pilot program, 208 018

State board of health, public health facilities proposed allocated appropriations, duties, 189.030

Subrogation, public assistance recipient's claims, settlements, department's rights, role of court, when, 208.215

Subrogation, workers' compensation law, medical assistance, rights of department, 287.266

Supplemental payment fund, 208.170

Supplemental payments, how paid, 208.160

Supplemental program, coordination and

implementation of, 191.813

Tax credit accountability act of 2004, 135.800 to 135.830

Tax credits, special needs children, application to department for qualified agency status, 135.327

## Teachers employed by department

## Members of state employees' retirement system

Authorized, when, 104.342

Election to remain with school retirement system, to be made in writing, 104.342

Failure to make election, 104.342

Remaining with public school retirement entitled to contribution refund, amount, when, 104.342

Social security, service not covered by, effect on retirement, 104.342

Teachers employed by, members of public school retirement system, when, 169.130

Telephones, economy rates for elderly and

handicapped, powers and duties, 660.137 to 660.149

Trafficking, victims of, coordination to evaluate appropriate services, 566.223

Transparency policy, public availability of data, 37.070

Utilicare, assistance for the elderly to pay for heating of household, see UTILICARE

Utilicare, duties, 660.110

Utilities, financial assistance, cooling, see UTILITIES Veterans' home, rules and regulations, approval, 42.100

# Warrants issued by department

Electronic transfer authorized, 208.160

Procedure, 208.160

Signatures of commissioner of administration and state treasurer may authorize department to supply, 208.160

Welfare superintendent, third and fourth class counties, agent of, when, 205.880

Workers' compensation, coverage, 207.070, 207.080 Youth service and conservation corps, allocations, 620.572

#### Youth services, division of

#### Advisory board

Appointment, compensation, expenses, duties, 660.010

Identification to permit access unannounced to facilities, 660.010

Report, content, 660.010

Assignment to department, 660.010

### SOCIAL WELFARE BOARDS

Cities, second and third class, 96.240 to 96.290 Cities, third class, 96.230

#### SOCIAL WELFARE BOARDS — cont'd

#### Counties, second class

Appointment, qualifications, compensation, 205.790

Bonds of employees, 205.800

Class change by county not to affect board, county may retain, 205.770

Creation, powers, 205.770

Duties, 205.830

Employees, 205.780

Organization, officers, 205.800

Police, duty to aid, 205.840

Powers, 205.780

Records, reports, 205.820

Relief, duty to furnish, 205.830

Treasurer, bond, 205.810

Stands, license and regulation, fourth class cities, 94.270

Stands, license and regulation, third class cities, 94.110

## **SOCIAL WORKERS (CH. 337)**

#### Advanced macro social workers

Advanced macro social work, defined, 337.600 Immunity, civil, for providing information to committee, 337.630

#### License

Application, contents, reciprocity, 337.644

Application, fees, form, content, 337.612

Fees, amount, rules, 337.612

Information required, 337.645

Issuance of license, when, 337.645

Lost certificate, replacement, fee, 337.612

Oath required for office, 337.612

Refusal, suspension or revocation of, grounds, procedure, 337.630

Renewal notice, sent by committee, when, 337.612

Requirements for use of title, 337.646

Suspension or revocation of, grounds, procedure, 337.630

Licensed advanced macro social work, defined, 337.600

Privileged communications, exceptions, 337.636, 337.639

Qualified advanced macro supervisor, defined, 337.600

Rulemaking authority, committee, 337.627

# **Baccalaureate social workers**

Application for licensure, contents, 337.662 Certificate to practice independently issued, when, 337.665

Fees, set by committee, 337.662

Immunity, civil, for providing information to committee, 337.630

Information provided at time of application for licensure, 337.665

#### License

Application, fees, form, content, 337.612 Fees, amount, rules, 337.612

Lost certificate, replacement, fee, 337.612

# SOCIAL WORKERS (CH. 337) — cont'd

## Baccalaureate social workers — cont'd

#### License — cont'd

Oath required for office, 337.612

Refusal, suspension or revocation of, grounds, procedure, 337.630

Renewal notice, sent by committee, when, 337.612

Suspension or revocation of, grounds, procedure, 337.630

License required, permitted activities, 337.653 Licensed baccalaureate social worker, defined, 337.600

Privileged communications, exceptions, 337.636, 337.639

Qualified baccalaureate supervisor, defined, 337.600

Reciprocity, when, 337.665

Renewal notices, licenses, 337.662

Replacement certificates provided, when, 337.662

Rulemaking authority, committee, 337.627

Testimony, licensees may be compelled, 337.689 Violations, penalty, 337.683

#### Clinical social workers

Clinical social work, defined, 337.600

Definitions, 337.600

Department, defined, 337.600

Director, defined, 337.600

Division, defined, 337.600

Fund, licensed social workers fund, established, purpose, 337.612

Immunity, civil, for providing information to committee, 337.630

Independent practice, defined, 337.600

Injunctions, grounds, venue, 337.633

# License

Application, fees, form, content, 337.612

Continuing education requirements, 337.618

Exceptions to requirement, 337.603

Expiration, renewal, fee, 337.618

Fees, amount, rules, 337.612

Issuance, when, 337.615

Lost certificate, replacement, fee, 337.612

Oath required for office, 337.612

Qualifications, 337.615

Reciprocity, 337.615

Refusal, suspension or revocation of, grounds, procedure, 337.630

Renewal notice, sent by committee, when, 337.612

Required to practice, exceptions, 337.603

Temporary permits, issued when, 337.621

Suspension or revocation of, grounds, procedure, 337.630

Licensed clinical social worker, defined, 337.600 Practice of clinical social worker, defined, 337.600

### Privileged communications, exceptions, 337.636 Provisional clinical social worker

Definition, 337.600

License, requirements, 337.615

#### SOCIAL WORKERS (CH. 337) - cont'd

#### Clinical social workers — cont'd

#### Provisional clinical social worker — cont'd

Title, use prohibited, 337.603

Qualified clinical supervisor, defined, 337.600

Requirements for use of title, 337.604

Rulemaking authority, committee, 337.627

Venue, violations of law, injunctions, 337.633

Violations of law, criminal penalties, refund fees, injunctions, venue, 337.633

Complaints, disclosure of not required, when, 337.649

Default decision against licensee entered or set aside, when, 324.045

Destruction of documentation, request for, permitted when, 337.649

Diagnosis and treatment of medical conditions not authorized, 346.137

Disciplinary proceedings against persons or entities licensed by professional registration, time limitation to commence action, exceptions, 324.043

Discrimination against in promulgation of rules prohibited, 337.642

Documentation and disciplinary action prohibited, when, 337,649

Driver's license, report that licensee is incompetent, 302.291

Licensure status changes to be reported by licensing body to current employer, 324.014

#### Master social workers

Immunity, civil, for providing information to committee, 337.630

#### License

Application, contents, reciprocity, 337.644

Application, fees, form, content, 337.612

Fees, amount, rules, 337.612

Lost certificate, replacement, fee, 337.612

Oath required for office, 337.612

Refusal, suspension or revocation of, grounds, procedure, 337.630

Renewal notice, sent by committee, when, 337.612

Requirements for use of title, 337.643

Suspension or revocation of, grounds, procedure, 337.630

Licensed master social work, defined, 337.600

Master social work, defined, 337.600

Privileged communications, exceptions, 337.636, 337.639

Rulemaking authority, committee, 337.627

# Peer review committees

Civil liability, immunity, who, when, 537.035

Composition, purpose, 537.035

Defined, 537.035

Information and records, disclosure prohibited, exceptions, 537.035

Testimony before, discovery and admissibility of, limitations on, 537.035

Requirements for use of title, 337.604

#### SOCIAL WORKERS (CH. 337) - cont'd

Social work program, higher education, verification of completion documentation required, 173.1400 Social work program, state committee to develop verification of completion requirements, 337.647

#### State committee for social workers

Expenses of members, reimbursement, compensation, 337.622

Meetings, held when, 337.622

Membership, qualifications, duties, 337.622 Opinions on qualifications, functions or duties, issuance of, 324.023

Removal of members, 337.622

Vacancies filled, 337.622

Title, use prohibited when, 337.603, 337.604

#### **SOCIETIES**

Emblems, duty to file copy, 417.170; penalty, 417.180

Name, misuse prohibited, 417.150 to 417.170; penalty, 417.180

School fraternities and sororities, board may bar, 171.141

#### SODOMY

First degree sodomy, penalty, 566.060

Forcible compulsion includes use of substance without consent that impairs ability to give informed consent, 566.030

Forcible sodomy, persistent sexual offender when, minimum term, 566.125

### **Medical examination**

Consent by minor sufficient, notice to parent or guardian required, 595.220

Costs, paid by state, requirements, 595.220 Evidentiary collection kits, 595.220

HIV testing for AIDS, state to pay costs, when, 191.226

Multiple sentences, terms to run consecutively, 558.026

Murder, first degree, death penalty, aggravating circumstance to be considered by judge or jury, 565.032

Persistent sexual offender, when, extension of term, minimum, 566.125

Predatory sexual offender, term minimum, 566.125 Second degree, penalty, 566.061

Sexual assault prevention, 589.010 to 589.040

# Statutory sodomy

First degree, penalty, 566.062

First degree, persistent sexual offender when, term extension, minimum term, 566.125

Marriage is an affirmative defense, 566.023

Predatory sexual offender, term minimum, 566.125 Second degree, penalty, 566.064

# SOIL AND WATER CONSERVATION DISTRICTS LAW

Areas included need not be contiguous, 278.070

### Board of soil and water district supervisors

Definition, 278.070

Donations, may receive, 278.130

Election, term, vacancy, expenses, 278.110

# SOIL AND WATER CONSERVATION DISTRICTS LAW — cont'd

# Board of soil and water district supervisors — cont'd

Employees, compensation, bonds, 278.110

Limitations on powers, 278.130

Powers and duties, 278.110

Citation of law, 278.060

# Commission, state soil and water districts

Appointment, qualifications, 640.010

Definition, 278.070

Employees, compensation, bonds, 278.080

Hearings, burden of proof on department of natural resources, when, exceptions, 640.012

Members, selection, qualifications, term, expenses,

Powers and duties, 278.080

Regulation of farm products used in soil conservation when sold by districts, 278.135

Regulatory impact report, when required, contents,

notice of report, exceptions, 640.015

Rules, citation of specific section of law, when, rules to be based on regulatory impact report,

Rules, procedure, variance to rules permitted, when, 278.080

Transferred to department of natural resources, 640.010

Watershed districts, duties upon disestablishment, 278,300

Cooperation of districts, authority for, 278.140

County commission, cooperation of, contributions by,

278.145; easements, 49.264

Debts of district, liability for, 278.120

Definition of terms, 278.070

Dissolution of district, procedure, 278.150

Districts organized under old law, title, 278.155

Easements, county commission, 49.264

Establishment of districts, procedure, 278.100

Farm lying in two districts, effect, 278.070

Farm products used in soil conservation, regulation of sale by soil and water districts commission, 278.135

Flood prevention, see Subdistricts, Watershed

Protection And Flood Prevention, this heading

Funds, receipt and administration, 278.080

Land representative, defined, 278.070

Landowner, defined, proxy, 278.070

Local government bodies, cooperation of,

contributions by, 278.145

Name of districts, 278.120

Petition to establish, hearing, 278.100

Powers of districts, generally, 278.120

Referendum, how conducted, 278.090

River basin conservancy districts law, effect, cooperation, 257.320

Soil and water conservation cost-share program, administration of, 278.080, 278.110

Soil and water conservation cost-share program, definition, 278.070

Soil and water conservation district, defined, 278.070

## SOIL AND WATER CONSERVATION DISTRICTS LAW — cont'd

Soil and water district supervisors, defined, 278.070 State soil and water conservation districts, department of natural resources, transfer to, 640.010

Subdistrict, defined, 278.070 Township, defined, 278.070

Townships may join district, procedure, 278.100

Vote of land representative, revealing, penalty, 278,090

## Watershed districts, watershed protection and flood prevention

Acquisition of land, easements, 278.245 Adding land, petition, referendum, 278.259 Annual tax, limit, levy, collection, enforcement,

Appraisers, appointment, powers and duties, 278.280

Area which may be included, 278.170

Bond issue, 278.280 Borrow money, authority to, 278.245

Budget, 278.250

Certificate of organization, recording, 278.220 Certification of detachment from subdistrict, duties of trustees, 278.258

Consolidation, petition, referendum, bonds outstanding, 278.257

Cooperation by other agencies with federal government, effect upon, 278.260

Detachment from subdistrict, when, procedure, 278.258

Disestablishment, procedure, 278.290, 278.300; disposal of property and funds, 278.290

Easements, county commission, 49.264

Election on proposal to form, ballots, 278.240

Eminent domain, majority vote required before use of power, 278.245

Feasibility of formation, determination of, 278.200 Hearing on formation, 278.200

Improvement costs financed by general levy or special assessment, 278.280

Levy and collection of general tax for improvements, 278.280

Levy rate not imposed or imposed for lesser amount, rate, how determined, 278.250

Lying in more than one district, organization and operation, 278.220

Notice of hearing on formation, publication, 278.180, 278.190

Organization tax, levy and collection, 278.250

Petition to organize, 278.170

Procedure, organization, 278.210

Purposes of forming, 278.160

Rate, levy, how determined, 278.250

Referendum on formation, 278.200

Responsibilities, 278.240, 278.300; powers and duties, 278.245

Special assessments for benefits, procedure, 278.280

State commission to be responsible, when, 278.300

## SOIL AND WATER CONSERVATION DISTRICTS LAW — cont'd

## Watershed districts, watershed protection and flood prevention — cont'd

Taxing powers, 278.245

Trustees, election, duties, expenses, 278.240

Watershed protection, see Subdistricts, Watershed Protection And Flood Prevention, this heading

#### **SOIL CONSERVATION (CH. 278)**

See SOIL AND WATER CONSERVATION DISTRICTS LAW

## SOLAR ENERGY

#### Easements

Instruments must include, 442.012

Prescription, not possible to acquire by, 442.012

Written and recording requirements, 442.012

Eminent domain not to be used to obtain property right, 442.012

Motor vehicles, assembly by educational institutions, licensing, fees, exemption from inspections, operation restrictions, 301.800

Property right, right to utilize, 442.012

### SOLDIERS AND SAILORS

See VETERANS

## **SOLDIERS' HOME (CH. 212)**

See VETERANS' HOME

#### SOLICITATION

Attorney general, powers and duties, 407.040 to 407.472

Bribes, see BRIBERY

#### Charities

Acts declared unlawful, penalty, 407.020

Amendments to original registration, 407.462

Answer, orders prohibiting certain acts, 407.095 Assets, distribution of, when, jurisdiction, 407.105

Assurance of voluntary compliance, filing, approval, 407.030

Attorney general, powers and duties, 407.020, 407.030

Charitable funds, misuse, powers and duties of attorney general, 407.472

Civil claims, not barred, 407.120, 407.478

Concealing, withholding or destroying documentary material, penalty, 407.080

Definitions, 407.453

Demand for production of evidence, contents, service, 407.040, 407.472

Distribution of assets, when, jurisdiction, 407.105

Documents, register maintained by attorney general, public inspection, exceptions, 407.459

Evidence disclosure to sister states, U.S. or law enforcement agencies, 407.060

Fees, registration, 407.462, 407.466

Fund, merchandising practices revolving fund established, funding, administration, purpose, 407,140

Fund-raisers, disclosures to contributors, 407.469 Fund-raisers, registration, required, manner, form, fee, 407.466

### SOLICITATION — cont'd

#### Charities — cont'd

Injunction, action to obtain, relief, venue, 407.100, 407.472

Inspection of documentary evidence, 407.040 Inspection or copying of documentary evidence, 407.060

Investigation, powers of attorney general, 407.040, 407.472

Jurisdiction, attorney general, orders, 407.095 Jurisdiction, distribution of assets, 407.105 Notice, orders prohibiting certain acts, answer when, 407.095

## Orders, attorney general

Notice, answer when, expiration of order, 407.095 Penalty for violation, 407.095

Prohibition of certain acts, 407.095

Production of documentary evidence, 407.040 Receiver, appointment of, when authorized, 407.100

Register of documents, maintained by attorney general, public inspection, exceptions, 407.459

## Registration

Amendments to initial filing, 407.462

Fees, 407.462, 407.466

Filing, manner, fee, 407.462

Fund-raisers, manner, form, fee, 407.466 Reports, required when, form, oath, fee, 407.462

Required, when, exceptions, 407.456

#### Reports

Contents, 407.469

Disclosure of marketing expenses required, 407.469

Oath, fee, 407.462

Required when, form, 407.462

Restitution account payable to injured parties but interest earned goes to general revenue, 407.100

Restitution, when, 407.100

Return date, petition to extend, 407.070

Rules and regulations, authority, suspension, reinstatement, 407.145

Service of demand for production of evidence, 407.040, 407.472

Service of orders prohibiting certain acts, 407.095 Temporary restraining orders, when, 407.100

Venue, petition to extend, return date, 407.070

Violation, orders of attorney general, penalty, 407.095

Voluntary assurance of compliance, violation, penalty, 407.030

Telephone calls for donations, required disclosures, 407.1090

Venue, criminal actions, 407.020

Venue, voluntary compliance, violation, 407.030

#### SOLID WASTE DISPOSAL

Acquisition of land and facilities, authorized, 260.215 Administrative and judicial review, when, 260.235 Annexation of area by city, notice to private entities, when, contract, duration, terms, 260.247

#### SOLID WASTE DISPOSAL — cont'd

#### Autopsy, disposal of infectious waste

Duties, 260.203

Infectious waste, defined, 260.360

Penalties for violation, 260.425

#### Ratteries

Alkaline-manganese battery, certain mercury content sale restriction, effective 1-1-97, violation, penalty, 260.267

Defined, 260.200

Department, duties of, 260.264

## Lead-acid battery

Defined, 260.200

Disposal of restricted, 260.250, 260.260

Notice to purchasers required, content, 260.262

Penalty, improper disposal, 260.260

Retailer's duties, written notice, content, 260.262

Sales, notice to purchaser, contents, 260.262

Storage, requirements, limitations, 260.266

Wholesalers, duties, 260.266

### Nonbutton cell mercuric-oxide

Recycling or proper disposal, manufacturer's duty to inform, 260.267

Sales restriction, manufacturer's duties, violation, penalty, 260.267

Restrictions on sales of certain batteries after 1-1-97, penalty, 260.267

Sales restrictions on certain batteries, penalty, 260.267

Buffer zone, commercial solid waste processing facility, how determined, 260.243

Building permits, notice of demolition waste disposal, required, form, 260.210

Cease and desist order, department may issue, when, 260.210

Cities, expansion of services or annexation, notice to private entities, when, contract with private entities, duration, terms, 260.247

### Closure of facilities

Financial assurance instrument required, release of, when, exceptions, 260.226

Notice, when, 260.226

Plan to be submitted, contents, 260.226

## Closure plan

Defined, 260.200

Failure to implement, forfeiture of collateral, when, 260.228

Waste tire sites, contents, 260.275

Collection and disposal, cities and counties to provide, 260.215

Commercial motor vehicles, local, extended operational limit, 301.031

Commercial solid waste processing facility, buffer zone required, 260.243

Construction and demolition waste, personal penalties, 260.211

Contract for services authorized, 260.215

Contracts, prohibited parties due to prior convictions, when, 260.208

#### Corrective action plan

Approval or disapproval by department, granted, when, 260.227

Compliance to be verified and certified by the department, 260.352

Extension of period of corrective action, when, 260.227

Failure to implement, forfeiture of collateral when, civil action, when, 260.228

Financial assurance, provided to department, released, when, 260.227

Inspection duties of department, 260.227

Submission of plan required, when, 260.227

Counties and cities, exemptions, 260.215; service charges, how stated, 260.215

Criminal disposition of, penalties, 260.212

Definitions, 260.200

Demolition landfill, leachate collection, not required, when, 260.205

### **Demolition** waste

Criminal disposition of, penalties, 260.211 Disposal of, requirements, 260.210

Yard waste may be accepted from illegal program, Kansas City, 260.210

Denial or revocation of permit, 260.205, 260.235 Deposit in receptacle of another, prohibition, penalty, 260.216

Disclosure statement, required when, contents, purpose, 260.205

Expansion of services, cities to provide notice to private entities, when, contract duration, terms, 260.247

#### Fees

Landfill, amount, deposit in the solid waste management fund, 260.330

New tires sold, use of moneys, termination, 260.273

Fly ash, exception from solid waste permitting requirements, certain counties, 260.242

Free disposal days permitted, notice, 260.330

## Fund, solid waste management

Created, purpose, 260.330

Distribution of funds, use, 260.335

Infectious waste delivery fees credited to, when,

Landfill fees to be deposited in fund, 260.330 Groundwater, chemical analysis required, 260.205 Highway projects, use of recycled waste tires encouraged, 260.270

## Hospitals, disposal of infectious waste

Definition, 260.360

Department of health, powers and duties to regulate, 260.203

Generator, defined, 260.360

Injunction, 260.425

Prohibited act, placing in solid waste disposal area, exception, 260.203

Rules and regulations authorized as to disposal, 260.203

Transporting, requirements, 260.203

#### SOLID WASTE DISPOSAL — cont'd

## Hospitals, disposal of infectious waste — cont'd

Treatment by autoclaving, incineration, chemical sterilization, or other methods, 260.203

Violations, penalties, 260.425

Waste, defined, 260.360

### Infectious waste

Defined, 260.200

Disposal of, proper method, violation, penalty,

Hospitals, department of health to regulate, how, registration, process, 260.203

Inspection fee, amount, use of, refunds, when, 260.203

Operational plan, 260.203

Permit not to be issued, when, 260.204

Permit required, exceptions, 260.203

Severability clause, exceptions to, 260.371

Transportation of, how, exception, 260.203

Transporter, generator, fee on delivery to waste facility, exception, 260.203

Treatment of, 260.203

Injunction action authorized, when, violations, injunction authorized, 260.230

Injunction, when, performance bond required, forfeited, when, 260.235

Investigations by department, authorized, 260.210 Land, acquisition authorized, 260.215

#### Landfill fee

Amount of fee, purpose, how calculated, 260.330 Counties of third classification, collection, payment, transmitted, 260,831

Deposit into solid waste management fund, 260.330

## Landfill fee, counties of second, third, and fourth classification

Authorization, approval, limitations, 260.830 Collection, payment, transmitted, 260.831

Landfill, disclosure of prior to sale of property, required, how, 260.213

Leachate collection and removal systems, required when, 260.205

Liability on lenders-owners for precedent environmental conditions, state preemption of legislation, 427.041

Licenses granted by department must be in compliance with local area's zoning, building and health codes, ordinances, compliance, when, 260.003 Limiting competition, conviction of, permittee to notify department, when, penalty, 260.207

## Major appliance

Defined, 260.200

Disposal of restricted, 260.250, 260.260

## Manufacturer responsibility and consumer convenience equipment collection and recovery

Applicability of act, exceptions, 260.1059 Audits and investigations by department of natural resources permitted, 260.1074 Brand, defined, 260.1053

# Manufacturer responsibility and consumer convenience equipment collection and recovery act — cont'd

Compliance with federal, state and local authorities required, 260.1089

Computer materials, defined, 260.1053

Definitions, 260.1053

Educate consumers, department of natural

resources, 260.1071

Enforcement of act, 260.1074

Equipment, defined, 260.1053

Established, 260.1050

Federal law may preempt act, when, 260.1092

Fees not authorized, when, 260.1083

Financial and proprietary information not a public record, 260.1077

Information on computer materials, immunity from liability, when, 260.1068

Internet site required, contents of site, 260.1071

Label for sale of new equipment required, 260.1065

Mandatory standards provided by Electronics

Recycling Operating Practices, department of natural resources, rulemaking authority, 260.1089

Penalties assessed, when, 260,1074

Report to legislative committees, when, 260.1080

Rulemaking authority, department of natural resources, 260.1101

Sale of equipment, recovery plan required, contents, use of existing infrastructure permitted, report required, 260.1062

Subaccount created, 260.1074

Warning notices, 260.1074

#### Motor oil

Defined, 260.200

## Household consumer used motor oil

Commercial operations oil not accepted at collection centers, 260.253

Education programs handling of motor oil by public, department's duties, 260.253

Grants to establish and promote collection systems, 260.253

Rules authorized, 260.253

Sign to be used by retailers of motor oil developed by department on recycling and disposal, 260.253

Technical assistance on collecting by department, 260.253

Telephone, toll free, for information, locations of collection centers, 260.253

## Natural resources, department of

Application, duties, 260.205

Applications for permits, duties, 260.205 Approval or denial of application, when, 260.205 Batteries, distribution of notices to retailers, 260.264

Bids by whom on resource recovery and nuisance abatement, contracts, content, 260.276

Costs of investigation and evaluation to be paid by applicant, limitation on amount, 260.205

#### SOLID WASTE DISPOSAL — cont'd

### Natural resources, department of - cont'd

Denial of permit for conviction of violation of land use ordinances, when, 260.205

Denial of permit, required when, reinstatement, 260.207

Disclosure statement, required, 260.205

Duties, generally, 260.225

Easement to department to enter premises, 260.205

Failure to approve or deny application within time

limit, action in court to an order for cause, 260.205

## Household consumer used motor oil

Education programs handling of motor oil by public, department's duties, 260.253

Grants to establish or promote collection systems, eligibility requirements, 260.254

Rules authorized, 260.254

Sign to be used by retailers of motor oil developed by department on recycling and disposal, 260.253

Technical assistance on collecting by department, 260.253

Telephone, toll free, for information, locations of collection centers, 260.253

Institution of action for injunction or compliance, 260.230

Investigations, power to conduct, how, 260.210 Licenses granted by department must be in compliance with local area's zoning, building and health codes, ordinances, compliance, when, 260.003

Licensing and managing, duties of department of health transferred to department of natural resources, 640.010

Permit, denial of required, when, reinstatement, 260.207

Permits granted by department must be in compliance with local area's zoning, building and health codes, ordinances, compliance, when, 260.003

Plans, to approve, 260.220

Revocation or suspension of permit, authority, 260.205

Suspension, revocation or modification of plans, powers of department, 260.206

Technical assistance, authorized to provide,

Transportation, weight restrictions of trucks and tractor-trailers, 304.184

## Waste and scrap tires

Closure plans, sites, approval of plans, 260.275 Duties of department, 260.270

Financial assurance instrument, amount, how calculated, 260.275

Investigations of sites, may conduct, 260.270

## Performance bond or letter of credit for transporter of tires

Cessation of requirement for, when, 260.278 Conditions covered by bond or letter of credit, 260.278

Natural resources, department of — cont'd Waste and scrap tires — cont'd

## Performance bond or letter of credit for transporter of tires — cont'd

Forfeiture of, when, procedure, money deposited where, 260.278

Required, when, 260.278

Removal, preference and bonus points for contracts, when, 260.279

Resource recovery activity, authorized, when, 260 276

Rules and regulations, promulgation of, 260.270 Parks and game refuge not to discard garbage or waste on land or water, 252.045

#### Penalties

## Administrative penalties for violation

Amount to be determined by rules, 260.249 Appeal, effect, 260.249

Civil action also brought, when, 260.249

Civil action to be precluded by administrative penalty for same violation, exception, 260.249

Deposit of penalty in general revenue, 260.249 Judicial review, when, 260.249

Minor violations, defined, not imposed for, 260.249

Payment due, when, 260.249

Surcharge authorized for failure to pay, due when, 260.249

Time limitation on assessing violation, 260.249 Trial de novo in jurisdiction of violation, when, 260.249

Civil action may be brought, not precluded by administrative penalty, when, 260.249

Deposit in receptacle of another without permission, 260.216

Injunction, when, 260.230

## Permit for construction

Approval of site, due when, 260.205

Approval or denial of application, when, 260.205 Compliance with all local planning and zoning requirements, 260.205

Costs of investigation and evaluation to be paid by applicant, limitation on amount, 260.205

Easement to department to enter premises, 260.205 Failure to approve or deny application within time limit, action in court to an order for cause, 260.205 Fee of applicant, 260.205

Financial responsibility filed with application, requirements, 260.205

Notice to contiguous real property owners and those within 1000 feet, 260.205

Notice to public, publication and certified mail to governing body, county or city, 260.205

Plan submitted to department, content, approval or disapproval, when, 260.205

Preliminary site investigation and approval by department, 260.205; not required for certain counties, 260.214

Public involvement activity, notice, 260.205

#### SOLID WASTE DISPOSAL — cont'd

## Permit for construction — cont'd Permit to operate facility

Application fee, 260.205

Application for procedure, 260.205

Denial of permit for conviction of violation of land use ordinances, when, 260.205

Denied for violation of environmental laws, state and federal, 260.207

Denied, prior convictions, when, reinstatement, 260.207

Direction of facility to be under certified solid waste technician, 260,205

Disclosure statement to be filed, 260.205

Easement for department of natural resources, purpose, 260.205

Exception to requirements, 260.205

Financial responsibility, evidence of, 260.205

Fly ash, exception from solid waste permitting requirements, certain counties, 260.242

Issuance, 260.205

Limiting competition, conviction of, notice to department required, penalty, 260.207

Notice to public, when, how, 260.205

Public involvement activity, notice, 260,205

Refusal to issue, when, 260.241

Required, 260.205

Revocation, subject to, 260.205

Suspension or revocation, procedure, 260.205

Suspension, revocation or modification of plans, powers of department, 260.206

Transfer, procedure, 260.205

Violations of environmental statutes, states or federal, to be included in disclosure statement, 260.205

Permits granted by department must be in compliance with local area's zoning, building and health codes, ordinances, compliance, when, 260.003

### Plan, solid waste management

Model plan, department to prepare, 260.225 Recycling of certain materials, to be addressed, 260.250

Plans, submission, contents, 260.220

## Plastic

Exemption from labeling requirements, rules and regulations, 260.281

Label required for containers coded, content, form, exempt products, 260.281

Label, defined, 260.281

Labeling violation, penalty, effective, when, 260.281

Plastic bottle, defined, 260.281

Plastic container, defined, 260.280, 260.281

Plastic rings or holding device must be

biodegradable within two years, violations, penalty, 260.280

Plastic, defined, 260.281

Rigid plastic container, defined, 260.281

Political subdivisions, power to contract with state for, 260.095

#### Polystyrene foam products

Food or beverage containers wrapped in foam prohibited, penalty, effective, when, 643.400

Products made from ozone depleting chemicals, sale or distribution prohibited, penalty, effective, when, 643.400

Sale or distribution prohibited, penalty, effective, when, 643.400

### Postclosure of facilities

Compliance with corrective action plan to be verified and certified by the department, 260.352 Failure to implement, forfeiture of collateral, when,

Financial assurance instrument required, 260.227 Plan to be submitted, contents, 260.227

Prohibited acts, exceptions, 260.210

Property, use of property subject to zoning ordinances, when, 260.209

Quality of assurance and quality control oversight of inspection, requirements, duties of owner or operator, 260.206

Radioactive waste low-level midwest interstate compact, see RADIOACTIVE WASTE LOW-LEVEL MIDWEST INTEREST COMPACT

Receptacle of another, unauthorized use prohibited, penalty, 260.216

## Recycling and waste reduction program, state

Agency offices outside Jefferson City, program, 34.032

Colleges and state universities program, collection of paper, aluminum cans, 34.032

Sale proceeds, how used, utilicare to benefit, when, 34.032

Utilicare to benefit from sale proceeds, when, 34.032

Recycling, promotion of, commerce and industrial development, division of, 625.025

Resource recovery, promotion of, duties of department of natural resources, 260.225

## Rules and regulations

Cities and counties, 260.215

Filed with joint committee on administrative rules, secretary of state, when, 260.225

Natural resources, department of, 260.225

Resource recovery, promotion of, 260.225

Rulemaking authority, 260.225

Scrap tires, department shall promulgate, 260.270 Sale of property, disclosure of landfill required, how, 260.213

Search warrant, violation of law, obtained how, 260.210

Service charge, authorized, 260.215

Severability clause, exceptions to, 260.371

Severability of provisions, 260.236

Sewer districts, common, may petition to operate facilities, 260.215

#### Solid waste advisory board

Allocation of moneys, 260.335

#### SOLID WASTE DISPOSAL — cont'd

## Solid waste advisory board — cont'd

Members, qualifications, meetings, powers and duties, 260.345

Removal of board member for failure to attend meetings, when, 260.345

Reports, 260.345

## Solid waste management districts

Boundaries, limitations, 260.305

Contractual authority, 260.310

Council, members, terms, meetings, powers, 260.315

Creation, procedures, boundaries, voters may petition for formation, 260,305

District, defined, 260.200

#### **Executive board**

Audits required, when, 260.325

Funds for cities, counties and districts, solid waste management plans, 260.325

Grants, familial relationships with board members not a disqualifier, 260.324

Meetings, selection of officers, 260.320

Persons ineligible, 260.320

Plan, submitted to department, content,

procedures, 260.325

Powers, duties, 260.320

Selection of, terms, 260.315

Voting restrictions, 260.324

Funds for cities, counties and districts, solid waste management plans, 260.325

Grants, familial relationships with board members not a disqualifier, 260.324

Joining district, effective when, 260.305

Petition to establish, procedures, 260.305

Regions, county may apply for change of, procedure, allowed, when, 260.305

Regions, division of state into, how, purpose, 260.300

Solid waste management plans, model, department to prepare, contents, 260.225

Solid waste technicians, direct operation of facilities, exception, 260.205

## Surgical waste disposal if contaminated

Duties, 260.203

Infectious waste, defined, 260.360 Penalties for violations, 260.425

Authorized, amount, 260.215

Election, procedure, 260.245

Form of ballot, 260.245

Transfer station, fee, amount, purpose, 260.330

Trash removal, cities, 71.285

Utility waste landfill, leachate collection, not

required, when, 260.205

Violation of act, 260.240

## Waste and scrap tires

Auto dismantlers, soil erosion abatement, storage or use allowed, how, 260.270

Bids by whom on resource recovery and nuisance abatement, contracts, content, 260.276

#### Waste and scrap tires — cont'd

Closure plans, sites, contents, approval by director, 260.275

Coal fired electric generating facility not a site, when, 260.275

Defined, 260.200

Department, duties of, 260.270

Fee, new tires sold, amount, collection, use, termination, 260.273

Financial assurance instrument, amount, how calculated, 260.275

Highway projects, use of recycled materials encouraged, 260.270

Illegal disposal, penalty, 260.270

In-state private entity, disposal permitted, when, 260.269

Investigations, department may conduct, 260.270 Nonprofit organizations, eligible for cleanup reimbursement, when, 260.276

## Performance bond or letter of credit for transporter of tires

Cessation of requirement for, when, 260.278 Conditions covered by bond or letter of credit, 260.278

Forfeiture of, when, procedure, money deposited where, 260.278

Required, when, 260.278

Permit fees, how established, 260.270

Prohibited activities, 260.270

Removal, preference and bonus points for contracts, when, 260.279

Resource recovery activity, department may conduct, costs, civil action authorized, 260.276 Rules and regulations, department to promulgate, 260.270

### Site owners

Civil action, clean up costs, authorized against, 260.276

Closure plan, contents, duties, financial assurance instrument, purpose, 260.275

Duty to inform department, 260.270

Financial assurance instruments, amount, how calculated, 260.275

Hauling without permit, requirements, 260.270 Inventory may be reduced, when, 260.270

Inventory of unprocessed scrap tires on site or end-user facility, limitation, 260.270

No new sites for scrap tires permitted when, exception, 260.270

Sales of new, used or remanufactured tires retail, may accept used tires, fee limitation, 260.270 Scrap tire hauler permitted by department to be used to transport, 260.270

Use as sanitary landfill cover, when, 260.272 Violations, prosecution by prosecutors or circuit attorneys, 260.270

Waste oil, disposal of restricted, 260.250

## Waste to energy facility

Definitions, 260.800

#### SOLID WASTE DISPOSAL — cont'd

### Waste to energy facility - cont'd

Electricity generated, electrical supplier to purchase, when, 260.805

Interconnection charges, extraordinary costs, payable by governing body, maximum amount, 260.810

Revenue loss to electrical supplier, recovery, public service commission, 260.815

#### Yard waste

Defined, 260.200

Disposal of restricted, exceptions, 260.250

Yard waste may be accepted from illegal program, Kansas City, 260.210

Zoning ordinances, use of certain properties subject to, 260.209

### SOLID WASTE MANAGEMENT DISTRICTS

Audit authorized by state auditor, when,

reimbursement, 29.380

Boundaries, limitations, 260.305

Contractual authority, 260.310

Council, members, terms, meetings, powers, 260.315 Creation, procedures, boundaries, voters may petition for formation, 260.305

Defined, 260.200

#### **Executive board**

Audits required, when, 260.325

Funds for cities, counties and districts, solid waste management plans, 260.325

Grants, familial relationships with board members not a disqualifier, 260.324

Meetings, selection of officers, 260.320

Persons ineligible, 260.320

Plan, submitted to department, content, procedures, 260.325

Powers, duties, 260.320

Selection of, terms, 260.315

Voting restrictions, 260.324

Fund, solid waste management, allocation of moneys to districts, 260.335

Grants, criteria, requirements, 260.335

Grants, familial relationships with board members not a disqualifier, 260.324

Petition to establish, procedures, 260.305

Property outside district, subject to zoning ordinances, when, 260.209

Regions, county may apply for change of, procedure, allowed, when, 260.302

Regions, division of state into, how, purpose, 260.300 Zoning district, effective when, 260.305

## SOUND RECORDINGS

Intellectual property, misappropriation of, penalty, 570.225

Recording, unauthorized, prohibited, 570.225

#### **SOVEREIGN IMMUNITY**

Amounts applicable, when, 537.615

Apportionment of recovery, when, how, 537.610

Community service work, supervision of, immunity when, 537.602

#### SOVEREIGN IMMUNITY — cont'd

County commission, control of noxious weeds, 263.200

Dry-cleaning facilities, corrective actions by state, soverign immunity applicable, 260.930

#### **Exceptions**

Kansas City transportation district authority, when, 537.600

Missouri-Illinois metropolitan development agency, certain proprietary functions, 537.600

Motor vehicles and motorized vehicles driven by state employees, 537.600

Multistate compact agency, when, 537.600

Public property, dangerous condition, 537.600 Roads and highways, dangerous defect or design, bar to recover, 537.600

St. Louis bi-state transit authority, certain proprietary functions, 537.600

Waiver of sovereign immunity absolute, when, 537.600

Insurance, three or more political subdivisions may form entity to insure for liability, certain housing or other purposes, 537.620

Kansas and Missouri metropolitan culture district compact, 70.503

Kansas and Missouri regional investment district compact, commissioners, 70.525

Law in effect, exceptions, waived when, 537.600

## Liability insurance for exceptions

Amendments to articles, bylaws, filed when, 537.640

Amounts applicable, when, 537.615

Corporation, entity to be treated as, may pay dividends, when, 537.635

Coverage, maximum, 537.610

Director to take charge, when, 537.645

Examination by director, 537.640

License issued and articles approved by, 537.630

Premium tax, not required, 537.650

Purchased by whom, 537.610

Renewal fee, amount, due when, 537.640

Report filed, where, when, 537.640

Rules and regulations promulgated by, 537.640 Waiver of sovereign immunity not affected by, 537.600

Liability limitation, 537.610

Multiple claimants, apportionment of recovery, 537.610

Multistate compact agencies, sovereign immunity not applicable, when, 537.600

Multistate compacts, actions against, court holding that claim barred by immunity, right to refile, when, 537,600

Noxious weed control areas, agents of, 263.456 Political subdivisions may provide all insurance for members by forming insurance entity, procedure,

Public entity, defined, to include multistate compact agency, 537.600

### SOVEREIGN IMMUNITY — cont'd

Punitive damages or exemplary damages not allowed, 537,610

State legal expense fund law, not to broaden state's liability, 105.726

State legal expense fund, amount of coverage, limitation, 105.711

Workers' compensation exempt from coverage limitation, 537.610

### SPANKING OF SCHOOL CHILDREN

See EDUCATION; SCHOOLS AND SCHOOL DISTRICTS; STUDENTS

#### **SPEAKER**

See GENERAL ASSEMBLY

#### SPECIAL ASSESSMENTS

Adoption of charter by city, effect on liens or rights, 82,080

Cities generally (CH. 88)

Cities of third, fourth class, special charter, and towns and villages, 88.812 to 88.838, 88.846 to 88.861

Cities, towns and villages, public works, procedure, 88.811 to 88.822

Drainage districts, see DRAINAGE DISTRICTS Improvements, certain cities, towns and villages, 88.811, 88.812

Invalid, procedure for reassessment, 88.107 to 88.127

Neighborhood improvement districts, 67.455

Notice of, to nonresident property owners, 67.800 to 67.860

Off-street parking facilities, benefit districts, 88.950

Parking facilities, St. Louis may finance by, 82.480

Railroad property for public improvements, 88.100

Rapid transfer improvement, St. Louis city, provision for, 91.810

Reassessment when original void, 88.110 to 88.123

School property subject to, when, 177.021

Sewer districts, 249.440, 249.520, 249.640

Sewers and flood control purposes, cities over 100,000, 70.350, 70.360

#### Sidewalks

Cities less than 30,000, 88.890

Second class counties, 231.420

Unincorporated towns, first class counties, 231.380 Soil and water conservation watershed districts,

278.280 Street grade changes, 88.080

Tax bills, release of, proof of payment, 88.103

Toll bridges, bonds to purchase, 234.120

Towns and villages, see TOWNS AND VILLAGES Transportation development districts, allowed when, 238.230

## SPECIAL BUSINESS DISTRICTS

See BUSINESS DISTRICTS, SPECIAL

## SPECIAL EDUCATIONAL SERVICES

Advisory committees to be appointed, 162.690 Age of child, special education begins, when, 162.700 Ages three and four, special services, funding, 162.700

## SPECIAL EDUCATIONAL SERVICES — cont'd

#### **Assessment System**

Advisory panel to develop alternate assessments, 160.518

Alternate assessment permitted, 160.518

National Assessment of Education Progress Exam, alignment with, 160.518

No Child Left Behind Act, compliance with, 160.518

State board of education, duties, 160.518

Assignment of child, special programs, periodic reevaluation, 162.685

Assignment of handicapped children among districts, how determined, 162,705

#### At risk students

Alternative education programs, 167.270

Application for support services, 167.280

Parent education, pregnant teens, teen mothers, at risk families, 167.273

Pregnant teens, teen mothers, at risk families, program of parent education, 167.273

Specialized courses of instruction, 167.270

Support services, 167.280

Teens, pregnant, and teen mothers, specialized courses of instruction, 167.270

#### **Blind students**

Education of, regulation and requirements, 167.225 Readers for, how compensated, 178.180; when, 178.160

Blind, Missouri school for, 162.730

## Blindness skills specialist

Annual study by division of special education, report to general assembly, when, contents, 162.1136

Blindness skills specialist fund created, administration, use of, 162.1142

Braille, defined, 162.1130

Duties, 162.1133

Fund created, 162.1142

Program established, specialist provided at regional professional development centers, 162.1133

Referral service developed by division of special education, rehabilitation services, 162.1136

Regional professional development centers, specialist provided, 162.1133

Rehabilitation services, requirements, 162.1139

Task force established, members, duties, 162.1133 Teacher assistant for the blind, defined, 162.1130

Braille educational materials, public schools, preference given to vendors who distribute, 170.132 Braille, instruction in, 167.225

## Child care program

167.260

Rules and regulations, guidelines, 167.298
Costs of contractual arrangement for special educational service, how paid, state aid, 162.705
Deaf, Missouri school for, 162.730
Definitions, 162.675
Denial of services, prohibited, 162.680
Developmentally delayed, ages three and four,

#### SPECIAL EDUCATIONAL SERVICES — cont'd

Disabled children to attend regular school whenever practicable, 162.680

Dissolution of St. Louis district, consequences, 168.232

Drug free schools act, 161.500 et seq.

Early childhood special education, preference given to certain students, when, 162.700

Educational materials, public schools, preference given to vendors who make Braille materials available, 170.132

Employees of state schools for blind, deaf or disabled not to have interest in school property, penalty, 162.810

Evaluation of handicapped, board to make regulations, 162.685

Expense of disabled child in state institution, district of residence to pay, amount, 162.740

Facilities and supplies for, standards, 162.715

Funds donated to schools for deaf, handicapped or blind, how handled, 162.790

## Gifted children

Defined, 162.675

Special programs, may establish for, 162.720

## Handicapped children, attending private, parochial, parish or home schools

District to provide, special educational services, when, 162.996

State aid, how calculated, 162.996

Transportation not required, 162.996

Hearings, see also EXCEPTIONAL CHILDREN, EDUCATION OF

High school postsecondary course options, 167.223 Parochial, parish, private or home school children, special education services, state aid, how calculated, 162.996

Policy, statement of, 162.670

Professional personnel employed in, qualifications, regulations by state board, 162.715

Public hearings required, when, purposes, 162.685 Reading intervention plans, grades kindergarten through three, 167.268

Remedial reading provided, when, 162.700

School counselors, certain grades, 167.265

School districts may contract for, when, with whom, restrictions, 162.705

Severely disabled, special programs for, 162.730 Special educational programs, standards, establishment, 162.685

# Special school districts for education and training of handicapped children

Assignment may be changed by court order, when, 162.955

Authorized, 162.815; area which may be included, 162.830

### **Board of education**

Candidate to file, qualifications, 162.860, 162.865, 162.870

Membership, seven-members, powers and duties, 162.855, 162.915

## SPECIAL EDUCATIONAL SERVICES — cont'd Special school districts for education and training of handicapped children — cont'd

### Board of education - cont'd

Special school district with a population of more than 100,000, membership, powers and duties, 162,857

Candidate for original board, qualifications, filing, 162.860

Change of assignment, court order authorized, when, 162.955

Change of child's assignment, consent required, 162.955

Child, eligibility for programs, 162.885

Cooperative activities authorized, 162.905

Diagnostic reports, notice to parent or guardian, assignment of child, 162.945

Effect on preexisting special districts, 162.820 Election of board, certification procedure, 162.870 Eminent domain, power of, 162.915

Exclusive responsibility for schools and classes, when, 162.890

Interim placement, 162.955

Political subdivision, powers, 162.875

Procedure to establish, 162.825

# Review, child's diagnosis, assignment or denial of assignment

Administrative hearing commissioners, training on special education required, when, 621.253

### Appeal

From original review, procedure, 162.961 Hearing, law utilized, 162.958, 162.959 Mediation, law utilized, procedure, 162.958, 162.950

Report of decision furnished to certain persons, 162.961

Appeal, procedure, 162.962

Cost of proceedings, paid how, 162.963

Decision, appeal, procedure, 162.962

Educational due process fund established, purpose, 621.255

Hearing, law utilized, 162.958, 162.959

Mediation, law utilized, procedure, 162.958, 162.959

Parents and guardians may be represented by an attorney, 162.963

Procedure for original review conducted how, when, duties, 162.961

Records of all proceedings, to be kept, exception, 162.963

Report, access to, 162.961

### **Resolution conference**

Hearing, procedure, 162.963

State board, duties, 162.963

Waiver of hearing, effect, 162.961

Witnesses, right to cross-examine, 162.963

Schools, established when, 162.880

## Special school districts with a population of less than 100,000

Board election, 162.910

#### SPECIAL EDUCATIONAL SERVICES — cont'd

Special school districts for education and training of handicapped children — cont'd

Special school districts with a population of less than 100,000 — cont'd

Certification, 162.910

Election results, how determined, 162.910

## Special school districts with a population of more than 100,000

#### Board

Election of board, certification of results, 162.910

Financial interest statement to be filed by board, 162.859

Powers and duties, 162.857

Qualifications, terms, 162.867

## Governing council of special school district

Election of members, 162.856

Powers and duties, 162.856

Parental advisory committee, appointment, powers, duties, 162.858

Public review committee, appointment, powers, duties, 162.858

Redistricting committee, 162.867

State aid, 162.930, 162.935, 162.974

Transportation to be provided, state aid for, 162.900 Tuition, when required, 162.940

Vocational education to be provided, 162.895

Special services to be provided, when, diagnostic report obtained, how, 162.700

#### State aid

Division of youth services, payment by district of domicile of child, amount, 163,073

Handicapped children who attend private, parochial, parish or home schools, district entitled

Handicapped children, special programs funding, definitions, 163.011

Operating levy for school purposes, defined, 163.011

to aid, how calculated, 162.996

Parochial, parish, private or home school children, special education services, state aid, how calculated, 162.996

Prerequisites for, 162.715

Transportation of handicapped children, 163.161 Youth services, division of, educational services, payment by district of domicile of child, amount, 163.073

#### State board of education

Schools for blind, deaf, and severely disabled, duties, 162.730

Transportation for disabled students, when, 162.755

## State schools for blind and deaf

Advisory boards, how appointed, term, duties, powers, 162.795; compensation of members, 162.800

Appointment of all personnel by state board, compensation, 162.765

### SPECIAL EDUCATIONAL SERVICES — cont'd

### State schools for blind and deaf — cont'd

Eye examinations required for students at school for blind, medical treatment authorized, when, 162.775

Superintendents to report to state board of education, 162.770

State schools for the handicapped, advisory committees for, appointment, duties, 162.805 Summer school programs, attendance outside of

district, funding, 167.227

## Surrogate parents

Appointed, when, 162.997, 162.998

Definitions, 162.997

Duties of surrogates, 162.999

Evaluation by board, when, 162.999

Expenses, reimbursed when, 162.999

Immunity from civil suits, exceptions, 162.999

List, maintained by state board of education, 162.997

Need, how determined, notice to board, documentation required, 162.998

Qualifications, 162.999

Rights of surrogates, 162.999

Rulemaking authority for state board of education, 162 999

State board of education, duties, 162.997 to 162.999

Successor appointed, when, 162.999 Training requirements, 162.999

Textbooks and educational materials, purchasing, preference given to vendors who distribute in Braille or electronic version, 170.132

## Transition (leaving school setting), interagency council

Chairperson, how selected, 162.1000

Created, purposes, 162.1000

Duties and powers, 162.1000

Members, qualifications, 162.1000

Report, annual, content due when, 162.1000

Youth with disabilities, defined, 162.1000

Transportation for Missouri schools for the severely disabled in vehicles owned by sheltered workshops, how paid, 162.755

Transportation for sheltered work employees to be furnished by department, workshop to pay, 162.755 Transportation of handicapped children, 162.710

## SPECIAL ELECTIONS

See ELECTIONS

#### SPECIAL NEEDS CHILDREN (CH. 201)

Administrator, defined, 201.010

Assigned to department of health, 192.005

Assigned to department of social services, 660.010 Child, defined, 201.010

Eligibility for state services, free when, state's right to subrogation for, when, 201.040

Physicians, nurses and hospitals, compensation, 201.100

Recovery of costs by state through subrogation, 201.040

## SPECIAL NEEDS CHILDREN (CH. 201) — cont'd Service

Administrator, duties, 201.050

Creation, 201.020

Defined, 201.010

Federal funds, to receive, 201.080

Fund, source, investment, 201.090

Funds from governmental and other sources administration, 201.050

Gifts, devises and bequests, 201.050

Plans and regulations, conformity with federal

regulations, 201.070

Purpose and functions, 201.030

Records, duties, privileged, 201.120

Report, annual, 201.130

Rules and regulations, public record, publication, 201.060

Services provided by, recovery of costs, how, when, 201.040

Subrogation rights for services, 201.040

## SPECIAL OR LOCAL LAW

See LOCAL AND SPECIAL LAWS

### SPECIAL ROAD DISTRICTS

- 1. General Provisions
- 2. City And Town
- 3. Counties Not Under Township Organization
- 4. Counties Under Township Organization

### 1. General Provisions

Abandonment for mining purposes, 229.420 to 229.450

Airline companies tax, apportionment, 155.050, 155.060

Audit, refusal of officer to permit, penalty, 26.080 **Bonds** 

Auditor, state duties, certain political

subdivisions, 108.240

Bearer bonds, general obligation, requirements, certain political subdivisions, 108.240

Certification, 108.240

Certified bonds, general obligation requirements, certain political subdivisions, 108.240

Interest rate, sale price, 108.170

## Bonds, notes, other evidence of indebtedness

Agents, Missouri banks to serve, exception, 108.175

Banks may serve as agents, requirements, exception, 108.175

Facsimile signature, requirements, 108.175

Forms authorized, 108.170

Officer, facsimile signature on issue, replaced by another officer, effect, 108.175

Seals, 108.175

Concurrent jurisdiction with special road

subdistricts, when, 233.070, 233.190, 233.340

Contracts for, who may make, 229.040

Cooperative agreements authorized, Clay and Platte Counties, 67.548

Equipment to repair, district may contract to allow certain public entity, cemetery or organization to use, requirements, costs, 70.322

#### SPECIAL ROAD DISTRICTS - cont'd

### 1. General Provisions — cont'd

Johnson grass control tax, levy, rate, 263.265 Johnson grass, control and eradication, 263.261 Jurisdiction over highways to county commission, when, 230.060

Levy reduction or elimination, replacement with sales tax revenues, Clay and Platte Counties, 67.548

Noxious weed control area, tax authorized, 263.462 Officer, facsimile signature on issue, replaced by another officer, effect, 108.175

Public improvements, proceedings, contracts, financing, 71.290

#### Railroad tax

Apportionment, 151.080 Levy, 151.140

Local assessment and rate certified, 151.120

Reduction or elimination of special levies, replacement with sales tax revenue, Clay and Platte Counties, 67.548

Repairs, equipment, district may contract with certain public entity, cemetery or organization to use, requirements, cost, 70.322

Special road subdistricts, 233.500 to 233.520

#### 2. City And Town

Area, limitation, 233.155

Bonds, payment after disincorporation, 233.165 Bonds, retirement, payment of interest, 233.130 Boundaries, how extended, 233.155

Bridges, construction and maintenance, 233.115

## Commissioners, board of

Accounts, how kept, 233.145

Appointment on extension of boundaries, 233.155 Appointment, term, qualifications, oath, 233.040 Bonds, authority to issue, procedure, 233.200

Clerk, duties, 233.050

Compensation, 233.060

Election, when held, 233.040

Hearings on complaints, 233.065

Materials, purchase, 233.075

Meetings, 233.065

Organization, 233.050

Plats, making and filing, 233.080

Powers and duties, 233.070, 233.075

Property, authority to sell, 233.090

Repair and improvements of roads, authority, 233.100

Resignation, how made, 233.040

Settlement with county commission, contents,

filing, 233.150

Signboards, authority to erect, 233.110

Treasurer, bond, 233.055

Trees, authority to plant, 233.110

Vacancies, how filled, 233.040

Warrants, authority to issue, 233.135

Concurrent jurisdiction with special road

subdistricts, when, 233.070, 233.190, 233.340

Contracts for improvement of city streets, 233.070

#### SPECIAL ROAD DISTRICTS — cont'd

#### 2. City And Town — cont'd

Cooperative agreements authorized, Clay and Platte Counties, 67.548

Corporate powers, 233.025

Disincorporation, procedure, 233.160

Election, adoption of special road district law, 233.015

Expenditures outside county prohibited, 233.095

General road law to apply, exceptions, 233.030

Highways, improvement beyond district limits, 233.105

Indebtedness, limitation, 233.135

Levy reduction or elimination, replacement with sales tax revenues, Clay and Platte Counties,

Licenses, pool and billiard, share in proceeds, 233.120, 233.125

Limitation on expenditures within city not applicable, Clay County, Platte County, 233.103

Machinery and tools, custody and use, 233.085

Organization, maximum territory, limitations, change in county classification, no effect, when, 233.010

Petition for election to organize, 233.015

Reduction or elimination of special levies,

replacement with sales tax revenue, Clay and Platte Counties, 67.548

Refunds from state highways and transportation commission, how used, 233.130

Road and bridge tax, share in, 233.125

Road bonds, issuance, terms, sale, 233.450 to 233.470

Streets, repair of, limit of expenditures, 233.095

Streets, repair, limit on expenditures not applicable, Clay County, Platte County, 233.103

Warrants, how paid, to bear interest when, 233.140

## 3. Counties Not Under Township Organization

Ballot language, certain first class counties, 233.172 Bonds, special assessment, how and when issued, 233.250

Bonds, special assessment, sale, use of proceeds, 233.255

Boundary changes, certain counties, procedure, board to grant when, land subject to taxation (Cass And Platte County), 233.316

## Commissioners

Bonds, authority to issue, procedure, 233.200

Boundary changes, certain counties, procedure,

board to grant when, land subject to taxation

(Cass And Platte County), 233.316

Check warrants, payment, 233.185

Officers, duties, 233.185, 233.187

Organization, 233.185

Powers and duties, 233.190

Selection, qualifications, oath, 233.180

Treasurer, duties prescribed by board, bond, 233.187

Vacancies, how filled, 233.180

Valuation of land for road improvements, 233.205

#### SPECIAL ROAD DISTRICTS — cont'd

## 3. Counties Not Under Township Organization — cont'd

### Commissioners — cont'd

Warrants, payment, 233.185, 233.187

Concurrent jurisdiction with special road

subdistricts, when, 233.070, 233.190, 233.340

Contracts for improvements, provisions, how let, 233.270

Contracts, disincorporation not to affect, 233.300

Corporate powers, 233.170

Creation, certain first class counties, 233.172

Creation, limitations, 233.170

Dissolution by election, fourth classification counties, 233.297

#### Dissolution of road district

Election procedure for certain counties, ballot

form (Christian County), 233.295

Procedure, 233.290 to 233.315

Procedure, petition, content, notice, publication requirement, 233.295

Establishment, alternative form, fourth

classification counties, 233.177

Estimate of cost of improvements, revision of, 233.260

Existing districts, effect of law on, 233.285

Expansion or extension by election, fourth

classification counties, 233.317

Fund, road benefit district, Clay County, 233.172

Incorporation, procedure, 233.175

Machinery, custody, and use, 233.190

Protests, road improvement, filing, hearing, 233.210

Remonstrance to organization, 233.175

Road improvement, petitions for, 233.205

Special provisions, certain first class counties, 233.172

Special road and bridge tax proceeds, use, 233.195

## Special tax for road improvements

Apportionment, 233.215, 233.220; upon division of tract, 233.265

Bills, errors not to invalidate, 233.265

Bills, preparation, penalty for nonpayment, 233.235

Borrowing authorized, when, 233.225

Collection, compensation of county officers,

Dissolution not to affect collection, 233.290

Interest, apportionment, rate, 233.230

Levy, 233.210

Lien, 233.225 to 233.245

Payment, procedure, 233.225 to 233.245

Record book, 233.235

Tax bills, collection, records, 233.225

Use of proceeds, 233.225

Tax proceeds, apportionment, use, 233.195

Title to lands, how considered, 233.275

Trustee, powers and duties, 233.310, 233.315

## 4. Counties Under Township Organization

Action to collect taxes, 233.370

### SPECIAL ROAD DISTRICTS — cont'd

## 4. Counties Under Township Organization — cont'd

Bonds, issuance, denomination, rate of interest, 233.345

Borrowing, tax anticipation, 233.370

Boundaries, how fixed, 233.325

### Commissioners

Appointment, term, qualifications, oath, 233.330

Meetings, 233.325

Officers, election, duties, 233.335

Powers and duties, 233.340

Treasurer, bond, duties, 233.335

Vacancies, certain third class counties, how filled, 233.332

Vacancies, how filled, 233.330

Valuations, fixing, 233.350

Concurrent jurisdiction with special road

subdistricts, when, 233.340

Contracts for improvements, how let, terms,

233.405

Contracts, disincorporation not to affect, 233.430

Corporate powers, 233.320

Disincorporation of road district, petition, 233.425

Dissolution, procedure, 233.425 to 233.440

Machinery, custody, use, 233.340

Organization, procedure, 233.320, 233.325

Road improvement, procedure, 233.350, 233.355

Size, minimum, 233.320

Special assessment bonds, 233.390, 233.395

## Special tax for road improvements

Apportionment upon division of tract, 233.400

Apportionment, 233.360, 233.365

Bills, partial payment, errors not to invalidate, 233.400

Bills, preparation, 233.380; when due, 233.370 Collection, compensation of county officers,

233.420

Interest, apportionment, 233.375

Lien, 233.370 to 233.385

Payment in installments, when due, 233.375

Payment in one installment, procedure, 233.370

Penalty for nonpayment, 233.380

Records, how kept, 233.370

Use of proceeds, 233.370

State aid, how obtained, 233.415

State roads, upkeep, how paid, 233.415

Title to lands, how considered, 233.410

Trustee, final settlement, procedure, 233.445

## SPECIAL ROAD SUBDISTRICTS

Authorized, boundaries of, minimum assessed valuation, 233.500

Bonds, road and bridge, authorized, procedures, special tax bills, authorized, 233.513

#### Commissioners

Appointment of, terms, requirements, vacancies, 233.505

Bonds, road and bridge, authorized to issue, procedures, 233.513

#### SPECIAL ROAD SUBDISTRICTS — cont'd

#### Commissioners — cont'd

Contracts, letting of, procedures, bids required, 233.515

Meetings, conduct of, 233.507

Officers, election of, duties of, 233.507

Concurrent jurisdiction with special road district, when, 233.070, 233.190, 233.340

Contracts, letting of, procedures, commissioners to take bids, 233.515

County commission, duties, 233.503, 233.505

County treasurer to be treasurer of board, duties, 233.507

Creation of, procedures, 233.503

Disincorporation, petition required, procedures,

Improvements, roads, contracts for, procedures, 233.515

Incorporation as political subdivision, when, 233.503 Meetings, conduct of, 233.507

Petition to establish, requirements, 233.503

Road and bridge bonds, authorized, procedures, special tax bills, authorized, 233.513

Road districts, concurrent jurisdiction with, when, 233.070, 233.190, 233.340

Special tax bills, payment of bonds, authorized, 233.513

Tax authorized, purpose, ballot, vote required, collection procedures, 233.510

Tools and machinery, use of, when, 233.070, 233.190, 233.340

Trustee, disincorporation, appointment of, powers, 233.520

#### SPECIAL TAX BILLS

See CITIES, TOWNS AND VILLAGES, particular classes of cities under appropriate headings; PUBLIC WORKS

## SPECIFIC PERFORMANCE

Estate of decedents, contracts, 473.303

Estates of decedents, contract to convey, 473.307 to 473.313

Judgments, when made by court, 511.280, 511.290

Leases, personal property, lessee's right, 400.2A-521

Planned industrial expansion, contract with

government for financial assistance, 100.510 Sales act, buyer's right to, 400.2-716

Will, effect on remedy, 474.440

### SPEECH-IMPAIRED

### Telecommunications system

Adoptive telecommunications equipment, defined,

Advisory assistive technology council to request appropriation, 209.258

Basic telecommunications access line, defined,

Commission, defined, 209.251

Consumer support and outreach, defined, 209.251

Definitions, 209.251

Eligible subscriber, defined, 209.251

Establishment of systems by PSC, 209.253

## SPEECH-IMPAIRED — cont'd

#### Telecommunications system — cont'd

Missouri assistive technology advisory council, defined, 209.251

Program administrator, defined, 209.251

Public service commission to request appropriation, 209.258

## Surcharge

Adjusted, when, 209.259

Advisory assistive technology council to provide information for surcharge implementation,

Deaf relay service and equipment distribution program fund, established, purpose, authorized expenses, deposit, 209.258

Deaf relay service fund surcharge, use of money, 209.257

Excess funds, effect, 209.259

Gross receipt, tax exemption for company furnishing services, 209.255

Limitation on imposition, 209.255

Review by PSC, when, 209.259

Suspension of surcharge for time period, when,

Taxes, exemptions, 209.255

TDD, defined, 209.251

Telecommunication device for the deaf, defined, 209.251

Telecommunications companies responsibility for quality of services, individuals with disabilities, 209.260

Telecommunications, defined, 209.251

## SPEECH-LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS

## Board

Appointees to, orientation program, 324.026

Appointments to, affirmative action required, discrimination prohibited, 324.021

Censure of licensee, grounds, procedure, 345.065

Denial of license, felony not to be sole ground, 324.029

Duties, 345.030

Employees of, selection and compensation, 345.035

Expenses of, how paid, 345.035

Fees, amount, set, how, 345.055

Funds received by, to be deposited, where,

transfers, when, 345.045

Hearings, records, 345.030

Probation, restriction or limitation of license ordered, when, 345.065

Refusal, suspension or revocation of license, grounds, procedure, alternatives, 345.065

Rulemaking authority, procedure, 324.022, 345.030 Seal, effect of, 345.040

#### Commission

Established, duties, 345.080

Expenses, compensation, 345.080

Meetings, notice, quorum, 345.030, 345.080

Members, qualifications, appointment, terms, removal, 345.080

## SPEECH-LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS — cont'd

#### Commission — cont'd

Staff, 345.080

Vacancies, procedure, 345.080

Definitional section, 345.015

Diagnosis and treatment of medical conditions not authorized, 346.137

Disciplinary proceedings against persons or entities licensed by professional registration, time limitation to commence action, exceptions, 324.043

Exempted persons, 345.025

Hearing instruments, sale of, purchase agreement required, when, contents, 345.033

Illegal practice, penalty, 345.075

### License and registration

Censure of licensee, grounds, procedure, 345.065 Corporation may acquire, condition, 345.020

Evidence required, 345.050

Failure to receive form or to mail form to licensee, effect on licensure, 345.051

#### Fee

Amount, set, how, 345.055

Initial and renewal, 345.055

Levy by municipalities prohibited, 345.055

Practice without, penalty, 345.075

Probation, restriction or limitation, when, 345.065

Qualifications, 345.050

Reexamination, when, 345.055

Refusal, suspension or revocation of, grounds, procedure, alternatives, 345.065

Registration, 345.020

## Renewal

Due when, form, content, 345.051

Mailing of form to licensee authorized, 345.051 Required, 345.020

Requirements for, fee, 345.050

Titles, restriction on use of, penalty, 345.020

Military service, exemption from certification requirements, 41.950

Penalties, violation of chapter, 345.065

Taxation by municipalities prohibited, 345.055 Title of act, 345.010

## SPEED LIMIT (MOTOR VEHICLES) (CH. 304)

Agricultural implements, permit required, when, 304.011

### Cities

Highways and transportation commission, duties, 304.010

Slower speed on state highways, may set, procedure, 304.010

State highways, when, procedure, 304.010

Urbanized highways, freeways, expressways, 304.010

Construction taking place, may be set, 304.351

### Counties

Enforcement 304.010

Expressway, defined, speed limit, 304.010 Freeway, defined, speed limit, 304.010

## SPEED LIMIT (MOTOR VEHICLES) (CH. 304) — cont'd

#### Counties — cont'd

Roads in county, certain counties, right to set, procedure, 304.010

Rural interstate, defined, speed limit, 304.010

Slower speed may be set, when, 304.010

State highways, when, certain counties, 304.010

Urbanized area, defined, speed limit, 304.010

Urbanized highways, freeways, expressways, 304.010

Emergency vehicles may exceed, when, 304.022

#### **Motor vehicles**

Expressway, defined, speed limit, 304.010

Freeway, defined, speed limit, 304.010

Rural interstate, defined, speed limit, 304.010

Urbanized area, defined, speed limit, 304.010

Violations of five miles per hour or less over speed limit, penalty, 304.009

Parks, state, 253.160

Parks, state, violation, penalty, 253.170

Penalty, 304.010

University of Missouri campuses, see University Of Missouri Campuses, this heading

#### SPEEDOMETERS AND ODOMETERS

See MOTOR VEHICLES

#### **SPORTS**

Athlete agents, see ATHLETE AGENTS

Athletic coaches, managers, or trainers, sexual offenders prohibited from serving as, penalty, 566.155

Athletic trainers, see ATHLETIC TRAINERS

Boxing, see BOXING, KARATE AND

WRESTLING

Brain injury prevention, interscholastic youth, annual report on impact of injuries, 167.775

Brain injury prevention, interscholastic youth, removal from competition, when, 167.765

Child participation in youth sporting event as referee or coach exempt from child labor law, 294.011

Concealed weapons prohibited in sports arenas and stadiums, 571.107

## Fantasy sports consumer protection act

Advertising prohibited, when, 313.920

Audit, required annually, cost paid by operator, 313.940

Citation of law, 313.900

Commission, powers and duties, 313.950

Contest not gambling, 313.910

Definitions, 313.905

Excursion gambling boats, contests permitted on, 313.910

Grandfather provision for certain operators, 313.935

Highly experienced players to be identified, 313.920

Identification of licensed operator on authorized website, 313.915

Laws and regulations, compliance with, 313.930 License required to operate, procedure, 313.910

#### SPORTS - cont'd

## Fantasy sports consumer protection act - cont'd

Licensure, application, fees, 313.935

Operator requirements, 313.915

Participant online self-exclusion form, 313.920

Participation prohibited by certain persons, 313.925

Proprietary information, confidentiality of, 313.925

Records, confidentiality of, exceptions, 313.945

Registration of participants required, 313.920

Rulemaking authority, 313.955

Scripts, use of, monitoring, 313.920

Security standards, 313.920

Supervision of operators, licensees, and websites, 313,950

Kansas City Regional Sports Complex Authority, see SPORTS COMPLEX AUTHORITY, KANSAS CITY REGIONAL

Karate, see BOXING, KARATE AND WRESTLING

Landowners, no liability to persons entering land without fee for recreational use, 537.346

Lottery, state, not to be based on outcome of sporting events, 313.230

Professional sports teams, special plates, certain vehicles, fee, design, agreements between revenue department and teams, apportionment of emblem fees, 301.472

Sporting event support contracts, 67.3000 and 67.3005

Sports bribery, first degree, 578.398; second degree, 578.399

Trespassers, landowner's liability for physical injury or death, when, 537.351

Trespassers, no duty of care by landowners, exception, 537.351

Wrestling, see BOXING, KARATE AND WRESTLING

Youth sporting event, child labor law, exemption, 294.011

## SPORTS AND RECREATION SUBDISTRICT

See RECREATION AND AMATEUR SPORTS SUBDISTRICT, ST. LOUIS (CH. 184)

## SPORTS COMPLEX AND CONVENTION CENTERS

\*See also ST. LOUIS CITY subheading Sports complex and convention regional authority Alcohol, sale of at concerts and sporting events, purchase by mobile application, 311.950

### Authority, sports complex

Bond issues, interest rate, sale price, 108.170

## Bond notes, other evidence of indebtedness

Banks may serve as agents, requirements, exception, 108.175

Facsimile signatures, requirements, 108.175 Forms authorized, 108.170

Officer, facsimile signature on issue replaced by another office, effect, 108.175

Transferred to office of administration, 37.005

#### Commissioner of authority

Appointment, qualifications, terms, 64.930 Compensation, limitation, 64.930

## SPORTS COMPLEX AND CONVENTION

#### CENTERS — cont'd

## Authority, sports complex - cont'd

### Commissioner of authority - cont'd

Expenses, authorized, 64.930

Ineligible persons, 64.930

Majority of members required on vote for any action, 64.930

action, 04.930

Officers, how selected, 64.930

Powers and duties, 64.940

Vacancy, how filled, 64.930

Competitive bid requirement, Jackson County, 64.940

Funding, professional sports team license plates (Jackson County), 301.472

Concealed weapons prohibited, 571.107

## Convention and sports complex fund, certain cities and counties

Appropriations, general assembly may make,

conditions, limitations, 67.641

Audit, required when, 67.645

Authorized, 67.639

City, defined, 67.638

County, defined, 67.638 Definitions, 67.638

Existing rights and powers of political subdivisions,

law not to affect, 67.643

Fund, defined, 67.638

Governing body, defined, 67.638

Matching funds, required prior to receiving

appropriations, 67.641

Purposes, 67.639

Report, annually to general assembly, contents, 67.645

Rules or ordinances, required prior to receiving appropriations, 67.641

Sports facility maintenance tax, (Jackson County), 66.502

St. Charles County convention and sports authority, see SPORTS COMPLEX AUTHORITY

## State and local government, convention, sport facility, meeting and tourism program

Adjustment to credits made annually, calculation by office of administration, 70.856

Audit conducted annually by state auditor, report to whom, 70.853

Citation of law, 70.840

Concessions, percentage of contracts to be awarded to disadvantaged small business, 70.859

Contracts or leases, how executed, 70.851

Contracts, construction, percentage required to be awarded to disadvantaged small business, 70.859

Credit to begin when, 70.856

Establishing of program, 70.843

Fund, unappropriated balance end of fiscal year, how audited, 70.856

Horse racing, dog racing or pari-mutuel wagering, not qualifying projects, 70.846

Insufficient rent or fees to discharge obligation, procedure, 70.851

## SPORTS COMPLEX AND CONVENTION

## CENTERS — cont'd

State and local government, convention, sport facility, meeting and tourism program — cont'd

Jurisdiction for disputes, circuit court, (Cole County), 70.858

Missouri products to be given preference, 70.859 Net public fiscal benefits, how determined, duties of office of administration, 70.853

Out-of-state contractors bidding requirements, 70.859

Participating counties and cities, 70.843 Purpose, 70.843

Qualifying projects, limitation, 70.846

Rent, charges or fees, subject to annual

appropriation, amount, 70.851

Rents, fees or charges not debt of state, city or county, no obligation for tax levy, 70.856

Security guarantee to pay debts or bonds of project required, 70.849

Socially and economically disadvantaged small business concern, defined, 70.859

State's share limitation, 70.851

Taxes imposed by participating counties and cities, share of revenues credit to fund, amount, 70.856

Trust funds to be established for each participating county and city by department of revenue, 70.856

## Tax, sports facility maintenance (Jackson County)

Ballot, form, 66.506

Collection of tax, deductions allowed for collection, 66.514

Confidentiality to apply, 66.514

County, defined, 66.500

Definitions, 66.500

Distribution of revenue, percentage to

neighborhood tourist development fund, 66.502

Exemption certificates, form, 66.514

Exemptions and provisions of state sales tax to apply, 66.514

Food establishment, defined, 66.500

Food, defined, 66.500

Governing body, defined, 66.500

Gross receipt tax on certain businesses, prohibited, when, 66.510

Gross receipts, defined, 66.500

Hotel, motel or tourist courts, defined, 66.500

Majority vote required, 66.508

Neighborhood tourist development fund

established, purpose, 66.502

Penalties, 66.514

Person, defined, 66.500

Refunds or absorption of tax prohibited, 66.516

Refunds, 66.514

Revenue from tax, purposes, how used, 66.512

Sports facility maintenance fund, purpose, 66.502

Tax rate, 66.502

Tax revenue deposit in fund, 66.502

Transient guest, defined, 66.500

Voter approval required, 66.504

### SPORTS COMPLEX AUTHORITY

\* See also COUNTIES, FIRST CLASSIFICATION

Authority to create, 64.920

Bond issues, interest rate, sale price, 108.170

### Bond notes, other evidence of indebtedness

Banks may serve as agents, requirements, exception, 108.175

Facsimile signatures, requirements, 108.175

Forms authorized, 108.170

Officer, facsimile signature on issue replaced by another office, effect, 108.175

## **Commissioners of authority**

Appointment, qualifications, terms, 64.930

Compensation, limitation, 64.930

Expenses, authorized, 64.930

Ineligible persons, 64.930

Majority of members required on vote for any action, 64.930

Officers, how selected, 64.930

Powers, 64.940

Report to be made annually, 64.950

Vacancy, how filled, 64.930

Competitive bid requirement, Jackson County, 64.940 Convention and sports complex fund, 67.638 to 67.645

## County convention and sports facilities authority (St. Charles County)

Audit of taxed facilities by county and authority, 67.1158

Ballot form, 67.1150

Bonds authority to issue, 67.1155

Bylaws adoption authorized, 67.1155

Created, procedure, 67.1150

Lien for unpaid taxes, 67.1159

Political subdivision of state, 67.1150

Powers and duties, 67.1155

Greater St. Louis Sports Authority, see SPORTS, GREATER ST. LOUIS SPORTS AUTHORITY

Preexisting authorities, authority to adopt law, procedure, 64.925

Regional convention and sports complex authority (St. Louis)

Authority, defined, 67.651

## **Bond issues**

Authorized, procedure to adopt, 67.653

Exemption from income tax, 67.653, 67.655

Investment in bond issues by whom, authority, 67.654

Rate, how sold, form, 67.653

Refunding of bonds, procedure, 67.653

Replacement bond destroyed or lost, 67.653

Tax exemptions for bonds, 67.653, 67.655

Chief executive, defined, 67.651

City, defined, 67.651

## Commissioner

Appointment, qualifications, term, expenses, 67.652

Employees, selection, compensation, 67.652

Officers, selection, 67.652

Powers and duties, 67.653

#### SPORTS COMPLEX AUTHORITY — cont'd

Regional convention and sports complex authority (St. Louis) — cont'd

### Commissioner — cont'd

Vacancies, 67.652

Voting, disqualification from, when, 67.652

Condemnation, powers, relocation benefits to be paid, 67.653

Contractual powers, 67.657

County, defined, 67.651

Definitions, 67.651

Employees, selection, compensation, 67.652

Established, 67.650

#### Fund

Created, administered by authority, 67.656

Funded how, 67.656

Lapse to general, prohibited, 67.656

Powers, contractual, 67.657

Tax passed by voters to be deposited in fund, 67.657

Governing body, defined, 67.651

Minority groups to receive percentage of contracts, 67.653

Multiple purposes, defined, 67.651

St. Louis city, tax in lieu of license fee, when, use of revenue, 67.657

## Tax on sales or charges for motels, hotels, sleeping rooms

Ballot form, 67.657

Collection of tax, 67.657

Effective, when, 67.657

Rate, 67.657

Revenue, use of, deposit in fund, 67.657

Voter approval, 67.657

Transient guest, defined, 67.651

Transferred to office of administration, 37.005

## SPORTS COMPLEX AUTHORITY, KANSAS CITY REGIONAL

See KANSAS CITY

## SPORTS FACILITY MAINTENANCE TAX (JACKSON COUNTY) (CH. 66)

See COUNTIES, CHARTER FORM; SALES TAX, COUNTY

## SPORTS STADIUM

See SPORTS COMPLEX AND CONVENTION

### SPORTS, GREATER ST. LOUIS SPORTS AUTHORITY

See ST. LOUIS CITY; ST. LOUIS COUNTY

## SPOUSAL ABUSE

See ABUSE

## SPRINGFIELD COURT OF APPEALS

See COURT OF APPEALS

## SPRINGS

Regulation by cities, authority, 71.700, 71.710

#### ST. LOUIS CITY

\* See also CIRCUIT ATTORNEY; CITIES, CONSTITUTIONAL CHARTER; CITIES, TOWNS, AND VILLAGES; COUNTY ASSESSOR; COUNTY COLLECTOR; COUNTY TREASURER; FIREFIGHTER'S RETIREMENT SYSTEMS; METROPOLITAN PARK AND MUSEUM DISTRICT; POLICE RETIREMENT AND RELIEF SYSTEMS; SHERIFF (CH. 57), 7. St. Louis City; TRANSPORTATION SALES TAX (CH. 94)

Action against, defective street, notice, 82.210
Actions against, who made defendants, 507.230
Administrative adjudication system for certain municipal code violations, St. Louis city, procedures,

Adult cabarets, regulation of, 573.503, 573.507 Airport relocation assistance act, 305.600

Ambulances, insurance or proof of financial responsibility required, 190.120

Andy Gammon Memorial Highway, I-70, designation (City of St. Louis), 227.303

Appropriations, contributions to police retirement, 86.183

Archives, secretary of state to maintain facility in St. Louis City, 109.400

Area county-urban road system advisory board, members, duties, 137.558

## Art museum

Ballot form, 184.350

Election costs, how paid, 184.350 to 184.359

Election to form subdistrict, 184.350

Petition to form, 184.350

Tax levy authorized, 184.350

Asphalt shingles, speculative accumulation of prohibited, 407.1610

### Assessor

Books, preparation, 137.510

Equalization, board of, duties, compensation, 138.140

Plats, to make, when, 137.220

Property valuations, adjustment, duties, 138.400

Real estate transfers, duties, 137.535

Reassessment general, change in values, duty to notify, 137.073

Attorney for sheriff, compensation, 57.540

Bands, city may pass tax to support concerts and bands, 71.640

Benefit assessments, street grading, 88.920

Blighted low-income housing site, redevelopment of, retention of federal geospacial intelligence jobs, 99.866

#### Bonds

Housing for persons of low or moderate income, see BOND ISSUES

Interest and principal, tax to pay, 95.480 Judgments, for payment of, 95.470 to 95.500

Lawful security, 108.290

National park, additional, 95.527

National park, election, procedure, 95.510 to 95.520

#### Bonds - cont'd

Officers, indemnity, 521.750 to 521.890

Parking facilities, 82.480

Rapid transit, improvement, 91.820

Registration law inapplicable, 108.300

Subways, may issue, 82.270

Utility, how retired, 95.485

### **Botanical** garden

Election costs, how paid, 184.353 to 184.359 Tax increase, rate, election, ballot form, 184.357

Boundaries, defined, 46.145

Bridges, authority to acquire and operate, 234.340

### **Building lines**

Condemnation, buildings failing to conform, 89.230 Damages and benefits, payment and assessment, 89.240

Effect of, 89.220

Establishment, authority and procedure, 89.220 Existing buildings, time in which to conform,

failure, 89.230

Law not to affect eminent domain power, 89.250 Street, defined, 89.210

Buildings constituting a nuisance, recovery of demolition costs, ordinance, contents, options, 67.410

#### Cemeteries, sale by city

Deficiencies, previous owner liable, 214.512 Liability for wrongful interments or multiple ownership of plots, sale of cemetery, 214.504 Liability of previous cemetery owner, 214.508, 214.512

Multiple ownership of plots, no liability for new cemetery owners, rights of contract holders, 214.504

Nuisance ordinance violations, cemeteries may be sold, to whom, 214.500

Preexisting conditions, new owner not liable, 214.508

Registration as endowed care cemetery, when, 214.516

Subsequent owners to register as endowed care cemetery, 214.516

Tax sales, cemeteries acquired by city may be sold, to whom, 214.500

Wrongful interments, no liability for new cemetery owners, 214.504

### Circuit attorney

Assistant may be appointed to assist, when, compensation, 56.700

Charter, authority to revise county charter, exception, Art. VI, Sec. 31

Investigators and clerical help may be employed, compensation, 56.700

Retirement system, 56.80056.840

Circuit clerk, additional compensation, when, 82.715 Circuit clerk, secretary to court en banc, duties, 483.086

Circuit court fees, not to be charged, when, 483.617

#### ST. LOUIS CITY - cont'd

#### Circuit court, budget estimate

Circuit clerk to meet mayor and budget director to discuss expenditure estimates, estimate filed, when, 478.428

Presiding judge to meet mayor and budget director to discuss expenditure estimates, estimate filed, when, 478.428

Circuit court, friend of the court in child support matters, 478.422, 488.633

#### City counselor

Firemen's retirement system, duties, 87.160 Mentally ill, detention, evaluation proceedings, duties, 632.405

Police retirement system, legal adviser, 86.047

#### City market

Corporation may condemn land for, when, 82.450 Duty to establish, 82.420

Previously established, sale of, how limited, 82.440 Regulation of, 82.430

Rentals, 82.430

Clerk of circuit court to provide election authority with list of offenders in jurisdiction, convictions of felonies or sufferage misdemeanors, 115.195

#### Collector

Abstracter, appointment of, 141.880

Attorneys, appointment, compensation, 141.870

Back taxes, duties, 141.830, 141.850

Compensation, 82.599, 82.605; additional, when, 82.715

Delinquent taxes, collection, deposit, 52.290

Deposits, state revenue, weekly, affidavit, 139.240

Deputy sheriff, appointment as, 141.860

Fees, delinquent taxes, 141.960

Sewer lateral lines connecting to public lines,

collector to add fee to general tax levy bills, 92.012

Commercial development and expansion, planned, see INDUSTRIAL DEVELOPMENT 2. Planned Industrial Expansion

Commission, audit, CPA, appointment, duty, 67.636 Commission, report, when, duties, 67.636

## Comptroller

Assessments, cost of, certification to director of revenue, 82.570

Court cost bills, criminal cases, 550.260

Fee bills, criminal cases, warrant how drawn, 550.260

Fees of officers, duties, 95.535

Firemen's retirement system, trustee, 87.140

Police retirement system, trustee, 86.023

Sheriff's expenses, approval of, 57.520

Tax bills, duties, 137.520

Taxation, duties, 137.525

Trustee of alternative police retirement system, 86 213

Condemnation of property outside city, procedure, 82,790, 82,800

Condemned structure, access to repair, 82.810 Construction contracts, when public bids required, 8.250

Contingent fund, circuit attorneys, 56.530

## Convention and visitors commission, regional

Appointment, terms, no compensation, 67.601 Audit, annual, by CPA, compensation, 67.617

Business, defined, 67.604

City, defined, 67.604

Commission, defined, 67.604

County, defined, 67.604

Definitions, 67.604

Director, appointment, staff, compensation, 67.607

District, defined, 67.604

Hotel and motel industry, defined, 67.604

Limitation on powers, certain members, when,

Majority rule on decisions, exceptions, 67.611

Officers, bylaws, 67.601

Penalties, ordinances for injuries to commission's

property, authorized, 67.614

Person, defined, 67.604

Powers of commission, 67.607

Report, annual, 67.617

Rules and regulations, powers, 67.601

Sunshine Law exemptions, 67.617

## Tax on hotels, motels, sleeping rooms

Civil action by commission, when, 67.624

Collection, options, 67.623

Distribution, duties, 67.621

Lien, filed how, release of, fee for recorder,

amount, 67.626

Penalty for violation, 67.626

Regional cultural and performing arts district,

duty to allocate percentage, 67.621

Reporting, remitting tax, 67.624

Sale of business, duties, 67.624

Unlawful advertisement, 67.624 Voters, submission to, procedure, 67.617

Transient guest, defined, 67.604

Vacancies, how filled, 67.601

Coroner's inquests, circuit attorney's duties, 56.510 Counselor, legal adviser to police retirement board, 86.237

County, term used to include city, when, 1.080 Court costs, additional, municipal ordinance violations, 488.2210, 488.2215

### Courthouse restoration fund

Bonds, may be pledged to secure, 488.447

Circuit clerk, duty to pay over to fund, 488.447

Exempt cases, 488.447

Expiration date, 488.447

Filing surcharge, amount, civil cases to be

deposited in fund, 488.447

## Cultural and performing arts district, regional

Audit by CPA, compensation, appointment, 67.636 City, defined, 67.628

### Commission

Appointment, terms, 67.629

Compensation, not authorized, 67.629

Definition, 67.628

Powers and duties, 67.629

#### ST. LOUIS CITY - cont'd

## Cultural and performing arts district, regional cont'd

#### Commission — cont'd

Qualifications, 67.629

County, defined, 67.628

Created, 67.627

Cultural institution, defined, 67.633

Definitions, 67.628, 67.633

District, defined, 67.628

Expenses for staff limitation, 67.633

Funding, tax percentage distribution, 67.621

Institutions not to receive funds, 67.633

Penalties by ordinance authorized for injuries to

district's property, 67.631

Powers of commission, 67.607

Prohibited, giving funds to certain institutions, 67.633

Purpose, 67.627

Reports, when, 67.636

Staff and administrators, expenses, limitation,

Dead bodies, records, 194.150

Delinquent and back taxes, actions to collect,

prosecuted, how, 141,900

Delinquent and back taxes, penalty, 140.100

Depositary, selection, 95.530

Depositary's bond and securities, approval, 95.530

Dissolution of special school district, consequences, 168.232

## Earnings tax

Net profits of business, how determined, 92.150

Nonresident business, profits subject to, how

ascertained, 92.160

Rate, maximum authorized, 92.120

Rules and regulations for taxing nonresident business, 92.160

Tax returns, state or federal, not to be required, 92.190

Wage brackets authorized, 92.180

Economic development districts, formation of, adjoining county, 251.505

### Elections

Clerk of circuit court to provide election authority with list of offenders in jurisdiction, convictions of

felonies or suffrage misdemeanors, 115.195

Commissioners, board of election, authorized, 115.017; jurisdiction, 115.021

Regulation of, 122.650

Sheltered workshops, creation, tax, ballot form,

Enterprise zones, assistance, tax credits, exemptions, see ENTERPRISE ZONE, URBAN

REDEVELOPMENT

Estimate and apportionment, board of, police force, increased size, approval, 84.100

Court, associate judge, 483.550

Deposit of certain fees in retirement fund, amount, 150.150

#### Fees — cont'd

Officers' disposition, 95.535

Officers performing work for state, disposition, 95.505

Recorded instruments, additional fee to be collected, deposited where, 59.321

Financial report, treasurer to compile, 82.607

Fines and penalties payable to school fund, collection, 164.071

Firemen, funeral expenses, amount to be paid from pension fund, 87.095

## Firemen's retirement system

Contributions to, 87.355; obligations, 87.360 Health care benefits for retirees, amount, 87.367 Funds committee, depositary and investment of funds,

## duties, 95.530 Greater St. Louis sports authority

Actions, number of commissioners required, 67.660 Authority, created, 67.660

Chairman to be appointed by governor, 67.660

Compensation, prohibited, 67.660

Duties, 67.661

Members, qualifications, appointment, 67.660

Public revenue not authorized, 67.661

Report, content, due when, 67.661

Terms, 67.660

Vacancies, how filled, 67.660

Health insurance, see Insurance, Medical, Health And Life, this heading

Hospital, authority to levy tax for, 92.020

## House arrest program

Costs, how paid, 217.543

Electronic, remote surveillance authorized, 217.543

Escape from custody, crime, penalty, 217.543

Violation, penalty, 217.543

Wages of prisoners, percentage to pay costs, 217.543

Housing authority, additional commissioners, qualifications, vacancies, 99.051

Housing code violations, landowners to designate agent for service, failure to comply, penalty, 82.817

Housing for law or moderate incomes, see BOND **ISSUES** 

Housing for persons of low or moderate income, revenue bonds, see BOND ISSUES

Industrial development and expansion, planned, see INDUSTRIAL DEVELOPMENT 2. Planned

**Industrial Expansion** 

Initiative elections, power to regulate, 122.650

Instruments deemed recorded, when, 59.420

### Insurance, medical, health and life

Administration of program, 95.556

Benefits, 95.549

Contract to provide, authorized, 95.555

Coverage, 95.547

Employee of independent board, coverage,

procedure, 95.553

Employee, defined, 95.551

Financing, 95.549

#### ST. LOUIS CITY - cont'd

### Insurance, medical, health and life - cont'd

Payment of premiums, authorized, 95.549

Program authorized, 95.545

Rules and regulations, 95.555

Investment of funds, 95.530

Jails, boarding of prisoners, costs payable by state,

221.105; procedure for billing, 217.543

Judgment, bond issue to pay, requirements, 95.470 to 95.500

Juries, see JURY

### Juvenile court

Employees, creditable service, exclusion, compensation, how paid, 211.381, 211.393

Offices, to provide, 211.331

Salaries and expenses, how paid, 211.393

Juvenile courtroom, provision for, 211.291

Juvenile detention places, personnel, appointment, compensation, 211.331

Juvenile detention, to provide, 211.331

Land clearance for redevelopment may be

consolidated with industrial expansion, 100.331

#### Land reutilization law

Action in rem, foreclosure, 92,745

Adoption of law, procedure, 92,700

Advertisements of sale, costs, 92.825

Affidavit of collector, failure to mail, effect, 92.760

Affidavits, foreclosure, evidentiary documents,

filing, 92.765

Amendment of petition, subsequent taxes, 92.865

Appeals, 92.845

Assessor, defined, 92.710

Attorneys, compensation, collector may employ, 92.770

Beneficiaries of reutilization authority, 92.880

Bond, appeals, 92.845

Bond, commissioners, 92.890

## Circuit clerk

Defined, 92.710

Fee, joinder of lands, 92.735

Fees, 92.860

Joinder of lands, procedure, 92.735

Citation of law, 92.705

Classification of land, 92.900

## Collector

Advertisements, to pay costs, 92.825

Appeals, 92.845

Appointment as deputy sheriff, service of process,

Attorneys, employment, compensation, 92.770

Certificate of redemption, to issue, 92.750

Costs, to collect, amount, 92.863

Defined, 92.710

Duties, 92.715; compensation, 92.916

Fees, 92.860

Lien, suit to enforce, to file, when, 92.720

Petition, to give notice of filing, 92.760

Compromise of judgment, 92.715

Consolidation of lands, procedure, 92.735

Consolidation of suits, 92.730

#### Land reutilization law - cont'd

Consolidation plan may be adopted by St. Louis City to combine industrial expansion with clearance for redevelopment authority, 100.331

Costs, apportioned, how, 92.863

Deed, sheriff's, effect of, recording fee, 92.852, 92.855

Default judgment, when, 92.745

Definitions, 92.710

### **Delinquent lands**

Lien, suit to enforce, procedure, 92.720

List, collector to compile, 92.720

List, contents, 92.725

Redemption, interest, procedure, 92.715

Dismissal of suit, when, 92.805

Distribution of foreclosure sale proceeds, 92.775, 92.915

Equity, foreclosure, action in, 92.775

Equity, rules of procedure, required, exceptions, 92.800

Escheat, when, 92.840

Fees, attorneys, 92.770

Fees, which allowed, amount, 92,860

#### Foreclosure

Action in rem, pleadings, 92.745

Affidavits, evidentiary documents in suit, 92.765

Hearing, after sale, notice, 92.840

Notice, form, publication, 92.755

Procedure in suits, equity, 92.800

Procedure, petition, contents, 92.740

Redemption barred on final judgment against vacant residential property, immediate sale on final judgment, 141.931

## Sale

Application of proceeds, 92.840

Confirmation, 92.840

Distribution of proceeds, 92.775

Effect, 92.750

Final judgment immediate sale for vacant residential property, redemption barred,

141.931 Final judgment immediately when redemption is barred vacant residential property, 141.931

Insufficient bid, procedure, effect, 92.830

Notice, form, where held, confirmation

requirements, 92.820

Procedure of, 92.825

Waiting period, notice to owners, form, 92.760

Trial procedure, 92.775

General law, applicable provisions, 92.870

Installment payments, redemption contract, effect, 92.815

Interest, redemption, 92.715

Joinder of lands, procedure, 92.735

Judgment, findings, effect, amount, 92.805

Jurisdictional defect, to specify in answer, 92.775

Jury, not authorized, when, 92.775

## Land reutilization authority

Accounts, 92.915

#### ST. LOUIS CITY - cont'd

#### Land reutilization law - cont'd

### Land reutilization authority - cont'd

Beneficiaries of, 92.880

Bid on land, sale, 92.830

Commissioners, organization, bond, oath, 92.890

Costs, expenses, 92.905

Created, purpose, 92.875

Defined, 92.710

Director, appointment, 92.905

Duties, 92.900

Employees, profit from operation prohibited,

92.920

Expenditures, priorities, 92.915

Fiscal year, 92.905

Funds, deposited, how, 92.905

Inventory, to maintain, 92.910

Members, appointment, vacancies, terms, 92.885

Members, profit from operation prohibited,

92.920

Powers, seal, 92.895

Reversionary interest in land sold, when, duration

of, 92.895

Land reutilization commission defined, 92.710

Land taxes, defined, 92.710

Land, sale of, subject to covenants and easements, 92.930

## Lien

Amounts included, 92.730

Foreclosure, procedure, 92.740

Procedure, 92.720

Purchase by reutilization authority, effect on, 92.835

Limitation on actions, 92.720

Notice of filing, petition, form, 92.760

Notice of foreclosure, 92.755

Oath, commissioners, 92.890

Occupancy permit, defined, when required, failure to obtain, effect, 92.840

Person, defined, 92.710

Petition, amendment, subsequent taxes, 92.865

Pleadings, foreclosure, 92.745

Presumption, sheriff's deed, 92.855

Profit from operations of authority by member or

employee, prohibited, when, 92.920

Provisions of general law, applicable, when, 92.870

## Redemption

Authorized, when, 92.755

Contracts, 92.815

Costs, amount, to pay, 92.863

Failure to, transfer, purpose, reimbursement,

92.810

Fees, to be paid, 92.860

Installment payments, extension of waiting

period, 92.815

Interest, costs, included, 92.715

Notice required, form, 92.815

Procedure, 92.750

Review, before distribution, certification by

collector, 92.916

## Land reutilization law - cont'd

#### Sale

Confirmation, 92.840

Foreclosure, notice, form, where held, confirmation requirements, 92.820

Foreclosure, proceeds, distribution, 92.915

Insufficient bid, procedure, effect of, 92.830

Procedure, costs, 92.825

Proceeds, how applied, 92.840

Reversionary interest in land sold, when, duration of, 92.895

Sheriff's deed, restrictions in, when, 92.840

Waiting period, notice to owners, form, 92.760, 92.810

School district, defined, 92.710

Service of process, 92.720

Severance of action, 92.775

Sewer district, defined, 92.710

### Sheriff

Defined, 92.710

Deputy, powers, 92.850

Fees, 92.860

Service of process, appointment of collector, authorized, 92,720

Sheriff's deed, effect of, recording fee, 92.852,

Special assessment district, defined, 92.710

Special benefit district, defined, 92.710

Statute of limitations, defenses preserved, 92.730

Statute of limitations, period of, 92.720

Summons, 92.840

Tax bill, defined, 92.710

Tax bill, prima facie proof, foreclosure, 92.775

Tax district, defined, 92.710

Tax lien, defined, 92.710

Taxing authority, defined, 92.710

Title, to vest, how, 92.835

Water district, defined, 92.710

Landowners to designate agent for service in housing code violations, failure to comply, penalty, 82.817

Landowners, St. Louis City to designate agent for service in housing code violations, penalty, 82.817

Lease of subway, consent of voters required, 82.260 Legal notices, publication of, 493.070 to 493.120

Legal notices, publication, qualification of

newspapers, rates, review and approval, 493.027

### Library

Directors, appointment, duties, 182.410 to 182.450 Injuries to, authority to penalize, 182.460

Tax limits, election on, procedure, 182.140, 182.150

Tax, authority to levy, 92.020

License and license tax, defined, 82.320

#### License collector

Annual settlement of certain fees required, 82.397

Bond and oath, 82.330

Books open to public, 82.370

Books, records, duty to keep, 82.350, 82.370

Compensation, 82.390

#### ST. LOUIS CITY - cont'd

### License collector — cont'd

Compensation, additional, when, 82.715

Deputies and employees, appointment, approval of

board of estimate and apportionment, 82.390

Duties, may not be altered, 82.340

Election, 82.330

Fees, not to receive, 82.340

Money received paid over to treasurer weekly,

82.400

Office created, 82.310

Office, where kept, 82.330

Procedural duties, 82.395

Oualifications, 82.311

Residence requirement, violation forfeiture of

office, 82.311

Salaries, payment of, 82.395

Vacancy, how filled, 82.330

License tax, rate imposed on utilities, reduced, when, how, 393.275

License tax, utilities, rate maintained even though

tariff increased, procedure, 393.275

License, issuance of, procedure, 82.360

Licenses, payable to license collector, 82.410

Life sciences, center for excellence to be established

in St. Louis area, 196.1106

Liquor sales, St. Louis Lambert International Airport, special permit to open at 4:00 a.m., fee, 311.179

Lottery, minority set aside, licenses, 313.255

Mark Twain Highway, interstate highway 70,

designation as (city of St. Louis), 227.303

## Mayor

Appointment of certified public accountants to audit

regional taxicab commission, 67.1822

Assessor, appointment of, 82.550

Attorneys, collector's duties, 141.870

Auditors of school officers' accounts, appointment,

165.181

Collector's bond, approval, 52.020

Definition, 95.465

Police commissioners, member of board, 84.020

Police, hindrance of, proceedings, 84.190

Police, not to interfere with, exception in

emergency, 84.010

Regional taxicab districts, mayor to appoint certified public accountants to audit commission,

Sanitary drainage districts, duties, 248.190

School board vacancy, to fill, 162.611

Vacancy, city treasurer, duties, 82.490

## Medically indigent sales tax

Authorized, 94.1000

Ballot contents, 94.1000

Defeated ballot measure resubmitted, when,

Deposit in fund, 94.1000

Medical indigence sales tax fund, 94.1000

Medically indigent, defined, 94.1000

Rate of tax, 94.1000

Memorial, World War I, 184.250 to 184.270

Merchants and manufacturers, licensing and regulation, power, 92.040

Metropolitan airport, see AIRPORTS

Metropolitan recreation districts, eligibility, purpose, bonds, sales tax, powers, 67.1700 to 67.1769

### Missouri Downtown Economic Stimulus Act

Development plan required, elements, procedure for adoption, 99.942

Development plan status report required, elements, penalty for failure to file, 99.980

Disadvantaged business enterprise program to be implemented, 99.933

Fund established for community development corporations, administration, revenue source, uses of revenues, 99.939

Missouri history museum, election costs, how paid, 184.353, 184.359

## Missouri public-private partnerships transportation act

Additional powers of the commission, assistance, contracts, 227.642

Annual status report required, 227.669

Approval of projects, procedure, 227.615

Bond required, when, 227.633

Closed records, when, 227.627

Collection of user fees, 227.660

Comprehensive agreement, defined, 227.600

Comprehensive agreements, approval of,

requirements, 227.621

Condemnation authorized, requirements, surveying, damages to private property, 227.657

Construction of act, 227.603

Definitions, 227.600

Fee, 227.606

Finance, defined, 227.600

Financial information, private partner to provide, 227.633

Financing terms and conditions, 227.645

Interim agreement, defined, 227.600

Interim agreements, requirements, 227.618

Issuance of bonds by private partners authorized, contract to issue bonds and loan proceeds, 227.645

Legislative findings, 227.603

Liability, limitation of, 227.663

Loans to private partners authorized, 227.642

Material default and opportunity to cure, notice of, remedies, 227.666

Material default, defined, 227.600

Notice of tolls, 227.660

Notice, 227.609

Open records, when, 227.627

Plan, private partner to provide, contents, 227.651

Powers of private partners, 227.630

Powers of the commission, 227.636

Private partner, defined, 227.600

Processing fee prohibited, 227.609

Procurement process, 227.609

Procurement, private partner agreements authorized, 227.648

#### ST. LOUIS CITY - cont'd

### Missouri public-private partnerships

### transportation act — cont'd

Project, defined, 227.600

Public use, defined, 227.600

Reports and telephone calls, admissibility of, 227.660

Requests for approval, contents, 227.606

Requests, process for receiving and reviewing of,

requirements, 227.612

Responsive bids, 227.609

Revenues tax-exempt, 227.646

Revenues, defined, 227.600

Right-of-way easement authorized, 227.654

Rulemaking authority, 227.636

Tentative approval, criteria, 227.618

Terminating negotiations, rejecting requests and responses, 227.624

Terrorism, policy prohibits agreements with sponsors of terrorism, 227.612

Toll collection and traffic citation procedures, 227.660

User fees, 227.639

User fees, defined, 227.600

Missouri state archives-St. Louis trust fund established, use of moneys, 109.410

Mortgages and deeds of trust, recording of

foreclosure deed, 443.390

Motor carriers, discrimination against, prohibited, when, 390.030

## Motor vehicle franchise practices

Minorities, distribution of dealerships should serve, St. Louis. 407.827

Minority-owned businesses in St. Louis, motor vehicle commission's duty to ensure, 407.829

## Motorcycles and all-terrain vehicles, franchises

Dealership located in St. Louis city to serve area, 407.1037

Minority businesses to have percentage, 407.1040

## Municipal assembly

Ordinances, powers, not to conflict with police authority, 84.010

### **Police**

Appropriations for, 84.210

Hindrance of, proceedings, 84.190

Salaries, appropriations for, 84.160

Rules and regulations for workhouse, 546.881 Sheltered workshops, board of directors,

appointment of, 205.970

Museum of science and natural history, see METROPOLITAN PARK AND MUSEUM

DISTRICT

Museum, authority to levy tax for, 92.020

## National park

Additional bond issue, 95.527

Consent to United States to establish, 95.525

Cooperation in establishment, 95.510 to 95.520

Newspapers, legal notices, rates, review and approval, 493.027

Notice of damage action against, 82.210

Nude dancing, sales tax to defray costs of background checks and general law enforcement, 573.505

## Nuisance action by neighbors, deteriorated property

Action when, costs, 82.1025

Applicability to St. Louis City, 82.1028

### Causes for action

Abandoned automobiles or appliances cluttering property, 82.1025

Failure to repair after fire, flood or damages, 82,1025

Property a nuisance if it adversely affects property values of neighborhood, 82.1025

Violation of county or city building codes, 82.1025

Forty-five days to correct, 82.1025

Injunctive relief, 82.1025

Notice to property owner of nuisance, 82.1025

Remedies, statutes not to abrogate any equitable right or remedy, 82.1030

Standing not granted, when, 82.1030

Oaths, city officers to administer free, 82.290

#### Officers

Additional compensation, when, for whom, 82.715 Compensated by salary only, exceptions, 95.535

County laws to apply, 105.260

Fees for state duties, disposition, 95.505

To administer oaths, free, 82.290

Officers' and employees' salaries paid biweekly, 95.537

Offices and supplies, sheriff to provide, 57.510

Offices, open when, 82.815

Ordinances not to conflict with police authority, 84.010

Parking commission, duties, treasurer of city supervisor of parking meters, when, 82.487

## Parking facilities

Commission, members, duties, 82.485

Financed how, 82.480

Lease of, restrictions, 82.470

May acquire or erect, 82.470

Parking supervisor, duties, parking commission, 82.487

Partition sales, where held, 528.590

Pawnshop licensees, city may regulate the number of,

Percentage of ad valorem property tax to be

deposited, when, 137.720

Pharmacy, college of, special license plate, application, fee, 301.3102

## Planned industrial expansion authority

City may assist projects, 100.530

City may tax, sell bonds, to finance grant to,

May assume city industrial development projects, 100,590

Plats, recording requirements, 445.100 to 445.120

## Police (CH. 84)

Appointment, number, 84.100, 84.130, 84.175

#### ST. LOUIS CITY - cont'd

### Police (CH. 84) — cont'd

Arrest powers in first class counties, St. Louis city, 70.820

Arrest, procedure following, 84.230

Bertillon system, establishment of, 84.240

Bonds may be required, 84.170

#### Chief

Arrests, duties, 56.470

Compensation, 84.160

Mayor may direct when, 84.010

Clothing allowance, nonuniformed, 84.160

### Commissioners, board of

Action for interference with, 84,220

Actions against, venue, 84.095

Appointment, commission, 84.030

Civil actions, venue, 84.015

Claims against, audit, 84.210; penalty, 84.220

Compensation, 84.040

Conservators of peace, control of, 84.200

Contract with another political subdivision to

provide service, 70.815

Created, members, 84.020

Delegation of jurisdiction, 84.120

Duties, generally, 84.090

Emergencies, power, 84.110; special officers, 84.175

Expenditures, estimate, contents, disbursement, 84.210; penalty, 84.220

Force, appointment, number, equipment, 84.100 Interference by city officers and assembly

prohibited, 84.010

Journal, duty to keep, inspection, 84.250

Major case squads authorized, expenses, operating procedures, power of arrest, 70.835

Mayor, effect of failure to qualify, 84.070

Officers, commissions, removal, 84.150

Organization of duties, 84.020

Police retirement system, payroll deductions

certified by, 86.140

Posse comitatus, use of, 84.200

Powers, mandamus proceedings, 84.190

Private watchmen and detectives, licensing,

84.340

Qualifications, oath, 84.040

Quorum, 84.070

Receipts and disbursements, record to be kept, 84.250

Removal from and forfeiture of office, 84.080

Removal of policemen, hearings, 84.120

Report to assembly, 84.250

Retirement system contributions, duties, 86.320

Salaries of force, determination, 84.160

Seal, 84.190

Secretary, appointment, qualifications, salary,

Sheriff to aid, when, 84.200

Station houses and furniture, rights and duties, 84.190

Terms, 84.030, 84.040

Police (CH. 84) - cont'd

### Commissioners, board of - cont'd

Treasurer, appointment, bond, duties, 84.050 Vacancies, how filled, 84.030, 84.070

Actions against St. Louis police commissioners, 84.095

Civil actions, 84.015

#### Compensation

Academic work, 84.160

Officers and patrolmen, 84.160

Compensation, officers and patrolmen, how paid, 84.160

Contract to provide services to another political subdivision, 70.815

Days off, 84.870, 84.890

Deferred retirement option plan (DROP), 86.251

Delegation of authority, 84.170

Distribution of retirement interest of member, when, 86.252

Districts, creation, 84.190

Emergency, special officers, 84.175

Holidays, 84.140

Holidays, no salary deduction, 84.880

Hours of service, emergencies, 84.110

Insurance coverage, 84.160

Interference with, penalty, 84.220

Mounted police, authority for, 84.260

Number of officers in each rank, 84.150

Number on force, 84.100 to 84.175

Officers of state and city, 84.330

Officers, number and rank, commissions, removal,

84.100, 84.130, 84.150, 84.175

Policewomen, appointment, powers, 84.265

## Political subdivisions, cooperation beyond jurisdiction

Contract to provide service, 70.815

Emergency situation, officer authorized to

respond outside his jurisdiction, when, 70.820 Major case squads authorized, expenses,

operating procedures, power of arrest, his jurisdiction, when, 70.835

Promotions, how made, 84.170

Qualifications, 84.120

Recognizances, who may take, 84.230

Relief associations, authority to organize, 86.500

Removal, hearings, 84.120

Reserve force, 84.175

## Retirement system

Amount payable to retirement fund each fiscal year, how computed, 86.337

Obligations, 86.187, 86.350

Retroactive payments, interest rate, 86.359

Retirement system, alternative system, board of trustee members, 86.213

Retirement system, death while performing qualified military service, benefit distribution, 86.295

## ST. LOUIS CITY - cont'd

#### Police (CH. 84) — cont'd

Retirement system, rollover contributions to be accepted after January 1, 2002, limitations, 86.294

Retirement system, trustee to trustee transfers

accepted after January 1, 2002, 86.294

Rewards, acceptance, disposition, 84.180

Rollover contributions to retirement plan to be accepted after January 1, 2002, limitations, 86.294

Rollover distribution payable to eligible retirement plan, when, requirements, prohibition on rollover

payments, exception, 86.255

Rules and regulations, penalty for violation, 84.170

Salary, holidays not deducted, 84.880

Service, one political subdivision contracting to

provide for another, 70.815

Sureties on bail bonds, who may be, 84.230

Time off, 84.160

Trustee to trustee transfers, retirement system, accepted after January 1, 2002, 86.294

Turnkeys, appointment, number, 84.100

Vacancies, how filled, 84.170

Vacation and off duty time, 84.140

Veterans, reappointment of, 84.130

Population changes not to remove city from operation of laws, 1.100

Primary elections, regulation of, 122.650

Prisoners, jail, boarding of, costs payable by state, 221.105

Probate division, personnel to be appointed by judge, 472.075

Projects, defined, contracts for, when required, notice, 8.250

#### **Public administrators**

Appointment of, 473.730

Election to receive fees in lieu of salary, certain administrators, 473.742

Full-time staff allowed in offices with fifty or more cases, 473.775

Minimum salary requirement, 473.742

Office, where, clerical personnel, 473.737

Salary schedule, certain administrators, 473.742

Staff to be deemed city employees for all benefits and all legal purposes, 473.775

Public health, authority to levy tax for, 92.020

Public safety departments, sales tax authorized,

### Rapid transit improvement

Acquisition or establishment, 91.790

Assessment, benefits and damages, 91.800

Bonds to pay for, how issued, 91.820

Commission or commissioner, establishment,

91.840

Condemnation, right of, 91.790

Public use, designated as, 91.790

Rights and interest in, authority to grant, 91.830

Special assessment, how made, 91.810

Term, defined, 91.780

Real property, lien of judgment, when valid, 511.500, 511.510

Real property, publication of notice of sale, 493.100 to 493.120

### Recorder of deeds

Additional compensation, when, 82.715 Appointment as local registrar, 193.065

Fees, 59.313

Local registrar, appointment as, 193.065 Office hours, 59.160

Recorded instruments, additional fee to be collected, deposited where, 59.321

Requirements for recording of documents, 59.313

Recording instruments, method, 59.420

Recreation grounds, authority to levy tax for, 92.020

Recreational and amateur sports subdistrict, see RECREATION AND AMATEUR SPORTS SUBDISTRICT, ST. LOUIS (CH. 184)

Regional center for developmentally disabled, see MENTAL HEALTH, DEPARTMENT OF

Regional convention visitor commission, 67.601

Regional convention visitor commission, funding

from professional sports team license plates, 301.472

## Regional taxicab districts

Adoption of taxicab code, city and county ordinances in effect until, 67.1816

Airport taxicabs, limitation on regulation of by commission, 67.1814

Annual audit of commission, who shall conduct, 67.1822

Annual budget established, fee-generated, 67.1820 Annual report, submitted by commission to chief executive officers and governing bodies of the city and county, when, 67.1822

Background checks required for drivers, when, fee, 67.1819

Boundaries of district, 67.1802

Budget, established by commission to enforce taxicab code, 67.1820

Certified public accountants appointed by chief executives of city and county, annual audit of commission, 67.1822

Code promulgated by commission, procedure, 67.1812

Commission established, powers, 67.1804, 67.1808; members, appointments, 67.1806

Duties of commission, 67.1810

Funds, expenditure of, limitations, 67.1810

Licensure of taxicabs, commission to establish, 67.1818

Ordinances, city and county, effective until taxicab code adopted, 67.1816

Regional taxicab commission established, powers, 67.1804, 67.1808; members, appointments, 67.1806

Special taxicab license plate, application, fee, 67.1813

Taxicab code promulgated by commission, procedure, 67.1812

#### ST. LOUIS CITY - cont'd

## Regional taxicab districts — cont'd

Transporting passengers in commerce, regional taxicab commission may license, supervise, and regulate, 67.1809

Register fee, back tax book, procedure, 92.070 Registration of voters, see REGISTRATION OF VOTERS

Residential renovation for persons of low or moderate income, certain cities, see HOUSING

Retirement system, contact information to be provided on retired members, when, 70.795

Reutilization law, land, 92.700 to 92.920

Reutilization law, municipal land, see also Land Reutilization Law, this heading

Rock festivals, no license from county required, 316.155

Salaries paid biweekly, 95.537

Sanitary drainage districts, 248.010 to 248.200

Security instruments, recording of foreclosure deed, 443.390

Senior citizens' services fund property tax, 67.990 to 67.995

Sewer lateral lines connecting to public lines, collector to add fee to general tax levy bills, 92.012

## **Sheltered workshops**

#### Board

Appointment by city governing body, 205.970 Bond required for treasurer, how paid, 205.970 Employment by board, members not to be eligible for twelve months after leaving board, 205.970 Establishing duties, 205.968

Nepotism, prohibition against employment if related to board members, 205.970

Powers and duties, 205.968

Removal from office, procedure, grounds, 205.970

Residence, to provide for eligible persons, 205.969

Residency requirements for some members, 205.970

Vacancies, how filled, 205.970

Definitions, 205.968

Employees shall not be related to board members, 205.970

Nepotism, prohibition against employment by board if related, 205.970

Residence or social centers may provide for eligible persons, 205.969

Tax, levy, amount, 205.972

Taxation for, levy, rate, 205.971

Transportation sales tax, percentage authorized, 94.645

Sheltered workshops, definitions, 205.968

Shelters for victims of domestic violence, see ABUSE

### Sheriff

Compensation, 57.550

Deputies and assistants, appointment, compensation, 57.530; how paid, 57.550

Expenses, payment and approval, 57.520

#### Sheriff — cont'd

Petit jury summons, to mail, 57.550

Retirement system, may come under, procedure,

57.961; surcharge to be imposed, 57.962

Sheriff's deed recording fee, time for recording, 02,852

Sinking fund for payment of bonds, for utilities, 95.485

Sinking fund for payment of bonds, source, 95.480

Special assessments for parking facilities, 82.480

Special tax bills, lien, duration, 88.927

Special tax bills, notice of suit on, 88.923

### Sports complex and convention regional authority

Audit of accounts, by whom, 67.658

Authority, defined, 67.651

#### **Bond issues**

Authorized, procedure to adopt, 67.653 Exemption from income tax, 67.653, 67.655 Investment in bond issues by whom, authority,

67.654

Rate, how sold, form, 67.653

Refunding of bonds, procedure, 67.653

Replacement bond destroyed or lost, 67.653

Tax exemptions for bonds, 67.653, 67.655

Chief executive, defined, 67.651

City, defined, 67.651

### Commissioners

Appointment, qualifications, term, expenses, 67.652

Employees, selection, compensation, 67.652

Officers, selection, 67.652

Powers and duties, 67.653

Vacancies, 67.652

Voting, disqualification from, when, 67.652

Condemnation, powers, relocation benefits to be paid, 67.653

Contractual powers, 67.657

County, defined, 67.651

Definitions, 67.651

Employees, selection, compensation, 67.652

Established, 67.650

#### Fund

Created, administered by authority, 67.656

Created, administered by commission, 67.653

Funded, how, 67.656

Lapse to general, prohibited, 67.656

Tax passed by voters to be deposited in fund, 67.657

Governing body, defined, 67.651

Minority groups to receive percentage of contracts, 67.653

Multiple purposes, defined, 67.651

Powers, contractual, 67.657

Report by authority, when, contents, 67.658

St. Louis city, tax in lieu of license fee, when, use of revenues, 67.657

## Tax on sales or charges for motels, hotels, sleeping rooms

Ballot form, 67.657

#### ST. LOUIS CITY - cont'd

## Sports complex and convention regional authority — cont'd

Tax on sales or charges for motels, hotels,

### sleeping rooms - cont'd

Collection of tax, 67.657

Effective, when, 67.657

Rate, 67.657

Revenue, use of, deposit in fund, 67.657

Voter approval, 67.657

Transient guest, defined, 67.651

## St. Louis science center

Ballot form, 184.350

Election costs, how paid, 184.350 to 184.359

Election to form subdistrict, 184.350

Petition to form, 184.350

Tax levy authorized, 184.350

State taxes, collection, 52.220

Storm water control, funds for, how administered, 644.031

Stormwater control plans, first class counties and city

of St. Louis, amount of bonds authorized,

qualifications, procedures for disbursal, 644.570,

644.576, 644.577

Street car gates, regulation of, 82.460

Street car passengers, getting on or off, regulation,

Street grades, changes in, procedure, 88.917

Street grades, damages for, benefit districts, 88.920

Students' bill of rights, ballot proposal, 162.666

Subways, may build or acquire, 82.250, 82.270

Subways, may operate or lease, 82.260

## Sunday sales law, exemption for certain areas of city

Automobile sales not included, 578.106

Contracts, leases, not to be interpreted as to require being open on Sunday, 578.106

Lease in area not to require being open on Sunday, 578.106

Procedure, exception, 578.106

Revisor of statutes to note, 578.106

Sunday sales, exemption from law against, procedure, 578.110

## Symphony orchestra

Debt and interest not to be released in whole or in part, 90.700

Promissory note, due on April 15, 1998, not to be extended, 90.700

#### Symphony orchestra subdistrict

Admission fee, how determined, 184.353

Commissioners, appointment, terms, qualifications, vacancies, 184.358

Commissioners, nonvoting advisory members, appointment, terms, 184.358

Defined, 184.352

Election to form subdistrict, cost, how paid, 184.353, 184.359

Formation, election procedure, ballot form, 184.353

Free tickets, number to be given away for

performances, 184.353

## Symphony orchestra subdistrict — cont'd

Missouri state council on the arts not to fund, 184.353

Music appreciation program for citizens of taxing district, fee, 184.353

Musicians, number required, 184.352

Powers, property vested in, obligations assumed, 184.360

Radio broadcast live to be offered, 184.353 Resubmission to voters if fails, when, 184.353 Tax rate, 184.353, 184.359

Tax assessment on subclass one real property, assessor using computer, burden of proof on assessor, evidence, 137.115

Tax on hotels, motels, sleeping rooms, procedure to adopt ballot form, effective when, 67.619

#### Taxation (CH. 92)

#### Appeals to tax commission, state

Assessor's testimony limitation cannot advocate higher rate than original assessment, charter counties or St. Louis city, 138.060

Attorney's fees and costs awarded taxpayer, when, amount limitation, 138.434

Burden of proof on assessor for valuation, physical inspection (St. Charles, St. Louis, St. Louis City), 138.060

Railroads and other subclass three property, attorney's fees and costs awarded, when, 138.434

Valuation, how determined, 138.060

Applicable provisions, 94.540

Art museum, levy and collection for, 184.350, 184.354, 184.362 to 184.384

#### Assessments

Annual assessment made in odd years to control for two years, 137.115

Costs, how paid, certification, 82.570

Projected tax levy required, 137.243

Property, 137.485 to 137.550

Property, owners to file, when, 137.495

Real property, rate per subclass, 137.115

## Back tax books

How made, 140.050

Informality not to affect validity, 92.060

Making and delivery, procedure, 92.050

Back taxes, how collected, 92.070

Bands, city may pass tax to support concerts and bands, 71.640

Board of equalization final meeting, when held, 138.120

Board of equalization hearings, when, 138.100 Bonds, tax for payment of, 95.480

Botanical garden, tax increase rate, election, 184.357

Collector's settlement, certification of amount collected, 139.190

## Delinquent and back taxes

Abstracter, appointment, duties, compensation, 141.880

Appraisers, appointment of, 141.940

#### ST. LOUIS CITY - cont'd

### Taxation (CH. 92) — cont'd

### Delinquent and back taxes — cont'd

Attorneys, appointment, compensation, 141.870

Collector, duties, 141.830, 141.850

Compromise of, procedure, 141.840

Deed, evidentiary effect, 141.950

Default judgment, when entered, effect, 141.850

Deputy sheriff, collector as, 141.860

Execution, when to issue, 141.930

Fees, liability for, 141.960

General law to apply, when, 141.970

Interest rate, 141.830

Judgment, release of, 141.930

Law, what applies, 141.820

Lien of judgment, duration, termination, 141.920

Lien, judgment to be, 141.910

Option to operate under general law, 141.970

Penalty for nonpayment, 139.100

Penalty, 140.100

Publication of notice of suit, 141.850

Redemption after judgment, 141.930; procedure, 141.830

Redemption barred on final judgment against vacant residential property, immediate sale on final judgment, 141.931

Sale on final judgment immediately when redemption is barred on vacant residential property, 141.931

Sale, approval of, procedure, 141.940 Sheriff to make deed, when, 141.950

Suit, when and where brought, 141.850

Title, what conveyed, 141.950

## Delinquent and back taxes, actions to collect

Commenced, when, 141.890

Judgment, contents, 141.910

Limitation on, 141.890

Notice and process, how served, 141.900

Petition, contents, 141.900

Proceedings, what governs, 141.900

Tax bills, evidentiary effect, 141.900

Delinquent personal lists, collection, procedure, 139.140

Delinquent taxes and back taxes (CH. 141)

Delinquent taxes, collection, deposit, 52.290

#### Earnings tax

Allowance to employer for collecting, 92.170 Authorized, what subject to, 92.111

Charter amendment to authorize ordinance, 92.200

Deduction and payment by employer, effect, 285,010

Dependent exemptions, city may provide for, 92.140

Employer to furnish list of employees, when,

Employers may be required to collect, 92.170 Exceptions, deferred compensation on other salary deferred or reduction plans not to be included, when, 92.113

### Taxation (CH. 92) - cont'd

## Earnings tax — cont'd

Exemptions, 92.130, 92.140

Government employees' wages, deduction from, allowance, 92.350

List of employees, 285.010, 285.015, 285.020

Ordinance, when effective, 92.200

Payment under protest, procedure, 139.031

Reduction, when, amount, 92.125

Withholding authorized, 92.170

## Gross receipt tax

Bonding requirements, for director of revenue and deputies, 92.073

Collection and cost, 92.073

Delinquencies, 92.073

Refunds, 92.073

Inconsistent laws repealed, certain laws declared not inconsistent, 92.047

Installment payments authorized, exceptions, 139.050

Insurance companies, occupation tax, 148.440 Library tax, rate, election on proposition, 182.150

#### License collector

Levy and collection, procedure, 150.350

Manufacturers tax, duties, 150.350

Merchants tax, duties, 150.090

Report of valuation, 150.360

License tax, rate imposed on utilities, reduced, when, how, 393.275

License tax, utilities, rate maintained even though tariff increased, procedure, 393.275

Mail, payment by, deemed paid, when, 139.100 Manufacturers tax, levy and collection, procedure, 150.350

Merchants and manufacturers, certain agricultural crops exempt, when, 92.040

Merchants and manufacturers, rate, power, 92.040 Merchants tax, levy and collection procedure, 150.090

Merchants tax, report of valuation, 150.080 Metropolitan park and museum district, see also METROPOLITAN PARK AND MUSEUM DISTRICT

## Metropolitan park and museum district, tax rate reduction by reassessment (Rollback)

Ballot form, 184.359

Board of commissioners may request election, 184.359

Election to restore rate, held when, 184.359 Restoration of tax in whole or in part, procedure, 184.359

Resubmission if fails, when, 184.359

Tax rate restored, effective, when, 184.359

Metropolitan park and recreation system collection of local sales tax, 32.085

Notice, assessment books open for inspection, meeting of board of equalization, 137.512 Payment by mail, deemed paid, when, 139.100

#### ST. LOUIS CITY — cont'd

### Taxation (CH. 92) — cont'd

Procedures, imposition and collection of tax, 32,085, 32.087

### Property tax abatement

Assessor, issues assessed valuation, 99.705 Assessor's statement of valuation, content, filing,

99.710

Blighted area, application for designation, effect, 99.700

Certificate, issued when, qualifications, 99.700 Land clearance for redevelopment, authority, duties, 99.700, 99.705

Notice to assessor, when, 99.705

#### Rate

Increase of, method, 92.010

Municipal and county purposes, 92.010

Sheltered workshops, rate, levy, 205.971

Special municipal purposes, 92.020

When and how fixed, 137.055

When fixed and entered, 137.390

#### Sales tax

Abolishment of, effect, 94.510

Adopted, procedure, 94.510

Ballot form, 94.510

Boundaries of city changes, procedure, 94.510

Public safety departments, authorization for, 92.500

Rate, 94.510

Science center, levy for, 184.350

See also METROPOLITAN PARK AND

MUSEUM DISTRICT

Sewer lateral lines connecting to public lines, collector to add fee to general tax levy bills, 92.012

Tax books, assessor to make, 82.570

## Tax on hotels, motels and sleeping rooms

Ballot form, 67.619

Civil action by commission, when, 67.624

Collection of tax, option, 67.623

Delinquent, when, penalty and interest, 67.619

Distribution of revenue, 67.621

Effective, when, 67.619

Exemption from other taxes on adoption, 67.619

Lien, filed how, release of, fee for recorder,

amount, 67.626

Penalty for violation, 67.626

Rate of tax, 67.619

Reporting, remitting tax, 67.624

Sale of business, duties, 67.624

Unlawful advertisement, 67.624

Voters submission to, when, procedure, 67.619

Tax sales, purchase at, procedure, 140.260

## **Transportation sales tax**

Additional, 94.660

Percentage authorized for sheltered workshops,

See TRANSPORTATION SALES TAX (CH. 94)

Transportation sales tax, additional, no contingent expiration, 94.660

Valuation, change in, procedure, 138.050

## Taxation (CH. 92) — cont'd

Zoological park, levy and collection for, 184.350, 184.354, 184.362 to 184.384

Toll bridges, bonds to purchase, 234.120, 234.130 Transitional school district, powers, duties, board,

Transport museum, election costs, how paid, 184.353, 184.359

Transport museum, see METROPOLITAN PARK AND MUSEUM DISTRICT

Transportation sales tax, additional, 94.660 Transportation sales tax, percentage authorized for sheltered workshops, 94.645

#### Treasurer

Bank tax, duties, 148.080

Bonds, parking division, 82.485

Budget, to be submitted to board, when, 82.485 Circuit attorney's contingent fund, duties, 56.530

### Compensation

Additional, when, maximum allowed, 82.715 Annual salary, 82.520

Parking meter supervisor, 82.516

Construction of parking facilities, 82.485

County stock insurance fund, apportionment, 148.330

Credit union taxation, distribution to county of taxpayer, 148.670

Financial report, duties, 82.607

Funds committee, powers, duties, 95.530

Parking division, 82.485

Parking meter fund, 82.485

Parking meter supervisor, 82.485, 82.515

Parking supervisor, parking commission, when, 82.487

Police retirement system, custodian of assets, 86.113, 86.307

Savings and loan association, taxation, distribution to county of taxpayer, 148.670

Treasurer, compensation, annual salary, 82.520

Treasurer, county stock insurance fund,

apportionment, 148.330

Tunnels, authority to acquire and operate, 234.340

Two houses of legislation, defined, 95.465

Urban redevelopment corporations, 353.010 to 353.180

Utilities, income from, to pay bonds, when, 95.485 Workhouse, commitment, working off fines, discharge, 546.881

## Zoo

African-American history museum and cultural subdistrict, established, how, fees, 184.353

Ballot form, 184.350

Election costs, how paid, 184.350 to 184.359

Election to form subdistrict, 184.350

Petition to form, 184.350

Tax levy authorized, 184.350

#### Zoological parks

Authority to levy tax for, 92.020

#### ST. LOUIS CITY - cont'd

#### Zoological parks — cont'd

Board of control, report, contents, verification, 90.640

Penalties for injury to, 90.650

### ST. LOUIS CITY CIRCUIT COURT

See CIRCUIT COURTS

#### ST. LOUIS COUNTY

"Rosa Parks Highway" established, interstate highway 55, designation as (St. Louis County), 227.312

Airport relocation assistance act, 305.600

Art museum, see METROPOLITAN PARK AND

MUSEUM DISTRICT

Assessor, not to be member of board of equalization, 138.135

Board of equalization, majority not in attendance, effect, 138.135

#### **Boundary commission**

Adoption of boundary change by voters, procedure, 72.407

Application fee for municipal annexation, amount, purpose, 72.412

Approval or disapproval, powers, 72.405

## **Boundary adjustment**

Defined, 72.400

Exception, not subject to commission's review, when, 72.400

Boundary change, defined, 72.400

Budget request, appropriation, 72.412

Changes of boundary, approval, factors to consider, 72.403

Civil actions against commission, parties, costs and attorney's fees paid to commission, when, 72.416 Commission, defined, 72.400

Conflict of laws, commission boundary laws to prevail, 72.409

Contiguousness, defined, 72.400

Declaration that a municipality with designated metes and bounds, when, 72.414

Deferment of final action, when, 72.405

Definitions, 72.400

Delay in declaring new municipality, when, 72.409

Disapproval by voters, consequences, 72.408

Effective date of adopted boundary change, 72.409 Election to adopt changes, procedure, cost, how paid, 72.407

Established unincorporated area, defined, 72.400 Fire department establishing by new municipality, prohibited when, 72.418

First officers of municipality, designation of, 72.414

Five-year planning cycle, procedure, notice and comment, map plans, approval, 72.423

Independence of commission, 72.412

Law exclusive if adopted by county, 72.401

Minor changes, allowed when, procedure, 72.405

Modification of proposed change, 72.405

Moratorium on boundary changes, duration of, 72.403

### Boundary commission — cont'd

Noncontiguous boundary changes, allowed when, procedure, 72.405

Overlapping boundary changes, procedure, 72.405 Powers and duties of commission to review all boundary changes, 72.403

Presentation limitation, exception during initial moratorium period, 72.408

Prohibited boundary changes, exception, 72.405 Proposing agent, defined, 72.400

Rules, regulations, commission to promulgate, 72.402

Simplified boundary change, procedure, allowed when, 72.405

Standing to contest, 72.430

Transition committee established, members, how selected, disbanded, when, 72.409

Unincorporated area proposal, procedure for approval, vote required, 72.422

Unincorporated pocket, defined, 72.407 Voting jurisdiction, defined, 72.400

Buzz Westfall Memorial Highway, portion of state route 364 designated as, St. Louis County, 227.322

Capital improvements, sales tax, 67.701, 67.713 Centralized emergency dispatching system and employees eligible for membership in LAGERS, St. Louis county, 70.225

City of St. Louis included in term county, when, 1.080

City ordinances, authority, purposes, fines, imprisonment, 546.902

Clerk of circuit court to provide election authority with list of offenders in jurisdiction, convictions of felonies or sufferage misdemeanors, 115.195

## Community comeback act

Title, 64.478

## Consolidation of multiple municipalities and unincorporated areas

Ballot form, 72.420

Contiguous requirement, 72.420

Effective when, 72.420

Petition, content, signatures required, 72.420 Transition committee, how selected, duties, 72.420

Contracts for provision of fire protection by fire protection districts to municipalities in, 321.223

Convention and sports complex authority, see ST. LOUIS CITY

Convention and visitors commission (St. Louis County and city), see ST. LOUIS CITY

Courts, traffic court, creation authorized, 479.500 Cultural and performing arts district (St. Louis

County and city), see ST. LOUIS CITY

Election authority to divide county into townships, when, 115.607

Elections, clerk of circuit court duty to report offenders convicted of felonies or suffrage misdemeanors residing in jurisdiction, 115.195 Elections, sheltered workshops, creation, tax, ballot form, 205.972

#### ST. LOUIS COUNTY - cont'd

#### **Emergency communications system commission**

Authorization, number of commissioners, method of appointment, 650.393

Ballot question on bonds, form, procedure, foursevenths majority approval required, when, 650,408

Ballot question on property or sales tax, form, procedure, 650.399

Board of commissioners powers and

responsibilities, 650.405

Definitions, 650.390

 $Fund\ established,\ administration,\ purposes,\ 650.402$ 

Membership of commission, 650.393

Tax on property authorized, majority vote required, amount, 650.396

Terms of office, vacancies filled, 650.393

Use of bond funds, 650.411

Fines, violation of city ordinances, authority collection, 546.902

Fire departments established by new municipalities, prohibited when, 72.418

## Fire protection district, recall of board member

Affidavit to be attached to each section of petition, content, 321.711

Candidacy nomination filed, 321.714

Certification of petition, content, 321.714

#### Election

Held when, 321.714

Laws to govern recall, costs, how paid, 321.716 Insufficiency in form not to affect validity, 321.703

Notice of intention to recall to be filed, 321.701

Petition for recall content, 321.707

Prohibited action, when, 321.701

Recall removed from ballot, when, 321.714

Resignation of board member, recall removed from ballot, 321.714

Resigned board member subject to recall may not fill vacancy on board, 321.714

Supplemental petition, insufficient effect, 321.711 Fire protection districts, see FIRE PROTECTION DISTRICTS

Fire protection, contracts for provision to municipalities in, 321.223

Fireworks regulation, supremacy, 320.122

### Greater St. Louis sports authority

Actions, number of commissioners required, 67.660 Authority, created, 67.660

Chairman to be appointed by governor, 67.660

Compensation, prohibited, 67.660

Duties, 67.661

Members, qualifications, appointment, terms, 67.660

Public revenue not authorized, 67.661

Report, content, due when, 67.661

Vacancies, how filled, 67.660

## Home equity program act (HEPA)

Addition of an excluded district which is contiguous, procedure, submission to voters, 67.1606

## Home equity program act (HEPA) — cont'd

Antidiscrimination policy, 67.1660

Appeals of guaranteed value, procedure, deadline, 67.1636

Arbitration of guaranteed value, procedure, deadline, consequences, 67.1636

Board, appointment, when, duties, compensation, terms, 67.1603

Certificate of participation, issued when, contents, 67.1615

Commission, appointment procedure, members, terms, compensation, 67.1603

Commission, duties and powers, 67.1612

Debts of program, not debts of municipality or county, 67.1648

Definitions, 67.1600

Depletion of fund, suspension of new registration, borrowing against future revenues, 67.1648

Election requirements, filing, notice, contents of petition, 67.1603

Eminent domain, acquisition of guaranteed residence, benefits, claims, amount, 67.1630

Guarantee fund, purposes, investment, use, restrictions, annual audit, managed by commission, 67,1630

Guarantee of home value, when, exceptions, conditions, 67.1618

Guaranteed payment, when, notice and evidentiary, requirements, 67.1624

Immunity and indemnity of commissioners, officers, employees, exceptions, 67.1651

Membership, eligibility, application requirements, registration fee, appraisals, 67.1615

## Merger of two existing programs

Commissioners, merger effect, residence, terms, expenses, vacancies, 67.1609

Funds of both existing programs to be merged, 67.1609

Requirements, petition, contents, notice, election, 67.1609

Offset of separate home equity insurance, 67.1657 Ordinance, required when, procedure, 67.1603

Payment from program, procedures, notice, listing, selling, appraisal and claim requirements, failure to follow, denial, 67.1621

Payments made following sale, 67.1627 Petition, required when, contents, procedure, 67.1603

Reappraisal to establish new guaranteed value, when, fee, conditions, new certificate issued, when, 67.1633

Restrictions on programs, guarantee, 67.1645 Statute of limitations, other restrictions on lawsuit,

Suspension of program, when, 67.1645 Tax to fund program, maximum rate, how determined, rate adjustment, when, collection and use, 67.1639

#### ST. LOUIS COUNTY - cont'd

#### Home equity program act (HEPA) — cont'd

Termination of home equity program, when allowed, procedure, 67.1642

Violation, class A misdemeanor, fine, 67.1663 Withdrawal of member, absolute right, forfeiture of

registration fee, 67.1660

Homeless, program to assist, renovation and rehabilitation, 67.1063

#### Housing, renovation or rehabilitation

Establishing program, procedure, 67.1063 Financing, additional user fee for recording instruments, voter approval required, 67.1063

Life sciences, center for excellence to be established in St. Louis area, 196.1106

### Liquor

Sale by drink, extended hours for business, 311.176 Liquor sales, St. Louis Lambert International Airport, special permit to open at 4:00 a.m., fee, 311.179

## Metropolitan park and recreation districts Board of directors

Appointment, qualifications, 67.1724

Bonds or coupons signed by members of board who cease to be on board, effect, 67.1763

Bylaws to be adopted, content, 67.1733

County executive to determine allocation of board members, arbitration, when, 67.1739

County offices prohibited from holding office, exception, 67.1727

Financial interest in district contracts prohibited, 67.1727

New county entering district, distribution of board members, appointment, when, restrictions, 67.1739

One county in district, procedure, 67.1724

Powers and duties, 67.1736

President and officers of board to be elected, when, 67.1733

Reappointment, board members to be eligible, 67.1730

Removal from office, 67.1724

Residence in county of district, 67.1727

Restrictions, certain counties, 67.1724

Terms, 67.1730

United States citizenship required, 67.1727 Vacancies, how filled, 67.1730

#### Bonds

Board members signing coupons or bonds, who cease to be on board, effect, 67.1763

Income from bonds exempt from income tax, 67.1766

Issued by district, authority, 67.1760

Rates, how paid, 67.1760

Refund bonds issued by district, how paid, 67, 1763

Tax exemption for income from bonds, 67.1766 Collection of money to be deposited in separate fund of county treasury of largest contributing county, 67.1736

Contracting authority with other parks, 67.1706

## Metropolitan park and recreation districts — cont'd

Contracts with political subdivision, certain counties to operate trails and parks, limitations, 67.1709

Created, authority for, 67.1700

District to be body corporate and political subdivision, 67.1703

## Establishing district, procedure

Approval required, 67.1715

Ballot form, 67.1715

Established, when, 67.1715

Expanded district, counties wanting to be included after district established, procedure, 67,1721

More than one county, procedure, 67.1721

One county only in district, procedure, 67.1718

Existing recreation or public park systems already within district, effect powers, 67.1700

Highways and roads within district may be improved, may agree to share costs, 67.1745

Municipal grant commission, qualifications,

advisory committee to be established, 67.1757 Municipal grant program for certain counties,

Municipal grant program for certain counties, purpose, 67.1757

Power of eminent domain not a power of district, 67.1751

Powers and duties of district, 67.1742

Preference to be given to Missouri products and supplies, 67.1748

Purchases in excess of ten thousand dollars to be made to lowest and best bid, 67.1769

Purpose of district, 67.1706

## Sales tax

Additional tax, amount, purpose, 67.1712

Allocation of sales tax, 67.1754

Imposed on retail sales, rate to fund program, 67.1712

Ordinance to be submitted to voters, 67.1712 Reauthorization, 67.1754

## Missouri Downtown Economic Stimulus Act

Development plan required, elements, procedure for adoption, 99.942

Development plan status report required, elements, penalty for failure to file, 99.980

Disadvantaged business enterprise program to be implemented, 99.933

Fund established for community development corporations, administration, revenue source, uses of revenues, 99.939

Missouri-St. Louis metropolitan airport authority, see AIRPORTS

Motor carriers, discrimination against, prohibited, when, 390.030

Municipal ordinances, authority, purposes, fines, imprisonment, 546.902

Municipalities within county, minimum standards for, 67.287

#### ST. LOUIS COUNTY - cont'd

Museum of science and natural history, see METROPOLITAN PARK AND MUSEUM DISTRICT

## Nuisance action by neighbors, deteriorated property

Action when, costs, 82.1025

### Causes for action

Abandoned automobiles or appliances cluttering property, 82.1025

Failure to repair after fire, flood or damages, 82 1025

Property a nuisance if it adversely affects property values of neighborhood, 82.1025

Violation of county or city building codes, 82.1025

Forty-five days to correct, 82.1025

Good faith compliance, action prohibited, 82.1031 Injunctive relief, 82.1025

Notice to property owner of nuisance, 82.1025

Officers, general county laws to apply to St. Louis city officers, 105.260

Pawnshop licensees, county may regulate the number of. 365.055

Physical inspection of residential property required, when, procedure (St. Louis County), 137.115

Real property, tax to protect property value, home equity program act, 67.1600 to 67.1663

Redevelopment of former automobile manufacturing plant site, tax credit, 447.708

Regional convention and visitor commission, see ST. LOUIS CITY

Regional convention visitor commission, 67.601 to 67.626

Regional cultural and performing arts district (St. Louis County), see ST. LOUIS CITY

Regional cultural and performing arts districts, see ST. LOUIS CITY

## Regional taxicab districts

Adoption of taxicab code, city and county ordinances in effect until, 67.1816

Airport taxicabs, limitation on regulation of by commission, 67.1814

Annual audit of commission, who shall conduct, 67.1822

Annual budget established, fee-generated, 67.1820 Annual report, submitted by commission to chief executive officers and governing bodies of the city and county, when, 67.1822

Background checks required for drivers, when, fee, 67.1819

Boundaries of district, 67.1802

Budget, established by commission to enforce taxicab code, 67.1820

Certified public accountants appointed by chief executives of city and county, annual audit of commission, 67.1822

Code promulgated by commission, procedure, 67.1812

#### ST. LOUIS COUNTY — cont'd

#### Regional taxicab districts — cont'd

Commission established, powers, 67.1804, 67.1808; members, appointments, 67.1806

Definitions, 67.1800

Duties of commission, 67.1810

Funds, expenditure of, limitations, 67.1810

Licensure of taxicabs, commission to establish, 67.1818

Ordinances, city and county, effective until taxicab code adopted, 67.1816

Regional taxicab commission established, powers, 67.1804, 67.1808; members, appointments, 67.1806

Special taxicab license plate, application, fee, 67.1813

Taxicab code promulgated by commission, procedure, 67.1812

Transporting passengers in commerce, regional taxicab commission may license, supervise, and regulate, 67.1809

Roads, county-arterial road system, authority to establish, 137.558

Rock festivals, no license from county required, 316.155

### Sales tax, cities, towns and villages in St. Louis County

Abolishment of tax, procedure, 94.857

Authority for governing body to submit proposal to voters, 94.850

Ballot form, 94.850

Boundary change effect on detached or added territory, 94.852

Boundary changes, procedure, city clerk's duties, 94.852

Capital improvements, additional sales tax authorized, 94.890

Collection, allocation and distribution may be delegated to county by director of revenue, powers and duties, 66.601

Collections, law applicable, 94.855

Definitions, laws applicable, 94.855

Deposit in special sales tax trust fund, 94.857

Distribution formula, 94.857

Procedure, laws applicable, 94.855

Records to be inspected and audited by any city, town or village within county, 144.121

Refund procedure, 94.857

Special sales tax trust fund not a state fund, 94.857 Voters to adopt, 94.850

Sewer district, metropolitan, design-build contracts authorized, procedure, 249.425

Sewer districts, lateral sewer line repair, annual fee, 249.424

Sheltered workshops, taxation for, levy, rate, 205.971 Simplified boundary change, procedures, allowed when, 72.405

Storm water control, funds for, how administered, 644.031

#### ST. LOUIS COUNTY - cont'd

Stormwater control plans, first class counties and city of St. Louis, amount of bonds authorized, qualifications, procedures for disbursal, 644.570, 644.576, 644.577

Stretcher vans, political subdivisions may regulate existing services, when, application for license, 190.528

Tax assessment on subclass one real property, assessor using computer, burden of proof on assessor, evidence, 137.115

#### Taxation

Cigarette tax, authorized rate, 66.340

Convention and tourism tax authorized, collection procedure, 66.390

Motor vehicle license, rate, 66.320

Property tax, home equity program act, 67.1600 to 67.1663

Public utilities, tax on gross receipts, rate, 66.300

### Sales tax, additional

Distribution of revenue, 67.547

Limitation on use of revenue, 67.547

Sales tax, see also SALES TAX, COUNTY

Tax on sales of food prohibited, St. Louis county, 644.032

Transportation sales tax, see TRANSPORTATION SALES TAX (CH. 94)

Traffic court, creation authorized, operation and procedure, jurisdiction, 479.500

Transport museum, see METROPOLITAN PARK AND MUSEUM DISTRICT

Transportation sales tax, 94.600 to 94.660

Use tax, records of St. Louis County may be inspected and audited by cities, towns and villages within county, 144.121

Violations of ordinances, fines, imprisonment, 546.902

## Water corporations, infrastructure system replacement

Appropriate pretax revenues, defined, 393.1000 Definitions, 393.1000

Eligible infrastructure system replacements, defined, 393.1000

ISRS revenues, defined, 393.1000

Pretax revenues, factors to be considered, 393.1006

#### Rates

Authority for rate change, notification required, 393.1006

Proposal for rate change, examination, procedure, 393.1006

Revised rate schedule, filed when, 393.1006 Rulemaking authority, 393.1006

Schedules, procedure to establish or change, 393.1003

Water corporation, defined, 393.1000

Water utility plan projects, defined, 393.1000

Water service line fee, collection, purpose,

administration, vote required, 66.405

Zoological parks, see also METROPOLITAN PARK AND MUSEUM DISTRICT

#### ST. LOUIS COURT OF APPEALS

See COURT OF APPEALS

#### **STALKING**

Criminal violations, 565.225

Definition, 455.010

First degree, penalty, 565.225

### **Protection orders**

### Child being stalked

Absence from home to avoid domestic violence, not to affect rights, 455.505

Effective throughout state, 455.505

## Ex parte orders of protection

Guardian ad litem or special advocate appointed by court to represent child victim, 455.513 Investigation by division of family services, when, report to court, due when, 455.513 Investigation report available to whom, 455.513 Issued when, grounds, effective until when, 455.513

Transfer to juvenile court, when, 455.513

Notice of order to guardian ad litem or special advocate, content, when, 455.502

Pleadings, verified petition, 455.505

Defined, 455.010

Fee to file, court costs, or bond not assessed, 455.504

### Foreign orders

Certified copy filed with circuit court to register foreign order, content, 455.067

Enforceable as long as in effect in issuing state, 455.067

Full faith and credit to be given, 455.067

Law officer may rely on copy of certified order,

No filing fee required to register order, 455.067 Registration not required for enforcement, 455.067

Full or exparte orders, contents, relief available, 455.050

Law enforcement officer may rely on copy of order, 455.083

MULES system, information entered, when, 455.040

Notice, presentation of copy of order by police officer responding to complaint, 455.085

## Parties, who may seek relief, 455.020 **Petition, litigant no counsel**

Court clerks giving information not practicing law, 455.504

Court clerks to furnish information on procedure, uniform filing forms and pleading, no fee, 455.504

Posting of notice of clerks, services and location of office to file petition, 455.504

Rules governing court clerks, supreme court, duties, 455.504

Uniform forms to be made available by clerk, 455.504

Renewal of order, requirements, 455.040

#### STALKING - cont'd

#### Protection orders — cont'd

Service on respondent, failure, validity not affected, 455.040

Supreme court to adopt forms for order of protection, content, due when, to be furnished to each circuit clerk, 455.073

Temporary relief available, 455.045

Uniform forms to be made available by clerk, 455.504

Violation of order, penalty, 455.085

Second degree, penalty, 565.227

Tampering with a judicial officer, 575.095

Victim not required to pay costs associated with filing of criminal charges, 488.610

#### STALLIONS AND JACKS

See LIVESTOCK

## STAMPS

\* See also MARKS AND BRANDS; LABELS; SURPLUS AGRICULTURAL COMMODITIES

Beer, see BEER, NONINTOXICATING

Cigarette tax, see CIGARETTES

Liquor, see LIQUOR, INTOXICATING

#### **STANDARDS**

## **Energy efficiency standards**

Advisory group created, purpose of group, members, terms, meetings, 701.509

Appliances and consumer electronics, new sales, requirements, exceptions, 701.500

Energy efficiency standards, department of natural resources, rulemaking authority, 701.503

Investigation of complaints, attorney general may enforce, 701.515

Manufacturers, new products, testing procedures, certification required, identification of compliance required, 701.512

Testing and inspections, director of the department of natural resources, rulemaking authority, 701.512 Updates of, when, 701.506

See WEIGHTS AND MEASURES

## STATE

Action against, service, probate division, circuit court, 472.025

Action in name of, costs, 514.190 to 514.210

## Aid

Common sewer districts may accept, 204.460

County and city airports, 305.230

Horse racing, cities and counties, source of funds, amount available, 313.630

Kansas-Missouri air quality commission, may accept, 643.600

Appeals by, criminal action, procedure, 547.200 to 547.230

Appeals by, criminal action, supreme court to issue appropriate rules, content, 547.200

Assessor's training program, costs, reimbursement by, 53.260

Attorney general, appearance on behalf of, 27.050, 27.060

Bonded debt, interest, how paid, 33.440

## STATE — cont'd

#### **Bonds**

General obligation, refunding, when, requirements, board's powers, 33.541

Lost or destroyed, renewal, 33.380 to 33.420 Mutilated or defaced, renewal, 33.330 to 33.370

Pro forma decree authorizing issue, proceedings,

108.310 to 108.350

Redemption and cancellation, 33.300

Surety bonds, state contracts, not required when, 34.059

Boundaries (CH. 7)

Boundary compact, Nebraska, 7.002

Building and lands (CH. 8)

Certificates of indebtedness, interest, how paid, 33,440

Compact, radioactive waste low-level midwest interstate compact, 260.700

Compacts, see INTERSTATE COMPACTS

Contracting, payments for, 34.057

Contractor, payments to subcontractor, 34.057

Contractor's bond, public works, officials to require, 107.170

Contracts, architects, engineers, land surveying, 8.285 to 8.291

Contracts, state and counties prohibited from entering contract to spend any revenue to examine taxpayer's books and records, 136.076

Costs, criminal cases, liability, 550.010, 550.030

Counties, how divided, 46.040

Debt, payment of interest, 33.300

District of Columbia included, when, 1.020

Emblems (CH. 10)

Employee exchange, federal, other states, 105.600 to 105.650

Employee exchange, time limitation, exception, federal government as sending agency, 105.610

# Employees

\* See also OLD AGE AND SURVIVORS INSURANCE; RETIREMENT SYSTEM, MISSOURI STATE EMPLOYEES'

Authority to form and join labor unions, 105.500 to 105.530

Credit union deductions authorized, 370.395

Garnishment of wages, 525.310

Unused vacation time, payment of compensation at death, 33.102

Extradition proceedings, rights, 548.270

Fairs, see FAIRS

Final payment, due, when, 34.057

Free exercise of religion, government may not restrict, exceptions, 1.302; applicability, no civil or criminal defenses based on religious beliefs eliminated, 1.307

Gifts, bequests, assignments, acceptance by, 33.550 Immigration or citizenship, prohibiting or restricting communication with federal authorities, unlawful when, rights of public employees regarding immigration status, 650.475

Insect, the honey bee, 10.070

#### STATE - cont'd

Interest, amount, late payment charges, 34.057

#### Jurisdiction

Lands acquired by United States, 12.020, 12.040 Lands used as federal penitentiary honor farm, 12.025

Migratory bird reservations, 12.050

Jury, fee when not separated, liability, 550.020

Late payment charges, public works projects, 34.057

Late payment charges, state to pay for supplies and services, when, interest rate, procedure, exemption, 34 055

Legal expense fund, dental care and services included, 105.712

Lien, fees, criminal cases, 550.290

Meramec dam and lake project conveyance by U.S. to state, see PARKS; UNITED STATES

#### Mileage

Administration, office of, authority to establish by rule, 33.090

Minimum amount, 33.095

Rule establishing authority, 33.090

## Mississippi River parkway

Concurrent jurisdiction with United States, 226.400

Conveyances to United States, 226.350

Powers reserved, 226.410

Moneys, withdrawal from depositaries, 33.520

Musical instrument, the fiddle, 10.080

Official surety bond, payment of cost, 107.070

Parks, activities to be authorized, procedure, 252.045

Parks, lands and lakes, motor vehicles speed limit, roads designated for use, 252.045

Todas designated for use, 232.04.

Payments received, when, 34.057

Personal property of, returned to donor, when, how, 34.115

Preferred claims, 430.330 to 430.350

Printing and purchases (CH. 34)

Progress payments, public owners, 34.057

Prompt payment, public works projects, 34.057

Public school pupils' rights, federal law, to comply with, 167.113

Purchasing, calcium initiative, preference given to food and beverages containing calcium, exceptions, 34.375

Receipt of payments, public works projects, 34.057

#### Records

#### Public

Inspection authorized, penalty for refusal, 109.180

Offices, evidence, 490.220

Photographing, charges, 109.190

Security interests or ownerships not subject to inspection or copying, 109.195

Redeemed bonds, where registered and kept, 33.540 Release of payments prior to substantial completion of project, 34.057

Religion, free exercise of, government may not restrict, exceptions, 1.302; applicability, no civil or criminal defenses based on religious beliefs eliminated, 1.307

#### STATE - cont'd

Retainage, adjustment of, 34.057

Retainage, when, amounts, public works projects, 34.057

Retirement system, political subdivisions, contribution to, prohibited, 70.740

State contracts, surety bonds not required when, 34 059

Subcontractor, payments to, 34.057

Surplus property sales, paid for, how, 37.090

Territories included, when, 1.020

Travel expenses, state, rules and regulations, 33.090 Trustee of grants and gifts to public school fund,

166.121

Unemployment compensation, bond issue for, not permitted, 288.330

Withholding of payment, public works projects, 34.057

## STATE AID

Abandoned property, redevelopment projects, 447.700 to 447.718

Abortion, prohibited, use, when, 188.205

Affordable housing assistance and rental housing units, criteria to develop authority, 32.111

Affordable housing assistance, activities and rental housing units, tax credits, 32.111

Aid to dependent children, see subheading Temporary assistance for needy families

Airports, city and county, 305.230

Annuities, affect on Medicaid eligibility, 208.212

Attorney general, transition fund, 27.090

Auditor, transition fund, 29.400

## Blind

Application, 209.060

Eligibility, 209.030

Pensions, 209.010, 209.040

Supplemental assistance not to be reduced if recipient is receiving federal supplemental security income (SSI), 208.030

Boarding of prisoners, 221.105

## **Budget reserve fund**

Established, Art. IV, Sec.27(a)

Funding, Art. IV, Sec. 27(a)

Purpose of fund, emergencies, disaster or loss of revenue, Art. IV, Sec. 27(a)

Buses, school districts, limitation on use of funds to purchase, 163.161

Career plan, supplemental salary for teachers, 168.500 to 168.515

Centers for independent living, grants provided when, 178.654

Child abuse, training programs for reporting, 210.155 Child care providers, in-home, denial, when, 210.025

Child care providers, in-home, requirements for direct payment assistance recipients, 210.027

Child care subsidies, transitional programs authorized, 208.053

Child day care facilities, 208.042

Children of unemployed parents, aid to dependent children, 208.041

#### STATE AID - cont'd

Civil defense, expenses, how paid, 44.120

Civil defense, mutual-aid agreements, 44.090

Cold weather rule, reconnect and provide services, when, 660.122

Community college districts, 178.850

Community colleges, newly formed, how computed, 163 191

County aid road fund, 231.441

County memorial hospitals (World War II), 184.290

Direct payment, 108.163

Disabled, permanently and totally, supplemental payments, no reduction when recipient receiving SSI, 208.030

Distressed community, locating regional health research consortia in, grant eligibility, when, 191.843

Drug abuse, educational and research programs, 195.198

Earthquake ordinance on building and construction by cities and counties required, noncompliance, effect, 319.207

Elderly and handicapped transportation, assistance program, 208.250 to 208.265

Electronic transfer of benefits to public assistance recipients, 208.182

Eligibility, automated process to check recipients and applicants, 208.238

Emergency financial assistance, needy families, see EMERGENCY

Emergency management, mutual aid agreements, compensation, 44.090

Employment of illegal aliens grounds for denial of loan, tax credit or abatement, crime, penalties, exceptions, appeals, 285.025

Expenses of assessors attending courses, 53.260 Eye examination, medical, surgical treatment, pupils, school for the blind, 162.775

Farm loans, linked deposits program, 30.750

Food stamp eligibility, felony conviction not to make ineligible, when, 208.247

Food stamp plan, 205.960 to 205.962

Food stamps, farmer's market pilot program, 208.018 Fraud, telephone hot line, attorney general, duties, 660.360

General reassessment, 137.750

Governor and lieutenant governor, transition fund, 26.215

Grant, eligibility for health research consortia in a distressed community, 191.843

Hemophilia program, 191.335

Historic preservation, 253.403

Homeless assistance program, location, tax credits, 32.117

Homeless veterans, may use address of charitable or religious organization to receive state or federal assistance, when, 42.035

Hospitals, approval by state board of health, requirement that hospital serves poor people, 189.030

# STATE AID — cont'd

Hospitals, eligibility, how determined, election to accept or reject certain qualification, when, 189.095 Housing development loans, 215.060

Housing development loans, repayment to general revenue, 215.250

In-home child care providers, background checks for receipt of state or federal funding required, 210.025 Juvenile court personnel, compensation, state

reimbursement not subject to Hancock Amendment, 211.394

Juvenile court personnel, compensation, state to reimburse counties, phase-in program, computation, 211.393

Juvenile officers, 211.393

Libraries, cities, procedure and requirements to obtain, 181.060, 182.900

Local governmental health facilities, 189.010, 189.075; patient eligibility, 189.080

Local road and bridge, 231.450, 231.455

Maintenance and repair, annual appropriation, exclusive of capitol appropriations, 163.191

#### Medical assistance

Abuse, fraud, excessive use, effect, 208.164

Adult day care, when, amount, 208.168
Annual income and eligibility verification required, 208.147

Application for, approval or denial, when, 208.072 Beneficiary employer report required, content, 208.230

Documentation required for annual verification of income and eligibility, 208.147

Eligibility verification required annually, 208.147 Eligibility, 208.151

Federal standards to be met, 208.152, 208.153

Forecast on program, legislative budget office to conduct, items included, 208.985

Fraud, prohibitions, penalties, 191.900, 191.905, 191.910

Health improvement plans, enrollment, assessments, 208.950; request for proposals, 208.951

Income limits, 208.151

Income verification required annually, 208.147 Intermediate care facilities, when, amount, 208.168

Joint committee on MO HealthNet established, members, recommendations, 208.952

Long-term care partnership program established, 208.690 to 208.698

Medicaid payments to long-term care facilities, made when, 208.072

MO HealthNet created, 208.001

MO HealthNet division created, 208.001

MO HealthNet oversight committee established, members, recommendations, 208.955

Nursing home payment, how computed, 208.167 Nursing home services, exception, 208.161

Payment for reasonable cost, how determined, 208.152

#### STATE AID — cont'd

#### Medical assistance — cont'd

Personal care contracts, effect on eligibility, 208.213

Professional services payment committee established, members, duties, 208.197

Psychiatric hospital service, inpatient, individuals under 21, 208.161

Psychotropic medications, access to, 208.227

Reimbursement from trusts, 475.092

Reimbursement rate revision not allowed on change of ownership, management, operation, 208.169

Reimbursement rate, new nursing home facility, assignment, base, 208.169

Skilled nursing home care, when, amount, 208.168

Telehealth, use of, rules, 208.670

Ticket-to-work health assurance program,

eligibility, expiration date, 208.146

Memorials (World War I), 184.270

## Missouri Rx Program

Asset test, defined, 208.780

Benefits, authority of department, 208.786

Definitions, 208.780

Eligibility income limits subject to appropriations, 208,790

Enrollment in program, 208.784

Established, 208.782

Fund created, 208.794

Liquid assets, defined, 208.780

Medicaid dual eligible, defined, 208.780

Medicaid dual eligibles, effect of, 208.784

Medicare Part D prescription drug benefit, 208.780

Medicare Part D, coordination of benefits, 208.784

Payer of last resort requirements, 208.788

Program not an entitlement, 208.788

Purpose, 208.782

Residence, applicant required to have fixed place of residence, 208.790

Rulemaking authority, 208.782

Start of program benefits, when, 208.786

Termination date, 208.798

## Neighborhood assistance

Amount, how, determined by, 32.120

Limits, 32.115

Tax credit for firms participating, 32.110 New or expanded business facility, 135.100 to

Nursing home services, 208.159

Nursing home services, amount, 208.030

Old age assistance, supplemental, no reduction if recipient is receiving federal supplemental security income (SSI), 208.030

Old age, supplement, 208.030

Payment of assessment costs, 137.715

Physicians and surgeons, student loans, see

STUDENTS

Pregnancy, cause for leaving employment, requirements for unemployment compensation, 288.050

#### STATE AID - cont'd

## Pregnancy, medical assistance

Eligibility for aid, 208.151, 208.152

Food supplements for children and breast-feeding or postpartum women, 208.152

Obstetrical and pediatric services, eligibility, 208.152

Presurgical diagnostic services, eligibility, 208.152 Programs for handicapped, severely handicapped, approval for state aid, 162.930

Programs for handicapped, severely handicapped, state aid, how computed, 162.935

Programs for high-need children, reimbursement for education costs, 162.974

Property taxes and rent constituting property taxes used to determine credit, 135.025

Property taxes credit, 135.020

Prosecution of crimes committed in state prisons, county reimbursed for expense, 50.850

Prosecution, capital cases, certain counties, reimbursed for expenses, when, 50.853

Public airports, 305.234

### Public assistance

Assignment of rights of support, when, 208.055 Burial lots, not an asset, when, definition, 208.010 Child care, income eligibility criteria, vouchers and direct reimbursement, when, 208.046

Definition, 208.055

## **Eligibility**

Determined, 208.010

Payments from Agent Orange Fund not income in determining, 208.012

Payments to victims of National Socialist (Nazi) persecution not income in determining, 208.013

Maximum benefits, 208.150

Pacts, self-sufficiency, contents, incentives, term, review by director, 208.325

Paternity establishment, cooperation required, when, 208.055

Self-sufficiency program, pacts, contents, incentives for participation, term, review by director, 208.325

#### **Public benefits**

Defined, 208.009

Illegal aliens ineligible, when, exceptions for nonprofit organization, 208.009

Postsecondary education, unlawfully present students, benefits prohibited, 173.1110

Temporary benefits permitted, when, 208.009

# **Public libraries**

City library, requirements to obtain, 182.900
Procedure and requirements, 181.060, 182.900
Services for blind and handicapped, 181.065
Readers for blind students, 178.160, 178.180
Regional health research consortia within a distressed community, grant eligibility, when, 191.843
Revenue-producing enterprises, limitation on receiving incentives, 135.155

#### STATE AID — cont'd

#### Schools

A+ program coordinators, reimbursement permitted, when, 168.530

Activities, participation in sanctioned programs, computation for purposes of state aid, 171.053 Annual appropriation from smaller schools,

Assessed valuation used, how, 163.036

Community college districts, 163.191

Correction in apportionment, 163.091

Definitions, 163.011

Delinquency in property tax payments, effect on calculation for distribution, 163.036

Districts, bus transportation of students, 163.161 Eligibility, 163.021

Foundation formula, 163.031

Gaming activities, all revenue to be used for public education, Art. III, Sec. 39(d)

Mental health programs or facilities, payment for educational services, payments in lieu of taxes, when, 167.126

Operating levy reduction, accreditation, effect, 163.025

Option district election, effect of, notification required, 163.042

Reports, 163.081

Social services placement, payment for educational services, payments in lieu of taxes, when, 167.126 Summer school computation, 163.036

Transportation, kindergarten, 163.013

# Weighted average daily attendance

Estimate error, how corrected, effect, exception for certain districts, 163.036

Estimates, 163.036

Forced closing of school, 163.051

Increase over estimate, how corrected, exception

for certain districts, 163.036

Reorganized districts, 163.041

Summer school computation, 163.036

Secretary of state, transition, fund, 28.300 Senior citizens property tax relief, 135.010, 135.030

Sheltered workshops, 178.930

Small business loans, linked deposits program, 30.750

SNAP recipients, farmer's market pilot program,

Source water protection treatment, grants, 640.605 Special health care needs children, 201.040

Special road district, state roads, 233.415

State-local technical services act, assistance to

State-local technical services act, assistance to political subdivisions encouraged, 67.340

Storm water control, certain counties and cities, 644.031

Sudden infant death, autopsy, 194.117

Supplemental welfare assistance not subject to reduction when recipient is receiving SSI, 208.030 Tax credit accountability act of 2004, 135.800 to

135.830

#### STATE AID - cont'd

Tax credit, abatement or loan, eligibility determination, administrative appeal, deadline, notice, filing, procedures, 621.052

Telephone, economy rates, program for the elderly and handicapped, 660.145

## Temporary assistance for needy families

Alcoholic beverages, purchase of prohibited, where, 208,024

Assessment of applicant, criteria, rulemaking authority, 208.071

Drug screening authorized, when, 208.027

EBT benefit account suspended temporarily, when, 208.024

Electronic benefit cards, photograph of recipient required, 208.022

## Eligibility

Assessment of applicant, criteria, rulemaking authority, 208.071

Requirements, 208.040, 208.048

Residence, 208.040

School attendance, 208.048

Work activities requirement, 208.026

Lifetime limit, 208.040

Lottery tickets, purchase of prohibited, where, 208.024

Medical assistance provided, when, 208.145

Prohibited purchases, where, 208.024

Reduction in dependency measures, 208.040

Set-aside minimums for certain programs, 208.067

Tobacco products, purchase of prohibited, where, 208.024

## Transportation

Handicapped children, 162.710

Pupils, 163.161, 167.241

Severely disabled children, 162.755

Special school districts, 162.900

Treasurer, transition fund, 30.500

Unemployment benefits, employing unit to provide notice of ineligibility to individuals whose services are not considered employment, 288.041

Unemployment compensation, 288.050, 288.070

Unemployment compensation, weekly benefit amount, maximum, 288.038

Utilicare program, 660.100 to 660.136

Utilicare stabilization fund, 660.136

Utilities for elderly and disabled, heating and cooling program, 660.100 to 660.136

Veterans, homeless, may use address of charitable or religious organization to receive state or federal assistance, when, 42.035

Vocational education, administration expenses, 178.570

Voter registration forms, agency to provide, duties, 115 162

Water supply and sewer systems, state aid by grant, 640.600 to 640.620

Water supply systems, loans, linked deposit program, 30.750

#### STATE AID - cont'd

## Workers' compensation

Permanent partial disability, 287.200

Permanent total disability, 287.220

Second injury fund, 287.230

Temporary partial disability, 287.180

Temporary total disability, credit against benefits, 287,170

Youth services, community based treatment services, 219.041

## STATE AUDITOR (CH. 29)

See AUDITOR, STATE

## STATE BOARDS AND COMMISSIONS

See AUTHORITIES, STATE; BOARDS, STATE; COMMISSIONS, STATE; COMMITTEES; COLINCILS

#### **STATE BOUNDARIES (CH. 7)**

## Commission, state boundaries

Dissolution of commission, 7.250

Duties of commission, 7.220

Established, 7.200

Members terms, expenses, 7.210

Nebraska, negotiations with, 7.240

Ratification necessary, 7.230

Kansas and Missouri, near St. Joseph (CH. 7)

Missouri-Nebraska compact, CH. 7

## STATE BUILDINGS

See PUBLIC BUILDINGS; CAPITOL BUILDINGS AND GROUNDS

## STATE CANCER HOSPITAL

See CANCER CENTER AND CANCER COMMISSION

## STATE CAPITOL

See CAPITOL BUILDINGS AND GROUNDS

# STATE COLLEGES

See UNIVERSITIES AND COLLEGES

# STATE DEPARTMENTS, DIVISIONS AND OFFICERS

See AUTHORITIES, STATE; BOARDS, STATE; COMMISSIONS, STATE; COMMITTEES; COUNCILS

# 1. General Provisions

#### 2. Enumeration

## 1. General Provisions

Administrative leave for misconduct, hearing required, procedures, 105.264

Agencies to make good faith search for Missouri companies providing Missouri products, 34.363

Agencies to provide written explanation of contract rejection reasons, 34.363

Allotments of appropriations, requests for, contents, 33.290

Appeal procedure for merit system, nonmerit may adopt, 36.390

Appropriations to be itemized, 21.260

Asbestos removal projects, use of own employees prohibited unless follow asbestos abatement regulations, 643.255

Asbestos removal, must comply with regulations, when, 643.255

#### 1. General Provisions — cont'd

Assistant attorneys general, assignment to, 27.020 Automated telephone answering systems, option to speak to live operator required, when, 37.800 Budget estimates, forms to show what, duties, 33.220

Buildings, condition, information to director of planning and construction, 8.330

Buy American, 34.350 to 34.359

Coast guard duty, state employee leave with salary and benefits, 41.1005

Code of conduct, 105.969

Commissioner of administration to compile and provide listing or Missouri products, 34.363

Conflict of interest, reported violation of, discharge and discrimination prohibited, 105.467

Conflict of interests, see CONFLICT OF INTERESTS

Contractors or products from out-of-state, requirements, exceptions, 34.076

Contractors or services, public works, Missouri business to be given preference, when, 34.073, 34.076

Contracts void when, department or agency director, liability of head, 34.150

Corrections, department of, furnishing services to, 217.100

Credit unions, deduction from compensation authorized, when, 370.395

Dangerous conditions, state property liability insurance, authorized, 105.1070

Data processing equipment, acquisition or disposal, control, 37.110

Delinquent reports or fees, state agencies may assess, when, 33.202

Discrimination between optometrists and physicians prohibited, 336.210

Discrimination in employment, misdemeanor, 576.040

Discrimination in hiring based on educational programs, prohibited, when, 105.255

Documents and records relating to tax credits, closed records, 610.225

Drug abuse by employees, see EMPLOYEES, STATE

Economic development, department to have access to all state agencies' records, exceptions, duties, 625.041

Educational certificates, limitations or graduation requirements, requiring certain types for state employment purposes prohibited, 105.1209 Electronic or telephone meetings, requirements,

Emergency purchases by, 34.100

Employees, drug abuse, see EMPLOYEES, STATE

#### **Employment records and personnel meetings**

Applications not open to public, 610.021 Discipline, open to public, when, 610.021

# STATE DEPARTMENTS, DIVISIONS AND OFFICERS — cont'd

#### 1. General Provisions - cont'd

# Employment records and personnel meetings — cont'd

Firing vote, meeting not open, available to public, when, 610.021

Hiring vote, meeting not open, available to public, when, 610.021

Performance record not open to public, 610.021

Personal information, defined, 610.021

Personnel records not open to public, 610.021

Promotion vote and meeting not open, available to public, when, 610.021

Salary and position open to public, 610.021

Service, length of, open to public, 610.021

Energy retrofitting projects, participation, 8.390

Equipment, tagging, care, inventory, 34.125

## Exchange of governmental employees

Agreement between sending and receiving agencies, 105.610, 105.620, 105.640 Employee sent to this state, qualifications, 105.640

Sending, receiving agency, defined, 105.600 Status of exchanged employee, 105.620 Time limitation, exception federal, 105.610 Travel expenses, 105.630, 105.650

## Executive

Reorganization by plan of governor, procedure, 26.500 to 26.540

Federal aid, applications for, copies and reports to state officers, 33.085

Federal mandate auditor, See AUDITOR, STATE (CH. 29)

Fees and moneys received, how deposited, distribution, exceptions, penalty, 33.080

Fees, no increase for five-year period, 1.310 Financial interest statement, shall be filed, 105.483

# Forms

Standardization of forms and business materials, 34.340

Forms and procedures, powers of administration, office of, 37.100

Free exercise of religion, government may not restrict, exceptions, 1.302; applicability, no civil or criminal defenses based on religious beliefs eliminated, 1.307

Grants of federal funds in excess of one million dollars, included in accountability portal, 33.087 Gubernatorial appointees subject to six-month waiting period to lobby after leaving office, 105.455

Housing development commission nonprofit corporation for promotion of housing equity funds, 215.033

Immigration or citizenship, prohibiting or restricting communication with federal authorities, unlawful when, rights of public employees regarding immigration status, 650.475

# 1. General Provisions — cont'd

Information furnished committee on legislative research, 23.050, 23.060

Information obtained in official capacity, misuse, penalty, 576.050

Inventory of property and equipment, 34.125 Joint committee on tax policy established,

departments and agencies to cooperate and assist committee, 21.810

Juvenile offenders in custody of division of youth services, work program for state departments, 219.091

Lands and leases, negotiations, 34.030

## Leave for adoptive parent or stepparent

Employee not to be penalized for requesting, 105.271

Leave to be without pay or may use annual leave or sick leave, 105.271

Leave-sharing program, 105.271

Requirement that employee asking for leave be primarily responsible, 105.271

## Legal expense fund

Coverage, requirements, 105.711

Legal counsel to be furnished by attorney general, exceptions, 105.716

Reimbursement of fund, certain departments, 105.716

Lobbying, six-month waiting period after leaving office, 105.455

Meetings, closed to public, when, 610.021

Meetings, open to public, when, 610.020

Military service, leave of absence, 41.942

Minimization of volume of printed material produced, 34.192

Missouri businesses, performance of jobs or services, preference, when, 34.073, 34.076

Notice of government bidding opportunities to Missouri manufacturers or service providers, 34.363

Notice, will contests, 472.025

Nursing homes, fraud investigation, to cooperate, 198.183

Nursing homes, right to investigate, 198.186 Obligations, expenditures, certifications necessary, penalty, 33.040

Offices, in cities, rental from board of public buildings, 8.390

Payment of late charges authorized against state, 34.055

Payments to be credit or debit card or other electronic methods, office of administration to implement statewide plan, 37.007

Payroll checks, state, lost or destroyed prior to delivery to payee, reissue procedure, 33.190 Penalties for late reports or fees charged by state agencies, when, 33.202

# Personnel director, duties for all state agencies

Career executive service to be established, 36.510

# STATE DEPARTMENTS, DIVISIONS AND OFFICERS — cont'd

#### 1. General Provisions — cont'd

# Personnel director, duties for all state agencies — cont'd

Compensation of personnel, rules and regulations to establish uniformity, 36.510

Funding, 36.510

Labor relations activities, coordination, 36.510

Management positions, regulations for mandatory training, 36.510

Personnel recruitment, 36.510

Training programs, 36.510

Preparation, method of, certain reports, 34.192

Printing, how purchased, exceptions, 34.170

Prison industries and services, duty to purchase goods, when, 217.580

Prison industries and services, failure to purchase, penalty, 217.590

Programs, agencies to report to legislative research committee on sunset of programs, when, 23.256

Public works projects, laborers used, when, contract provision, exception, 290.560

Purchases by, direct, procedure, 34.100

Purchasing, calcium initiative, preference given to food and beverages containing calcium, exceptions, 34.375

Purchasing, contracts, leases, to be of domestic product of the United States, exceptions, procedure, 34.350 to 34.359

#### Records

Closed records, disclosure, purpose, procedure, 610.032

Closed to public, when, 610.021

Credit cards, I.D., keys, used by persons doing business with state to be open records, 610.021

Designing records, effort to be made to separate exempt from nonexempt, 610.024

Destruction, how authorized, 109.260

Disposition on termination of agency, 109.300

Documents and records relating to tax credits, closed records, 610.225

Duties, 109.240, 109.270, 109.280

Electronic services may be established with assistance of the information technology services division, 610.029

Electronic services to be used to provide information, defined, 610.029

Exempt and nonexempt materials in same record, nonexempt to be made available, 610.024

Exempt material separated out when nonexempt is furnished, explanation of content of exempt, exception, 610.024

Minimization of volume of printed material produced, 34.192

Personnel records, certain records not to be open, 610.021

Personnel, salary and position open to public, 610.021

Preparation, method of, certain reports, 34.192

## 1. General Provisions — cont'd

## Records - cont'd

Security systems, records not open to public, when, 610.021

Terrorism, records not open to public, when, 610 021

#### Recycling and waste reduction

Agency offices outside Jefferson City, program, 34.032

Colleges and state universities program, collection of paper, aluminum cans, 34.032 Sale proceeds, how used, utilicare to benefit, when, 34.032

Solid waste management coordinator to be appointed for state agencies and departments, 34.032

Utilicare to benefit from sale proceeds, when, 34.032

Religion, free exercise of, government may not restrict, exceptions, 1.302; applicability, no civil or criminal defenses based on religious beliefs eliminated, 1.307

Right to financial privacy act, governmental access to records, see FINANCIAL RECORDS

#### Rules and regulations of

Administrative (CH. 536)

Emergency, procedure for, 536.025 Promulgation and publication, generally (CH. 536)

Seeds, purchasing by state agency from nondomestic source containing noxious weeds, liability, 263.243

Service of process, will contests, 472.025 Sick leave, leave of absence, rules governing, 36.350

# State agency budgets, performance-based review Analysis teams

Duties of team, 33.810

Expenses, how paid, 33.810

Member, selection, 33.810

Review to begin when, 33.810

Appropriation requests, procedure, duties of agencies, 33.805

Department or agency, how selected, 33.803 Federal assistance or grants application required to be submitted first to house and senate committees exception, 33.812

# Members to establish procedure

Chairman of house budget committee, 33.800 Chairman of senate appropriations, 33.800

Commission, office of administration, 33.800 Procedure, requirements, 33.803

Records, house and senate committees to have access, exceptions, 33.807

State employees, no income tax delinquencies, condition of employment, annual check by department of revenue, 105.262

# STATE DEPARTMENTS, DIVISIONS AND OFFICERS — cont'd

## 1. General Provisions — cont'd

#### Sunset act

Agencies and officers to provide assistance to legislative research committee, 23.292

Agencies exempt from requirements, when, 23.274

Programs, agencies to report to legislative research committee, when, 23.256

Supplies on hand, reports, 34.120; purchase of, 34.030

Supplies, authority to transfer among department, 34.140

Unclaimed intangible property deemed abandoned, when, 447.532, 447.536

Unclaimed property, proceeding to recover by state, statute of limitations is not available for governmental agencies, 447.549

Vehicle equipment safety commission, to cooperate with, 307.275

## Vehicles, vessels and aircraft, state-controlled

Information to be provided to purchasing agent for liability insurance, 105.1070

Insurance to be provided for, when, 105.1070 Self-insured by state, authorized, 105.1070

Vital statistics, state registrar, see VITAL STATISTICS

Work program, offenders in custody of division of youth services, 219.091

Work programs, contents, when submitted to budget director, 33.290

Workers' compensation, premium tax to be paid, rate, 287.655

## 2. Enumeration

Administration, commissioner of, office of, 37.010 Administration, office of, see ADMINISTRATION, OFFICE OF

Agriculture, department of, see AGRICULTURE, DEPARTMENT OF

Attorney general, see ATTORNEY GENERAL

Auditor, state, see AUDITOR, STATE

Commissioner of administration, see

ADMINISTRATION, OFFICE OF

Comptroller, state, see BUDGET AND

PLANNING, DIVISION OF

Conservation, department of, see

CONSERVATION, DEPARTMENT OF

Corrections, see CORRECTIONS, DEPARTMENT OF

Economic development, see ECONOMIC DEVELOPMENT, DEPARTMENT OF

Education, department of elementary and secondary, see EDUCATION, DEPARTMENT

OF ELEMENTARY AND SECONDARY

Education, department of higher, see

EDUCATION, DEPARTMENT OF HIGHER

Governor, see GOVERNOR

Health and senior services, see HEATLH AND SENIOR SERVICES, DEPARTMENT OF

#### 2. Enumeration — cont'd

Labor and industrial relations, department of, see LABOR AND INDUSTRIAL RELATIONS, DEPARTMENT OF

Lieutenant governor, see LIEUTENANT GOVERNOR

Mental health, department of, see MENTAL

HEALTH, DEPARTMENT OF

Minority health, office of, 192.083

 $Natural\ resources, department\ of, see\ NATURAL$ 

RESOURCES, DEPARTMENT OF

Oversight, division of, 23.150

Public safety, department of, see PUBLIC

SAFETY, DEPARTMENT

Revenue, department of, see REVENUE,

DEPARTMENT OF

Secretary of state, see SECRETARY OF STATE

Social services, department of, see SOCIAL

SERVICES, DEPARTMENT OF

Transportation, department of, see

TRANSPORTATION, DEPARTMENT, STATE

Treasurer, state, see TREASURER, STATE

## STATE EMBLEMS

See EMBLEMS

#### STATE EMPLOYEES

\* See also RETIREMENT SYSTEM, MISSOURI STATE EMPLOYEES'

Administrative leave for misconduct, hearing required, procedures, 105.264

## Benefits, flexible benefit plan

Authority to develop, 105.201

Established and maintained, 105.202

Child support obligations, voluntary assignment, withholding, requirements, 33.103

Coast guard duty, leave with salary and benefits, 41.1005

Code of conduct, 105.969

Credit union, deduction from compensation, authorized, when, 370.395

Deductions authorized from compensation, authorized, how, for what purposes, 33.103

Deferred compensation, exempt from attachment and execution, 513.430

Discriminatory practices (CH. 296)

Disqualification list of employees, generally, 192.2490

## Drug free public work force

Appeal, employee's right, 105.1110

Applicant for public employment who has been convicted within three-years of drug abuse,

requirement, 105.1112

Definitions, 105.1102

#### First conviction of drug abuse

Certified treatment and education requirement, 105.1105

Dismissal, when, 105.1105

Failure to comply with treatment, requirement, affect, 105.1105

#### STATE EMPLOYEES — cont'd

## Drug free public work force - cont'd

## First conviction of drug abuse - cont'd

Reinstatement requirements to be placed in

former or comparable status, 105.1105 Suspension for failure to comply, time limitation of three months before dismissal, 105.1105

Law, how cited, 105.1100

Peace officers or employees in safety-sensitive positions, law not applicable, 105.1116

Public employee, defined, 105.1102

Public employer, defined, 105.1102

Public employment, defined, 105.1102

Record of termination or suspension to be closed, 105.1110

Rules to be provided by personnel advisory board, procedure to adopt, 105.1114

Safety-sensitive employee, defined, law not applicable, 105.1116

#### Second or subsequent convictions

Certified drug abuse treatment and education program requirement, 105.1108

Dismissal, 105.1108

Ineligible for rehiring for two-year period, 105.1108

Termination or suspension records to be closed, 105.1110

Educational certificates, limitations or graduation requirements, requiring certain types for state employment purposes prohibited, 105.1209

## **Emergency mutual aid compact**

Compensation of employees working in another state pursuant to, 44.415

Control of employees in another state pursuant to, 44.415

Liability of employees working in another state pursuant to, 44.415

Provision of employees to another state pursuant to, 44.415

## Employee benefits, cafeteria plan

Deductions authorized, how, 33.103

Establishing duties of commissioner of administration, 33.103

Retirement, withholding not to affect, 33.103

Tuition, state qualified programs, authorized, 33.103

Withholding plan not to affect retirement, 33.103 Employee disqualification list, generally, 192.2490

#### **Expenses**

Cash advance balance remaining after expenditures submitted to designated employee within ten days, 105.272

Cash advances, authorized, when, 105.272

Definitions, 105.272

Employees, defined, 105.272

Expenses, defined, 105.272

Governmental entity, defined, 105.272

Procedure, 105.272

Review of vouchers of expense duty of a designated employee, 105.272

## STATE EMPLOYEES — cont'd

#### Expenses — cont'd

#### **Females**

Defined, 290.400

Industrial commission, duties, 290.460

Wages, not to be lower, 290.410

Garnishment, retirement system funds and benefits, exempt, exceptions, but may assign life insurance, child support and maintenance, 104.540

Garnishment, wages, procedure, 525.310

Health and safety (CH. 292)

Health plan, consolidated, see HEALTH PLAN, STATE EMPLOYEES AND PARTICIPATING POLITICAL SUBDIVISIONS (CH. 103)

Income tax delinquencies prohibited, condition of employment, annual check by department of revenue, 105.262

#### Leave for adoptive parent or stepparent

Departments, agencies, political subdivisions to grant leave without pay, when, 105.271

Employee not to be penalized for requesting, 105.271

Leave-sharing program, 105.271

Requirement that employee asking for leave be primarily responsible, 105,271

Liability, civil, department of revenue officials and employees, immune from, when, 301.555

Life insurance, voluntary plan for state employees, 105.1000 to 105.1012

Merit system, see MERIT SYSTEM, STATE (CH. 36)

Military service, member after discharge from, procedure to purchase prior service for retirement system, 104.340

Parking garages capitol complex, may use when general assembly not in session, exceptions, 8.175 Salaries may be paid in monthly payments on request, 33.101

Salaries, how paid, 33.100

Uniform rentals group plans, authorized deduction from compensation, 33.103

Unused vacation time, payment of compensation at death, 33.102

Withholding, state employees' benefits, cafeteria plan, 33.103

Workday, defined, 290.010

## STATE ENTOMOLOGIST

See MISSOURI PLANT LAW (CH. 263)

#### STATE FAIR

See FAIRS

# STATE FISCAL AFFAIRS, COMMITTEE ON See GENERAL ASSEMBLY

## STATE FLAG

Desecration of flag, penalty, 578.095 Design, original copy, where kept, 10.020

## STATE FUNDS

Abandoned fund account, abandoned and unclaimed property, 447.543

Abandoned mine reclamation fund, 444.810, 444.915, 444.920, 444.940

#### STATE FUNDS — cont'd

#### Abolished funds

List of certain funds abolished, 136.145

Reference to, meaning, 31.100

See also specific fund, under this heading

Abortion, use prohibited, when, 188.205

Accountant investigation fund, 326.319

Accountants, state board of accountancy fund, 326.319

Accounts, how kept, 30.280

Acupuncture fund created, 324.481

Adjutant general, revolving fund, 41.210

Administration of, uses, transfers to general revenue fund, when, 361,170

Administrative hearing commission educational due process fund, 621.255

Administrative trust fund, 37.005

Administrative trust fund, deposits into, 8.238

Advantage Missouri trust fund, 173.775

After-school retreat reading and assessment grant program fund created, 167.680

## Agriculture business development

Balance not transferred to general revenue, 261.035 Created, 261.035

Agriculture development fund, 261.027

Agriculture fees fund, 261.060

Agriculture product utilization business development loan program fund, 348.410

Agriculture product utilization grant fund, 348.408 Agriculture protection fund created, use of moneys, 261.200

Agriculture revolving document service funds, amount, 60,595

Aid to families with dependent children, 208.170

Air pollution subaccount asbestos fee, 643.245

ALS Lou Gehrig's Disease fund, 143.1005 Alternative fuel vehicle loan program, 414.359

Ambulance district sales tax trust fund, 190.040

Ambulance service reimbursement allowance fund, 190.818

American Cancer Society, Heartland Division, Inc., fund, 143.1005

American Diabetes Association Gateway Area fund, 143.1005

American Heart Association fund, 143.1005

American Lung Association of Missouri fund, 143.1005

Animal care reserve fund, 273.357

Animal health fund created, 270.400

Animal health laboratory fee fund, 267.122

Anti-drug, county sales tax trust fund, 67.395

Antiterrorism fund created, purpose, 41.033

Antitrust revolving fund, created, how administered, 416.081

Apple merchandising fund, 265.180

Apportionment of apple merchandising to marketing development, 265.200

Aquaculture market fund (fish producers), 275.450

## STATE FUNDS — cont'd

Architects, professional engineers, professional land surveyors and professional landscape architects, board of, transferred to, when, 327.081

board of, transferred to, when, 32/.081

Arrow Rock State Historic Site endowment fund created, 253.092

Arthritis Foundation fund, 143.1005

Assistive technology loan revolving fund for

Missourians with disabilities, 161.945

Assistive technology trust fund created, use of moneys, 161.930

Athlete agent fund, 436.239

## Athletic fund

Boxing, sparring, wrestling and karate contests professional, 317.006

Created, source and use of funds, 317.011

#### **Aviation trust fund**

Administration, use, 305.230

Creation, 155.090

Sales tax revenues, jet fuel, deposit in fund, 144.805

Balances transferred to ordinary revenue, when, 33,080

Basic civil legal services fund created, 477.650

Bingo fund abolished and transferred to gaming

commission, when, 313.008

Bingo proceeds for education, established, purpose, 313.007

Biodiesel fuel revolving fund created, 414.407

Biodiesel producer incentive fund, expiration date, 142.031

Blasting safety act, explosives safety act

administration fund created, use of moneys, 319.330

Blind pension, 209.130

Blindness education, screening and treatment

program fund, 209.015

Blindness skills specialist fund created,

administration, use of, 162.1142

Board of cosmetology and barber examiners, 329.028

Board of fund commissioners, see FUND

COMMISSIONERS, BOARD OF

Board of private investigator and private fire investigator examiners fund created, administration, use of, 324.1102

Board of registration for the healing arts, funds transferred from, when, 334.050

Boiler and pressure vessels safety fund, 650.277

Boll weevil suppression and eradication fund established, 263.537

Brain injury fund created, purpose, uses, 304.028

Breast Cancer Awareness Trust Fund, contributions, 143.1009

Breeder fund, Missouri, horses, 313.720

## **Budget reserve fund**

Established, Art. IV, Sec.27(a)

Funding, Art. IV, Sec. 27(a)

Purpose of fund, emergencies, disaster or loss of revenue, Art. IV, Sec. 27(a)

Budget reserve fund, created by constitutional amendment, contingent effective date, transfer of funds, when, 33.288

#### STATE FUNDS — cont'd

Budget stabilization fund created, 30.1010

Business extension service team fund, 620.1023

Cancer center, institutional gift trust, control of, purposes, 172.825

Capital access program fund, 620.1055

Career ladder forward funding fund, 168.500

CASA fund established, 476.777

Central supply fund, mental health, created, 630.550

## Chemical emergency preparedness fund

Established, reversion to general revenue, prohibited, 292.607

Fees from emergency response commission, other sources, use, 292.604

Natural resources damages, deposited in, limit, 640.235

Child benefits fund, 219.095

Child labor enforcement, administrative penalties, use, 294.131

Child support enforcement fund, 208.170

Child welfare service, 208.170

Childhood lead testing fund created, 701.345; income tax refund donation designated to fund, 143.1006

Children's service commission fund, 210.103

Children's special health care needs service, 201.090

Children's trust fund, 210.173

Chiropractic board, 331.030

Cigarette fire safety standard and firefighter

protection act fund, 320.371

Circuit court expenditures paid from, exceptions, 476.270

## Classroom trust fund

Created, administration, distribution of moneys, 163 043

Cloning of humans, use of state funds prohibited, 1.217

Coal mine land reclamation established, purpose, duties, 444.960

Commission for the deaf and hard of hearing board of certification of interpreters fund, 209.318

Commodity council merchandising fund, 275.350

Community development fund, creation,

administration, expenditures, 135.401

Compulsive gamblers fund, established, purpose, 313.842

Concentrated animal feeding operation indemnity fund, 640.740

Conservation, department of, 252.050

Consumer restitution fund, 374.048

Controlled substances cleanup fund, 640.040

# Correctional substance abuse earnings fund

Established, purpose, rulemaking authority, 559.635 Fees from educational assessment and community treatment program participants to be deposited, 559.633

Counselors, committee of professional, fund established, 337.507

County anti-drug sales trust fund, 67.395

County foreign insurance tax fund, 148.350

County stock insurance fund, 148.330

#### STATE FUNDS - cont'd

Credit union tax fund, 148.660

Credit unions, division of, administration of, uses, 370.107

Crime prevention information and programming fund, 589.307

Crime victims' compensation fund, 595.045

Criminal justice network and technology revolving fund, 43.270

Criminal record system fund, established, 43.530 Dairy, state contracted manufacturing dairy plant

inspection and grading fee fund, 196.614

Deaf relay service and equipment distribution program fund, established, purpose, 209.258

Debt service reserve fund, 215.070

Dental board, funds transferred from, when, 332.061

Dental care and services included in the legal expense fund, 105,712

Department of health and senior services

administrative and cost allocation fund, 192.324

Department of health and senior services disaster fund, 192.326

Department of health and senior services document service fund, 192,323

Department of labor and industrial relations administrative fund, 286.300

Department of revenue, information fund, 32.067 Deposit and appropriation, distribution, exceptions, 33.080

Depositaries (CH. 110)

Deputy sheriff salary supplementation fund created, 57.278

Dietitian fund, established, 324.212

Disaster fund, 44.032

Division of youth services trust fund, 219.095

DNA profiling analysis fund, created, use of moneys, 488.5050

Doctor Edmund A. Babler memorial state park fund, 253.350, 253.360

Document preservation fund, 109.005, 109.007

# **Domestic relations resolution fund**

Established, use of funds, 452.554

Handbook, state courts administrator, funds used for, 452.554

Surcharge deposited into, 452.552, 488.635

Downtown revitalization preservation fund, 99.1092 Drinking water revolving fund, established, 640.107

Drug court resources fund established, 478.009

Dry-cleaning environmental response trust fund

created, uses, 260.920

Dual credit certification fund, 173.2500

Dual credit scholarship fund, 173.2505

Early childhood development, education and care fund, 161,215

Economic development administrative fund, department of, sources, uses, 620.015

Economic development advancement fund created, 620.1900

Election administration improvements fund created, purpose, 115.078

## STATE FUNDS — cont'd

Election improvements revolving loan fund created, purpose, 115.078

Election subsidy fund, state, 115.077

Eleemosynary, educational and penal institutions (CH. 31)

Elevator safety fund created, 701.377

Embalmers and funeral directors, board of, funds transferred from, when, 333.231

#### Emergency fund, governmental

Committee, membership, expenses, officers, 33.710

Creation, amount limited, 33.700 Funds, how allocated, 33.720, 33.730

Requests for funds, procedure, 33.730

Employees, state retirement and benefit fund, 104.440 Endowed care cemetery audit fund, established,

purposes, 193.265

260.710

Energy futures fund created, use of moneys, 640.160

Energy resources insured loan fund, 260.115

Environmental radiation monitoring fund established, 260.750

Excellence in education revolving fund, 160.268

Exempt from transmittal to state treasury, report, 136.010

Export finance fund, industrial development, 100.260 Extended care and long-term liability account, low-level radioactive waste midwest interstate compact,

Fair fees fund, state, reestablished, purpose, 262.260 Fair share fund, transfer to state school moneys fund, distribution to school districts, cigarette tax, 149.015 Family services and justice fund, 488.2300

Family support trust fund, established, administration, 454.533

Federal grant program fund, 33.546

Federal reimbursement allowance fund, 208.465

Federal stimulus fund created, 30.1014

Federal surplus property fund, 37.076

## Finance, division of

Fees deposited into, 361.100

Fire education trust fund, 320.094

Fire safety standards loan fund, 198.075

Forensic laboratory account, crime laboratories, 595.045

Fourth state building fund, colleges, universities, department of corrections, youth services, 108.926, Art. III, Sec. 37(f)

Fuel ethanol producers incentive fund, 142.028

Gambling boat proceeds, transfer to classroom trust fund, 160.534

Gaming commission fund, created, purpose, 313.835 Gaming proceeds for education fund, established, purpose, 313.822

General assembly, house of representatives printing and other services, revolving fund, 21.232

General assembly, senate printing and other services, revolving fund, 21.235

#### General revenue fund

Balance of funds transferred to, when, 33.080 Created, money to be deposited to, 33.543

#### STATE FUNDS - cont'd

# General revenue fund — cont'd

Interest from deposits and investment of state moneys credited to, when, 30.240

Money for checks not presented, transferred to,

Geographic resources fund, created, 256.705 Geologist registration fund, established, 256.465

Grain inspection fee fund, 411.151

Groundwater protection fund, 256.635

Hazardous waste fund, 260.391

Healing arts fund, board of registration for, established, 334.745

Healing arts, board of registration, funds transferred from, when, 334.050

Health and senior services document service fund, 192.323

Health care access fund created, use of moneys, 191.1056

Health care technology fund, 208.975

Health initiatives fund, cigarette tax, expires when,

Health spa regulatory, created, deposits to, uses, 407.327

Hearing instrument specialist, created, uses, lapse, 346.135

Higher education capital fund, 173.480

Highway advertising control, source of, 226.502

Highway patrol inspection fund, created, fees collected, purposes, 307.365

Highway patrol motor vehicle, aircraft, and watercraft revolving fund, 43.265

Highway patrol traffic records fund created, 43.252

Highway reciprocity fund, 301.277

Highways and transportation department fund, 226.200

Historic preservation fund, purpose, administration, 253.402

Horse racing fund established, 313.530

Horses, Missouri breeder fund, 313.720

Hospital construction, 192.250

Housing insured loan fund, 215.040

Housing trust fund established, purpose, funding, 215.034

Human rights fund, defined, 213.010

## **Humanities council trust fund**

Established, 186.055

Imprest prize fund, state lottery, 313.321

Income tax refund setoff escrow fund, 143.784

Industrial development and reserve fund, 100.260

Industrial development guarantee fund, 100.260

Infection control advisory panel fund, 197.165

Infectious waste incinerator inspection, created, moneys, 260.203

Information fund, revenue, department of, 32.067

Infrastructure development fund, 100.263

Inmate fund, department, of corrections, 217.430, 217.541

Inmate incarceration reimbursement act revolving fund, 217.841

#### STATE FUNDS — cont'd

Inmates' canteen fund, 217.195

Insurance examiners fund, established, purposes,

Insurance, department of, dedicated fund, purpose, lapses, when, 374.150

Intangible tax fund, deposit of, when, where, interest from, how distributed, 144.065

Inter-agency council fund, 258.080

Interest, disposition, 30.240

Interior designer council fund, deposits into, 324.424 International promotions revolving fund, purpose, 33.564

Interpreters, state committee fund, 209.332 Investments, acceptable securities, 30.270

## Investments, linked deposits

Time and demand deposits, investments, interest rates, 30.260

Jobs now fund, 100.260

Judicial personnel training fund, 476.057

Kids' chance scholarship fund for workers'

compensation disabled or death, 173.256

Korean Conflict veterans' recognition award fund created, 42.206

Labor and industrial relations, department of, administrative fund, 286.300

Large animal veterinary medicine loan repayment program fund, 340.335

Large carnivore fund, 578.624

Lead abatement loan fund, 701.337

Lease purchase agreements, school districts, eligibility for funds, plans, repayment, interest,

failure to make payments, effect, 166.300

Legal defense and defender fund, (public defender),

Legal expense fund, 105.711

Lender of last resort revolving fund, student loans, established, purpose, 173.187

Library networking fund, 182.812

Library, public services, requisitions from general revenue, 181.025

## Library, state, trust fund

Created, administration, 181.150

Licensed perfusionist fund, abolished, 324.136

Life insurance for state employees voluntary plan, 105.1006

Light rail safety fund, 389.1010

Livestock sales and markets fees fund, 277.040

Local economic development sales tax fund, 94.1008 Local economic sales tax fund (Poplar Bluff),

94.1012

Lottery fund, state, 313.321

Lottery, imprest prize fund, 313.321

Manufactured housing consumer recovery fund

established, use of moneys, 700.041

Manufactured housing fund, 700.040

March of Dimes fund, 143.1005

Marital and family therapists, created, 337.712

Massage therapy fund created, 324.245

# STATE FUNDS — cont'd

Matching funds, federal grant not made or canceled, effect, 21.520

Medical indigence sales tax fund, 94.1000

Mental health central supply fund, created, 630.550

Mental health housing trust fund, created, purpose, 215.054

Mental health trust funds, lapse, exemption, 630.330 Meramec-Onondaga state park fund, created, purpose, 253.520

Merchandising practices revolving fund, 407.140 Metallic materials waste management fund, created, uses, 444.370

 $Microenterprise\ loan\ revolving\ fund,\ 620.1072$ 

Milk control, 416.495

Milk inspection fee fund, 196.947

Mine inspection fund, 293.030

Mined land reclamation fund, 444.730

Missouri air emission reduction fund, established, use of, 643.350; transfer of moneys from Missouri air pollution control fund, when, 307.367

## Missouri arts council trust fund

Established, 185.100

Missouri breeder fund, horses, 313.720

Missouri commission for the deaf and hard of hearing, deposits and disbursements, 161.410

Missouri educational employees' memorial scholarship fund, 173.267

Missouri housing development law, debt service reserve fund, 215.070

Missouri Land survey fund, 59.319

Missouri mesothelioma risk management fund, 287.223

Missouri national guard trust fund, established, purposes, 41.214

Missouri office of prosecution services fund, 56.765 Missouri office of prosecution services revolving fund, 56.765

Missouri pet spay/neuter fund created, 301.3087

Missouri Rice Certification fund, 265.525

Missouri small business incubators fund, 620.495

Missouri state archives-St. Louis trust fund established, use of moneys, 109.410

Missouri state water patrol fund, 306.030

Missouri water development fund, 256.280 to 256.340

Missouri wine and grape fund, 311.554

Missouri works job development fund, 620.806

Mortgage brokers, residential fund, 443.845

MoSMART fund created, used for public safety grants, 650.350

Motor fuel tax, 142.345

Motor vehicle commission fund, created,

administration, 301.560

Motorboat fund, 306.180

Motorcycle safety trust fund, 302.137

Motorist insurance identification database fund,

created, funding source, 303.406

Multipurpose water resource program renewable water program fund, 256.438

#### STATE FUNDS — cont'd

Muscular Dystrophy Association fund, 143.1005

Mutual health earnings fund, 630.0053

National guard pilot instruction program fund, 160.700

National guard training site fund, 41.212

National Multiple Sclerosis Society fund, 143.1005

Natural resources protection fund created, purpose, 640.220

Neighborhood tourist development fund, 92.366

New jobs fund, purpose, 620.1030

Nurse training incentive fund, 335.203

Nurses student loan repayment fund, 335.218

Nursing facility quality of care fund, established, 198.018

Nursing facility reimbursement allowance fund, 198.418

Nursing, state board of, funds transferred from, when, 335.036

Occupational therapy fund, Missouri board of, established, 324.074

Oil and gas remedial fund, 259.190

Oil and gas resources fund, 259.052

#### Old age and survivors insurance

Certain expenses recoverable from political subdivisions to be deposited to general revenue, 105.445

Contributions, source, use, investment, trustee, 105.390

Delinquent contributions withheld from distribution of, 105.385

Optometry, source, use, funds transferred from, when, 336.140

Organ donor's program fund, 194.297

Organic production and certification fee fund, 261.120

Outstanding schools trust fund, established, 160.500

Over-dimension permit fund, motor vehicles, 226.135

Pansy Johnson-Travis memorial state garden trust fund, 253.380

Park earnings fund, state, 253.040, 253.090

Parks, local, and storm water control sales tax fund, 644.033

Parks, state and historic sites, to have revolving fund, amount, purpose, 253.082

Parks, state, building fund, 253.230

Part C early intervention system fund, 160.925

Peace officers standards and training commission fund, 590.178

Penitentiary redevelopment commission fund, 217.910

Petition audit revolving trust fund, created, 29.230 Petroleum inspection fund, created, 414.082

Pharmacy rebates fund created, use of moneys, 338 650

Pharmacy reimbursement allowance fund created, 338,535

Pharmacy, board of, created, use, funds transferred from, when, 338.070

#### STATE FUNDS — cont'd

Podiatric medicine, state board of, funds transferred from, when, 330.150

Port authorities, may receive, administered, how, 68.035

Products fund, Division of Youth Services, use of moneys, 219.023

Professional counselors fund, established, 337.507 Professional registration fee fund, 324.001

Propane inspection fund created, use of moneys, 323.105

Property reuse revolving fund, abandoned property redevelopment projects, 447.710

Prosecuting attorneys and circuit attorneys fee fund for collecting delinquent taxes and licenses, 56.312, 136.150

Psychologists fund, state committee of, 337.085 Public health services fund, contributions, 143.1007; established, purpose, 192.900

Public insurance adjusters act, limitation on expenditures for, 325.045

Public safety officer medal of valor fund, 650.460

Public school fund, 166.011 to 166.121

Publications fund, submission of statewide ballot measures, 116.270

Railroad expense fund, 622.015

Real estate appraisers and appraisal management company fund, 339.513

Real estate commission, source, use, funds transferred from, when, 339.070

Rebuild Missouri schools fund, 160.459

Recruitment and retention scholarship fund, 173.240

Reference to abolished funds, meaning of, 31.100

#### Refund, excess revenue

Amended return, effect, 136.400

Annual returns, defined, 136.400

Certification duties of office of administration, 136.400

Constitutional mandate requiring refund by Constitutional Article X, Sec. 14 to 16, 136.400 Excess funds refund as mandated by Article X of the Missouri Constitution, 136.400

Office of administration to certify excess revenue to be refunded, 136.400

Regional planning commissions, matching funds required, amounts allocated, 251.034

Regional planning commissions, payments to, limitations, 251.032

Report of those exempt from deposit in state treasury, 136.010

Residential mortgage brokers fund, 443.845

Retirement benefit fund, transportation department and highway patrol, 104.150

Retirement funds, public systems not to be commingled, 105.662

Retirement system, employees, highway patrol, process to be served on executive or assistant director, 104.170

Revenue from, estimate of budget director to include, 33.240

#### STATE FUNDS — cont'd

Revenue, department of, information fund, 32.067 Revolving information technology fund created, purpose, 37.920

Revolving services fund created, use of moneys, 640.065

Road bond interest and sinking fund, 226.210

Safe drinking water fund, 640.110

Savings and loan association tax fund, 148.660

Savings and loan, division of, supervision, fund, administration of, uses, transfers to general revenue fund, when, 369.324

School building revolving fund created, 166.300

School district bond fund, 164.303

School district trust fund, 144.701; sales tax on food, deposit of revenue into fund, 144.014

School lunch fund, 167.201

Science and innovation reinvestment fund, 348.264 Science, technology, engineering and mathematics fund, 173.670

Second injury fund, workers' compensation, 287.220, 287.710, 287.715

Securities, U.S. government obligations defined to include, 30.260, 30.270, Art. IV, Sec. 15

Security for safekeeping and investment of funds, 30.270

Seminary fund, 172.610 to 172.612, 172.630 to 172.680

Senate, printing and other services, revolving fund, 21.235

Services to victims fund, 595.045, 595.100

Sheltered workshop per diem revolving fund created, 178.930

Sheriffs' retirement fund, 57.958

Single-purpose animal facilities loan guarantee fund, 348.200

Sinking and interest, exempt from process, exception, 108.230

Small business development centers fund, 620.1001 Social services, department of, administration fund, 208.170

Social services, department of, administrative trust fund, 660.012

Social workers, 337.612

Solid waste management fund, created, purpose, 260.330

Special employment security, 288.310

Spinal cord injury fund created, uses, 304.027

State board of chiropractic examiners fund,

established, deposited where, regulation, 331.070

State court administration revolving fund, 476.058

State facility maintenance and operation fund, 8.294

State fair escrow fund, created, use of moneys,

262.261

State fair trust fund, 262.262

State health care plan, deposits, benefit trust fund account, 103.158

#### State library trust fund, Wolfner

Created, administration, 181.150

#### STATE FUNDS - cont'd

## State library trust fund, Wolfner - cont'd

State money, U.S. obligations, right to invest in or by reverse repurchase agreement, requirements, temporarily defined, 30.260

temporarity defined, 50.200

State parks, building fund, 253.230

State property preservation fund created, purpose, payments authorized, when, 37.410

State road fund, 226.220

State school moneys fund, 166.051

State supplemental downtown development fund, 99 963

State supplemental rural development fund, 99.1048 State transportation fund, established, purposes, 226.225

State treasurer's general operations fund, 30.605 Statewide court automation fund, 476.055, 488.027 Statutory revision fund, established, purpose, 3.142 Storm water and public works sales tax trust fund, 94.413

Stormwater loan revolving fund, 644.570 Super fund, hazardous waste, 260.391 to 260.609

Supplemental tax increment financing fund established, disbursement, 99.845

Supreme court publication revolving fund established, 477.235

Tattoo fund created, 324.524

Tax commission, multistate, 32.200

Teacher choice compensation fund, 168.745

Technology trust fund, secretary of state, fees from sales of voter registration lists deposited in, 115.157 Telecommunications, universal service fund, created, 392.248

Textbook filing fees fund, 170.071

Textbooks, 170.051

Third state building bond interest and sinking fund established, 108.908

Third state building trust fund established, 8.275 Tobacco bond proceeds fund, 8.570

Tort victims' compensation fund established, 537.675 Tourism marketing fund, 620.466

Tourism, division, supplemental revenue fund, 620.467

Transfer of unclaimed interest and sinking, 108.220

# Transitional funds

Attorney general, 27.090

Auditor, state, 29.400

Governor, lieutenant governor, 26.215

Secretary of state, 28.300

Treasurer, state, 30.500

Transportation assistance revolving fund, administration, 226.191

Transportation fund, established, Art. IV, Sec. 30(b) Transportation sales tax, special trust fund created to retire bonds, 94.745

Treasurer's information fund, established, purpose, 30.610

Underground storage tank program fund, 319.123 Unemployment compensation, 288.290; administration, 288.300

#### STATE FUNDS — cont'd

United States public health fund, 192.025

Universal service fund, telecommunications, created, purpose, 392.248

Urban flight and rural needs scholarship program fund established, 173.232

Utilicare stabilization fund, created, 660.136

Veterans commission capital improvement trust fund, created, purpose, 42.300

Veterans' home fund, Missouri, 42.121

Veterans' trust fund, 42.135

Veterinary medical board fund, 340.214

Vietnam War veterans' recognition award fund, created, 42.226

Vocational education, 178.520

Water and wastewater loan fund, 644.122 to 644.124

Water pollution control fund, 644.526

Water pollution, 644.051

Water well drillers' fund, abolished, 256.635

Wireless service provider enhanced 911 service fund, 190,420

Wolfner library trust fund, 181.150

Worker's compensation fund, 287.660, 287.710

Workers memorial fund, 8.900

World War I memorial trust fund, 301.3033

World War II memorial trust fund, 301.3031

World War II veterans' recognition award fund, terminate, when, 42.185

Youth challenge foundation fund, 41.207

Youth service and conservation corps fund, 620.574

Youth Services products fund established, use of moneys, 219.023

Youth services treatment fund, does not lapse into general revenue, 219.048

## STATE GEOLOGIST

See GEOLOGIST, STATE

## STATE HIGHWAY DEPARTMENT

See TRANSPORTATION DEPARTMENT, STATE (MODOT) (CH. 226)

#### STATE HIGHWAY PATROL

See HIGHWAY PATROL, STATE

## STATE HISTORICAL SOCIETY

See HISTORICAL SOCIETY, STATE

## STATE HOLIDAYS

See HOLIDAYS (CH. 9)

## STATE HORTICULTURAL SOCIETY

See HORTICULTURAL SOCIETY, STATE

### STATE HOSPITALS

See CANCER CENTER AND CANCER COMMISSION; MENTAL HOSPITALS, STATE; REHABILITATION CENTER, STATE

## STATE HOUSING

See HOUSING

# STATE INSTITUTIONS

Amounts due for support of patients or inmates, collection, 31.040, 172.852

Audit, false reports and failure to comply, penalties, 29.250

Audit, when, 29.200

#### STATE INSTITUTIONS — cont'd

Coal for institutions to be purchased from coal mined in Missouri or adjoining states, when, 34,080

Depositaries, 110.070 to 110.110

Eleemosynary, names of inmates, publication prohibited, 11.090

Employees, board and living quarters for, 191.160 Food purchases, restrictions, 191.150

Food, unfit, furnishing, prohibited, penalty, 191.180 Information furnished committee on legislative research, 23.050

Inmates, mistreatment, penalty, 191.170 Investment guidelines for eleemosynary funds law

Money for, collection and deposit, 31.030 Officers to have recourse to law, 29.260

Patients, attendance by private physician, 191.210

Printing, how purchased, exceptions, 34.170

Prison industries and services, purchases required, when, 217.575

Proceeds of sale of produce or property, disposition, 31.040

Revolving funds, 31.060

Sales tax exemption, 144.030

Statements of amounts due for support of patients or inmates, 31.040

Subsistence, employees may be furnished, 191.160 Supplies, annual estimates sent to division in charge of prison industries and services, 217.580

Support payments, effect of nonpayment, 31.050

#### STATE LANDS

\* See also CAPITOL BUILDINGS AND GROUNDS Accreted, granted to counties, 241.290, 241.300 Bond issue for improvements, state, buildings, parks, property, see PUBLIC BUILDINGS; THIRD STATE BUILDING FUND

Conveyance procedure, exception, leases, easements to public utilities, 37.005

Damage to, state property preservation fund created, moneys used to repair or replace, 37.410

Descriptions, director of planning and construction to keep on file, 8.340

Easements granted by governor without legislative action, limitation, 37.005

Facilities maintenance reserve fund, moneys to be used for certain energy projects, amount, 8.295

# Forest croplands

Classification, payments to counties in lieu of taxes, 254.070

Removal from program, exempt from certain taxes,

Retaining classification indefinitely, 254.085

Horses and mules, access to ride on trails and roads, when, 8.890

Inventory required, department of mental health,

Lake authority, transfer of lands to, 67.788

Littering, misdemeanor, 577.070

Meramec-Onondaga state park fund, created, purpose, funding, 253.520

#### STATE LANDS - cont'd

Missouri-Nebraska compact, CH. 7

Motor vehicle, abandoning, penalty, civil liability,

Oil and gas leases authorized, 259.230

Railroad right-of-way, 388.380

Sidewalks, cities less than 30,000, liability, 88.900

St. Louis city, certain land use restricted, 8.241

State property preservation fund created, moneys

used to repair or replace state property damaged from natural or manmade events, 37.410

Title to state real property to vest in governor,

exception, procedure to convey, 37.005

Title, vests in governor, exceptions, 37.005

University, sale and conveyance, 172.380, 172.390,

Art. IX, Sec. 6

## STATE LIBRARY

See LIBRARIES; LIBRARIAN, STATE; LIBRARY, STATE

## STATE MEDALS

Conspicuous service medal, 41.570

Jubilee of Liberty medal, 42.190

## Korean Conflict veterans' award

Administration of, adjutant general, 42.200, 42.202

Application for, procedure, 42,202

Design form of medallions, duty of veterans' commission, 42.204

DIsallowance, statement of reason required, 42.202

Distribution of awards, 42.202

Eligibility, 42.200; determination by adjutant general, 42.202

Fund created, use of moneys, termination, 42.206

Rulemaking authority, 42.202

Veteran, defined, 42.200

Long military service ribbon, 41.580

Meritorious military service medal, 41.560

Military legion of merit medal, 41.572

Misuse of military medals, misrepresentation as a veteran, penalties, 570.350

## **Operation Desert Shield and Operation Desert** Storm

Certificate, medal and medallion, 42.315 Eligibility, 42.315

## **Operation Iraqi Freedom and Operation New** Dawn

Certificate, medal and medallion, 42.310 Eligibility, 42.310

## Vietnam War medallion

Adjutant general to administer, 42.222

Created, 42.220

Design of medallion, 42.224

Disallowance, statement required, 42.222

Eligibility determination, 42.222

Eligibility, 42.220

Fund created, use of moneys, termination, 42.226

Rulemaking authority, 42.222

Veteran defined, 42.220

Veterans commission, duties, 42.224

# World War II veterans' medallion and medal

Adjutant general to administer, 42.175

#### STATE MEDALS - cont'd

# World War II veterans' medallion and medal — cont'd

Application for, eligibility, 42.175

Deceased applicant, disposition of, 42.175

Design of, veterans' commission to control, 42.180

Fund created, 42.185

Fund, terminates when, disposition of funds, 42.185 Qualifications for, 42.170

## STATE MERIT SYSTEM

See MERIT SYSTEM, STATE

#### STATE MILITIA

See MILITARY FORCES; NATIONAL GUARD

#### STATE MUSEUMS

See MUSEUMS

#### STATE OFFICERS AND EMPLOYEES

\* See also OFFICES AND OFFICERS

Abandoned property, redevelopment projects, tort actions, immunity for government employees and purchasers, 447.712

Administrative leave for misconduct, hearing required, procedures, 105.264

Blind, equal employment opportunities, exception, 209.180

#### Blood-borne pathogen standard

Adopted by department of health and senior services, 191.640

Occupational exposure of public employees to blood and other infectious materials, 191.640

Bonus awards, employees eligible, criteria, 36.030 Child support obligations, voluntary assignment, withholding, requirements, 33.103

Code of conduct, 105.969

Compensation, deduction for dues in employee association authorized, 33.103

Compensation, deferred, see DEFERRED COMPENSATION, PUBLIC EMPLOYEES

Deductions authorized from compensation, for what purposes, 33.103

Designated decision-making public servant, notice, duties of designating agency, failure to notify, effect, 105.958

## Disclosure of agency mismanagement

# Civil action by party charged as violator

Burden of proof, 105.055

Damages, 105.055

Procedure, 105.055

Time limitation to bring action, 105.055

Venue, 105.055

Disciplinary action, defined, 105.055

Discipline of employee, prohibited, 105.055

Discipline, appeal by employee, procedure, 105.055

Discussions with state auditor or general assembly members about agency operations not to be prohibited, 105.055

Employer may make certain requirements, 105.055 Penalties for violation, 105.055

Educational certificates, limitations or graduation requirements, requiring certain types for state employment purposes prohibited, 105.1209

# STATE OFFICERS AND EMPLOYEES — cont'd

Eligibility, 622.120

## Employee benefits, cafeteria plan

Deductions authorized, how, 33.103

Establishing duties of commissioner of

administration, 33.103

Retirement, withholding not to affect, 33.103

Tuition, state qualified programs, authorized, 33.103

Withholding plan not to affect retirement, 33.103

## **Employment records and personnel meetings**

Applications not open to public, 610.021

Discipline, open to public, when, 610.021

Firing vote, meeting not open, available to public, when, 610.021

Hiring vote, meeting not open, available to public, when, 610.021

Performance record not open to public, 610.021

Personal information, defined, 610.021

Personnel records not open to public, 610.021

Promotion vote and meeting not open, available to public, when, 610.021

Salary and position open to public, 610.021

Service, length of, open to public, 610.021

Ethics commission established, powers, 105.955 Ethics commission, electronic reporting system

administrator position created, 105.962

Exchange of governmental employees, see STATE DEPARTMENTS, DIVISIONS AND OFFICERS

#### **Expenses**

Cash advance balance remaining after expenditures submitted to designated employee within ten days, 105 272

Cash advances, authorized, when, 105.272

Definitions, 105.272

Employees, defined, 105.272

Expenses, defined, 105.272

Governmental entity, defined, 105.272

Procedure, 105.272

Review of vouchers an expense duty of a designated employee, 105.272

Family court commissioners and judges, salary, reimbursement of costs, 487.190, 488.2300

Genetic information or test results, permitted uses, prohibited uses, penalty, 375.1306

## Health plan for state employees

Coverage after ceasing to hold office, time limitation to elect, 103.095

Employees of members ceasing to hold office, continued coverage, time limitation to elect, 103.095

Hepatitis B vaccination for at-risk state employees, 292.650

Indemnity of officers or employees, when, exceptions, 107.170

Insurance benefits, see INSURANCE

## Leave for adoptive parent or stepparent

Departments, agencies, political subdivisions to grant leave without pay, when, 105.271

#### STATE OFFICERS AND EMPLOYEES — cont'd

#### Leave for adoptive parent or stepparent — cont'd

Employee not to be penalized for requesting, 105.271

Leave-sharing program, 105.271

Requirement that employee asking for leave be primarily responsible, 105.271

Liability insurance for state controlled vehicles, vessels and aircraft, 105.1070

Liability, civil, department of revenue officials and employees, immune from, when, 301.555

Life insurance, voluntary plan for officers and employees, 105.1000 to 105.1012

## Mileage

Administration, office of, authority to establish by rule, 33.090

Allowance, minimum, 33.095

Minimum amount, 33.095

Rule establishing authority, 33.090

Oaths, administrative law judges, division of motor carrier and railroad safety, content, 622.120

## Overtime hours

Corrections officers, options, 105.935 Definition of state employee, 105.935

Employees may choose compensatory leave time, when, 105.935

## Nonexempt employees

Choice of cash or compensatory time on request, 105.935

General assembly not to be included, 105.935 Retention of 80 hours of compensatory time by employee allowed, 105.935

State holiday choice of compensatory time or cash payment, 105.935

Report by departments to appropriation committee on amount paid, annually, 105.935

Report quarterly content by departments, 105.935

Payroll checks, state, lost or destroyed prior to delivery to payee, reissue procedure, 33.190

## Red Cross volunteers, disaster relief

Disaster service volunteer, defined, required to be certified, 105.267

Discrimination or discharge for activities prohibited, 105.267

Leave granted with pay, when, additional employees granted leave, when, 105.267

Leave status not to be affected by leave used in disaster relief, 105.267

Time limitation for leave, 105.267

Retirement benefits, see RETIREMENT SYSTEM, MISSOURI STATE EMPLOYEES'

Salaries, deduction authorized for what purposes,

Salary withholding by commissioner of administration authorized, when, 33.103

Solicitation and gifts, prohibition, penalties, 622.130

Travel expenses, commissioner of administration to make rules governing, 33.090

Unclaimed property deemed abandoned, when, 447.532, 447.536

#### STATE OFFICERS AND EMPLOYEES — cont'd

Unclaimed property, disposition, see ABANDONED, LOST AND UNCLAIMED PROPERTY (CH. 447) Uniform rentals group plans, authorized deduction from compensation, 33.103

## Workers' compensation

Attorney general to represent state, 105.810

Covered by, 105.810

Legal expenses, how paid, 105.810

Legislators, certain travel covered, 105.840

Option to insure or self-insure, who shall exercise, 105 820

State agencies already covered, how affected, 105.830

State employee, defined, 105.800

State may elect to self-insure or purchase insurance, 105.810

#### STATE PARKS

See PARKS

## STATE PENITENTIARY

See PENAL INSTITUTIONS

## STATE PERSONNEL LAW

See MERIT SYSTEM, STATE

#### STATE PLANNING AGENCY

See BUDGET AND PLANNING, DIVISION OF

#### STATE PLANT LAW

See MISSOURI PLANT LAW (CH. 263)

## STATE POULTRY ASSOCIATION

See POULTRY

## STATE PRINTING

See PUBLIC PRINTING

## STATE PRISON

See PENAL INSTITUTIONS

# STATE PURCHASING AGENT

See PURCHASING, STATE

## STATE RECORDS

See RECORDS; PUBLIC RECORDS

# STATE REFORMATORY, INTERMEDIATE

See PENAL INSTITUTIONS

#### STATE ROADS

See HIGHWAY SYSTEM, STATE; ROADS

## **STATE SANATORIUM (CH. 199)**

See REHABILITATION CENTER, STATE

## STATE SCHOOL FUNDS

See SCHOOLS AND SCHOOL DISTRICTS

## STATE SCHOOLS

See SCHOOLS AND SCHOOL DISTRICTS

### STATE SEAL

Affixing to official acts, 28.050

Custodian, 28.040

Deeds, executed by governor, 26.050, 26.055 Design, 10.060

## STATE SENATORS

See SENATORS, STATE

#### STATE SERVICE OFFICER

See VETERANS' AFFAIRS, DIVISION OF

## STATE SOLDIERS' HOME

See VETERANS' HOME

## STATE TASK FORCES

See TASK FORCES

## STATE TAX COMMISSION

See TAX COMMISSION, STATE

## STATE TRAINING SCHOOLS

See TRAINING SCHOOLS, STATE

#### STATE TREASURER

See TREASURER, STATE (CH. 30)

## STATE TREASURY

Acupuncture fund created, 324.481

Audit, when required, 29.200, Art. IV, Sec. 13

Blind pension fund, source, balance, use of, 209.130

Certificates of indebtedness, interest paid from, 33.440

Dental board funds, deposits, 332.061

Facilities maintenance reserve fund, moneys to be used for certain energy projects, amount, 8.295

Fees, moneys of departments, agencies, how

deposited, 33.080

Ice cream, frozen desserts, manufacturer's licensing

fees, deposited, 196.866

Institutional funds, how credited, 31.030

Revenue sharing trust fund, 30.900

School and seminary bonds, interest paid from, 33.440

State funds, see STATE FUNDS

#### STATE UNIVERSITY

See UNIVERSITIES AND COLLEGES

## STATE VETERINARIAN

See VETERINARIAN, STATE

#### STATE WARRANTS

See WARRANTS ON STATE TREASURY

## STATE, LIABILITY

See SOVEREIGN IMMUNITY

## STATIONARY ENGINEERS (CH. 342)

See ENGINEERS

## **STATISTICS**

Agriculture, director's duties, 262.370

Industrial inspection, division of, duties, 291.070

See also VITAL STATISTICS

# STATUS OF WOMEN, MISSOURI COMMISSION (CH. 186)

See LABOR AND INDUSTRIAL RELATIONS, DEPARTMENT OF (CH. 286)

## STATUTE OF FRAUDS

Agreements, when required to be in writing, 400.1-206, 432.010

Contracts, cities, counties, requirements for validity,

Credit agreements, action on prohibited unless in writing, content required, exceptions, 432.045

Credit, representations to be in writing, 432.040

Defense, how pleaded, 509.090

Estates, assignment, writing required, 432.060

Estates, transfer not in writing, effect, 432.050

Exceptions, 400.2-201

Inapplicable, when, 400.8-113

#### Leases

Assignment, writing required, 432.060

Not in writing, 432.050

Personal property, enforcement, formation and construction, lease contract, 400.2A-201

#### STATUTE OF FRAUDS — cont'd

#### Leases — cont'd

Sales contracts, 400.2-201

Sales, see SALES

Wages, assignment, writing required, 432.030

Written instrument required, when, 400.2-201

## STATUTE OF LIMITATIONS (CH. 516)

Absconding, effect, 516.280

Absence of defendant, effect, 516.200

Accounts, action on, accrues, when, 516.160

Acknowledgment of obligation, effective, when,

516.320, 516.330

Action, when deemed to accrue, 516.100

Administration, decedent's estate, 473.070

Administrative actions, no tolling, certain suits,

516.103

Administrative penalties, commercial feed law,

266.212

Adoption decree, 453.140 to 453.160

Adoption, consent revocation, 453.160

Aliens, enemy, 516.210, 516.220

Antitrust law civil and criminal actions, 416.131

Application of law, 516.300, 516.310

Architects, professional engineers, structure defects,

516.097

Assault, 516.140

Assessments, neighborhood improvement districts,

Attachment proceedings, avoidance of judgment on constructive notice, 521.590

Attorneys, illegal division of fees, prosecution,

484.150
Ballot titles to constitutional amendments, initiative and referendum measures, action to challenge,

Bank deposits and collections, 400.4-406

Bank deposits and collections, generally, 400.4-111

Battery, 516.140

Birth, certification and registration, 193.085

Breach of covenant restricting size, height or cost of improvements, 516.095

Chattel, redemption from lienor, 430.135

Child support arrearages, fraudulent claim for, 556.036

Childhood sexual abuse, civil action for damages may be brought, when, 537.046

Claims against insolvent banks and trust companies, 361.510, 361.550

Claims against protectee, filing of action against, pendency, effect, 475.210

Collateral protection act, 427.190

Collection of fees, commodity merchandising councils, 275.350

Commercial feed laws, administrative penalties, 266 212

Community improvement district act, 67.1561

Concealment of defendant, effect, 516.280

Constitutional amendments, action to compel reversal

of certification of petition, 116.200

Contest of will, 473.083

## STATUTE OF LIMITATIONS (CH. 516) — cont'd

Contracts, obligations, liabilities, 516.120

Coroner, action against, 516.130

## Corporations

Demands against, 516.310

Dissolved, actions, 351.483

Corrections, department of, actions against, 516.145 Counterclaim, time computed how on dismissal,

516.370

Counties, acquisition of accreted lands, to run when, 241.330

Covenants of warranty and seisin, 516.110

Credit service organizations, actions against, 407.644

Credit, denial of, based on sex or marital status,

action for damages, 314.115

Crime victims' compensation claims, 595.025,

595.055

Criminal actions stop and start, when, 556.036

Criminal activity forfeiture, when, tolling of, 513.630

Criminal code, 556.036

Criminal conversation, 516.140

Death of defendant, new action, 516.240

Death of plaintiff, new action, when, 516.250

Death, certification and registration, 193.145

Death, where action survives, 516.180

Deeds of trust, date due, not on face of instrument,

determined how, 516.155

Deeds of trust, defective, 443.185

Defense time computed, how, on dismissal, 516.370

Defense, how pleaded, 509.090

# Delinquent taxes

Counties, first class, 141.080

Land, 140.160

Personal, 140.730

St. Louis city, 141.890

# Disabilities

Aliens, 516.210, 516.220

Available, when, 516.270

Death of person, effect, 516.050

Personal actions, effect, 516.170

Real actions, effect, 516.030

Two or more existing, effect, 516.290

Discharge of employee, unemployment compensation

testimony, damages, 288.375

Dissolution, separation, annulment, periodic payment presumed paid in ten years, exception, 516.350

Durable power of attorney, breach of duty, action by principal, 404.727

Employee, dismissal right, damages, action, 516.140 Employees and laborers, preferred claims, 513.060

## **Escheats**

Land, recovery, 470.170

## **Estates of decedents**

Claims, 473.360, 473.444

Contingent claims, 473.393

Executor or administrator, suit against, 473.660

Executor's or administrator's bond, action on,

473.213

Refund, distributees, 473.637

Execution, condemnation judgment, 88.130

## STATUTE OF LIMITATIONS (CH. 516) — cont'd

Executions, 513.020

Executors' and administrators' actions, 516,180

Exemption from execution, personal service debt, 513.470

Fair labor standards act, actions under, 516.140

False imprisonment, 516.140

Ferries, actions against, 237.240

Final judgment taken on interlocutory judgment,

when absolute, 511.190

Finance director's actions against bank officials,

361.320

Financial records, access to, action to enforce,

408.695; tolled when, 408.699

Fiscal notes to constitutional amendment, initiative

and referendum measure, action to challenge,

116.190

Five years, 516.120

Forcible entry and detainer, 534.300

Foreign actions, 516.190

Franchises, action for damages, 407.410

Fraud, 516.120

Gambling, action to recover losses, 434.090

Gas storage, civil actions, 393.510

Grain dealer whose license has been revoked, filing

claims against, 276.491

Home equity program act, 67.1654

Improper acts of defendant, effect, 516.280

Improper discharge of employee for testimony,

unemployment compensation, damages, 288.375

Initiative and referendum measures, action to compel

reversal of certification of petition, 116.200

Injunction, tolls statute, 516.260

Injury to person or rights, 516.120

Inmates, department of corrections, cost of care,

217.831

Insurance company securities, action to recover profit

from unfair dealings in, 375.423

Invasion of privacy, time limitation to bring action,

556.038

Joint debtors, revival of actions, 516.330

## Judgment

Dissolution, separation, annulment, periodic

payment presumed paid in ten years, exception, 516.350

Presumed paid, when, inclusion in automated child support system, when, 516.350

Reversal, new action, 516.230

Revival, when, 511.370

Set aside, when, 511.250

Judgment debtor, examination of, 513.380

Land surveys, errors or omission, action must be

brought, when, 516.098

Land tax collection law, 141.340

Land, sale of, for taxes and special assessments,

Law, illegal practice of, prosecution, 484.020

Leases, personal property, action for default, tolling,  $400.2A\mbox{-}506$ 

## STATUTE OF LIMITATIONS (CH. 516) — cont'd

Legislative bills, actions brought on procedural defects in enactment, time limitation, exception, 516.500

Letters of credit, 400.5-115

Libel, 516.140

Lien against railroad for supplies, 429.460

Malicious prosecution, 516.140

Mechanics' and materialmen's liens, 429.080,

429.170, 429.310

Medical malpractice by health care providers, 516,105

Minors, disaffirmance of conveyances, 442.080

Mortgage foreclosures, 516.150

Mortgages, defective, release valid, when, 443.185; date not shown on face, 516.155

Museums, property loaned to, injury or loss actions for damages to begin when, 184.116

Negotiable instruments, generally, 400.3-118

Neighborhood improvement districts, suit to set aside assessment or question validity of proceedings, 67 465

Nonprobate transfers, action for accounting to payback pro rata share to personal representative to cover statutory allowances and claims, 461.071, 461.300

Nonsuit, new action, when commenced, 516.230 Occupational diseases, workers' compensation, begins to run, when, 287.067

Offender, actions against department of corrections, 516.145

Offenders, department of corrections, cost of care, 217.831

Officer, action against, 516.130

One year, limitation, 516.145

Partition fence disputes, review, 272.340

Paternity actions, 210.826, 210.828

Payment of judgment, presumed, when, inclusion in automated child support system, when, 516.350

Payment, effect, 516.340

# **Penal statutes**

Action commenced, when, 516.380

Alien disability not applicable, 516.220

Application of law, 516.410

County or city as plaintiff, 516.390

Inapplicable to corporations, when, 516.420

Party aggrieved as plaintiff, 516.130, 516.400

State as plaintiff, 516.390

Prevailing wages, actions, 516.130

Prisoners, cost of care, 217.831

Promise, new, effective when, 516.320, 516.330 Pyramid sales scheme, action for damages, 407.410

Quiet title, appearance, 527.220

## Real actions

Adverse possession, prohibition, granting judgment of, 516.090

Charitable uses of lands, not applicable to, 516.090 Death under disability, effect, 516.050

Descent, effect on right of possession, 516.020

Disabilities, effect, 516.030

## STATUTE OF LIMITATIONS (CH. 516) — cont'd

# Real actions — cont'd

Equitable title emanating from government, 516.070

Legal title emanating from government, 516.080

Possession of part of realty, effect, 516.040

Public uses of lands, not applicable to, 516.090

Realty, descent, effect on right of possession, 516.020

Recovery of realty, 516.010

State owned lands, not applicable to, 516.090

Real estate, title vested by, quieting, 527.180

Real property security instrument for future advances,

statute begins to run, when, 516.155

Rents and profits, ejectment action, 524.110

Restraint of trade, civil and criminal actions, 416.131 Retail credit sales law, buyers action for violation,

408.370 Revival of actions, 507.100; procedure, 516.320 to 516.340

## Rules, promulgation

Private persons or entities affected, challenges for failure to file fiscal information, time limitation, 536 205

Public funds, fiscal notes, failure to file, challenges, time limitation, 536.200

Sales act, 400.2-725

Sales tax, additional or revised assessment of, 144.220

Sales tax, assessment of liabilities of transferee, 144.155

Setoff, time computed on dismissal, 516.370

Sewer or storm water facility improvement districts,

action to set aside assessment, 249.947

Sex discrimination, denial of credit, 314.115

## Sexual abuse, time limitation on actions

Childhood sexual abuse, age under 18, damage actions, 537.046

Criminal prosecution, 556.037

Damages, persons within third degree of affinity or consanguinity, 516.371

Sexual contact, action for, 516.371

Sexual offenses involving a minor, civil action for damages, 537.047

Sexual offenses involving person under eighteen, 556.037

Sheriff, action against, 516.130

Slander, 516.140

Special assessments, neighborhood improvement districts, 67.465

Spontaneous fetal death, investigation, report, 193.165

State actions, applicability, 516.360

Statutes controlling, 516.300

Tax sales, action to set aside, 140.590

Telemarketing violations, time to bring action, 407.1107

Ten years, 516.110

Thirty year statute, 516.070

Three years, 516.130

#### STATUTE OF LIMITATIONS (CH. 516) — cont'd

Tolling, administrative actions, prohibited, 516.103 Trade secret misappropriation action, 417.461

Trespass, 516.120

Twenty-four year statute, 516.030

Two years, 516.140

Unclaimed property, recovery by state defense of statute of limitations not available for government agencies, 447.549

Unfair milk sales practices law, actions under, 416.485

Usurious interest, action for double damages, 408.030 Wages, action to recover, equal rates for women law,

War, effect, 516.210, 516.220

Wildlife and forestry law prosecutions, 252.120

Wills, admission to probate, 473.050, 473.070

Wills, posthumous heirs in gestation, mother has right to file action, time limitation, 473.070

Workers' compensation claims, 287.063, 287.430, 287.440

Written instruments, 516.110

Wrongful death, 537.100

#### STATUTES

\* See also CONSTRUCTION OF STATUTES: REVISED STATUTES; WORDS AND PHRASES

Agents, performance by, of acts required, 1.060 Authentication when passed over veto, effective date, 21.250

Authorization to print, certification, 490.170

British, statutes in effect, when, 1.010

Certified copy, sister states, evidence, 490.030

Constitutional attack in declaratory action, 527.110

Corporations, interpretation, 351.017

Enjoined, revisor's duty to publish footnote, 3.066

Expired, sunset, terminated, or ineffective statutes, joint committee on legislative research to make

annual report, 23.205

Flag display, United States, no state law may regulate, 71.286

Foreign or private, how pleaded, 509.220

Foreign, judicial notice, 490.070 to 490.120

Free exercise of religion, government may not restrict, inapplicable to criminal and civil defenses, 1.302, 1.307

Limitation on penal actions, 516.130, 516.220

Official publications, other states, evidence, 490.020

Penal, repeal or amendment, effect, 1.160

Private, evidence, what is, 490.010

## Repeal

Act done or right accrued, effect on, 1.170

Actions pending, effect on, 1.180

Of repealing statute, 1.150

Penal, effect, 1.160

Proceeding begun, effect on, 1.150

Report, joint committee on legislative research, made for expired, sunset, terminated, or ineffective

statutes, 23.205

Revision, CH. 3; when required, Art. III, Sec. 34

Session laws, see SESSION LAWS

#### STATUTES — cont'd

Temporary laws, to be printed in revised statutes, 3.145

Unconstitutionality, declaration of, duties of revisor of statutes, 3.066

United States flag, display of, no state law may regulate, 71.286

## STAY OF EXECUTION

Appeals, civil actions, when, 512.080

Appeals, criminal action, 547.130

Petition, bond, procedure, 513.360

Petition, procedure, 513.365, 513.370

Savings and loan associations, liquidation, 369.349

Sentence, when, criminal cases, 546.900

Trial de novo, release of property, 512.210

#### STAY OF PROCEEDINGS

Administration of decedent's estate, determination of venue, 473.010

Administrative decisions, when ordered, 536.120

Criminal action, 547.150

Driver's license suspension or revocation,

administrative, court review, trial de novo, 302.530, 302.535

Driver's license suspension or revocation,

administrative, request for hearing, 302.525

Ejectment, 524.180

Expedited eviction order, stay of execution, when granted, 441.770, 441.880

Expedited eviction proceedings, when granted, 441.710

Forcible entry and unlawful detainer, bond required, 534.380

Limitation on actions, effect on, 516.260

Mechanics' liens, 429.300

Mine inspection director's actions, appeal from, 293.680

Prohibition, appeals, effect, 530.080

Public service commission orders, 386.520

Zoning adjustment board, appeals to, first class counties, noncharter, 64.281

Zoning regulations, cities, appeal from, 89.100

## **STEALING**

Anhydrous ammonia, ammonium nitrate or liquid nitrogen, 570.030

Cable service, television, penalties, 570.300; not stealing, when, 570.039

Checks, state, replacement requested, false affidavit, negotiation, 33.190

Child support payments, erroneously paid, knowing retention to be stealing, when, 454.531

Civil damages, 537.127

Detention of suspect by merchant, liability, 537.125

Elements of offense, 570.030

Evidence, photographs of personal property to be competent evidence in wrongful taking case, when, 490.717

Fraudulent use of a credit device, venue for prosecution, 541.155

Identity theft, rights of victims, incident report, discretion of law enforcement not affected, 595.232

## STEALING - cont'd

Lost property, appropriated, stolen when, 570.060 Motor vehicle, claims information provided insurers and law officials, 589.205 to 589.215

Parent or guardian's liability, when, penalty, 537.127 Penalties, 570.030

See also LARCENY

Shoplifting, see SHOPLIFTING

Shopping carts, penalties, 537.127

Television cable service, penalties, 570.300; not stealing, when, 570.039

Value of property determines penalty, 570.030

Value, how determined, 570.020

Vending machines, possessing a tool to break into machine, with intent to steal, penalty, 569.075

#### STEAM BOILERS

Inspection, regulation, fourth class cities, 79.450 Inspection, regulation, third class cities, 77.550 Stationary, inspectors, qualifications, 342.010

## STEAM HEATING COMPANIES (CH. 393)

See HEATING COMPANIES (CH. 393)

## STEAMBOATS

See BOATS

#### STENOGRAPHERS AND COURT REPORTERS

See COURT REPORTERS AND COURT **STENOGRAPHERS** 

## STEPPARENTS AND STEPCHILDREN

See CHILDREN AND MINORS

#### STILLBIRTHS

## Fetal Remains, disposition of

Abortion rights not affected, 194.390 Definitions, 194.375

Final disposition, defined, 194.375

Means of disposition authorized, 194.381

Miscarriage, mother's right to determine

disposition, counseling made available, 194.387

Mother may determine disposition, 194.378

Remains of a human fetus, defined, 194.375

Standards required, 194.384

Report, contents, 210.050

Stillborn child, transfer to funeral home by hospital, notice to parents, collection of costs, penalty, 194.200

## STIPULATED PREMIUM COMPANIES

See INSURANCE COMPANIES

# STOCK LAWS

See FENCES; LIVESTOCK

### STOCKHOLDERS

See BANKS AND TRUST COMPANIES; CORPORATIONS

## STOCKS

See BANKS AND TRUST COMPANIES; CORPORATIONS

# STOCKYARDS

Application for membership, review of, 276.030 Associations, may form, rights and powers, 276.020 Discrimination prohibited, 276.040 Disinfecting, veterinarian may order, when, 267.120 Emu, ostrich, ratite birds, classified as livestock, 277.022

## STOCKYARDS — cont'd

Injunction, when to issue, 276.060, 276.070

Law applicable, 276.010

## License and regulation

Fourth class cities, 79.370, 94.270

Special charter cities, 94.360

Third class cities, 77.560, 94.110

Member, rights of, unlawful to limit, 276.020

Membership, unlawful to refuse, 276.030

Profits, unlawful to limit distribution, 276.020, 276.030, 276.050

Public market, deemed to be, 276.010

Public stockyards market, defined, scabies control, 267.670

Public, defined, livestock disease control law, 267.565

Quarantine or embargo, cooperation with state department, 267.595

Quarantined pens, not to use, 267.450

Violations, penalty, 276.080

## STOLEN PROPERTY

Abandoned motor vehicle which had been stolen, owner liable for storage charges, when, 304.155

Motor vehicle stolen and abandoned, owner liable for

storage charges, when, 304.155

Motor vehicles, abandoned, checks required to

determine if stolen, 304.155

Motor vehicles, reports of, 301.230

Receipt of, trial, where held, 541.060

Search warrant for, 542.271

Transportation, trial, where held, 541.070

Wrongfully taken, defined, 541.070

# STORAGE

\* See also STORAGE FACILITIES, SELF-SERVICE; WAREHOUSES

Abandoned motor vehicle which had been stolen, owner liable for storage charges, when, 304.155

# Motor vehicles abandoned

Authorized storage records required, retention period, 304.155

Charges, method of payment, 304.158

Insurer, satisfaction of insurer's claim, title to towing company, procedure, 304.156

Lien for authorized storage, enforcing, procedure, 304.155, 304.156

Storage requirements, see also ABANDONMENT

Stolen, motor vehicle abandoned, owner liable for storage charges, when, 304.155

Tanks, underground regulations, see

UNDERGROUND STORAGE TANKS

Underground storage tanks, regulation, see UNDERGROUND STORAGE TANKS

## STORAGE FACILITIES, SELF-SERVICE (CH. 415)

\* See also STORAGE; WAREHOUSES Default by occupant, effect of, 415.415

Default, defined, 415.405

Definitions, 415.405

Electronic mail, defined, 415.405

## STORAGE FACILITIES, SELF-SERVICE (CH.

#### 415) — cont'd

Escheat to state, rental default, lien sales, amount left after liens settled, when, procedure, 415.415

#### Insurance

Lessee, right to know coverage by lessor, 415.410 Lessor, duty to inform lessee of coverage, 415.410

Last known address, defined, 415.405

Late fee assessed against occupant by owner, when, amount, recovery of expenses, when, 415.417

#### Leased space

Access to by occupant, denied, when, 415.420 Defined, 415.405

Insurance, lessee and lessor rights and duties, 415.410

Lessee and lessor, rights and duties, insurance, 415.410

Liability, maximum amount, 415.410

Occupant, duties prior to use, 415.410

Operator may enter, when, purpose, 415.410

Operator, rights regarding, 415.410, 415.420

Property stored in, care and control of vested in occupant, exceptions, 415.425

Residence, use as, prohibited, 415.410

#### Lessee

Insurance, right to know coverage by lessor, 415.410

#### Lien

Notice of in rental agreement, contents, 415.415 Operator, right to, when, costs covered by, 415.410 Priority of, 415.410

Rental default, sale of property to recover, amount left after liens settled deemed abandoned property, escheat to state, when, 415.415

# Sale to satisfy

Duties, procedure, 415.415

Liability of operator, 415.420

Notice requirements, 415.415

Proceeds from, disposition, 415.415

Purchaser in good faith, 415.420

Redemption by occupant, when, 415.415

Lienholders other than operator, rights, 415.415

#### Occupant

Default, effect of, 415.415

Defined, 415.405

#### Leased space

Access to, denied, when, 415.420

Duties prior to use, 415.410

Liability, maximum amount, 415.410

Property in, care and control, 415.425

Rental agreement, notice of lien, 415.415

Residence, use as, prohibited, 415.410

Liens against his property, notice to operator, when, contents, 415.410

Redemption, right of, 415.415

## Operator

Defined, 415.405

Duties, 415.410 to 415.425

Leased space, right to deny occupant access to, when, 415.420

# STORAGE FACILITIES, SELF-SERVICE (CH. 415) — cont'd

#### Operator — cont'd

Leased space, right to enter, when, purpose, 415.410

Personal property, defined, 415.405

## Rental agreement

Defined, 415.405

Lien, notice of existence, contents, 415.415

Property stored, care and control, provisions regarding, 415.425

Rental default, sale of property to recover, amount left after liens settled deemed abandoned property, escheat to state, when, 415.415

#### Sale

Private and public, defined, 415.405

Title of act, 415.400

Uniform commercial code, conflict of laws, which control, 400.7-604

## STORAGE TANKS

Aboveground storage tank, defined, financial responsibility to be maintained, when, 414.036 Board of trustees, powers and duties, 319.132 Conference, conciliation and persuasion, defined, 319.100

Minor violation, defined, 319.100

Petroleum storage tank, defined, 319.100

Retail, small, petroleum tanks, fund to be used for cleanup of contamination, when, 319.138

# Underground and petroleum storage tanks

Administration of fund, 319.129

## Administrative penalties for violation

Judicial review, when, 319.139

Trial de novo, when, 319.139

Advisory committee, members, duties, 319.131 Application to be part of insurance pool, content, 319.131

# **Board of trustees**

Fee, amount to be paid by participants in fund, duty of board, 319.133

Fund, petroleum storage tank, administration of, duties, 319.129

Powers and duties, 319.132

Site assessment required, when, 319.133

Surcharge per transport load, duties, 319.132

## Certificate of registration

Application, forms, 319.120

Denial or invalidated by department, procedure, grounds, 319.125

Fee, amount, deposit in fund, 319.123

Issued, when, 319.120

Operation before certification, 319.120

Prior to issue of certificate, owner may operate, 319.120

Required, 319.120

Term of certificate, 319.120

Closure of tanks, requirements, notice, department to establish, 319.111

Confidential information not to be released to public, when, 319.117

## STORAGE TANKS - cont'd

## Underground and petroleum storage tanks cont'd

Deductible for release, cleanup, 319.131

Definitions, 319.100

Department, defined, 319.100

Deposit of fees by state treasurer, where, 319.129

Paid by owners per tank to board, 319.129

Suspension on certain balance in fund,

reinstatement, when, 319.132

Financial responsibility required of owner to cover certain damages, rules, 319.114

Financial responsibility requirements, 319.131

Financial responsibility to be maintained for tanks and piping, amount, 414.035

Fund, underground storage program fund, establishment, purpose, 319.123

Guarantor, defined, 319.100

Information, some to be confidential, 319.117 Inspection, monitoring and testing by department, when, 319.117

#### **Insurance fund**

Amount fund will pay, 319.131

Bodily injury coverage, 319.131

Contamination damage coverage, 139.131

Coverage for cleanup and contamination caused

by release and property damage, 319.131 Damages covered, 319.131

Damages not covered, 319.131

Eligibility to participate in fund, 319.131

Established, 319.129

Expires, when, 319.129

Installment payments for insurance authorized, when, 319.133

Lapse into general revenue, prohibited, 319.129

Liability of fund, not states, 319.131

Not a state fund, 319.129

Payment by owner, annually, amount established by rule, 319.133

Payments by installment for insurance authorized, when, 319.133

Petroleum pipeline terminals not eligible for participation in fund, 319.131

Petroleum products contained in tanks, owners may elect to participate, 319.131

Property damage coverage, 319.131

Refinery sites not eligible for participation in fund, 319.131

Report, annual, on availability of private insurance, departments' duties, due when, 319.131

Retail fuel, sole provider in area, petroleum storage tank contamination, cleanup, when,

School districts in certain counties eligible for cleanup money from fund, 319.131

Small retail storage tank, contamination, use of fund, when, 319.138

Third-party claims, 319.131

#### STORAGE TANKS — cont'd

## Underground and petroleum storage tanks cont'd

# Insurance fund — cont'd

Interest earned on fees deposited, paid into fund, 319.129

Inventory control systems, standards, department to establish, 319.107

Leak detection systems, standards of performance and records, department to establish, 319.107

Leak detection, monitoring and testing, owner to be reimbursed for cost from storage tank insurance fund, 319.107

Operator, defined, 319.100

Owner, defined, 319.100

Ownership change, no new fee or registration, paid when annual fee due again, 319.133

Participation in fund by owners authorized, effect of transfer of property, 319.131

Participation in management, defined, 319.100

Petroleum released at direction of coordinator, no

## liability, exception, 319.135 Registration of tanks

Closure of tanks, information, 319.103

Exceptions, 319.103

Forms, department of natural resources to furnish, 319.103

Information required, 319.103

Notice to purchaser of tanks by seller of registration, duties, 319.103

Out of operation, tank still to be registered, 319.103

Sale of tank, seller to notify purchaser of registration, duties, 319.103

Temporarily out of service, tank required to be registered, information required, 319.103

Time limitation on registering, 319.103

Regulated substance, defined, 319.100

Reimbursement to owner on leakage, monitoring and testing for cost, 319.107

Reinsurance of fund, 319.129

Release of petroleum, no liability if at direction of coordinator, exception, 319.135

Release, defined, 319.100

Releases and corrective actions to be reported, standards, 319.109

Revenue to pay fees over to fund, 319.129

Rules authority to adopt federal rules or to provide more stringent rules, when, 319.137

# Rules, approval, disapproval

Publication in Missouri Register required, 319.137

Review prior to publication, 319.137

Suspension, procedure, invalid when, 319.137

School districts in certain counties eligible for

cleanup money from fund, 319.131

Site assessment required, when, 319.133

Standards to be established for all new tanks and to upgrade existing tanks, 319.105

## STORAGE TANKS - cont'd

# Underground and petroleum storage tanks — cont'd

State and political subdivisions owning and operating tanks to pay fee, 319.129

# Surcharge on petroleum product per transport

Board of trustees' duties, 319.132

Change in rate, procedure, 319.132

Deposit rate to be established, 319.132

Exceptions, 319.132

Refund, claim for, procedure, 319.132

Rules and regulation authority, 319.132

Suspended, when, 319.132

Tanks ineligible for delivery, deposit, or acceptance, when, violation, procedure, red tag to be affixed, when, 319.136

Training program, hearing, requirements, recordkeeping, 319.130

#### Violations

## Administrative penalties for violation

Amount to be determined by rule, 319.139

Appeal, effect, 319.139

Civil action may be brought but precludes administrative penalty, exception, 319.139

Deposit of penalty in general revenue, 319.139 Minor violation, defined, not imposed for,

319.139

Payment, due when, 319.139

Surcharge authorized for failure to pay, due when, 319.139

Time limitation to assess violation, 319.139

Affirmative defense, compliance, 319.127

Attorney general or prosecutors may take action on request, 319.127

Civil actions, when, 319.139

Injunctions, 319.127

Order to comply, failure to comply, effect, 319.127

Penalty, amount, disposition, 319.127

Requirements for compliance may not be amended for three years, exception, 319.127

Written notice of what compliance is required, amendment prohibited, 319.127

# STORM SEWERS

#### Counties and cities

Appropriation, certain counties and cities, 644.031 Disbursal of funds directly to certain counties and cities, 644.031

Distribution of funds, 644.031

Funds to be expended within 18 months, 644.031 Funds unused returned to commission, when,

644.031

Plan or study required, 644.031

Return of unused funds, when, redistribution to whom, 644.031

Returned funds may be redistributed to any eligible city or county, 644.031

## STORM SEWERS - cont'd

#### Counties and cities - cont'd

#### Sales tax

Abolition of tax by city or counties, procedure, 644.032

Amount, limitation, 644.032

Authorized purpose, 644.032

Ballot form, 644.032

Deposit in trust fund, local parks and storm water control sales tax fund, 644.033

Effective, when, 644.032

Failure of tax, resubmission to voters, when, 644.032

Powers and duties of director of revenue, 644.033

Tax on sales of food prohibited, St. Louis county, 644.032

Voter approval required, 644.032

State to pay eighty percent of cost, 644.031

County sales tax, imposition, rate, collection and disposition of revenue, abolition of, St. Louis

County, 67.713, 67.729

Funds, additional to aid, 644.564

Sales tax, storm water, authorized, certain cities, 94 413

## Sewer or storm water facility improvement districts (Kansas City, Clay, Platte, Greene, Boone and Jefferson Counties)

Account or fund created, for each separate project, 249.953

Acquire, defined, 249.925

Action to set aside assessment, time limitation, 249,949

Amendment of plan, when, 249.941

#### Assessment

Benefits to property resolution, methods for assessing, 249.935

Cause of action to set aside assessment, time

limitation, 249.947

Collection, how, 249.945

First payment, due when, 249.945

Installments, authorized, 249.945

Interest rate, limitation, 249.945

Lien on property, 249.949

Maintenance costs assessment may be levied after period for assessment of property has expired, 249.933

Notice to property owners, city or county clerk, duties, 249.945

Procedure to calculate amount, 249.935

Reduction, when, 249.953

Balance in fund after project paid for, effect, 249.953

Ballot form, election, 249.929

# Bonds, general obligation

Amount allowed, 249.955

Assessment against property to pay for

improvements, 249.927

Authority to issue, 249.927

Issued, procedure, 249.951

#### STORM SEWERS - cont'd

Sewer or storm water facility improvement districts (Kansas City, Clay, Platte, Greene, Boone and Jefferson Counties) — cont'd

## Bonds, general obligation - cont'd

Limitation not to exceed ten percent of assessed valuation of taxable tangible property, 249.955 Purpose, 249.927

Boundaries of district, how set, 249.931

Construction of project completed, final cost computed, 249.941

Consultant, defined, 249.925

Cost, defined, 249.925

Definitions, 249,925

## Governing bodies of city and counties

Bonds, amount of determined, to be required, 249.943

Plans and specification acceptance by, 249.937

#### Resolutions

Assessment ordering, 249.937

Improvement project ordered, 249.941

Methods for assessing benefits to property, duties, 249.935

Project cost boundaries and annual assessment, 249.929

Temporary notes may be issued by governing body, 249.951

Hearing held to consider proposals, 249.941

Improve, defined, 249.925 Improvement, defined, 249.925

Maintenance costs assessment may be levied after period for assessment of property has expired, 249.933

#### Notice of hearing

Mailed to assessed property owners, 249.939 Publication, content, 249.939

Plans and specifications filed with city or county clerk, 249.939

Procedure to establish district, 249.929

Publication of notice of hearing, required, content, 249.939

Refund to property owners, when, 249.953 Sewage or storm water facility improvement district, defined, 249.925

Tax and special tax bills in certain sections applicable to sewer and storm water district, 249.957

### Temporary notes

Limitation on amount, 249.955

May be issued by governing body, 249.951

Storm waters and public works, sales tax trust fund, St. Louis County, 67.713

# STORM WATER CONTROL

Additional borrowing of \$10,000,000 by board of fund commissioners authorized for storm water control, 644.578, 644.581, 644.584

Additional borrowing of \$20,000,000 by board of fund commissioners authorized for storm water control, 644.580, 644.583, 644.586

#### STORM WATER CONTROL — cont'd

Board of fund commissioners authorized to borrow additional \$10,000,000, 644.578, 644.581, 644.584 Board of fund commissioners authorized to borrow additional \$20,000,000 for storm water control, 644.580, 644.583, 644.586

County storm water control utility tax, procedure, 64 907

Ordinances regulating certain county affairs and properties authorized, procedure, exceptions, prohibitions, 49.650

# STRAYS (CH. 271)

Affidavit and notice, duties of judge, 271.070 Affidavit of taker, filing, 271.060

Allowance for keeping, how determined, 271.150

#### **Appraisers**

Appointment, 271.070

Fees allowed, 271.320

Oath, duties, 271.080

Bond of person taking up, 271.010, 271.030

Bond, refusal to give, procedure, 271.120

Certificate of proof, filing, 271.170

Collection of funds, duties of county collector, 271.230

Compensation of taker-up, 271.320

Damages for abuse or injury, 271.280

Delinquent stray list, collection procedure, 271.240

Disposition upon removal of taker-up from county, 271.280

Fees of county clerk, 271.350

Fees of magistrate, 271.330

Fines, penalties, forfeitures, disposition, 271.370

Livestock, when deemed, 270.010

Notice of intent to post, how given, contents, 271.050

Notice, publication, form, 271.100

Officers, failure to perform duties, forfeiture, 271.360

Ownership, proof, procedure, 271.130, 271.140

# Posting

Duties of taker, 271.060

Notice requirements, 271.010, 271.020

When bond required, 271.120

Proceeds from sales, disposition, 166.131, Art. IX, Sec. 7

Published notice and affidavit, filing of copy, 271.110 Publisher of notice and affidavit, compensation, 271.340

Reclaiming before posting, 271.290

Record to be preserved for inspection, 271.310

Removal from county, penalty, disposition, 271.270

Sale, proceedings, 270.180

Stray book, entries, duties of associate circuit judge and county clerk, 271.090

Stray record books, county clerk to keep, 271.190 to 271.210

Taker-up, may deliver to collector, when, effect,

Taker-up, not liable for loss, when, 271.260

Taking up by other than owner of plantation where found, 271.040

#### STRAYS (CH. 271) — cont'd

Tax book, names from stray fund record book to be added, 271.220

Title to vest in taker-up, when, 271.160

Unbroken animals not to be taken up, when, 271.010 Use by taker-up, 271.270

## **STREAMS**

Losing streams defined, a rebuttable presumption, how determined, rules, duty of commission, 644.042 Pollution, misdemeanor, 252.210

Pollution, see also WATER POLLUTION

Recreational water use, water patrol division

brochure, distribution, 306.910

Subdivision, defined, 644.150

Tunnels for power, construction of, procedure, 236.280

Water companies may take from, 393.030

#### STREET GANGS, CRIMINAL (CH. 578)

Ages fourteen to seventeen to be transferred to courts of general jurisdiction, 578.423

Circuit courts, ages fourteen to seventeen to be transferred to, 578.423

Definitions, 578.421

Exemptions, labor unions and other employee activities, 578.427

Felony or misdemeanors committed for gang, punishment in addition to regular sentence, 578.425

Local governments may adopt consistent laws, deemed alternatives to and not preemption, 578.427

Misdemeanors, committed for gang, punishment in addition to regular sentence, 578.425

Murder, first degree, death penalty, aggravating circumstances to be considered by judge or jury, 565.032

Participating knowingly in gang criminal activities, penalty, 578.423

Penalty for knowingly participating, 578.423

# Public nuisance

Buildings, structures, rooms used for activities deemed public nuisance, 578.430

Defendants, who may be made parties, 578.430 Injunction as to building, 578.430

Owner of building knowing of gang use, court may order no occupancy for one year, 578.430

Unlawful to maintain, charges against owners and occupants, penalty, 578.430

Weapon not to be declared nuisance unless notice given to lawful owner, procedure, 578.437

Weapons deemed public nuisance may be confiscated and destroyed, when, 578.435

Records to be open of those convicted of criminal street gang activities, 211.321

Sentences to include additional punishment, 578.425 Violence prevention program, department of elementary and secondary education, state board of education, school district, duties, funding, 161.650

#### Weapons

Burden of proof on state that to return weapon would endanger life, 578.437 Confiscated, when, 578.435

#### STREET GANGS, CRIMINAL (CH. 578) — cont'd

#### Weapons — cont'd

Defined, 578.435

Destroyed by court order, when, 578.435

Owner to be notified before destruction, procedure, 578 437

# STREET LIGHT MAINTENANCE DISTRICTS (CH. 235)

Annexation of property, procedure, 235.210 Annexed property, liability for taxes, 235.230 Authorization, 235.010

## **Board of directors**

Bond and oath, 235,090

Election, 235.140

Fiscal year, 235.110

Meeting, time, place, quorum, 235.130

Officers, election of, 235.100

Powers generally, 235.150

Removal, compensation and expenses, 235.120

Seal to be adopted, 235.100

Secretary, selection, duties, 235.100

Taxation, power and duties, 235.160 to 235.200

Term, 235.030, 235.140

Treasurer, duties, bond, 235.110

Vacancy, how filled, 235.130

Boundaries, alteration, procedure, 235.210, 235.220

Cities and towns annexing, power, effect, 235.240

Dissolution, 235.250 to 235.270

Excluded property, liability for taxes, 235.230

Exclusion of property from, procedure, 235.220

Incorporation, election, procedure, 235.070

Incorporation, order, filing, 235.080

Organization, 235.030 to 235.070

Petition, amendments, penalty fee, 235.040

Petition, content, procedure, 235.030

Powers generally, 235.150

Purpose, territorial requirements, 235.020

Tax rate increase, maximum, procedure, 235.175

Trustee for dissolution, 235.270

#### STREET RAILWAYS (CH. 391)

Accidents, investigation and notice of, 389.996 Articles of association, content, filing, 391.010 Bridge companies may operate, 391.130

## Cities

300,000, population, car gates, regulation of, 82.460 Special charter, acquisition, maintenance, 81.190

Third class, franchise, procedure, 78.190

Third class, rights-of-way, 77.200

Condemnation proceedings, 523.010 to 523.100

Condemnation, ascertainment and payment of

damages, procedure, 71.590, 71.600

Division of motor carrier and railroad safety, powers and duties of regulation, 622.090

Electrical corporation stock or bonds, acquisition regulated, 393.190

## Franchise

Cities third class, manager form, procedure, 78.630 Cities, procedure in granting, 71.560 to 71.580

# Highways and transportation commission, state

Accounts, authority to establish, access to, 622.190

## STREET RAILWAYS (CH. 391) - cont'd

# Highways and transportation commission, state — cont'd

Actions to recover penalties, forfeiture or to enforce division's powers, where brought, procedure, 622.510

## Administrative law judges and employees

Agencies of other states or the United states, conferences, cooperative agreements and joint investigations and hearing with, 622.140

Eligibility, 622.120

Oath, 622.120

Solicitation and gifts, prohibition, penalties, 622.130

Allocation of estimated expenses, railroads, 622.300

Arbitration by division, powers, 622.160

Common carrier, defined, 622.100

#### Complaints

Carriers or other parties, made by, 622.330 Dismissal, 622.320

Division, made by division or other parties, 622.320

Division, made to, form, division's response, 622.260

Joinder of claims, 622.320

Service, 622.320

Compliance, substantial, effect on rules of division, 622.520

Construction of provisions, 622.520

Cooperative agreements, contracts, authority to enter into, 622.140

Delegation of authority, 622.170

Destruction of accounts or records, penalty, felony, 622.470

Estimation of division's expenses during fiscal year, railroads, 622.300

Evidence, copies of official documents treated as originals, when, 622.220

Exemption from liability of a carrier by contract or regulation, 622.540

Express corporation, defined, 622.100

Falsification or destruction of accounts or records or false statements to division, penalty, felony, 622.470

Fees, 622.230

Foreign commerce, application of law, 622.110 Grants, receipt and disbursement, 622.140

#### Hearings

Burden of proof, 622.350

Compliance order, extension, 622.340

Depositions, 622.340

Documents furnished to division, fee, 622.360 Failure to be examined, swear to deposition, obey subpoena or produce documents, penalty, misdemeanor, 622.380

Immunity for certain persons testifying or producing documents, when, exceptions, 622.390 Information not open to public, when, penalty for disclosure, misdemeanor, 622.400

## STREET RAILWAYS (CH. 391) — cont'd

Highways and transportation commission, state — cont'd

## Hearings — cont'd

Intervention by a party, 622.340

Investigation reports, 622.340

Pending legislation, 622.310

Production of documents and records, failure to obey, 622.370, 622.380

Record of proceedings, 622.340

#### Rehearings

Application, 622.420

Compliance with order, 622.420

Contents of application, 622.420

Granted, when, 622.420

Modification of order, 622.420

Injunctions, when sought, answer to petition,

joinder, final judgment, 622.290

Inspection of property, facilities and documents, division's authority, 622.250

Interstate commerce, application of law, 622.110

Investigation of acts or omissions by division, 622.260

Liability for unlawful acts, 622.530

Liability of carrier for acts of officers and agents, 622.480

## Orders of division

Final, effect of, 622.460

Service, notification of receipt, when effective, 622.410

Written and entered in division's records, 622.210

Penalties, cumulative, 622.500

Railroad corporation, defined, 622.100

Railroad, defined, 622.100

Rate, defined, 622.100

Reciprocal agreements, authority to enter into, 622.150

# Records

Disposal, when, 622.115

Made available to division by common carrier, 622.210

Public, division's documents, when, 622.310

Report, periodic, 622.200

Reports, annual, form, information, erroneous information, when filed, failure to file, 622.200

#### Review

Accounts, ordered to be kept, 622.440

Appellate review, procedure, docket placement, record on appeal, suspension of judgment

pending hearing on appeal, 622.450

Circuit court review, procedure, 622.430

Security, additional, ordered, when, 622.440

Stay or suspension of division's order, 622.440

Trust, sums to be paid into, when, 622.440

Safety devices and safeguards, authority of division to require, 622.240

Service, defined, 622.100

Signs adjacent to tracks, red, prohibition against, 622.240

## STREET RAILWAYS (CH. 391) - cont'd

# Highways and transportation commission, state — cont'd

Statement of revenues, filed with division, railroads, 622.300

Street railroad corporation, defined, 622.100

Street railroad, defined, 622.100

## Subpoenas

Failure to obey, 622.380

Fees and costs, 622.360

Issuance, 622.360

Process, 622.360

Witness subpoenas, 622.340

Supervision, division's authority, 622.250

Transportation of persons, defined, 622.100

Transportation of property, defined, 622.100

Violation of state law or division's order by an

officer or agent, misdemeanor, 622.490

Violation of state law or division's order, penalty, 622.480

Incorporation, procedure, fee, 391.010

Interurban railroad, operating agreement with, 391.060

Investigation of accidents by division of motor carrier and railroad safety, 389,996

#### License and regulation

Fourth class cities, 94.270

Special charter cities, 94.360

Third class cities, 94.110

#### Light rail

Assessment payment when, installments authorized, 389,1005

Bi-state development agency consultant on safety, 389.1005

Definition, 386.020

Fund, light rail safety fund created, purpose, not to lapse into general revenue, 389.1010

Funds deposited, where, 389.1005

## Motor carrier and railroad safety, division of

Authority to regulate, 622.090

Powers and duties, 389.1005

Rules and regulations, 389.1005

Safety of operation, maintenance and use, 389.1005

Statement to be filed by light rail operator, when, content, failure to comply, effect, 389.1005

Motor carrier law, exempt from, 390.030

Organization under general laws, authority, 351.030

Powers, generally, 391.020

Private car tax (CH. 152)

Railroad crossings, duty of operator, 391.240

Railroad safety appliances, not applicable, 389.850

See also COMMON CARRIERS

Tax commission, state, original assessments, 138.420

Taxation, manner, 151.330

#### Track

Right to lay, how granted, 71.560

Transfers and service, regulation, penalty, 391.070

Wires, height, guards and fenders, 391.230

#### STREETS

## Addresses to be conspicuously posted to aid in emergency location

Authority to enact, 67.318

Fire department to enforce, 67.318

Violators, time limit to comply, 67.318

Appropriation by cities for construction and repair, limitation, 71.340

#### Cities

# Constitutional charter

Control, 82.190

Franchises, regulation, 82.230

 $Improvements,\,75,\!000\;to\;80,\!000\;inhabitants,$ 

88.940

Repair, financing, 88.811

Vacation, 82.190

Fourth class, 79.410, 88.670 to 88.707, 88.811

Special charter, 81.190, 88.777 to 88.797, 88.811

#### Third class

Condemnation, 88.497

Construction, maintenance, 88.507

Control, 77.520

Establishment, 88.637

Improvements, 88.523, 88.530

Name, change of, 77.220

Repair, financing, 88.811

Sprinkling, 88.640

Cities, 300,000, more than, grade changes, 88.917, 88.920

Cities, 4,000 to 30,000, vehicle license tax fund use, 94.410

Construction, traffic streets used as, not to be limited by ordinance, certain counties, when, 67.282

Excavations within, prohibited until notice given, when, 319.025

Grade changes, condemnation procedure, 88.080 to 88.097

Grade crossing, railroads, 389.610 to 389.630

Indebtedness for, incurrence, limits, procedure, 95.125

Planned industrial expansion authority, conveyance of

property for use as, 100.410 Public streets used for construction, traffic not to be limited by ordinances, when, certain counties,

67.282 Railroad crossings, construction and maintenance, commission's powers, apportionment of cost, 389.610

Repairs, certain cities may issue assessment notes, content, payment, 88.815

## Towns and villages

Power, 80.090

Repairs, financing, 88.811

Sprinkling, oiling, treating, costs, procedure, 80.130 to 80.160

Traffic routes used for construction purposes not to be limited by ordinances, when, certain counties, 67.282

Wheelchair ramps required at curbs, when, specifications, 71.365, 71.367

#### STRIKES AND LOCKOUTS

Merit system employees, 36.510

Public utilities, governor's powers, 295.180, 295.190

State and political subdivision employees, not authorized, 105.530

Unemployment compensation benefits, effect on, 288.040

#### STRIP MINING

See MINES AND MINING

#### STUDENT LOANS

See STUDENTS

## **STUDENTS**

Access to higher education trust, see EDUCATION, subheading, Access To Higher Education Trust

Accident insurance, requirements, 376.425

Activities, participation in, excused absences allowed, 171.053

Admission, affidavit of expulsion for certain offenses required, false statements, penalty, 167.023

Advance tuition payment contract, see EDUCATION, subheading, Access To Higher Education Trust

## Advantage Missouri program

Areas, high demand, 173.781

Board, duties, 173.781

Citation, 173.775

Contract, terms, conditions, 173.790

Definitions, 173.778

Fund, 173.775

Guarantee, not provided, 173.793

Loan forgiveness, when, 173.787

Occupations, high demand, 173.781

Participation limitations, 173.784

Tax credit, donations, discontinued, whe, 173.796

Alcohol, drinking or possession of, school districts to develop policies, 160.069

American history, constitutions and Missouri government not required for certain students, 170.011

Arthritis program, fellowships and support for trainees, 192.718, 192.720

# Assessment system, statewide

Assessment instrument to be adopted, when, 160.518

Development, 160.518

Districts to develop policies, 160.570

National Assessment of Education Progress Exam, alignment with, 160.518

No Child Left Behind Act, compliance with,

Policy to encourage students, 160.570

Scores not counted, when, 160.518

Special education, alternative assessments, 160.518 State board or state agencies not to establish any single test for highschool graduation, 160.570

Asthma inhalers, self-administration of, authorization, 167,627

Athletes, award of recognition by state for students or teams of Missouri schools, how chosen, qualifications, 160.350

# STUDENTS — cont'd

Athletes, brain injury prevention, annual report on impact of injuries, 167.775

Athletes, brain injury prevention, removal from competition, when, 167.765

Attendance and enrollment audits, performed how, 165 122

Awards by state board of education to high school students for service and academic achievement, 170.011

Conflict resolution materials, development, availability, 170.046

Curators, board of, University of Missouri, student appointment, see UNIVERSITIES AND COLLEGES, 5. University Of Missouri

Disciplinary records, expungement of, 167.026

# Discipline

Act of school violence or violent behavior defined, 160.261

Dropout, student not deemed, when, 160.261 Mandated reporting, no civil liability, when, 160.261

Need to know defined, acts of violence, right of teacher and staff to know, 160.261

Spanking, see Spanking, this heading

Violent acts, restricted access to schools, 160.261

Written policy required, elementary and secondary schools, no civil liability, when, 160.261

# Displaced homemakers, fee waivers for

Admission to or graduation from institution not guaranteed, 178.511

Definitions, 178.411

Eligibility criteria, 178.411

Receipt not to reduce other agency benefits, 178.411

State board of education to administer, duties, 178.411

Dress code policy, 167.029

Eye protection, required when, 170.005

False affidavit of expulsion, penalty, 167.023

# Family practice residency, assistance

Definitions, 191.375

## Fee waivers, displaced homemakers

Admission to or graduation from institution not guaranteed, 178.411

Definitions, 178.411

Eligibility criteria, 178.411

Receipt not to reduce other agency benefits, 178.411

State board of education to administer, duties, 178.411

## Financial assistance program

Limitations on awards, 173.093

Foreign exchange students not required to take certain courses in government, 170.011

## Grant

National guard, educational assistance grant, eligibility, requirements, limits, 173.239

## STUDENTS — cont'd

#### Grant - cont'd

# Public safety officers and other employees injured or killed in the line of duty, scholarships

Child's eligibility, 173.260

Coordinating board of higher education, duties, 173.260

Definitions, 173.260

Disabled officer or employee, eligible, when, 173.260

Disabled officer or employee, no longer disabled, effect on grants, 173.260

Permanent and total disability, defined, 173.260

Requirements, limitations, 173.260

Spouse of officer or employee, eligibility, 173.260

Transfer from one institution to another, no effect on scholarship, adjustment of grant, 173.260

Withdrawal of student, refund of fees to board by institution, 173.260

## Public service officer or employee survivors

Amount of grant, 173.260

Award, when, 173.260

Coordinating board to administer, duties, 173.260 Eligibility of student, 173.260

Transfer, withdrawal, effect, 173.260

# Health professional student repayment loan program

Amount paid per year of obligated service, 191.611 Application for, 191.607

## Areas of need

Cost sharing by community to be given first consideration, 191.611

Cost sharing community breach of contract, recovery of contribution, 191.614

Defined, 191.603

Department to designate, factors considered, 191.605

Chiropractic student loans, 191.600

Contract breach, damages, collection to include legal fees, 191.614

Contract for repayment, contents, 191.609

Contract for service obligation, breach, penalties, 191.614

Contribution by community, recovery on breach of contract, 191.614

Definitions, 191.603

Dentistry students' loans, 191.600

Department, defined, 191.603

Eligibility, standards determined by department, 191.607

Established, 191.600

Federal grants, application for, 191.615

Fund, health professional student repayment

established, uses, 191.600

Insufficient funds, effect on program, 191.615

Loan covered by repayment program, 191.611

Medical school students' loans, 191.600

Osteopathic students' loans, 191.600

## STUDENTS — cont'd

# Health professional student repayment loan program — cont'd

Physician, failure to be licensed as, liability, 191.614

Primary care physician, defined, 191.603

Qualifications for eligibility determined by

department, 191.607

Repayment contract, contents, 191.609

Repayment schedule, 191.611

Service obligation, amount paid per year, 191.611 Service obligation, contract breach, penalties,

191.614

Termination of medical studies liability, 191.614

## Homemakers, displaced, fee waivers

Admission to or graduation from institution not guaranteed, 178.411

Definitions, 178.411

Eligibility criteria, 178.411

Receipt not to reduce other agency benefits, 178.411

State board of education to administer, duties, 178.411

Insurance, accident, requirements, 376.425

Lincoln University student appointed to board of curators, 175.021

Loans, bond issues, see BOND ISSUES, subheading, Private Activity Bonds

## Loans, doctors, medicine, osteopathy

Administration by department of health, 191.505

Amount of loan, maximum, source, 191.520

Applicants, requirements, 191.515

Area of defined need, defined, 191.500

Board's authorized action, 173.141 Contract with applicant, terms, 191.510

Contracts to be approved, how, 191.550

Deferral of payment, when, time limitation, annual review, 191.540

Eligible student, defined, 191.500

Financial assistance, defined, 191.500

Forgiveness of portion of debt, when, 191.510

Funds to finance, source, 191.520

Interest charged, 191.530

Length of loan, 191.525

Number of loans available, to whom, 191.525

Participating school, defined, 191.500

Penalty for breach of contract, amount, 191.540

Primary care, defined, 191.500

Recovery, actions for, 191.545

Repayment deferred when, limitation, annual review, 191.530

Repayment schedule to be established, extraordinary conditions, 191.540

Repayment terms, 191.530

Residency requirements, 191.515; resident defined,

Rules, regulations, authority, 191.505

Rural area defined, 191.500

Termination of course of study, effect, 191.535

#### STUDENTS - cont'd

Loans, doctors, medicine, osteopathy — cont'd Loans, postsecondary education

## Access Missouri program

Academic year, defined, 173.1102

Adjustment in awards, when, 173.1105

Allocation of assistance, 173.1104

Award amounts, minimums and maximums,

173.1105

Board to administer program, 173.1103

Citation of law, 173.1101

Definitions, 173.1102

Disqualification, 173.1104

Duties of the board, 173.1103

Eligibility criteria, 173.1104

Expected family contribution, defined, 173.1102

Fund created, use of moneys, 173.1103

Other financial assistance, report to board,

173.1106

Program references, 173.1101

Sunset, inapplicability, 173.1108

Transfer of recipient, effect of, 173.1107

Amount available for loans, how determined, 173.110

Board, defined, 173,100

Boards authorized action, 173.141

Charge for guarantee, amount, use, 173.110

Collection, recovery of loans, 173.150

#### **Default**

Agencies to assist in locating borrower, 173.141 Effect, 173.105

Delinquent payment, effect, 173.105

Department, defined, 173.100

Eligibility standards, regulation authority, 173.160

Eligibility, linked deposit loans, 30.756

Eligible borrower, defined, 173.100

Eligible higher education institution, defined, 30.750

Eligible institution, defined, 173.100

Eligible lender, defined, 173.100

Eligible student borrowers, defined, 30.750

Federal reports submitted to whom, 173.105

Fund, defined, 173.100

# **Funding**

Citation of law, 173.1000

Performance measures, utilization of, 173.1006

Rulemaking authority, 173.1004

Tuition rate change, reporting requirements, 173.1003

Tuition, permissible rate change, 173.1003

Guaranteed, how, 173.110

Guarantor, eligibility requirements, must file report, when, 173.186

# Higher education loan authority

Assets may be used for payment of debt, 173.386 Authority defined, 173.355

## **Bond issues**

Expenses, how paid, limitation, 173.420 Institutions and fiduciaries may invest, 173.435

#### STUDENTS - cont'd

Loans, postsecondary education — cont'd Higher education loan authority — cont'd

Bond issues - cont'd

Investment by fiduciaries and institutions, 173.435

Tax exemption for bonds, 173.440

## Bond issues and other debt

Authority to issue, 173.385

Costs and charges, 173.390

Default, payment or agreement, remedies,

Exempt from certain provisions, 173.415

Installment payments, maximum term, 173.390

Liability, not debt of state or political

subdivision, statement on bond, 173.410

Multiple series of bonds may be issued,

requirements, 173.395

Negotiable instruments, construed to be,

173.400

Principal and interest, how secured, 173.405

Proceeds not part of revenue, 173.425

Redemption prior to maturity, option,

requirements, 173.390

Refunding, 173.395

Resolution, trust agreement, content, 173.405

Sale, public or private, price, 173.390

Types of bonds authorized, rates, 173.390

Bonding required, each member, how paid, 173.375

Borrowing for expenses, limitation, paid when, 173.420

Cited how, 173,350

Conflict of interest, members, employees,

procedure to avoid, 173.380

Creation, 173.360

Definitions, 173.355

Department, assignment, 173.445

Executive director, appointment, compensation, 173.370

Expenses, members, 173.365

Guaranteed student loans and PLUS loans, may

be originator, conditions, 173.387

Investments, authority to make, requirements, 173.385

## Lewis and Clark discovery fund

Annual appropriations, 173.392

Created, 173.392

Misuse of moneys, 173.393

Repayment of moneys, 173.393

Use of moneys, 173.392

Meetings, notice, open to public, conference calls

allowed, quorum, 173.365

Members, qualifications, terms, removal,

vacancy, 173.360

Officers, 173.370

Organizational meeting, 173.370

Powers and duties, 173.385

Powers, how construed, 173.420

Reports to department required, 173.445

#### STUDENTS — cont'd

## Loans, postsecondary education — cont'd Higher education loan authority - cont'd

Secondary education loans defined, 173.355

Secretary, appointment, duties, powers, compensation, 173.370

Student loan notes not public property, 173.425

Tax exemptions, income and property of authority, 173.415

Illness, disability, or pregnancy, effect on loans, 173.250

Interest, guaranty student loan fund, use of, 173.252 Interest, rate, linked deposit loans, 30.760

Linked deposit loans, eligible student borrowers,

Linked deposit, maturity date, linked deposit loans, 30.758

#### LLR fund

Defined, 173.100

Established, 173.187

Loans, origination of, 173.110

Loan agreements, requirements, authority to regulate, 173.170

Program, defined, 173.100

Purpose, state assistance, 173.095

Reduced rates, linked deposit loans, 30.756

Regulations, filed where, 173.180

Renewal loans, linked deposit loans, 30.756

## Selective service registration

Certification of registration required, 105.1216 Registration required to obtain loan, 105.1213

State guaranty student loan fund, not transferable to general revenue, exception, 173.120

State guaranty student loan fund, operation, administration, 173.120; investments, 173.130

Student loans not purchased not public property, 173.425

Subrogation, 173.110

Suits to collect, 173.150

Textbooks, use of financial aid for purchase of, when, 173.955

Vietnam veterans survivors scholarship program, 173.236

# Loans, student postsecondary

Borrower, defined, 173.100

#### **Default**

# Wage withholding

Appeal of order to pay debt, 173.115

Employer duties, liabilities, immune when, discharge of employee prohibited, when,

penalty, 173.115

Hearing, procedure, judicial review, 173.115 Order to pay debt, issued when, 173.115

Order to withhold earnings, issued when,

maximum amount, effect of order, 173.115

Penalty for wrongfully discharging borrower,

when, 173.115

Rulemaking authority, 173.115

Service of process on borrower or employer, 173.115

#### STUDENTS — cont'd

Loans, student postsecondary - cont'd

Default — cont'd

## Wage withholding - cont'd

Statement of claim, rights of borrower, 173.115

Education, defined, 173.100

Employer, defined, 173.100

## Selective service registration

Certification of registration required, 105.1216

Registration required to obtain loan, 105.1213

## Loans, teaching candidates

Discrimination prohibited, 168.565

Residency requirement, 168.565

Medications, self-administration of, authorization, 167.627

Medicine, interns and residents from contiguous state may act in state, when, 334.046

Mental health or social services placement in facility or program, per pupil costs, payments in lieu of taxes, when, 167.126

Military personnel, resident status granted, when, 41.890

## Missouri higher education deposit program

Alternative to Missouri higher education savings program, 166.501

Assets used for program purposes only, 166.517

Beneficiary, defined, 166.502

Board to administer, powers and duties, 166.505

Board, defined, 166.502

Cancellation of agreements, penalty, 166.514

Citation of law, 166.500

Confidentiality requirements, 166.529

Contribution limits, 166.508

Definitions, 166.502

Deposit program participation agreements, terms and conditions, 166.508

Eligible educational institution, defined, 166.502

Established, 166.501

Financial institution, defined, 166.502

Investment of funds, 166.505

Minimum holding time for contributions, 166.508

Program created, 166.505

Program moneys exempt from total state revenues, 166.526

Prompt investment of moneys required, 166.511 Qualified higher education expenses, defined,

Review by state auditor, when, 166.523

Rulemaking authority, 166.520

Use of moneys, 166.511

## Missouri higher education savings program

Agreements, terms, conditions, limitations, 166.420

Beneficiary, defined, 166.410

Benefits, defined, 166.410

## **Board**

Defined, 166.410

Members, powers, duties, 166.415, 166.425, 166.440

Proxy, board member may designate, limitations, 166.415

#### STUDENTS - cont'd

# Missouri higher education savings program — cont'd

#### Board — cont'd

Cancellation, results, penalty, 166.430

Citation, 166.400

Contributions and earnings not income for purpose of financial assistance, when, 166.425

Definitions, 166.410

Eligible educational institution, defined, 166.410

Financial institution, defined, 166.410

Income tax refund, contributions to account, 166.421

Investments, 166.415, 166.425, 166.440

Participant, defined, 166.410

## Participation agreement

Defined, 166.410

Terms, conditions, limitations, 166.420

Program created, 166.415

Property, not state, 166.440

Qualified higher education expenses, defined, 166.410

Review, state treasurer, 166.450

Rules, 166.445

Savings account for beneficiary in tuition program, requirements, 166.420

State employees, voluntary deductions from compensation authorized, for tuition, 33.103

Tax exemption, 166.435

Total state revenues, defined, 166.455

Tuition for state qualified programs a part of state employees' cafeteria plan, 33.103

Motivated students program, 170.260

Multiyear, teacher-student pilot program, pupilteacher ratios, 162.626

Nonviolent conflict resolution materials, to be developed, made available, 170.046

Nurses training loans, see NURSES (CH. 335)

Osteopaths, interns and residents from contiguous state may act in state, when, 334.046

Part-time students, competitiveness scholarships, 173.262

## Read to be ready program

Average daily attendance, students in program to increase, when, 167.340

Charter schools permitted, when, 167.349

Matching grant program provided, uses of grant, application process, 167.343

Reading assessments, state board of education, duties, rules, 167.346

Reading improvement instruction, types, 167.340

## Records and test scores, public institutions

Address of child or custodial parent not to be released, when, 452,376

Attorney fees and court costs assessed, when, 452.375

Fees to cover costs of mailing progress reports assessed by school, 452.376

Graduation records, parents may view, 610.021

#### STUDENTS — cont'd

# Records and test scores, public institutions — cont'd

Parent's right to view, attorney fees and court costs assessed, when, 452.375

Probation, expulsion records, parent or guardian may view, student, when, 610.021

Progress reports, parents, right to receive,

administrative fees set by school, when, 452.376

Students may view, when, 610.021

Test records, parent or guardian may view, student, when, 610.021

Regents, board of, student appointment, state colleges, see UNIVERSITIES AND COLLEGES, 4. State Colleges

Reporting requirement, 160.261

#### **Scholarships**

#### Academic higher education

Amount of scholarship, 173.250

Awarded, when, 173.250

Coordinating board to administer, duties, 173.250

Definitions, 173.250

Eligibility of student, 173.250

Renewal, requirements, 173.250

Transfer from one Missouri school to another, effect, 173.250

Withdrawal by student, fees refunded to go to scholarship fund, 173.250

## Competitiveness scholarship program

Coordinating board, powers and duties, 173.262

Eligibility criteria, 173.262

Transfer from one Missouri school to another, effect, 173.262

Withdrawal by student, fees refunded to go to coordinating board, 173.262

Educational employees' memorial scholarship program, fund, qualifications, transfers, 173.267 Illness, disability, or pregnancy, effect on loans, 173.250

# International economic development exchange program

Eligible students, 173.264

Established in department of economic

development, 173.264

Priority to be given to certain business exchange programs, 173.264

Program content, 173.264

Purposes, 173.264

Jim Sears leadership scholarship program, Truman State University, 174.770

# Kids' chance scholarship, children of workers injured or killed on the job

Amount of scholarship, 173.254

Definitions, 173.254

Higher education department to administer duties, 173.254, 173.256

## Kids' chance scholarship fund

Director to deposit portion of insurance premium tax in fund, duty expires when, 173.258

## STUDENTS — cont'd

### Scholarships — cont'd

# Kids' chance scholarship, children of workers injured or killed on the job — cont'd

## Kids' chance scholarship fund - cont'd

Distribution of funds, 173.256

Lapse into general revenue prohibited, 173.256 Private donations and federal sources also to fund, 173.256

State treasurer to administer fund, 173.256 Termination of the fund, transfer to division of workers' compensation, 173.256

Public or private institutions acceptable, 173.254 Qualifications for students, 173.254

Refunds of unused tuition to be payable to

department, deposit, 173.254 Transfers from one school to another not to affect

scholarship, 173.254 Marguerite Ross Barnett competitiveness scholarship program, eligibility, 173.262

Minority and underrepresented environmental literacy program, 173.240

Missouri educational employees' memorial scholarship program, fund, qualifications, 173.267

### National guard

Educational assistance grant, eligibility for public and private colleges, requirements, limits, 173.239

Recipient may postpone college for two semesters to participate in national guard without losing eligibility, requirements, 173.242

## Public safety officers and other employees injured or killed in the line of duty

Child's eligibility, 173.260

Coordinating board of higher education, duties, 173.260

Definitions, 173.260

Disabled officer or employee, eligible, when, 173.260

Disabled officer or employee, no longer disabled, effect on grants, 173.260

Permanent and total disability, defined, 173.260 Requirements, limitations, 173.260

Spouse of officer or employee, eligibility, 173.260

Transfer from one institution to another, no effect on scholarship, adjustment of grant, 173.260

Withdrawal of student, refund of fees to board by institution, 173.260

## Selective service registration

Certification of registration required, 105.1216 Required for state supported programs, 105.1213 Senior citizens, tuition exemption, qualifications, 173.091

#### Teaching degree candidates

Failure to teach, effect, 160.283

Application to contain preferences, amount, one-fifth a year, 160.278
Award, how determined, 160.278
Failure to obtain degree, effect, 160.281

#### STUDENTS - cont'd

#### Scholarships — cont'd

## Teaching degree candidates — cont'd

Loan, pay back with interest, when, 160.281, 160.283

Matching funds required from colleges and universities participating, 160.276

Students qualifying and must be pursuing teaching degree, 160.276

Teaching five years pays off total amount, one-fifth a year, 160.283

Value of scholarship, 160.276

Vietnam veterans survivors scholarship program, 173.236

Senior citizens, tuition exemption, qualifications, 173.091

Sex education, instruction content, notice to parents, 170.015

Sexually transmitted disease, instruction, 170.015

### Spanking

Administered by certified school personnel in reasonable manner, 160.261

## Child abuse charges

Children's division, duties, 160.261 Falsification of reports or withholding

information, penalty, 160.261

Investigation, procedure, reports, conclusions, form, 160.261

Investigation, within 48 hours required, 160.261 Law enforcement called in, when, to issue report, 160.261

Notice to be given by children's division to superintendent or president of school board, when, 160.261

President of school board, duties, exception, 160.261

Prosecuting attorney informed by children's division if charges substantiated, 160.261

Reports from school personnel and law enforcement, contents, conclusions, due when, 160.261

Superintendent of schools, duty, exception, 160.261

Child abuse, law not applicable, exceptions, 160.261

Written policy on discipline, to provide, 160.261

St. Louis students' bill of rights, 162.666

State guaranty student loan fund, not transferable to general revenue, exception, 173.120

Strip searches prohibited, exceptions, 167.166

Tax credit accountability act of 2004, 135.800 to 135.830

Teaching assistants, graduate students, English language communication requirements, tests, exception, 170.012

## **Teaching degrees**

Assessment required, unsatisfactory to result in nonissuance of a certificate, 168.400 Costs and fees, 168.400

Faculty, defined, 168.400

#### STUDENTS - cont'd

### Teaching degrees — cont'd

Nonissuance of certificate due to unsatisfactory assessment, appeal, 168.400

Practice teaching evaluation and observation process bypassed, when, 168.400

Program for education to require direct involvement, supervision, 168.400

Testing, pupils, elementary and secondary, basic skills, 160,257

Testing, scoring rubic to be used, 161.101 Tests, see also TESTS AND TESTING

Textbooks, sales and use tax exemption, when, 144.517

Tuition, advance payment contracts, see EDUCATION, subheading, Access To Higher Education Trust

Uniforms, 167.029

Violence, acts or threats of, mandatory reporting, 160.261

## Violent acts by students

Acts of school violence or violent behavior defined, 160.261

Dropout, student not deemed, 160.261

Need to know defined, acts of violence, right of teacher and staff to know, 160.261

Restricted access to schools, when, 160.261

Weapons offense, mandatory suspension, 160.261

## SUBCONTRACTORS

## Illegal immigrants

Contractors and subcontractors, liability, 285.530 Database maintained by attorney general,

information to be stored, 285.543

Definitions, 285.525

Employment of unauthorized aliens prohibited, 285.530

Federal work authorization program, requirements for participation in, 285.530

Rulemaking authority, attorney general, 285.540

License and regulation, special charter cities, 94.360 License and regulation, third class cities, 94.110

Lien of, notice required, 429.100

Liens against railroads, 429.510

OSHA training program required, definitions, maintain documentation of completion of training, resolution or ordinance required, violations, penalties, rulemaking authority, 292.67

Payments contingent upon receipt from third party not a defense, 431.183

## Private construction work contracts

Adjustment in retainage, when, 436.321

Applicability of statutes, 436.336

Contract provisions, 436.303

Damages awarded, amount for wrongful withholding of retainage, 436.333

Payment requirements, 436.300

Release of retainage for security substitute, written request requires, 436.306

Release of retainage, payment made, 436.318, 436.324

#### SUBCONTRACTORS — cont'd

## Private construction work contracts — cont'd

Retainage, 436.303

Security tendered, when, release of retainage, amount to be substituted security, 436.306

Subcontractor obligations, 436.330

Substantial completion, defined, 436.327

Substitute security requirements, 436.312

Substitute security, tendered by subcontractor, when, 436.309

Unenforceability of contracts entered into after August 28, 2002, 436.333

Withholding of retainage prohibited, when, 436.315

## **SUBPOENA**

Administrative agencies and parties, issuance, enforcement, 536.077

Administrative hearing commission and director

Administrative hearing commission and director issuance, penalty, 36.400

## Agriculture, director of, powers

Enforcement, 416.465

Grain dealer law, 276.406, 276.423, 276.486

Grain warehouse, 411.070, 411.295

Pesticides, 281.063

Air conservation commission, state, powers, 643.080, 643.100

Antitrust law, civil investigative demand, attorney general may issue, 416.091

Arbitration, uniform law, 435.380

Associate division, circuit court, 491.310, 491.320

Attendance, ordered, when, 491.100

Auditor, state, powers, 29.235

Banking and savings and loan board, state, may issue, service, 361.096

Board of nursing, authority to issue, 335.097

Board of registration for the healing arts, powers, 334 127

Child support enforcement, family support division, 454.400, 454.401

Child support, administrative subpoenas, forms prescribed by federal government, used when, effect, 454.395

Children's division, powers, 207.020

Civil investigative demand, antitrust law, 416.091 Commissioner of administration may issue, when, 33.140

Commodities regulation, commissioner of securities, power, 409.820

Coroner's inquests, authority to issue, when, 58.330

Credit union director, powers, 370.120 Crime laboratory reports, person conducting tests,

preliminary hearings, 544.376

Criminal investigations, powers of prosecutors and circuit attorneys, procedure, 56.085

Dam and reservoir hearings, 236.470, 236.495

Defense witnesses, 545.330

## Deposition

Duces tecum, when issued, 492.280

Special commissioner, attendance before, 492.150

Disobedience, punishment, 545.340

#### SUBPOENA — cont'd

#### Duces tecum

Civil investigative demand, antitrust law, attorney general may issue, 416.091

Conditions, 491.100

Enforcement, state banking and savings and loan board, 361.096

Family support payment center, compliance, when, how, 454.542

Finance director, 369.339

Finance, director of, powers, 364.060; motor vehicle time sales law, 365.060

Financial records, government access to, use of, procedure, 408.683

Fire marshal, state, authority to issue, 320.245

Forcible entry and unlawful detainer, 534.110

Fraudulent insurance acts, department of insurance papers and evidence, investigations not subject to subpoena, when, 375.993

Fraudulent insurance acts, powers of department of insurance, 375.994

General assembly, issuance by, 21.400

Grain dealer law, 276.423, 276.486

Grain warehouse law, director of agriculture, 411.180

Grand juries, issuance, 540.170

Grand juries, witnesses, 540.160

 $Hazardous\ waste\ management\ commission,\ 260.370$ 

Health care plan, state employees and political

subdivisions, board of trustees powers, 103.064

Horse racing commission, power, penalty, 313.550

Housing authority may issue, 99.080

Human rights, commission, powers, 213.030

Industrial commission may issue, 287.560

Investigations, criminal, powers of prosecutors and

circuit attorneys, procedure, 56.085 Issuance, contents, 491.100

Juvenile court, powers, 211.101

Kansas-Missouri air quality commission, powers, 643.600

Labor and industrial relations, department of, powers, 290.280

Land reclamation commission, may issue, 444.530

Liquor supervisor may issue, 311.660

Lottery commission, powers, 313.325

Mediation, board may issue, 295.070

Mortgage brokers, residential, powers, 443.871

Motor carriers and railroads, hearings, 622.340 to 622.400

Nursing home, authority to issue, 198.174

Officers, authority to issue and enforce, 492.270

Perpetuation of testimony, issuance, 492.490

Pesticide law, director of agriculture, 281.063

Physicians and surgeons, board of registration for

healing arts, enforcement procedure, 334.127

Propane regulation, issuance of subpoena, powers, 414.550

Prosecutors and circuit attorneys, powers in criminal investigation, 56.085

Public entities risk management fund, board of trustees, powers, 537.730

#### SUBPOENA - cont'd

Public service commission, 386.320, 386.440 to 386.460

Real estate commission, authority, 339.100

Referees, civil actions, issuance, 515.110, 515.120

Return, content, 491.120

Revenue, department of, motor vehicles, licensure of dealers, manufacturers and auctions, power to issue, 301.563

Revenue, director of, may issue, 136.090

Risk management fund, board of trustees, powers, 537.730

Served, by whom, 491.110

Service of process, interference, penalty, 575.160

Service, method, 491.120

Simulating legal process, penalty, 575.130

State employees' retirement system, trustee may issue, 104.500

State witnesses, conditions, 545.320

Surface coal mining, bond release denial, 444.875

Surface coal mining, permit denial hearing, 444.850

Tax commission, state, may issue, 138.360, 151.060

Termination of parental rights, who may issue, 211.459

Unemployment compensation, who may issue, 288.230

Victim, domestic assault, stalking, or domestic violence, no costs for witness subpoena, 488.610

Water commission, authority, 644.026

Witness, inducing to disobey, penalty, 575.270

Witness, state, when issued, 544.060

## Witnesses

Books, papers, objects, witness to produce, 491.100

Content of subpoena, 491.110

Issued by all courts of record by clerk of court or notary public, 491.100

Procedure to serve, 491.120

Quashing of subpoena for books, records, when, 491.100

Served by whom, where, 491.110

Workers' compensation, division of, powers, 287.560

## SUBROGATION

Bank deposits and collections, payor bank's right to subrogation on improper payment, 400.4-407

Children's special health care needs services, state to recover cost, 201.040

Crime victims' compensation fund, subrogated to rights of defendant, when, 595.045

Crime victims, acceptance of compensation, award, state's rights, 595.040

Federal deposit insurance corporation, 362.110 Industrial development reserve fund, default of loan, payment from fund, 100.287

## Medical assistance

Medicaid benefits, subrogation, MO HealthNet division, 376.819

Medical assistance benefits, subrogation, MO HealthNet division, 376.819

Workers' compensation law, rights of department of social services, procedure, 287.266

#### SUBROGATION - cont'd

## Medical assistance — cont'd

Mental health services recipients, claims and settlements, department's rights, 630.205

Public assistance recipients, claims and settlements, department's rights, role of court, procedure, 208.215

Sureties, preferred claim of state, 430.350

Workers' compensation, employer's rights, 287.150

## SUDDEN INFANT DEATH SYNDROME (SIDS) (CH. 194)

## Autopsy

Age of child under one year and over age of one week, 194.117

Certified death, pathologist required to perform autopsy, when, 194.117

Coroner or medical examiner to notify parents or guardians, contents of notice, 194.117

Cost, how paid, 194.117

Expense of autopsy to be paid by state, 194.117 Parents and guardians, right to results, 194.117

Procedure, qualifications, 194.117

Results to be released to whom, 194.117

Rules and regulations, authority, 194.117

Death certificate contents, 194.117

Grants and right to receive, 194.117

Notice of results of autopsy to whom, 194.117

#### SUICIDE

Assisting in, manslaughter, 565.023

## Domestic violence, homicide or suicide reports

Agency's duties, 455.543

Annual report, highway patrol, 455.545

Factors, determination of relationship of crime to domestic violence, 455.543

Highway patrol, duties, 455.543, 455.545

Report required, when, forms, 455.543

Life insurance policy, effect on liability, 376.620

Prevention programs, certain medical and mental

health professionals immune from liability, 537.037

Withholding of medical treatment, durable power of attorney, not to be deemed, when, 404.845

Workers' compensation, effect on, 287.120

Youth suicide awareness and prevention, training and policy required, 170.047, 170.048

## SUITS

See ACTIONS

## SUMMARY PROCEEDINGS

Attorney, disbarment or suspension, 484.240

Contempt of court, 476.130

Escheat proceedings, 470.030

Execution bond, 513.175

Execution purchaser, refusal to pay damages, 513.245

Habeas corpus, hearing, 532.360

Official records, custody, 109.070

Prohibition, writ of, 530.040

Railroads, acquisition of land, 388.390

Sheriff and sureties, extent of liability, 57.170

Use tax collection, 144.690

#### **SUMMONS**

Associate division, circuit court, service, how made, 517.041

## SUMMONS — cont'd

Circuit clerk may appoint special process server, valid for one specific case only, procedure, 506.140

Clerk to issue and deliver, when, 506.120

Condemnation proceedings, 523.030

Content, 506.130

Election contest, circuit court, 115.533; supreme court, 115.559

## Forcible entry and unlawful detainer

Amendment, 534.170

Court date, 537.070

Generally, 534.070 to 534.100

Garnishee on execution, 525.020

Health plan, consolidated, state and political subdivisions, service on executive director, 103.020

Impeachment, requirements, 106.070, 106.090, 106.100

Jury service, board of jury commissioners, 494.415 Juvenile court, to bring child before, 211.101

## Landlord's action to regain possession on rent default

Service, how made, 535.030

Lien, keeping, training or breeding animals, 430.160

Mail, when, procedure, 506.150

Parental rights, termination proceedings, 211.453

Parental rights, termination proceedings,

determination of service before court, when,

extension of time, when, 211.455

Partition sale, claim to proceeds, 528.490

See also PROCESS; SERVICE OF PROCESS

Service of process, interference, penalty, 575.160

Service, 506.150; made by whom, 506.140

Simulating legal process, penalty, 575.130

Suing out necessary to commencement of action, 506.110

Tenant, action to recover possession, 535.020, 535.030, 535.130

Termination of parental rights, 211.453

Termination of parental rights, determination of service before court, when, extension of time, when, 211.455

Tuberculosis patients, commitment proceedings, 199.200

Venue, actions instituted by, 508.010

Witnesses, issuance, contents, 491.090

#### SUNDAY

Attachment, service on, 521.050

Computation of time, 1.040

Court not to sit on, exceptions, 476.250

Holiday falling on, effect, 9.010

Holidays, certain specific dates, intoxicating liquor by the drink, sale of allowed, 311.298

Intoxicating liquor, package sales allowed, license,

fee, hours, 311.293 Refusal to work on Sunday, no penalty, 578.115

Sale of intoxicating liquor, 311.290

Sales, items prohibited, penalty, exceptions, county option, 578.100

## SUNDAY SALES

Brandy sales by manufacturer, hours, 311.190

#### SUNDAY SALES — cont'd

Exemption, certain cities and counties, procedure, 578.110

## **Intoxicating liquor**

Amusement places, defined, time may remain open to serve, 311.098

Bazaars, temporary license for certain organizations may also include Sunday sales, when, 311.482

Churches, temporary license for certain

organizations may also include Sunday sales, when, 311.482

Civic organizations, temporary license for certain organizations may also include Sunday sales, when 311.482

Convention trade areas, 311.174 to 311.178 Fraternal groups, temporary license for certain organizations may also include Sunday sales, when, 311.482

Package sales, allowed, licenses, fee, hours, 311.293

Picnics, temporary license for certain organizations may also include Sunday sales, when, 311.482 Sports stadium, restaurant bars, certain counties, special provisions, 311.090

St. Louis City and Kansas City, by the drink, permitted when, 311.089

Veterans, temporary license for certain organizations may also include Sunday sales, when, 311.482

Wine tasting permit, limitations, 311.294 Liquor wholesalers permitted to sell, deliver when, 311.290, 311.480

Motor vehicles, prohibited, penalty, exceptions, 578.120

Refusal to work on Sunday, no penalty, 578.115

## Restaurant bar

Convention trade areas extended hours for opening and closing, requirements, 311.174 to 311.178

## St. Louis city exemption for certain areas

Automobile sales not included, 578.106

Contracts, leases, not to be interpreted as to require being open on Sunday, 578.106

Lease an area not to require being open on Sunday, 578.106

Procedure, exception, 578.106

Revisor of statutes, to note, 578.106

Temporary permit, certain organizations, sale by the drink and nonintoxicating beer on premises, special occasion, 311.482

Wine manufacturer, sales of liquor by the drink on Sunday in their premises or premise in close proximity, 311.070

Wine sales by manufacturer, hours, 311.190 Wines, license to sell by drink, required to sell only Missouri-produced wines, 311.070

## SUNSET PROVISIONS

After-school retreat reading and assessment grant program fun, tax refund contribution, 143.1008 Alternative fuel vehicle refueling property tax credit, 135.710

#### SUNSET PROVISIONS - cont'd

Breast cancer awareness trust fund, tax refund contribution, 143.1009

Champion for children tax credit, 135.341

Donated food tax credit, 135.647

Employer securities tax credit, 143.114

Film production companies tax credit, 135.750 Health insurance through Medicaid, 208.178

Homestead preservation act, 137.106

Income tax credit for surviving spouses of public safety officers, 135.090

Manufacturing jobs act, 620.1910

Meet in Missouri act, 620,1620

Missouri health care access fund, tax refund contribution, 135.575

Missouri teaching fellows program, 168.700

Missouri works program, 620.2020

Missouri works training program, 620.809

Organ donor program fund, income tax checkoff, 143.1016

Pregnancy resource center tax credit, 135.630

Principal dwellings renovations tax credit, 135.562

Property tax, statewide average rate of levy, 135.1018

Prostate cancer pilot programs, 191.950

Pupils, vision examination required, 167.194

Qualified equity investment tax credit, 135.680

Radioactive waste transport fees, 260.392

Railroad private car tax, 137.1018

Rebuild Missouri schools program, 160.459

Telehealth, utilization of by nurses, 335.175

Unemployment compensation, line of duty compensation, 287.243

Veterans' programs, encouragement of, 42.014

War veterans, education grants for survivors, 173.234

Women's heart health program, 191.425

## **SUNSHINE LAW (CH. 610)**

See OPEN MEETINGS AND RECORDS LAW (CH. 610)

## SUPERSEDEAS

\* See also STAY OF EXECUTION; STAY OF PROCEEDINGS

Appeal, by order of appellate court, bond requirement, 512.060

Appeal, civil action, bond, 512.080 to 512.100

Attachment, appeal, 521.420

Ejectment, appeals by defendant, 524.150

Forcible entry and unlawful detainer, appeals, when awarded, 534.570; judgment, bond required, 534.380

Juvenile court, appeal from, 211.261

Levee district, appeal not to act as, 245.265

Mental condition adjudication, appeal from, 472.170

Oil and gas council order, appeal from, 259.170

Private drainage rights, appeals not to act as, 244.080 Unemployment compensation, review of decisions, 288.210

## **SUPPLIES**

Buy American, see BUY AMERICAN (CH. 34) Definition, 50.770

Late payment charges, public works projects, 34.057

## SUPPLIES — cont'd

Late payment charges, state to pay for supplies and services, when, interest rate, procedure, exemption, 34.055

State purchase of, 34.040 to 34.050

Transfer between departments of state, 34.140

#### SUPPORT

Affidavit of current status of payments, refusal to execute, remedy, false affidavit, penalty, 452.341 Allowance for ward and dependents, 475.125

#### Child

## \* See also CHILD SUPPORT ENFORCEMENT, DIVISION OF: CHILDREN

Abatement, failure to provide visitation rights, when, attorney fees, 452.340

Abuse or neglect alleged, guardian ad litem appointed, duties, fees, 452.423

Accounting by custodial parent, required when, 452.342

Adequacy of child support orders on request, rules governing, 454.400

Administrative modification of court order, judicial review, procedure, 454.496

## Administrative orders of financial responsibility Garnishment

Discharge or punishment of employee, prohibited, 454.505

Employer, duties and liabilities, 454.505

Procedure, when, 454.505

Service, how made, 454.505

## Withholding

Discharge or punishment of employee, prohibited, 454,505

Employer, duties and liabilities, 454.505

Order for, when, procedure, 454.505

Service, how made, 454.505

Termination, priorities, 454.505

Affidavit of current status of payments, refusal to execute, remedy, false affidavit, penalty, 452.341

Allocation between parents, 452.340

Arrearages, fraudulent claims, time limit to prosecute, extension, 556.036

Assignment of rights to state, collectible by state, how, 454.410

Assignment, defined, 454.495

Assistance requested by the division to another state, contents, 454.390

Attorney representation exclusive, 454.513

Attorney-client relationship, duties, restrictions, 454.513

College education, extended support for, child's cause of action against parent, 452.340

Contempt, failure to obey orders to pay family support payment center, when, 454.554

Copy of the modification order provided to the division, when, 452.347

Court costs, 488.012

Credits on state debt, job training and education, conditions, restrictions, 454.432

#### SUPPORT - cont'd

#### Child — cont'd

Credits, recording of for amounts not received by circuit clerk, restrictions, 454.432

Custody, temporary, failure to provide, when, attorney fees, 452.340

Disabled child, extension of support obligation, 452.340

Education, higher, extended support for, 452.340

## **Emancipation of child**

Effect, 452.370

Factors determining, 452.340

Enforcement of, services of division of child support enforcement, available to whom, fees, when, 454.425

Erroneously paid support, permitted methods of recovery, retention of funds to be stealing, when, 454.531

Execution, enforcement of order of child or spousal support, when, procedure, 454.528

Expenses of child, report of, required when, 452.342

Expenses paid by parent, summary of, ordered when, 454.478

Factors to be considered, 452.340

## Family support payment center, collection and disbursement of payments

Admissibility of payment center records, certification by director, 454.539

Authenticity of certain judicial orders and

documents, rebuttable presumption, 454.545 Automated system, obligations not recorded, when, 454.557

Business day, defined, 454.530

Check required, certified or guaranteed, when, 454.551

Compliance with subpoenas, 454.542

Contempt motion filed, when, 454.554

Electronic funds transfer authorized, 454.530

Endorsement of negotiable instruments, when, 454.560

Established, 454.530

Fee, insufficient funds, amount, 454.551

Fee, processing, amount, 454.548

Insufficient funds check, fee permitted, amount, 454.551

Negotiable instruments, endorsement of, when, 454.560

Notice to obligor, when, failure to pay after second notice, contempt, 454.554

Obligations not recorded in automated system, when, 454.557

Payments made to center upon request, 454.559

Processing fee permitted, amount, 454.548

Records of payments and disbursements,

certification of records, non IV-D cases, procedure, 454.536

Records, documents, duties of circuit clerk, 454.545

Report to general assembly, when, 454.565

#### SUPPORT - cont'd

#### Child — cont'd

## Family support payment center, collection and disbursement of payments — cont'd

Trust fund, established, administration, 454.533

## Financial responsibility of parent

Order by director of division, docketed in circuit court, effect, enforceability, 454.490

Public assistance, effect of, 454.490

Work participation required, when, 454.490 Foreign support order, required response by the

division, when, 454.390

Forms, prescribed by federal government, used, when, effect, 454.395

Fraudulent conveyances, to avoid support payments, set aside, when, presumption, 454.525 Garnishment prohibited against party alleging no current or unpaid child support is due, 454.472 Grandparents may be liable for support of grandchild, when, amount, factors relevant, 210.847

Guardian ad litem, appointed when, duties, fees, 452.423

## Health benefit package, provision of

Abatement, termination of coverage, 454.603 Denial or restriction of coverage, prohibited, when, 376.820, 454.618, 454.700 Duties of plan administrator, 454.615 Employer duties, child to be enrolled, when,

Employer, union to transfer order to insurer, 454.615

Enrolling of child in plan, 454.618 Enrollment permitted by insurer, when, 454.700 Garnishment of income, when, 454.700 Grounds for contesting, 454.609

IV-D cases, 454.603

454.700

Liability for expenses not covered, 454.603 Notice to employer or union to withhold funds to cover contributions or premiums, form to be used, 454.606

Notice to obligor, contents, 454.609 Requirement of coverage may be imposed, 454.603

Termination of employment, notification to obligee and division, 454.627

Withholding of contributions authorized, 454.618 Health insurance, Medicaid eligibility may not be considered by insurer, 376.818

Interstate requests for assistance, records, 454.390 IV-D case, definition, 452.345

IV-D support order modification, when, eligibility for review process, 454.498

Joint custody does not preclude child support, factors considered, 452.375

Joint physical custody, amount, how calculated, 452.340

Judgments and orders, social security numbers of the parties required, when, 452.343

#### SUPPORT — cont'd

#### Child — cont'd

Jurisdiction, declining of, modification proceeding, when, 452.371

## License or permit of obligor, suspension of

Administrative costs, fees, 454.1015

Arrearage, defined, 454.1000

Definitions, 454.1000

Hearing to show cause for suspension, issues to be determined, procedure, 454.1005

Hunting and fishing license, suspension, when, 454.1027

Law licenses, arrearages reported to the supreme court, sanctions imposed, when, 454.1023, 454.1025

Liability of licensing authority, limitation of, 454.1008

License, defined, 454.1000

Licensing authority's duties, suspension order, 454.1008

No suspension permitted, when, 454.1029 Notice of intent to suspend, issued when, how, 454.1003

Petition to stay suspension of license, when, 454.1010

Reinstatement fee, fee for administrative costs, suspension of license, 454.1010, 454.1015 Rules and regulations, authority, procedure, 454.1018

Standards, licensure information provided to the division, method, contents, 454.1020
Suspension of business, professional or occupational license, authorized when, 454.1003; not permitted, when, 454.1029
Termination of an order of suspension of a license, when, new order may be issued, when,

## Liens for unpaid and delinquent support

454.1013

Certificate of title, void sticker on, when, 454.516 Child support lien database to be maintained by department of revenue, 454.516

Claims, counterclaims, or law suits, when, procedure, contents of notice, liability of persons making payment or settlement, 454.518

Consumer reporting agency, defined, division reports to, delinquent support, duties of division, 454 512

Decedents estates, obligor's distributive share, effective when, failure to pay, liability of personal representative, 454.514

Forms prescribed by federal government, effect of use, 454.395

Information released to consumer reporting agency, delinquent support, duties of division, 454.512

Motor vehicles, when, procedure, notice, contents, duties of lienholder, public sale, when, 454.516

#### SUPPORT - cont'd

#### Child — cont'd

## Liens for unpaid and delinquent support — cont'd

Motorboats and outboard motors, when, procedure, notice, contents, duties of lienholder, public sale, when, 454.516

Personal injury suits, when, procedure, content of notice, liability of persons making payment or settlement after notice, 454.519

Registration of by department of revenue, when, 454.516

Reports of delinquent support released to consumer reporting agency, when, duties of division, 454.512

Subordination of tax liens to child support liens, 454.522

Trailers, when, procedure, notice, contents of, duties of lienholder, public sale, when, 454.516 Workers' compensation benefits, when, procedure, contents of notice, enforcement of lien, 454.517

Medical insurance to be maintained by obligated parent, enforcement by prosecutor, when, 454.435

## Modification of child support order

Duties of director to review, grounds for review and adjustment outside three-year cycle, 454.498 Form, service, procedure, certain cases, 454.496

## Modification of judgment

Failure to provide temporary custody of child, 452.340

Failure to provide visitation rights, 452.340 Financial resources, how determined, 452.370 Grounds, 452.370

IV-D cases, procedure, 452.370 Service of process, 452.370

State to be a party, when, 452.370

Modification of order, changes in circumstances, required factors considered, 454.500

Necessaries, failure to join in paternity action, effect, 210.829

Notice of proceedings, 452.347

Passport denied to obligated parent in arrears, when, procedure, 454.511

Paternity action, lump sum or periodic payments, factors determining amount, 210.841

Paternity action, temporary order of support, when, 210.832

Payment by nonguaranteed negotiable instrument deemed to have been made, when, 452.345

Payment into court, Marion County, handling fee paid to clerk, deposit, 483.083, 488.064

Payment made to circuit clerk or family support payment center, duty to remit to person entitled, when, 452.345

Petition, pleadings, order, to identify employer and social security number of parties, when, 452.312 Police retirement, board may recognize benefit to pay all or part of child support or maintenance, 86.353

#### SUPPORT — cont'd

#### Child — cont'd

Records, state case registry established, contents, procedure, 454.412

Relinquishment of custody to abate obligation of support, when, 452.340

## Retirement benefits of parents

Highway patrol retirement benefits are subject to child support and spousal maintenance, 104.250

Transportation department employee's retirement benefits are subject to child support and spousal maintenance, 104.250

Year 2000 plan benefit subject to child support and maintenance, 104.1054

Retirement benefits, police, subject to assignment and garnishment, 86.1040; 86.1430

Retirement system, political subdivisions, benefits not exempt from child support or maintenance, 50.1175

Review of IV-D case outside the three-year cycle, when, 454.498

Security for, when required, form of, default, result, 452.344

Social security numbers of parties required on support orders, 210.841

#### State case registry

Circuit clerk, duties, 454.412

Established, contents, procedure, duties of division, 454.412

Filings required, when, contents, 454.413

Paternity actions, filing required, 454.413 State employees, voluntary deductions from

compensation authorized, 33.103

Stepchild, illegitimate child, nonsupport, penalty, 568.040

Subpoenas, forms prescribed by federal government, effect, 454.395

Support enforcement generally (CH. 454)

## Support obligation, withholding wages to pay

Amendment of order, clerk, 452.350

Business day, definition, 452.350

Concurrently running processes, limitations, duties of employer, family support payment center, 452.350

Contempt, failure to obey orders to pay family support payment center, 454.554

Contesting withholding, only defense, mistake of fact, defined, 452.350

Discharge of employee or refusal to hire because of court order prohibited, 452.350

Discharge or failure to hire due to court order, court's powers to order rehiring, failure to comply, penalty, 452.350

Employee, defined, 452.350

Fee for handling may be deducted by employer, limitation, 452.350

Forms, prescribed by federal government, used when, effect, 454.395

Hearing on order may be requested by employee, when, 452.350

#### SUPPORT - cont'd

#### Child - cont'd

## Support obligation, withholding wages to pay — cont'd

Income, definition, 452.350

Limitations, concurrently running obligations, family support payment center duties, 452.350 Notice to employer to contain social security number of employee, failure to comply, effect, 452.350

Notice, standard format required, when, 452.350 Payment of overdue support not to affect, 452.350 Payment to be made by employer to circuit clerk or family support payment center, when, 452.350 Priority of support withholding order, exception, 452.350

Termination of employee's employment, duty of employer to notify court, 452.350

Termination of order, when, requirement, 452.350

Termination, exceptions, procedure, 452.340

Unemployment compensation, deduction from benefits, procedure, 288.380

Visitation denied, abatement of support, when, attorney fees, 452.340

Vocational education, extended support for, child's cause of action against parent, 452.340

Withholding of wages prohibited against party alleging no current or unpaid child support is due, 454.472

Workers' compensation benefits subject, 287.260 Children, nonsupport, criminal, penalty, 568.040 County institution inmates, county may recover, 205.378

Courts, foreign, order of, notification by division, duties of circuit clerk, clerk or family support payment center trustee, 454.433

Decree for, presumed paid, when, inclusion in automated child support system, when, 516.350 Dependent children, aid, stepparent's income

Health benefit package, provision of, see CHILD SUPPORT ENFORCEMENT, DIVISION OF

Interest on arrearages, rate, how computed, execution, 454.520

## Interstate family support act, uniform law

Amendments to, 2011, 454.1500 to 454.1728; effective date, 454.1728

Repealer, 454.849

considered, 453.400

Interstate family support act, uniform law, 454.1500 to 454.1728

Judgment for, presumed paid, when, inclusion in automated child support system, when, 516.350

## Medical insurance for child

Prosecuting attorney, duty to seek and enforce orders for, when, 454.435

#### Order

Presumed paid, when, inclusion in automated child support system, when, 516.350

Security for, when required, form of, default, result, 452.344

#### SUPPORT - cont'd

#### Order — cont'd

#### **Payments**

Periodic, presumed paid, when, inclusion in automated child support system, when, 516.350 Spouse, failure to support, penalty, 568.040 Spouse, retirement benefits, police, subject to assignment and garnishment, 86.1040, 86.1430 Stepparent required to support stepchild, when, recovery, 453.400

Stepparent's income considered in aid to dependent child, 453.400

## Trust, spendthrift uniform trust code

Child defined as any person whom an order or judgment for child support has been entered, 456.5-503

Child, spouse, former spouse, with judgment for support or maintenance, exception, 456.5-503 Judgment defined as judgment which may be executed in this state, 456.5-503

Spendthrift is unenforceable against judgment for support or maintenance, 456.5-503

Uniform reciprocal enforcement of support law 454.010 to 454.360

Ward in veterans' guardianship, 475.445

## Withholding forms

Contents of employer form, 285.304 Employer duties, 285.300 False statement on form, penalty, 285.308 Form, employer duties, 285.300 Penalty, failure to fill out, 285.306

## SUPREME COURT

## \* See also COURTS; JUDGES

clerks, when, 455.073

Abuse and stalking protection order, information by court clerks, rules authorized, duties, 455.504

Abuse, adult protection orders, uniform forms to be developed by court, content, furnished to circuit

Additional credited service for previous state employment, 476.687

Adult abuse action, to promulgate rules, forms, 455.025

Alternative dispute resolution program, domestic relations, rule in effect, when, 452.372

## Appeals

State, rules, duties, 547.200 To wrong court, transfer, 477.080

## Assignment

Disqualification of judges in circuit of four or less judges, duty, 478.255

Disqualification of judges, second class counties, circuit sitting in two cities, duties, 478.255

Presiding judge, circuit court, disqualification, reassignment, duties, 478.255

Attorneys, power to license, 484.040

## Basic civil legal services fund

Allocation of money, 477.650

Annual reporting requirement to the general assembly, when, 477.650

Created, use, purpose, 477.650

#### SUPREME COURT - cont'd

## Basic civil legal services fund - cont'd

Expiration date, 477.650

Record keeping requirements, records retention, 477.650

Supreme court, duty to administer fund, 477.650 Beneficiary charged with killing judge, denial of benefits, resumption of payments if not convicted, 476.480

Certification of questions of law by federal courts, procedure, fees and costs, 477.004

Chief justice, presiding officer of judicial conference, 476.320

Child protection orders, duties, 455.508

Children, representation by guardians ad litem, court to adopt standards for, when, 484.350

Circuit court judges, disqualified to hear a certain case, duties, 478.255

Circuit court reporter, transfer, when, 485.055 Circuit court rules, filing of, 478.245

Civil code of procedure, conflicting provisions harmonized by rules, 506.030

Clerk, see CLERK, SUPREME COURT

#### Commissioners

Beneficiary charged with killing judge, denial of benefits, resumption of payments if not convicted, 476.480

Creditable service, additional transfers permitted, when, 104.800

Murder of judge, beneficiary or survivor charged, denial of benefits, when, resumption of payments if not convicted. 476.480

Retirement, 476.450 to 476.510

Special consultants, retired judges named as, employment and compensation, 476.601

Survivor charged with killing judge, denial of benefits, resumption of payments if not convicted, 476.480

Transfer of creditable service to or from other retirement system, when, death of member before transfer, computation of benefit, 104.800

Transfer of creditable service to or from other retirement system, when, effect of transfer, limitations, 104.800

## Costs

Court to set amount, 488.012

Duties, 488.015

Retaxation, powers and duties, 514.280

#### **Court administrator**

Disbursement of costs, 488.018

Duties, 488.015

Juvenile information governance commission, members, duties, meetings, annual report, 210.870

Court of record, 476.010

## Death penalty

Sentence, mandatory review by, procedure, 565.035 Warrant on, or writ of habeas corpus issued, when, 546.700

Decision of court, what constitutes, 477.020

#### SUPREME COURT — cont'd

Detention facilities, juvenile, standards for operation, 211.343

Drug courts coordinating commission, duty to select members and designate chair, 478.009

Election contests, jurisdiction when, 115.555

Election rescheduled or relocated, when, election panel established, petitions, duties, 115.024

Employees authorized, compensation, 477.005

Employees, judicial conference, to supply services

Employees, judicial conference, to supply services for, 477.011

Fees, account, duties, 483.500, 483.505

Files, disposal, storage, procedure, 109.140

Forms for adult abuse protection orders to be developed, content, furnished to circuit clerks, when, 455 073

Guardians ad litem, court to adopt standards for representation of children by, when, 484.350

Guards, expenses, how paid, 477.120

Impeachment, powers, Art. VII, Secs. 1, 2, 3; procedure, 106.030 to 106.210

## Judges

Beneficiary charged with killing judge, denial of benefits, resumption of payments if not convicted, 476 480

Budget for judicial department, duties, 476.265

Compensation and expenses, 477.130

Compensation, salary adjustment, when, amount, 476.405

Creditable service, additional transfers permitted, when, 104.800

Death benefit, dependents to receive benefits when, more than one dependent each to receive pro rata share, 476.537

Employment, other, prohibited, 477.130

Impeachment, grounds, procedure, effect, 106.020, Art. VII, Secs. 1, 2, 3

Judicial conference, members, 476.320

Murder of judge, beneficiary or survivor charged, denial of benefits, when, resumption of payments if not convicted, 476.480

Official station where located, office space to be provided, travel to and from to be state expense, 477.087

Practice before supreme court, prohibited, when, 477.130

Preservation of the peace, powers, 542.020 Retired or resignation, temporary prohibition against practice before court, 477.130

## Retirement

Beneficiary charged with killing judge, denial of benefits, resumption of payments if not convicted, 476.480

Contribution refund, procedure, 476.585 Eligibility, amount, 476.450 to 476.510

Eligible judges not retiring to receive all annual cost-of-living increases given to retired judges, limitation, 476.690

## SUPREME COURT — cont'd

## Judges - cont'd

#### Retirement - cont'd

Murder of judge, beneficiary or survivor charged, denial of benefits, when, resumption of payments if not convicted, 476.480

Practice of law permitted, when, requirements, 476.510, 476.565

Survivor charged with killing judge, denial of benefits, resumption of payments if not convicted, 476.480

Special commissioners or referees, 476.450 to 476.510

Special commissioners, referees, retired, may practice law, when, requirements, 476.565
Special consultants, retired judges named as, employment and compensation, 476.601, 476.690
Surviving spouse receiving benefits dies, benefits to dependents, when, 476.537

Survivor charged with killing judge, denial of benefits, resumption of payments if not convicted, 476.480

Transfer of creditable service to or from other retirement system, when, death of member before transfer, computation of benefit, 104.800 Transfer of creditable service to or from other retirement system, when, effect of transfer, limitations, 104.800

Warrant of arrest, right to issue, 544.070 Warrants issued by, where executed, 544.090

Judges, retirement, eligible judges not retiring to receive all annual cost-of-living increases given to retired judges, limitation, 476.690

Judgment, lien on real estate, procedure to file, 511.350, 511.440

Judicial personnel, additional or reallocation, guidelines for general assembly, duties, 477.405
Juvenile information governance commission, members, duties, meetings, annual report, 210.870
Law licenses, child support arrearages reported to the supreme court, sanctions imposed, when, 454.1023, 454.1025

Law, questions of, certified by federal courts, procedure, fees and costs, 477.004
Library, duty to supervise, 180.030, 180.110
Library, see also SUPREME COURT LIBRARY
Malpractice reports, legal, statistical summary, director of division of insurance to submit, 383.079
Marshal, criminal appeals, duties, 547.330, 547.340, 547.350

Municipal division, circuit court, may prescribe, 479.080

Murder of judge, beneficiary or survivor charged, denial of benefits, when, resumption of payments if not convicted, 476.480

Official reports, contents, 477.231

#### **Opinions**

Requirements, duty of clerk, 477.030 Presiding judge, circuit court, disqualification, reassignment, duties, 478.255

#### SUPREME COURT — cont'd

Printing, how purchased, 34.170 Prohibition, may grant, 530.020 Protection orders for children, duties, 455.508

#### **Publications**

Exempted from transfer of unexpended balance to general revenue, 477.235
Funding, repayment, when, 477.235
Publication revolving fund established, 477.235
Sales to public, waiver of charges to officers, 477.235

## Reports

Designation of publication as official, 477.231 Destroyed by fire, replacement, 477.390 Old, reprinting, custody, storage, sale price, 477.241

Statistical information on caseload, lower courts, filed with supreme court, when, contents, 476.412 Surplus copies, disposition, 477.285

Retired or resignation, temporary prohibition against practice before court, 477.130

#### Retirement

Rules

Failure to retire on or before 70th birthday, waiver of salary and retirement benefits, 476.683 Generally, 476.450 to 476.510

#### Retired senior commissioner

Compensation and expenses, how paid, 476.682 Credit for service as retirement credits, computation, exception, 476.682 Report, contents, 476.682

## Retired senior judges

Application, qualifications, appointment, term, 476.681

Compensation and expenses, how paid, 476.682 Credit for service as retirement credits, computation, exception, 476.682 Report, contents, 476.682

Waiver of benefits by failure to retire at 70, 476.683 Retirement of judges, special commissioner or referee may be appointed, when, compensation, 476.450

Disbursement of costs, 488.018 Duty to make, limitation, 477.010 Hearings on matters relating to child support, 454.510

Jury instruction on child under age ten as a witness in criminal trial, duty of court, 477.012

Operation of juvenile detention facilities, duties, 211.343

Special consultants, retired judges named as, employment and compensation, 476.601, 476.690 Special judge, when appointed, procedure, 477.020 Standards for operation of juvenile detention facilities, duties, 211.343

Statewide court automation fund, 476.055, 488.027

Statewide court automation fund, 476.055, 488.027 Supervisory control of preservation of trial records, 478.072

Survivor charged with killing judge, denial of benefits, resumption of payments if not convicted, 476.480

#### SUPREME COURT - cont'd

Tax delinquency, court to provide director of revenue with list of licensed attorneys in Missouri, 484.053

Tower Grove park board, vacancies, how filled, failure of court to act, effect, 90.101

Transfer of creditable service to or from other

retirement system, when, effect of transfer, limitation, 104.800

Wiretapping, application for order, appointment of judge, 542.404

Writs and process, form, duties, limitation, 477.010

## SUPREME COURT JUDGES

See JUDGES: SUPREME COURT

#### SUPREME COURT LIBRARY (CH. 180)

Accounts, how paid and certified, 180.100

Books, how and to whom issued, 180.110

Expenses, allowance for, 180.090

Fees, reproduction of legal materials, record, expenditure of fees collected, when, restrictions, 180.130

Legal materials, purchase of, source of funds, restrictions, 180.130

Legal materials, reproduction of, fee, 180.130

Librarian and assistant, term of office, 180.030

Librarian, duties, 180.040 to 180.080

Official publications, exchange with other states, 180.120

Open to public, 180.110

Procurement and exchange of books, 180.070, 180.080

## Records of library

Consent of person identified in record for release, 182.817

Court order for release, when, 182.817

Definitions for disclosure, 182.815

Disclosure not to be required, exception, 182.817

Privacy compromised, complaint procedure, 182.817

Replacement of worn or defaced volumes, 180.050 Superintendence, duty of court, 180.030

## SUPREME COURT RULES AS AMENDED BY LEGISLATION

See SUPREME COURT RULES following the Missouri Constitution and Index

## SURETIES

\* See also BAIL

Action, may require creditor to bring, 433.010 Appeal bond, notice of motion to enforce, 512.100

Application of law, exemptions, 433.040

Attachment, officers' bond, when liable on, 521.190

Auditor's county, responsibility for deputies' acts, 55.100

Bail bond, Kansas City, who may be surety, 84.650 Bail bond, St. Louis city, who may be surety, 84.230 Bail, see also BAIL

Collector's bond, county, 52.040, 52.070, 52.100 Conservator, liability, 475.300, 475.305

Conservators for protectees, liability, 475.255 Corporate, on official bond, 107.080

#### SURETIES — cont'd

#### Cosurety

Death of, powers on, 433.090

Estate, failure to sue, effect, 433.100

Payment of pro rata share, 433.110

County commission, county planning commission may accept, when, 64.825

County officers, residence, 107.010

Credit sale in default, notice of default, 408.554

Credit service organizations, bond required, amount, 407.639

Death, nonresidence, insolvency, 107.030, 107.040 Debt paid by, refund, 433.050

Defaults, credit sales, notice of default, 408.554

#### Discharge

Court, hearing of application, duties, 433.170

Failure to sue debtor within thirty days, 433.030

Future liability, procedure, 433.130

New bond, approval, filing, effect, 433.180 to 433.200

Notice, application, service on whom, 433.150

Notice, by publication, use of, 433.160

Petition, contents, 433.140

Discharged, when additional bond given, 107.050

Estates of deceased, subject to action by creditor, when, 433.090

## **Executors and administrators**

Affidavit of personal sureties, 473.177

Agreement for deposit of assets, 473.163

Appearance, 473.207

Approval, 473.183

Ineligible persons, 473.180

Inquiry into solvency, 473.193

Liability, 473.170, 473.203, 473.207, 473.563, 473.577, 473.580

Remedies against, 433.220

Exoneration, failure to sue cosurety's estate, 433.100

Exoneration, security, decedent's estate, procedure, 473.290

Future liability, discharge from, 433.130

Grain dealer law, hearings on liability, review, 276.406, 276.426

Guardians, veterans, 475.420; release, 475.455

Horse racing, track license, bond required, sureties to be approved, 313.590

Injunction, judgment against, how enforced, 526.210

Judgment against debtor on motion, procedure, 433.070, 433.080

Letters of credit or escrows in lieu of bonds for subdivision infrastructure, requirements, exceptions,

Liability, proportionate share of demand, 433.120 Milk sales, unfair practices, complainant's bond, release, 416.475

Mortgages, notice required before enforcement of security interest, 408.555

New bond, approval, filing, effect, 433.180, 433.190 New bond, failure to post, proceedings, 433.200

Notary public, liability, when, 486.355

Notice to creditor to sue, how served, 433.020

## SURETIES - cont'd

Official bonds, evidence of solvency required, 107.110, 107.120

Official bonds, persons disqualified, 107.020

Payment of debt, refund by principal debtor, 433.050 Preferred claim, when subrogated to state's right,

430.350

Principal debtor, action against, 433.010

Public insurance adjusters bond, 325.020

Qualifications, inquired into on settlements, 473.190

Remedy against debtor, 433.060

Rights and remedies against principal, official bonds, 433.210

## Sheriff's bond

Approval, 57.020

Not liable, when, 57.030

St. Louis city, liable when, 57.500

Sheriff's summary proceedings against, liability, 57.170

State treasurer, liability, 30.130, 30.290

## Surety recovery agents

Application for licensure, contents, 374.784

Apprehension standards for breach of surety agreement or absconding, 374.788

agreement of abscoliding, 574.7

Complaint procedure, 374.787

Fees, 374.785

Issuance of license, when, 374.785

License required, 374.783

Prohibited acts, 374.789

Qualifications for licensure, 374.784

Reciprocity, 374.785

Refusal to issue a license, when, 374.784

Renewal of licensure, procedure, 374.786

Treasurer's county, bond, when authorized, 54.070

Trial de novo, recognizance, judgment against, 512.320

## **SURETY COMPANIES**

Construction contracts with public entities, surety bonds not required, when, 34.059

County treasurer's bond, when authorized, 54.070

Estopped to deny corporate power, when, 107.100

Foreign, requirements for doing business, 107.090

Official bond, when acceptable, 107.080

Public works contracts, surety bonds not required, when, 34.059

## **SURETY RECOVERY AGENTS (CH. 374)**

Application for licensure, contents, 374.784

Apprehension standards for breach of surety

agreement or absconding, 374.788

Complaint procedure, 374.787

Fees, 374.785

Issuance of license, when, 374.785

License required, 374.783

Prohibited acts, 374.789

Qualifications for licensure, 374.784

Reciprocity, 374.785

Refusal to issue a license, when, 374.784

Renewal of licensure, procedure, 374.786

## SURGEONS

See PHYSICIANS AND SURGEONS

## SURGICAL CENTERS, AMBULATORY (CH.

197)

Accident and health insurers, coverage for services in, to provide, exceptions, 197.240

Advertising, inferring state operation, fine, 197.235

Appeal, standards for licensure enforcement,

procedure, 197.295

Attorney general to prosecute license violations, 197.235

Breast-feeding, written information provided to physicians, hospitals and ambulatory surgical centers upon request, 198.915

Cancer information reporting system, duties, 192.653 to 192.657

Contagious diseases, reports, 192.138

Crime victims' compensation, failure to submit verification of injury, when, penalty, 595.027

Data to be submitted to department of health, 192.043, 192.667

Definitions, 197.200

Disclosures by employees, procedures, 197.285

Elderly abuse and neglect awareness program,

distribution of information duties, 192.925

Employee disqualification list to be maintained by department of health and senior services, 197,500

Employees, identification badges, required, when,

Enforcement of licensure regulations, standards used by the department of health, 197.293

## Financial data, reporting of

Charge data, defined, 192.665

Definitions, 192.665

Duties, 192.667

Failure to, effects, 192.667

Health care provider, defined, 192.667

Health, department of, duties, 192.667

Patient abstract data, defined, 192.665

Identification badges, health care facility personnel required to wear, when, 197.705

### **Infection control**

Advisory panel created, members, expenses, 197.165

Annual report required, 197.162

Authority of infection control officers, 197.152

Civil actions, use of certain information prohibited, 197.294

Complaint procedures to be provided to patients, 197.158

Corrective action plans and follow-ups required, 197.154

Data to be available to department, penalty for violations, 197.160

Database to be maintained, 197.154

Good faith reporting of concerns, protections against retaliation or discrimination, 197.152

Infection control advisory panel fund created, 197.165

Infection control officers, reporting requirements, 197.152

Nosocomial infection outbreaks, defined, 197.156

## SURGICAL CENTERS, AMBULATORY (CH. 197) — cont'd

## Infection control — cont'd

developed, 197.154

Practices for infection control to be considered in licensure process, 197.162

Procedures for compliance, requirements, 197.150 Protocols for infection control practices to be

Regulations for programs, department to update, 197.154

Retaliation for reporting concerns, protection against, 197.152

State funding to facilities suspended for violations,

Infections, data collection, 192.667

Inspection and investigation of, 197.230

Insurance, accident and health insurers to cover care, exception, 197.240

Jury duty, may be excused, when, 494.430

#### License

Application procedure, fee, 197.210

Application procedure, requirements, 197.215

Denial or revocation, grounds, 197.220; review, no prior hearing required, 197.221

Display of, assignable, when, 197.215

Failure to possess, misdemeanor, 197.235

Required to operate, 197.205

Licensure enforcement, appeal, procedure, 197.295

Licensure regulations, standards used by the department of health for enforcement, 197.293

Malpractice actions, procedure and damage

limitations, see MALPRACTICE

Malpractice insurance, articles of association and bylaws, requirements, 383.016

Malpractice insurance, assessment plan, participation

in, ambulance liability, may cover, 383.010 Metabolic diseases in infants, duties, 191.331

Methodology, adequate nurse staffing, minimum requirements, 197.289

## Newborn hearing screening

Conducted, when, 191.925

Educational information provided, when, 191.925 Parental notification, 191.925

Refusal to be documented, procedure, 191.925

Religious objection to screening, provision not to apply, 191.925

Screening procedure used, 191.925

Technical support and assistance provided by department of health, 191.925

Transfer of newborn, who completes screening, 191.925

Newborn screening, critical congenital heart disease, 191.334

Nurse staffing, adequacy, methodology, minimum requirements, 197.289

Patient care and safety, training programs required, 197.287

#### Peer group review for complaints

Dentists, 197.225

Employees, 197.225

## SURGICAL CENTERS, AMBULATORY (CH. 197) — cont'd

Peer group review for complaints - cont'd

Nurse, 197.225

Physicians, 197.225

Podiatrists, 197.225

Supervisor, managers, 197.225

Phenylketonuria (PKU) and other diseases in infants, duties, 191.331

Protections for employees who disclose certain information regarding the facility, 197.285

Rules and regulations, department of health may adopt, 197.225

Standards used by the department of health for enforcement of licensure regulations, 197.293

Termination of employees prohibited for whistleblowing, 197.285

Training programs regarding quality of patient care and patient safety required, 197.287

Whistle-blower protections for employees, 197.285

Written policy required to allow employees to report certain information, 197.285

## SURPLUS AGRICULTURAL COMMODITIES

Agreement with county, required, 205.962

Agreements with banks and local agencies to carry out distribution, 205.960

Distribution expenses, payment, 205.962

Electronic transfer of benefits to public assistance recipients, 208.182

Emergencies, distribution of surplus commodities authorized, 205.963

## Family support, division of

Certification of eligible parties, 205.961

Program, institution of, 205.960

Rules and regulations, duties, 205.961

## Food stamps, federal

Agreements with banks and counties in sale of, 205.962

Electronic transfer of benefits, 208.182

Eligibility of state to receive, 205.960

Eligibility to receive, residence requirements, 205.960, 205.963

Eligibility, verification of, third-party contract, 208.065

Expenses of sale and distribution, contributions toward, 205.962

Farmer's market, pilot program to purchase fresh food, 208.018

Felony conviction not to make ineligible, when, 208.247

Grades of offense, how determined, 570.406

Issuance to needy, 205.960

Sales, vendors, licensing, 205.965

Unlawful conversion of public assistance benefits or EBT cards, grades, penalties, 570.402

Unlawful receipt of public assistance benefits or EBT cards, grades, penalties, 570.400

Unlawful transfer of public assistance benefits or EBT cards, grades, penalties, 570.404

Vendors, licensing, penalty, 205.965

## SURPLUS AGRICULTURAL COMMODITIES — cont'd

## Food stamps, federal - cont'd

Work requirements, waiver, 208.244

Inspection and audit of program, 205.965

Losses, payment for, civil and criminal liability, 205 964

Losses, reimbursement to federal government, funds for, 205.964

Rules and regulations, division of family services to promulgate, 205.961; requirement to comply with, 205.965

Surplus commodities, eligibility to receive, residence requirements, 205.963

#### SURPLUS LINES INSURANCE

#### Actions on insurance contracts

Insurer deemed to have agreed to suit on contract, 384 068

Insurer, suit may be brought against, 384.068

Policy to contain language as to insurer's liability on contract, 384.068

Remedy, not exclusive, 384.068

Service of process, whom to be, served, director to be informed, 384.068

#### Admitted insurers

Defined, 384.015

Preference to be given to admitted insurers, 384.017

## Advisory surplus lines organization

Authority to establish, 384.034

Discontinuance by director for violations, 384.034

Enforceability of contract, 384.038

Examination, when, costs, 384.034

Hearing on report, when, 384.034

Information required to file, 384.034

Policy or certificates to be delivered to insured or broker, 384.036

Purposes, 384.034

Violations, penalty, 384.034

Capital, defined, 384.015

Definitions, 384.011, 384.015

Director, defined, 384.015

Domestic insurer deemed eligible surplus lines insurer, when, 384.018

Domestic surplus lines insurer, defined, 348.015

Eligible surplus lines insurer, 384.015

Exempt commercial purchaser, defined, 384.015

Export, defined, 384.015

Kind of insurance, defined, 384.015

#### License

Application form, 384.043

Examination, exception, 384.043

Expires when, renewal when, penalties, 384.043

Fee, amount, 384.043

Hearing, notice on revocation, suspension or refusal to renew, 384.065

Nonresident licensee, licensed when, limitations, 384.043

Penalty for failure to renew, 384.043

Qualifications, 384.043

#### SURPLUS LINES INSURANCE — cont'd

#### License - cont'd

Renewal required, fee, amount, failure to comply,

license terminates, penalties, 384.043

Revocation, suspension or refusal to renew,

grounds, notice, hearing, 384.065

Licensees may do business with other licensees and

brokers for compensation, 384.045

#### Nonadmitted insurers

Coverage, limitation on furnishing, 384.021

Definitions, 384.015

Domestic surplus lines insurer, deemed to be, when, 384.018

Eligible surplus lines insurers list, published semiannually, requirement, 384.021

Ineligible, when, grounds, notice to licensees, 384.025

## List of eligible insurers

Publication of list by director, when, 384.021

Required that be listed to be used for coverage,

384.021; exception, 384.023

Unlisted may be used, when, requirements, 384.023

Purchases from, by licensee, when, 384.017

Statement of license, premiums, receipts, contents, 384 057

Surplus and capital, requirement to furnish coverage, 384.021

## **Unlisted insurers**

Capital and surplus requirements, 384.023

Coverage permitted by insurer, when 384.023

Requirements to be permitted to furnish coverage, 384.023

Violations, penalties, fines, 384.071

Nonresident licensees may be licensed as surplus

lines licensee, when, limitations, 384.043

Nonresident licensees may not solicit business, 384.043

Penalties for violations, 384.071

Policies subject to taxation, when, 384.018

Premium payment to licensee deemed payment to insurer, 384.041

## Premium receipt tax

Applicability to in-state risks, 384.061

Charged to insured, allowable, 384.059

Computation if location or coverage of risk only partially located in state, 384.059, 384.061

Delinquent tax, collected by licensee but unpaid to department, civil actions, 384.062

In-state risks, tax to apply, 384.061

Limitations, 384.061

Location of coverage partially in or performed in

state, how computed, 384.059

Nonadmitted insurers, 384.061

Paid when, 384.059

Rate of tax, 384.059

Remitted to department of revenue, 384.062

Producing broker, defined, 384.015

Purchase by licensee to be from persons admitted to do business in state, exception, 384.017

#### SURPLUS LINES INSURANCE — cont'd

#### Records of licensees

Examination, rights of director, 384.048 Information required, 384.048

Nonresident licensees, duties, 384.048

Retention period, 384.048

## Report by brokers and licensees

Medical malpractice claims report required, when, contents, 383.105

## Report by insured

Contents of, when due, 384.051

Forms to be provided by the director, 384.051

Request for form, 384.051

Surplus lines insurance, defined, 384.015

Surplus lines licensee, defined, 384.015

Surplus, defined, 384.015

## Tax paid by insured

Delinquencies, interest rate, penalty, 384.054 Procedure to collect, due when, 384.051 Rate of tax, 384.051

Tax, premium receipt, see Premium Receipt Tax, this heading

Taxation, policies subject to, when, 384.018 Title of law, 384.011

Violations, penalties, 384.034, 384.071

Wet marine and transportation insurance, defined, 384.015

## SURPLUS PROPERTY

Acquisition from United States, 70.100, 70.110 Administration, office of, to be in charge of state surplus, 37.005

Certain not for profit corporations that provide training to certain emergency personnel, distribution to, 34.140

Commissioner of education, moneys, duties, bond, 37.080

Distribution to state and local governments, 37.075 Eligible donee, defined, 34.140

Eligible donee, distribution to, standards required, 34.140

## Federal surplus property fund

Established, purpose, 37.076

Investment by state treasurer, 37.076

Lapse into general revenue, prohibited, 37.076

Fees for handling, state agency may charge, disposition, 37.080

Fire districts, departments and volunteer fire associations, distribution to, 34.140

Highway patrol motor vehicle and watercraft sales, 43.260, 43.265

Highways and transportation commission, authority to sell, proceeds, where credited, 226.150

Inventory to be kept, 34.140

Mental health property, disposition of unneeded, 630.535

Recycling of waste, agency to promote, annual report, 37.078

Report, annually by commissioner of administration, content, 37.079

Sale by auction, sealed bid, when, 34.140

#### SURPLUS PROPERTY — cont'd

Sale of, cost paid how, 37.090

Sidearms and badges, who may purchase, when, 34.140

State agency for, authority, 37.075, 37.080

State and federal, office of administration, duties, 37,005

Surplus property clearing fund, use, deposited where, 37.090

Transfer from department to department, 34.140 Unclaimed personal property of mental health patients, disposition, 630.325

## **SURROGATE PARENTS (CH. 162)**

See CHILDREN AND MINORS; GUARDIAN AND WARD; SCHOOLS AND SCHOOL DISTRICTS

#### SURVEY, U.S. GEODETIC

See U.S. COAST AND GEODETIC SURVEY

#### **SURVEYORS**

See ARCHITECTS, PROFESSIONAL ENGINEERS AND LAND SURVEYORS; COUNTY SURVEYOR

#### **SURVEYS**

Accreted lands granted to counties, 241.310, 241.340 Admissibility as evidence, 60.150

Central zone, counties constituting, 60.410

#### Commission, land survey

Appointment, terms, duties, 60.620

Chairman selection, 60.620

Meetings, quorum, 60.620

Qualifications, 60.620

Report, annual, content, to be public, 60.620

Conflict in descriptions, how construed, 60.480

## Corners

Decayed, procedure, 446.010 to 446.030

Destroyed, establishment by testimony, 446.040 to 446.170

Lost, re-establishment or restoration, procedure, violation, misconduct, 60.321

Lost, reestablishment, rules, 60.315

Markers, tampering, penalty, 60.550

Original position to be determined, 60.311

Quarter-section corners certain townships and range lines, established how, 60.345

United States public land survey, defined, 60.301

County highway administrator, first class counties, 61.111; fees, collection, disposition, 61.141

County line, procedure, 46.015 to 46.030

## County surveyor

Court may order, when, 60.160, 60.170 Disqualified to act, when, procedure, 60.130

Duty to make, expense, 60.120

Damages, action for errors or omissions in land surveys must be brought, when, 516.098

Definitions, 60.301

Description involving more than one zone, 60.441 Description of land tracts, basic method, 60.480

Double proportionate measurement, defined, 60.301

Drainage districts, 242.220, 242.720; revision of, 242.530

East zone, counties constituting, 60.410

## SURVEYS - cont'd

Escheat proceedings, when made, 470.110 Evidence, admissibility requirements, 60.150 Evidence, seal of county highway administrator, 61.151

Existent corner, defined, 60.301

Fractional section, established how, 60.341

Highway system, state, 227.040

Land, digital cadastral parcel mapping, minimum standards, 60.670

Lands, divided by county lines, 60.140, 60.160

Lands, less than 1/16 section, how made, 137.185; penalty, 137.190

Law effect on previous surveys, 60.326

Levee districts, how made, 245.365

Location, use of plane coordinates to establish, 60.431

Lost corner, defined, 60.301

Metric system to be used for Missouri coordinate system, when, 60.491

Mines, procedure, 444.070 to 444.090

## Missouri coordinate system

Defined, 60.451

Official names for each zone, 60.421

Use in descriptions, how construed, 60,480

Monument, defined, 60.301

Obliterated, decayed or destroyed corner, defined, 60.301

Original government survey, defined, 60.301

Prohibited use of Missouri coordinate system of 1927, when, 60.491

Proportionate measurement, defined, 60.301

Quarter-quarter section, how established, 60.335

Quarter-sections, how established, 60.331

Railroad property along county lines, how made, 151.130

Realty, none made, claim, forcible entry and unlawful detainer, 534.240

Record distance, defined, 60.301

River basin conservancy district, 257.070

Single proportionate measurement, defined, 60.301

State divided into three zones, 60.410

Statute of limitations on action for errors or omissions, 516.098

System of plane rectangular coordinates established for state use, 60.401

Title in dispute, court may order, 60.160, 60.170

Tract lying in two coordinate zones, description

Tract lying in two coordinate zones, description, 60.441

United States, field notes on county surveys, county commission may obtain, how, 60.195, 60.360

West zone, counties constituting, 60.410

Zones, state divided into, counties constituting, 60.410

### SURVIVAL OF ACTIONS

Corporations, dissolution of, effect, 351.483 Defendant ad litem, appointment, when, duties and liabilities, 537.021

Estates of decedents, wrongdoer carrying liability insurance, procedure, 537.021

## SURVIVAL OF ACTIONS — cont'd

Executors and administrators, appointment, when, 537,020

Habeas corpus, penalties, 532.690

Injury to property, 537.010

Joint debts, 431.120, 431.130

Judgments, death of defendant, 511.550

Judgments, death of plaintiff, 511.540

Mine employees, wrongful death, 537.230

Personal injuries, when, 537.020, 537.030

Personal representatives, appointment, 537.020, 537.021

Waste, 537.510

Wrongful death, 537.080; brought by whom, 537.020, 537.021

#### SUSPENSION

Circuit attorney or assistant, when, 56.410

Community college student, when authorized,

178.835

Indictment, effect of second, 545.110

Merit system employees, appeals, 36.370

Police, certain officers, procedure, 85.011

Prosecuting attorney or assistant, when, 56.410

#### **Schools**

Appeals, 167.171

Grounds for suspension, procedure, 167.171

Public school pupils, 167.161, 167.171

State-wide suspension, when, 167.171

Summary suspension, appeal, 167.171

## **SWAMPLANDS**

Attorneys, employment to recover, 241.155

Claims, settlement, disposition of proceeds, 241.030, 241.050

County commissions, to have control of, 241.150

Description, errors in, correction, 241.230

Designate and report, commissioners, audit,

compensation, 241.070

Drainage and reclamation commissioners,

appointment, duties, 241.250

Drainage and reclamation, 241.250, 241.270

Drainage district, formation, 242.020

Drainage districts, county, liability for taxes, 243.150

Grants by U.S., disposition, 241.010

Levee districts, appropriation of, 245.540

Levees and ditches, damages, ascertaining, 241.270

Lists to be furnished, 241.020

Money and bonds, court may borrow and issue, 241.260

Patents, 241.080 to 241.140

Plats and lists to be furnished, evidence of title, 241.020

Proceeds from sales, disposition, 241.240

Reclamation, landowners may object, procedure, 241.270

Rights and claims of state in, settling, 241.030

Sale, by county commission, procedure, 241.160, 241.220

Sale, court may cancel, conditions, 241.170 to 241.210

Taxable, when, 137.085

## SWAMPLANDS — cont'd

#### Title

Authentication, 28.110

Conveyance to counties, procedure, 241.080 to 241.110, 241.130

Employment of attorneys to quiet, 241.155

State, may be relinquished by governor, when, 241.040

## SWEEPSTAKES AND RAFFLES

See Constitutional Index

## **SWIMMING POOLS**

Landowner, liable, when, 537.348

Liability insurance, for-profit facilities to maintain adequate coverage, 316.250

## Life jackets, right to wear

Certain pools exempt, 577.161

Penalty for prohibiting use, 577.161

Statement by physician required, 577.161

Registration with department of public safety

required, when, 316.250

Sexual offender, prohibited from loitering within five hundred feet of, penalty, 566.150

#### SWINE

See HOGS (CH. 640)

#### **SWITCHBLADES**

See KNIFE

## SYMPHONY ORCHESTRAS

## Kansas City symphony

Debt and interest not to be released in whole or in part, 90.702

Promissory note, due on April 15, 1998, not to be extended, 90.702

## St. Louis city subdistrict

Admission fee, how determined, 184.353

Commissioners, appointment, terms, qualifications, vacancies, 184.358

Commissioners, nonvoting advisory members, appointment, terms, 184.358

Election to form subdistrict, cost, how paid, 184.353, 184.359

Formation of subdistrict, election, ballot form, tax rate, cost, how paid, 184.353

Formation, election procedure, ballot form, 184.353

Free tickets, number to be given away for performances, 184.353

Missouri state council on the arts not to fund,

Music appreciation program for citizen of taxing

district, fee, 184.353 Musicians, number required, 184.352

Powers, property vested in, obligations assumed, 184.360

Radio broadcast live to be offered, 184.353

Resubmission to voters if fails, when, 184.353

Symphony orchestra subdistrict, defined, 184.352

Tax rate, authorized, 184.353

## St. Louis symphony orchestra society

Debt and interest not to be released in whole or in part, 90.700

## SYMPHONY ORCHESTRAS — cont'd

## St. Louis symphony orchestra society — cont'd

Promissory note, due on April 15, 1998, not to be extended, 90.700

## **SYPHILIS**

See SEXUALLY TRANSMITTED DISEASES

## TAKEOVER BIDS

See Corporations, subheading, Control Shares acquisition; SECURITIES LAW

## TALLY LISTS AND SHEETS

See ELECTIONS

## **TAMPERING**

See CRIMINAL CODE, DEFINITIONS; CRIMES AND PUNISHMENT, 2. Specific Crimes

#### TASK FORCES

#### Alternative sentencing

Expenses to be paid, 217.680

Expires, when, 217.680

Members, qualification, 217.680

Blind student academic and vocational performance task force, 162.1133

Gas, electric and water corporations, conservation weatherization, cost recovery taskforce, 386.266

Motor vehicles, trailers, boats, and outboard motors, fair nondiscriminatory local taxation of, 32.088

Prematurity and infant mortality, task force on, members, duties, report, 210.105

Sexual abuse of children, task force on, members, duties, 160.2100

Water resources, interagency task force, 640.418, 640.430

#### **TATTOOS**

Definitions, 324.520

Licensing of practitioners, complaints against licensees, procedure, discipline, 324.523

Licensing of practitioners, fees, 324.522

Minors, consent required, when, penalty, 324.520 Prohibited, when, 324.520

Rules and regulations, authority, procedure, 324.522 Tattoo fund created, 324.524

Temporary licensed issued, when, 324.526

## **TAVERNS**

\* See also LIQUOR, INTOXICATING

Drinks and meals, sales tax exemption for resale of, when, 144.018, 144.019

License and regulation, fourth class cities, 94.270

License, special charter cities, 94.360

License, third class cities, 94.110

Tax, tourism sales tax, Ste. Genevieve County, 67.671

Tourism sales tax, Ste. Genevieve County, 67.671

## TAX ANTICIPATION NOTES

See COUNTIES; particular classes of counties, under appropriate headings

## TAX BOOKS

See TAXATION

## TAX COMMISSION, STATE

Abstract of tax book, county clerk to furnish, 137.295

Appointment, duties, compensation, 138.290

Inquisitorial powers, 138.300

Recommendations, effect, 138.310

Agricultural and horticultural land, property, duties, 137.021

Aircraft, commercial, assessment, duties, 155.040 Airline companies tax, duties, 155.020 to 155.060

## TAX COMMISSION, STATE - cont'd

Annual report, contents, 138.440

#### Appeals to

## Charter counties and St. Louis city

Assessor's testimony limitation cannot advocate higher rate than original assessment, charter counties or St. Louis city, 138.060

Attorney's fees and costs awarded taxpayer, when, amount limitation, 138.434

Railroads and other subclass three property, attorney's fees and costs awarded, when, 138.434 Valuation, how determined, 138.060

First class counties, when filed, 138.110

Hearing officers, decisions of, right to appeal, procedure, duties of commission, 138.432

Pleadings, mailing of, when deemed filed, 138.433 Procedure, hearing officer to hear, when, duties of commission, mediation, when, 138.431

Railroads and other subclass three property, attorney's fees and costs awarded, when, 138.434

When, by whom, procedure, costs and attorney's fees, when, 138.430

Appointment, term, compensation, 138.190
Assessed valuation, annual increase, commission to calculate and publish amount. 48.020

Assessed valuations for 1973, duties, 21.505

Assessment and equalization maintenance plan, approval of, 137.115

Assessment blanks, duties, 137.110

Assessment blanks, first class counties, duties, 137.335

Assessment book, abstract, St. Louis city, 137.515 Assessment rolls, inspection of, hearings, 138.460 Assessments, raising or lowering, 138.380

## Assessors

Annual meeting, expenses, 138.450

Book, abstract, 137.245

Exempt properties, report filed with commission, when, 137.237

Supervision, 138.410

Training and certification, duties, 53.250, 53.255 Verify real property sales, report to commission,

verify real property sales, report to commission contents, 53.081

Bond of commissioners, amount, 138.220

Books, papers, examination of, 138.370

Bridge companies, levy and collection of taxes, 153.030

Bridge, express, and public utilities, returns, failure to make, procedure, 153.050

Business personal property, total assessed valuation to be provided to taxing authorities, 137.079

Calendar year 1973, assessed valuations, duties,

Carriers, original assessments, 138.420

Classification and equalization, duties, 138.390

## Compensation

Additional compensation, certain extra duties, 138.445

Adjustment, when, amount, 105.005 Assessor for appearing, 138.470

## TAX COMMISSION, STATE - cont'd

## Compensation — cont'd

Expenses, 138.230

Seminars and investigations, 138.235

Consumer price index, increase in, certified by, when, how, 137.073

Corporation franchise tax, appeals from orders of director of revenue, tax commission, duties, 32.028 Corporation franchise tax, transfer of all powers and

duties to department of revenue, 32.028

Costs, who bears, 138.360

County assessed valuation, certification of, 48.030

Depositions, agents' powers, 138.300

Employees, authority for, 138.280

Equalization, county boards of, may call, 138.400 Exempt properties, assessor to file report, when,

137.237

Expenditures, excess, commissioners' liability, 138.290

Forms and instructions, duty to furnish, 138.320

Forms, to prescribe, 138.380

Hearings, procedure, review, 138.470

Interstate bridges, duties, 153.040

Investigations, how conducted, 138.310

Levy, prohibited from fixing rate, 138.340

Meetings, where held, 138.350

Notice, hearings on assessment rolls, 138.460

Oath of office, 138.210

Oaths, commissioners may administer, 138.370 Office, where located, supplies furnished, 138.250

Ombudsman for property assessment and taxation, 138.435

Omitted property, assessment, 138.380

Opinions on construction of law, 138.320

Original assessment, construed, 138.200

Original assessment, powers, 138.420

Personal property tax, duties, 138.235

Personal property tax, in-transit property claims for no situs, forms, procedure, duties, 137.930

Private employment, members may not accept, 138.200

#### Private railroad car tax

Ad valorem tax, companies subject to, when, 137.1000

Administrative and judicial review authorized, 137.1015

Assessment, adjustment and equalizing aggregate valuation, 137.1012

Assessment, original of property, freight line companies, 137.1006

Attorney general to institute suit, when, 137.1027 Collection, director of revenue, 137.1018

## County private car tax fund

Apportionment by counties to school districts and county general revenue, 137.1021

Apportionment to counties, formula, 137.1021 Balance unexpended, no reversion to general

revenue, 137.1021

Blind pension fund, transfer amount, 137.1021 Creation of, 137.1021

## TAX COMMISSION, STATE — cont'd

#### Private railroad car tax — cont'd

#### County private car tax fund — cont'd

Credit for eligible expenses of qualified rolling stock, 137.1018

Definitions, 137.1003

Due date for annual tax, penalty for delinquency, 137.1018

Failure to pay, director of revenue to alert attorney general, 137.1024

Out-of-state operation, extension of in-state, effect, 137.1012

Rate, determination and taxation by director of revenue, 137.1018

Rate, statewide average of property taxes, ascertained by commission, 137.1018

Repeal, judicial procedures to assess, adjust and equalize property of freight line companies, 137.1027

## Report, annual

Content, main line track mileage and total mileage for year, 137.1009

Due, when, 137.1009

Failure to make, acceptance of railroad company report, 137,1009

Filing, postmark date determines date, 137.1009 Form, prescribed by commission, 137.1008

Penalty for failure to file, 137.1009

Waiver of filing, penalty, good cause shown, 137.1009

Report, commission average property tax rate and taxable distributable assessed valuations, 137.1018 Seizure of property by county property officer, when, 137.1027

Taxes, total levied on railroad and street railway companies, exception, 137.1018

True value in money determination, use of reports, returns or statements, 137.1012

Witnesses, authorized to summons, when, 137.1012

Projected tax liability notices, 138.380

Public records, access to, copies, 138.350

Public utility companies, levy and collection of taxes, 153.030

Publications, 138.440

Qualifications of members, 138.200

Quorum, what constitutes, 138.240

#### Railroads

Apportionment of tax among political subdivision,

Assessment, equalization, procedure, 151.060

Bridges in St. Louis city acquired by companies, how assessed, 151.060

County commission to certify report, 151.040

Failure to discharge duties, penalty, 151.340

Interstate, assessment, 151.060

Omitted property, assessment, 151.070

Records, how kept, certification, 151.090

#### Report

Confidentiality of, penalty, 151.020

## TAX COMMISSION, STATE — cont'd

#### Railroads — cont'd

## Report — cont'd

Contents, file when, extension, forms used, penalty, 151.020

Deemed received, when, 151.020

Property, commission to make, when, 151.050

Witnesses, may summon, 151.060

Real property omitted from assessment, duties, 137,160

Real property, rates of assessment, to determine, formula, 137.115

Records, destruction, when, 138.480

## Reports

Annual report, amendment, time limitation, 138.445 Annual report, contents, 138.440, 138.445 General assembly, tax data, when, 137.073 May require, 138.380

Seal, authorized, use, custodian, 138.330

Secretary, appointment, compensation, duties, 138.260

Seminars for area supervisors and field representatives, 138.235

Subpoenas, issuance, service, fees, 138.360

Supplemental tax book, may order, when, 137.300

Tax laws, enforcement, 138.410

Taxes to be extended, 138.470

Township organization counties, duties, 137.480

Transferred to department of revenue, 32.028

Vacancies, how filled, interim appointments, 138.200

Valuations, duty to keep up, 138.400

Valuations, secretary to transmit aggregate values of property, 138.400

Visits to counties, duties, 138.415

Witnesses, fees and mileage, 138.360

Witnesses, may examine, 138.370

## TAX DEEDS

See TAXATION

#### **TAXATION**

See also INCOME TAX (CH. 143)

- 1. Enumeration
- 2. General Provisions
- 3. Assessment Of Property
- 4. Equalization And Review Of Assessments
- (a) Generally
- (b) First Class Counties
- (c) Second Class
- (d) Kansas City
- (e) St. Louis City
- 5. Levy Of Property Tax
- 6. Payment And Collection Of Property Taxes
  - (a) Current Taxes
  - (b) Delinquent, First Class Counties
  - (c) Delinquent, General
  - (d) Delinquent, Land Tax Collection Law (Certain First Class Counties)
  - (e) Municipal Land Reutilization

## 1. Enumeration

\* See also CITIES, TOWNS AND VILLAGES; particular classes of cities under appropriate headings

Abandoned property, redevelopment projects, exemptions, conditions, criteria, 447.708

Affordable housing assistance tax credit, 32.112

Agricultural product utilization contributor tax credit, 348.430, expires when, 348.436

Airport county authority, tax levy, 305.333

Bands, concert support, authority, (St. Louis City), 71.640

Bands, concerts, support, authority, certain cities, 71.640, 71.650

Bingo, see BINGO

Business district, see BUSINESS DISTRICTS, SPECIAL

Business facilities, new or expanded, 135.100 to 135.150

Cigarette tax (CH. 149), see CIGARETTES

## Circuit breakers, property tax

Disabled persons, 135.010

Senior citizens, 135.010 to 135.035

Tax credit accountability act of 2004, 135.800 to 135.830

Community improvement district act, 67.1401 to 67.1571

## Convention and tourism tax

Kansas City, rate, 92.327

See COUNTIES, CHARTER FORM St. Louis County, see COUNTIES, FIRST

CLASS, CHARTER FORM

Conventions and visitors, tax on hotels, motels, sleeping rooms, St. Louis County and city, see ST. LOUIS CITY

Corporation franchise tax, see (CH. 147)

County foreign insurance tax fund, see

INSURANCE COMPANIES 1. General

Provisions

County sales tax, see SALES TAX, COUNTY

Credit unions tax (CH. 148), see CREDIT UNIONS

#### 1. Enumeration — cont'd

Credit unions, see CREDIT UNIONS Credit, neighborhood assistance programs, limitation, 32.115

Decedent's estate transfer tax, see ESTATE TAX

## Earnings tax

Constitutional charter cities, requirements, 92.115 Deferred compensation on other salary reduction plans not to be included, when, 92.113

Definitions, 92.111

Intent of law, 92.105

Limitation on imposition, 92.111

Local, lottery winnings subject to, amount, when, 313.321

Reduction of tax, when, amount, 92.125 See KANSAS CITY; ST. LOUIS CITY

Economic development sales tax (Poplar Bluff), 94.1012

Emergency telephone service, tax, see TELEPHONE

Enterprise creation, tax credit for contribution, 620.650

Enterprise zones, urban redevelopment, 135.200 to 135.255

Federal, heavy vehicle, use tax, required to be paid for motor vehicle registration, see MOTOR VEHICLES, subheading, Registration

Flood prevention and watershed districts, 278.250

Generation-skipping credit tax, 145.995

Gross receipt tax, St. Louis city, 92.073

Hazardous waste by landfill, see HAZARDOUS WASTE MANAGEMENT: NATURAL

RESOURCES, DEPARTMENT OF

Hazardous waste generators, see HAZARDOUS WASTE MANAGEMENT

Health insurance pool, see HEALTH INSURANCE POOL (CH. 376)

Hotels and motels, county transient guest tax to promote tourism, 67.1016

## Hotels and motels, transient guest tax

Adair, Callaway, Daviess, Nodaway and Johnson Counties, city of West plains, 67.1002

Cities and counties with 350 rooms or more and meeting population requirements, 67.1003

Pettis County, rate change procedure, 67.1006 Platte County, 67.1004

St. Charles County, 67.1158

Hotels, motels, sleeping rooms, St. Louis County and city, see ST. LOUIS CITY

Income tax (CH. 143), see INCOME TAX

Income tax, state, lottery winnings, amount subject to, withholding, when, 313.321

Increment allocation, real property tax, urban redevelopment, see URBAN REDEVELOPMENT (CH. 99)

Insurance companies (CH. 148), see INSURANCE COMPANIES 1. General Provisions

Kansas and Missouri metropolitan culture district compact, 70.500

## TAXATION — cont'd

#### 1. Enumeration — cont'd

Kansas and Missouri metropolitan culture district compact, countywide sales tax, resolution imposing, rate, collection, administration, 70.507 Kansas City, convention and tourism tax, 92.327 Law enforcement services tax levy (Jackson County), 66.265

Lodging tax, St. Genevieve County, 67.671 Low income housing tax credit, see INCOME TAX (CH. 143)

Manufactured homes, 137.115

Manufacturers' licenses and tax (CH. 150), see MANUFACTURERS' LICENSES AND TAX

Maternity homes tax credit, 135.600

Medically indigent sales tax, St. Louis, 94.1000 Merchants' license and tax, see MERCHANTS'

LICENSE AND TAX

Metropolitan park and museum district, see METROPOLITAN PARK AND MUSEUM DISTRICT

Mobile home conversion to real estate, see MOBILE HOMES

Mobile homes, 137.115

Motels and sleeping rooms, St. Louis city and County, see ST. LOUIS CITY

Motor fuel tax, CH. 142, see MOTOR FUEL TAX Motor fuel use tax, Ch. 142, see MOTOR FUEL USE TAX

Motor vehicle dealers tax, see MOTOR VEHICLE DEALERS TAX

Motor vehicle license tax, certain cities, tax in lieu of, 301,340

Multistate tax compact, 32.200

Neighborhood assistance, tax credit limitations, 32.115

New generation cooperative or processing entity incentive tax credit, 348.432

Parks, state, soil and land conservation, sales and use taxes, see SALES TAX; USE TAX

Pharmacy tax, (CH. 338), see PHARMACIES AND PHARMACISTS

Poplar Bluff, economic development sales tax, 94.1012

Public mass transportation tax, see TRANSPORTATION SALES TAX

Qualified fund tax on uninvested capital, new enterprise creation, 620.650

Railroad and street railroad companies tax (CH. 151), see RAILROAD AND STREET

RAILROAD COMPANIES TAX

Real property tax increment allocation redevelopment, see URBAN REDEVELOPMENT (CH. 99)

Revenue-producing enterprises ineligible for certain tax benefits, time period of exemptions, 135.286

Revenue-producing enterprises, limitation on receiving incentives, 135.155

Road rock tax, ballot, collection, fund, use of money, 231.444

#### 1. Enumeration — cont'd

#### Sales tax

(CH. 144), see SALES TAX

City, see SALES TAX, CITY

Fuel for boats, barges, water vessels, when, 144.030

Museum districts, 184.845

Not permitted on lottery tickets, 313.321

Transportation, see TRANSPORTATION SALES TAX (CH. 94)

School district trust fund, sales and use tax, see SALES TAX: USE TAX

Senior citizens property tax relief, 135.010, 135.030 Senior citizens' services fund property tax, 67.990 to 67.995

Sewer lateral lines connected to public lines, St. Louis city, fee, how collected, 92.012

Shelters for victims of domestic violence tax credit, 135.550

Sidewalks, gutters, sewers, streets and other improvements, certain cities, special tax bill, 88.812

Small business incubator program, tax credit, 620.495

Soil and land conservation, state parks, see SALES TAX; USE TAX

Soil and water conservation watershed districts, 278.250

Solid waste disposal, see SOLID WASTE DISPOSAL

Special road rock fund, ballot, collection, use of money, 231.444

Sports facility maintenance tax, Jackson County, 66.502

Street light maintenance district tax, 235.170 Street repairs and maintenance, certain cities, special tax bill, 88.811

Surplus lines insurance taxes, see SURPLUS LINES INSURANCE

## Tax credit accountability act of 2004

Additional application information required, 135.802

Additional information reported annually to administering agency, 135.805

Agricultural tax credits, defined, 135.800

Business recruitment tax credits, defined, 135.800

Domestic and social tax credits, defined, 135.800

Employment of unauthorized alien, effect of, 135.815

Failure to report, penalties, notice, change of address, 135.810

Housing tax credits, defined, 135.800

Provisions in addition to existing requirements, 135,830

Tracking system required, exception, 135.825 Training and educational tax credits, defined, 135.800

Verification of applicant's tax payment status, when, delinquency, 135.815

#### TAXATION — cont'd

#### 1. Enumeration — cont'd

## Tax credit accountability act of 2004 — cont'd

Taxpayers' rights, bill of, 136.350 to 136.380 Tourism sales tax, Buchanan County, effective when, 67.671

## Tourism tax

Branson, 94.800 to 94.825, 144.157

Certain cities, 94.831

Certain counties, 67.671

Collection, distribution, administration, 67.663

Crawford County, 67.1185 to 67.1189

Lake area business districts, 67.1170 to 67.1180, 144.157

Lake front counties, see COUNTIES

Limitations on imposition of taxes, 67.664

Rolla, 94.830

Transportation sales tax, see TRANSPORTATION SALES TAX (CH. 94)

Urban public library district, 182.715

Urban redevelopment, real property tax increment allocation, see URBAN REDEVELOPMENT (CH. 99)

Use tax (CH. 144), see USE TAX

Water quality, infrastructure and tourism, certain counties, 67.1922 to 67.1940

Watercraft tax, in lieu of sales tax, requirements, amounts, 306.016

Watershed protection and flood prevention subdistricts, 278.250

#### 2. General Provisions

## Abatement of taxes

Aliens, illegal, employment of, tax credits and abatements denied, crime, penalty, exception, appeals, 285.025

Employment of illegal aliens, tax credits and abatements denied, crime, penalty, appeal, 285.025

Urban redevelopment, real property increment allocation, 99.800

Abatement, eligibility determination, administrative appeal, deadline, notice, filing, procedure, 621.052 Aged, tax relief, see (CH. 135)

Agreements with United States for payments in lieu of, 70.120 to 70.200

Agricultural and horticulture property classification, 137.016

Airline companies (CH. 155), see AIRLINE COMPANIES TAX

Airports, connected vacant land, classification, 137.016

Aliens, illegal, employment of, tax credits and abatements denied, crime, penalty, exception, appeals, 285.025

Amusement devices, show, exhibits, counties,

Armories and military buildings exempt, 41.670

#### Assessment and collection

Automatic bank or electronic transfers, payment by, 139.055

#### 2. General Provisions — cont'd

## Assessment and collection - cont'd

Credit card, payment by, authorized, when, 139.055

Depreciation schedules for broadcasting equipment, effect on property tax valuation, 137.078

Personal property, payment to county by installment, when, estimates, interest, 139.053 Personal property, rate of assessment, 137.115 Real property rate of assessment per subclass, 137.115

Real property, rates of assessment, tax commission to determine, formula, 137.115

Assessor, property valuations, record of, duties, annual report required, 137.073

Assessor's book, changes, when, procedure, 137.083

Audit findings, written statement required, contents, 136.303

Aviation fuel, use tax, collection and enforcement, 155.080

Band concerts, certain cities may levy tax to fund, 71.640

Bank tax, see BANKS AND TRUST COMPANIES Banking institutions, exemption, corporation franchise, 147.010

Bingo, see BINGO

Bi-state development agency property and securities, 70.375

Boats and vessels (CH. 154), see BOATS Booklet published and distributed, 136.120 Boxing, sparring, wrestling and karate contests, professional, 317.006

Bridge companies (CH. 153), see BRIDGE COMPANIES

Bridge tax, interstate, county may levy, 234.090 Budget, tax expenditure, office of administration, content, submitted to general assembly, when, 33.282

Business districts, special, new tax rate ceiling, special assessments, procedure, 71.800

Business districts, special, St. Louis city, 71.801 Capital improvements for public safety sales tax, City of Columbia, 94.581

Capital improvements sales tax, certain cities, rate, ballot, use of proceeds, administration, repeal, 94.578

Checks, insufficient funds, account closed, issued in payment of tax, penalty, 139.235

Children, community services for, authorized to fund (all counties and St. Louis City), 67.1775; reimbursement for diversion to tax increment financing projects, 67.1776

Cigarettes, see CIGARETTES

Circuit breaker, see CIRCUIT BREAKER Circuit breaker, tax relief, see (CH. 135) Classification of property, 137.015; defined, 137.040

#### TAXATION - cont'd

#### 2. General Provisions — cont'd

Classifications by tax commission, 138.390

#### Collection

Agencies or attorneys used to collect delinquencies, 140.850

Credit or debit cards, secretary of state, 28.684 Delinquencies, use of attorney or collection agencies, 140.850

Federal taxes by suit, 14.060, 14.070

#### State taxes

Fair debt collections practices act applicable, 136.303

Innocent spouse relief accorded, when, 136.303 Collector, St. Louis city, salaries and expenses paid

from collections, when, 82.670 Community center and retiring of bonds, sales tax,

Community center and return of bonds, sales tax, Excelsior Springs, 94.585

Community children's services fund, 210.860

Community college capital improvement subdistricts, 178.881

Community college districts, 178.870, 178.880 Community comeback act (St. Louis County), 144.757 to 144.761

Confidentiality of returns and records, exceptions, violation, penalty, 32.057

Corporation franchise (CH. 147), see CORPORATION FRANCHISE TAX

Counties prohibited from entering contract to spend any revenue to examine taxpayer's books and records, 136.076

## County assessment fund

Ad valorem tax collection, percentage to be placed in fund, how computed, 137.720; certain first class counties, 137.721; certain second class counties, 137.722

Assessed valuation of real property, duties of assessor, costs, paid from fund, 137.750

Assessment and equalization maintenance, expenses, paid from fund, 137.750

Assessment of real and personal property, costs and expenses paid from fund, 137.750

Eligible costs and expenses, state reimbursement, 137.750

Establishment of fund, 137.750

Expenses and costs of assessor to be paid from fund, 137.725

Payments by office of administration, procedure, 137.750

Percentage of ad valorem property tax collected to be deposited, certain second class counties, 137.722

Reimbursement of costs, expenses, assessment and equalization maintenance plan, amount, when, 137.750

Salaries of assessor, clerks and deputies to be paid from fund, 137.725

State reimbursement, eligible costs and expenses, 137.750

#### 2. General Provisions — cont'd

## County assessment fund — cont'd

County collector-treasurer, commission, when, 54.320

County, division of, effect, 47.330

Credit cards and debit cards accepted by secretary of state, 28.684

Credit cards may be accepted by department of revenue to pay taxes, charges for use of card, 32.063

## Credit for contributions to qualified funds

Additional application information required, 135.802

Additional information reported annually to administering agency, 135.805

Amount and years authorized, 348.302

## Certificate of tax credit

Acknowledgment of request, requirement, 348.308

Assignment or transfer, how made, 348.304 Construction of provisions, 348.312

Duties of director, 348.304 to 348.316

How issued, 348.304, 348.308

Limitations on amount, 348.304, 348.306

Reissuance of certificate, unused credit, 348.310

Request for issuance, contents, 348.308

Surrender and exchange, 348.304

Unused credit, carried forward, issuance of new certificate, 348.310

Definitions, 348.300

Duties of director, 348.310

Effective when, 348.302

Election to defer authorized, years available, 348 302

Employment of unauthorized alien, effect of, 135.815

Entrepreneurial tax credits, defined, 135.800 Failure to report, penalties, notice, change of

address, 135.810

Interest and penalty provisions, 348.318

Maximum aggregate of credits allowed, 348.302

Person, defined, 348.300

Procedural provisions, 348.318

Provisions in addition to existing requirements, 135.830

## Qualified fund

Definition, 348.300

Report, form, verification, contents, when due, 348.316

Report from qualified funds, form, verification, contents, when due, 348.316

Tracking system required, exception, 135.825 Transferable credits, when, 348.302

Verification of applicant's tax payment status, when, delinquency, 135.815

## TAXATION — cont'd

#### 2. General Provisions — cont'd

Credit for contributions to qualified funds — cont'd

## Credit for qualified contributions for creation of new enterprise

## Missouri New Enterprise Creation Act

Administration by economic development department, 620.647

Application procedure, restrictions, 620.650 Maximum allowance, aggregate, annual,

Qualified contributions to the fund, 620.644 Qualified recipient, amount, 620.650

Tax credit accountability act of 2004, 135.800 to 135.830

#### Credits

Abandoned property, redevelopment projects, exemptions, 447.708

Affordable housing assistance activities, 32.115

Affordable housing assistance tax credit,

maximum allowed to be stated in proposal approval, 32.112

Affordable housing units, firms providing, 32.115

Aliens, illegal, employment of, tax credits and abatements denied, crime, penalty, exception, appeals, 285.025

Application, order of, 32.115

Business use incentives for large-scale development, 100.700 to 100.850

## Certified capital company investments

Additional application information required, 135.802

Additional information reported annually to administering agency, 135.805

Administration of tax credits, 135.508

Administrative review, 135.529

Allocation of certified capital, 135.503

Amount of credit, how calculated, 135.503

Applicable percentage, defined, 135.500

Application misrepresentations, revocation of certification, 135.523

Capital in a qualified Missouri business, defined, 135.500

Capital in a qualified Missouri business, defined, 135.500

Carry forward of credit, 135.503

Certification of profit or not for profit entities,

Certified capital company, defined, 135.500

Certified capital, defined, 135.500

Decertification, grounds, notice, 135.520

Definitions, 135.500

Department, defined, 135.500

Director, defined, 135.500

Distressed communities, 135.530

Distributions, qualified, when, requirements, 135.516

Documents, closed records, when, 135.516

## 2. General Provisions — cont'd

#### Credits - cont'd

## Certified capital company investments — cont'd

Employment of unauthorized alien, effect of, 135.815

Entrepreneurial tax credits, defined, 135.800 Failure to report, penalties, notice, change of address, 135.810

Funding period, 135.505

Insurance companies not liable for retaliatory tax, when, 135,503

Investor, defined, 135,500

Issuance of certification or refusal, 75 days, 135,508

Limitations on amounts of certified capital, 135,503

Liquidating distribution, defined, 135.500 Management of certified capital company by insurance company, limited, 135.508

Notification of limitation, 135.503

Person, defined, 135.500

Provisions in addition to existing requirements, 135.830

Qualified distribution, 135.500

Qualified investing entity, 135.500

Qualified investment, 135.500

Qualified Missouri business, 135.500, 135.503

Qualified Missouri business, defined, 135.500

Reduction of percentage of investor's

investment by department of economic

development, 135.503

Registration of investments, 135.526

Report to department of economic development, 135.516

Review by division of finance, 135.520

Rulemaking authority, 135.529

Sale or transfer of credit, 135.529

Schedule of qualified investments, 135.516

Title of law, 135.500

Tracking system required, exception, 135.825

Verification of applicant's tax payment status, when, delinquency, 135.815

Charcoal, credit for wood energy producers, 135.313

Credit unions, see CREDIT UNIONS

Developmental disability care provider tax credit, 135.1180

## **Distressed Communities**

Employees eligible to receive credit for expenditures on equipment, 135.535

Maximum credit allowed, 135.535

Relocating business to distressed area, 135.535

Transportation development in area, credit,

limitation, 135.545, 135.546

Distressed community tax credit to existing businesses which hire employees within distressed communities, 135.535

#### TAXATION — cont'd

## 2. General Provisions — cont'd

#### Credits — cont'd

Documents and records relating to tax credits, closed records, 610.225

Dry fire hydrant purchases, amount, requirements, application procedure, expiration, reporting, 320.092, 320.093

Eligibility determination, administrative appeal, deadline, notice, filing, procedure, 621.052

Eligible expense of qualified rolling stock, 137.1018

Employment of illegal aliens, tax credits and abatements denied, crime, penalty, appeal, 285.025

## Enterprise zone

#### **Enhanced enterprise zones**

Board required, membership, qualifications, terms, role, 135.957

Criteria, 135.953

Definitions, 135.950

Existing zones eligible for additional benefits, when, 135.973

Hearing and ordinance required, contents, 135.960

Improvements exempt, when, procedure, 135.963

Rulemaking authority, 135.970

Tax credit authorized, prohibition, limitation, calculation, procedure, 135.967

Hotels and motels, certain areas, eligibility, 135.247

Insurance companies, exception to requirement and retaliatory tax, 135.225

Recreational facilities, eligibility, 135.247

Enterprise zone, retained business facilities,

Hazelwood, 135.276 to 135.283

Expanded business facilities, employee requirements, exception, insurance companies,

requirements, exception, insurance companies, 135.110

Farming corporation not to receive tax credit or deduction, when, 350.040

Federal health insurance deduction, state credit, 143.119

Film production projects, definitions, application and approval, limitations, 135.750

Film production projects, reporting requirements, 320.092

Grape and wine producers, 135.700

Higher education scholarship donation fund contributions, 173.196

Historic structures rehabilitation, 253.545 to 253.559

Homelessness assistance pilot project, 32.117 Income tax paid to another state, reciprocity of credits, when, 143.081, 143.361

Institutions tax, see CREDIT INSTITUTIONS TAX

Jobs, relocated from Kansas to Missouri, 135.1670

#### 2. General Provisions — cont'd

#### Credits — cont'd

Limit on tax credits for assessment for debt reduction, 100.850

Local food pantry donations, sunset date, 135.647

## Low-income housing credit

Cap, 135.352

Carry-back or carry-forward of credit authorized, 135.352

Eligibility statement, not applicable, when, 135.362

Generally, 135.350 to 135.359

Tax credit accountability act of 2004, 135.800 to 135.830

Market rate housing in distressed communities, limitation, 32.115

Maternity homes tax credit, 135.600

Meat processing facility investment tax credit, amount, 135.686

## Missouri New Enterprise Creation Act

Administration by economic development department, 620.647

Application procedure, restrictions, 620.650 Maximum allowance, aggregate, annual, 620.644

Qualified contributions to the fund, 620.644 Qualified recipient, amount, 620.650

Tax credit accountability act of 2004, 135.800 to 135.830

Tax imposed on uninvested capital, when, rate, 620.650

Missouri works program, 620.2010

Motor vehicle manufacturers or assemblers, strategic initiative investment income tax refund, 135.270

Neighborhood assistance, business firms, 32.115 New or expanded business, credit vesting, waiver, applicable, when, 135.115

New or expanding businesses, insurance companies, certain exceptions, 135.225

Principal dwellings, tax credit for renovations for disability access, sunset date, 135.562

Property tax, elderly persons (circuit breaker),

formula, how computed, 135.030

Qualified beef tax credit, 135.679

Qualified equity investment tax credit, 135.680

## Qualified investments in Missouri small businesses, community banks and community development corporations

Balance unused of tax credit, director to issue a new certificate for, 135.426

#### Certificate

Defined, 135,400

Evidence of investment, sale or transfer, 135,403

Procedure to request, 135.420

Community bank, defined, 135.400

Community development corporation, defined, 135.400

#### TAXATION - cont'd

## 2. General Provisions — cont'd

Credits - cont'd

## Qualified investments in Missouri small businesses, community banks and community development corporations - cont'd

Community development fund, creation, administration, expenditures, 135.401

Definitions, 135.400

Department, defined, 135.400

Director of department of economic

development, duties, 135.420, 135.426

Director, defined, 135.400

## Distressed communities

Amount of investment eligible for tax credit,

Maximum and minimum tax credit not to apply, when, 135.405

Qualified Missouri business, defined, 135.503 Tax liability, certificate may satisfy, when, 135.403

Eligible business to receive in investments qualified for tax credit, 135.414

Five-year investment required, violation tax credit, repayment, 135.411

Ineligible persons or entities to receive tax credit, 135.414

## Investment

Defined, 135.400

Remaining in business for five years to qualify, violation, effect, 135.411

Requirements to be eligible for tax credit, small business, 135,408

Investor, defined, 135.400

Limitation on aggregate investment eligible for tax credit, 135.403

Maximum tax credit, 135.405

Minimum tax credit, 135.405

Missouri small business, defined, 135.400

Penalties and procedural matters, how determined, 135.429

Percentage of investment in small business required to be used in Missouri, 135.416

Primary employment, defined, 135.400

Principal owners, defined, 135.400

Project, defined, 135.400

Purposes authorized for investment in a small business, 135.408

Reporting requirements, annual, 320.092

Revocation of tax credit, grounds, procedure,

State tax liability, defined, 135.400

Target area, defined, 135.400

Tax credit accountability act of 2004, 135.800 to 135.830

Violations, 135.411, 135.423

Residential treatment agency tax credit, 135.1150 Revenue-producing enterprises ineligible for certain tax benefits, time period of exemptions, 135.286

#### 2. General Provisions — cont'd

#### Credits — cont'd

Revenue-producing enterprises, limitation on receiving incentives, 135.155

S corporations, resident shareholders, out-of-state banks, reciprocity, when, 143.081

Sale, transfer, allowed when, conditions, 135.363 Shelters for victims of domestic violence tax credit, 135.550

Small business incubator program, tax credit, 620.495

Small businesses, payment of guaranty fees for certain government programs, 135.766

Strategic initiative investment income tax refund, manufacturers or assemblers, motor vehicles, 135.270

#### Tax credit accountability act of 2004

Additional application information required, 135.802

Additional information reported annually to administering agency, 135.805

Definitions, 135.800

Employment of unauthorized alien, effect of, 135.815

Failure to report, penalties, notice, change of address, 135.810

Provisions in addition to existing requirements, 135.830

Tracking system required, exception, 135.825 Verification of applicant's tax payment status, when, delinquency, 135.815

Tax credit or deduction, farming corporation not to receive, when, 350.040

Transfer, sale allowed when, conditions, 135.363 Vesting of credit for new or expanded business facility, waiver, applicable, when, 135.115

Water storage for dry fire hydrants, amount, requirements, application procedure, expiration, reporting, 320.092, 320.093

Wine and grape producers, 135.700

Wood energy producers' tax credit, 135.313 Decedents' estates, classification and payment of claim, 473.397

## **Deductions**

Bring Jobs Home Act, income tax deduction for increasing full-time Missouri employees, 143.1100

Health care sharing ministry, 143.118 Health insurance costs, income tax deduction for self-employed, 143.113

Self-employed, income tax deduction for health insurance costs, 143.113

## Transportation facilities deductions

Cargo shipped by international trade facility, amount, 143.2110

Cargo shipped by water or air, amount, 143.2105

#### TAXATION — cont'd

## 2. General Provisions — cont'd

## Deductions — cont'd

## Transportation facilities deductions - cont'd

International trade facility cargo volume increases or capital investments, amount, 143.2115

Report by department of economic development on deductions for transportation facilities, 143.2100

Definitions, property classifications, 137.010

## **Delinquencies**

Attorney general and prosecuting attorneys to assist, collection fee, deposit, distribution, 136.150

Contracts with attorneys and collection agencies, 140.850

Office of administration to transfer funds due vendors, when, notice, hearing procedure, effect of failure to request hearing, 140.855

## Delinquencies, state taxes

Fair debt collections practices act applicable, 136.303

Innocent spouse relief accorded, when, 136.303 Department reports, estimate of tax credits and deductions, submitted to general assembly, when, 32.282

Depreciation of tangible personal property, standardized schedules to be used, 137.122

Depreciation schedules for broadcasting equipment, effect on property tax valuation, 137.078

Distressed Communities see subheading Credits Dogs, rate, 273.060

Dry-cleaning statutes and regulations, funds received not to be construed as total state revenue, 260.920

Earnings tax, see KANSAS CITY; ST. LOUIS CITY

Earnings tax, St. Louis city, 92.111, 92.112 Economic development sales tax (Poplar Bluff), 94.1012

Economic development sales tax, Kirksville, 94.1008

Electronic filing and payment of state taxes on internet, implementation required, 32.300

Electronic notification permitted, when, 32.400 Employment of illegal aliens, tax credits and

abatements denied, crime, penalty, appeal, 285.025

Energy consumption, tax on, imposed by political subdivision, 393.302

Enterprise creation, Missouri New Enterprise Creation Act, 620.635 to 620.653

## Enterprise zone

Megaprojects, tax credits authorized, eligibility, issuance of credits, when, department of economic development duties, binding contract required, when, 135.968

Enterprise zone, federal empowerment zone, enterprise community, deemed state enterprise zone, 135.247

#### 2. General Provisions — cont'd

Estate tax, see ESTATE TAX

## **Exemptions**

Abandoned property, redevelopment projects, exemptions, conditions, criteria, 447.708

ABLE program assets, 209.625

Agricultural crops from manufacturers tax, when, 92.040, 150.310

Agricultural crops from merchants tax, when, 92.040, 150.040

#### Aircraft

Applying agricultural chemicals to be considered farm machinery and exempt from sales and use taxes. 144.047

Interstate transportation, jet fuel, expires when, 144.805

Tangible personal property used in interstate transportation, expires when, 144.807

Airport county authority property, 305.333

Amusement and vending machines or parts for, sales and use tax, when, 144.518

## Aviation jet fuel

Sale, storage, use or consumption, 144.809 Used in interstate aircraft, expires when, 144.805

Board, defined, 177.088

Board's powers, 177.088

Broadcasting materials and equipment, 144.054 Building bonds of first class counties, 49.535

Bullion and investment coins, 144.815

Coins, investment and bullion, 144.815

Community college, facilities and equipment, bonds and notes, exception, 177.088

Corporation franchise tax, exemption from, 147.010

Development finance corporations, income, 371.220; interest paid by, 371.210

Educational institution, defined, 177.088

Educational institutions, state, facilities and equipment, bonds and notes, exceptions, 177.088

Employees of state retirement benefits, 104.540

## Enterprise zone

Boundaries, expansion of, 135.230

## **Enhanced enterprise zones**

Board required, membership, qualifications, terms, role, 135.957

Criteria, 135.953

Definitions, 135.950

Existing zones eligible for additional benefits, when, 135.973

Hearing and ordinance required, contents, 135.960

Improvements exempt, when, procedure, 135.963

Rulemaking authority, 135.970

Tax credit authorized, prohibition, limitation, calculation, procedure, 135.967

Income tax for business, amount, period allowed, 135.220

#### TAXATION — cont'd

#### 2. General Provisions — cont'd

## Exemptions — cont'd

## Enterprise zone — cont'd

Period for which granted, petition for additional period, requirements, 135.230

Real property improvements, period authorized, 135.215

Residential facilities, tax credit, 135.220

Environmental improvement authority bonds, 260.075

Firemen's retirement benefits, St. Louis city, 87.365

Food stamps, purchases with, 144.037

Health and educational facilities authority bonds,

Missouri college savings, bonds, 360.046

Health care plan, state employees and political

subdivision, plan's assets, 103.070

Higher education loan authority bonds, 173.440 Higher education loan authority, income,

property, 173.415

Highway patrol, state, retiree serving as consultant, compensation, 104.260

Homesteading program, urban, bond issue, income. 99.907

Hospitals, certain hospitals and projects of industrial development, corporation, 349.090

Income tax for new business facility, amount, period allowed, 135.220

Income tax, 8.420

Industrial development board, bond issues and notes, exceptions, 100.275

Industrial development corporation projects, when, 349.090

Industrial development corporation, bonds, notes, exceptions, 349.090

Insurance companies, Missouri mutual and extended mutual companies, income tax, 143.441 Invalid due to court ruling, effect, 143.997, 144.220

Joint audit by state and political subdivision, when, 32.075

Joint municipal utility commission, bond issues, 393.740

Land held by land trust, 141.800

Materials and utilities used in producing products,

Missouri college savings bonds, health and educational facilities authority, 360.046

Motor vehicles and trailers, certificate of ownership, transfer on death, beneficiary form, sales and use tax, 301.684

Not for profit health services corporations, 354.130

Nursing home bonds, income tax, 205.372

Office building, state, construction, bond issues, cap on amount, income tax, 8.420

Outboard motors and vessels, certificates of title, transfers on death, beneficiary form, sales and use tax, 301.684

#### 2. General Provisions — cont'd

#### Exemptions — cont'd

Personal property in-transit, or consigned to warehouse, in-transit, 137.900 to 137.960

Personal property, when, 137.100

Police retirement benefits and funds, 86.190, 86.353, 86.1040

Political subdivision sales and leases, 144.054 Political subdivisions authorized by cooperative agreement, costs, 32.075

Political subdivisions, 70.695

Property tax credit, table, 135.030

Property tax refund, increase in rate found improper, no interest, 137.073

Property taxes, 137.100

Purchases made by certain contractors, 144.054

Railroad infrastructure, 144.054

Relief, tax credit, see (CH. 135)

Residential units, improvements, repairs, deferred assessment, when, 137.112 to 137.114

## Retirement

Benefits, transportation department, highway patrol, 104.250

Systems, political subdivisions, 70.755

Returns, confidentiality, exceptions, violation, penalty, 32.057

Revenue-producing enterprises ineligible for certain tax benefits, time period of exemptions, 135.286

Rules and regulations, authority, 32.075

## Rural empowerment zones

Definitions, 135.900

Expiration, 135.909

Income exempt from taxation, when, 135.906 Qualification requirements, limitation, 135.903

## Sales tax

Aircraft used for applying agricultural chemicals to be considered farm machinery and exempt from sales and use taxes, 144.047

Clothing, personal computers, and school supplies, when, 144.049

Court reporter's work transferred as transcript depositions, computer disks are nontaxable service. 144.045

Depositions, transcripts, computer disks of a court reporter, a nontaxable service, 144.045 Donated tangible personal property, when, 144.817

Farm machinery even if attached to a vehicle or real property, 144.045

General exemptions listed, 144.030

Participants in events, when, 144.030

Prescription drugs, orthopedic, prosthetic devices, 144.030

School districts, facilities and equipment, bond and notes, exception, 177.088

Sheriffs' retirement fund and benefits, 57.988 Short-term rentals deemed inventory, exempt from ad valorem taxes, 137.018

#### TAXATION — cont'd

#### 2. General Provisions — cont'd

## Exemptions — cont'd

Social Security benefits, 143.125

Sports complex and convention regional

authority, St. Louis, bond issues, 67.653

State colleges, facilities and equipment, bonds and notes, exceptions, 177.088

State park building facilities, bond issues, interest,

253.260
Toy and it account shility act of 2004, 135, 800 to

Tax credit accountability act of 2004, 135.800 to 135.830

Taxpayer's audit, limitations, 32.075

Teachers' and school employees' retirement

systems, benefits exempt, 169.587

Textile facilities, commercial or industrial laundry materials, goods, and energy, 144.054

Transportation, department of, retirement

benefits, exemption, 104.250

Transportation, public-private partnership, 144.054

Universities, state, facilities and equipment, bonds and notes of not for profit corporations, exceptions, 177,088

University of Missouri, real property in research development and office park projects, exception, property used for recreational purposes, 172.273

Urban homesteading program, deferral or abatement of tax, 99.986

Urban redevelopment corporations, 353.110

Use tax, 144.030, 144.615

Vending and amusement machines or parts for, sales and use tax, when, 144.518

Vessels documented by U.S. Coast Guard, 306.016

Watercraft in lieu of payment of sales tax, requirements, amounts, 306.016

Women, infants and children program, food supplement, purchases with vouchers, 144.038

## Wood energy producers

Application, content, filed where, 135.311 Assignment of credit, procedure, 135.309 Credit amount, eligibility, 135.305 Definitions, 135.300

Effective, when, 135.311

Exhibition Center and Recreational Facilities District Act, creation, tax, powers, procedures, 67.2000

Expenses of litigation, certain cases, allowed when, 136.315

Express companies (CH. 153), see EXPRESS COMPANIES

Extension of taxes, procedure, 137.235

Family development account program, exemptions, credits, maximum, 208.770

Farm dwellings and five acres surrounding classification, 137.016

Farmers' cooperative credit associations, 148.540 Federal tax lien registration act, 14.010 to 14.050

#### 2. General Provisions — cont'd

#### Forest croplands

Classification, 137.016

Privately owned, relief from, 254.080

State-owned property exempt from certain taxes, when, 254.075

Forest lands, tax on minerals, how assessed, 254.190

Fraternal benefit societies, exemption, 378.624 Fraternity and sorority, real property, colleges, how assessed, 137.098

Golf courses, classification, 137.016

Grain and other agricultural crops in an

unmanufactured condition, defined, property tax, 137.010

#### **Homestead Preservation Act**

Application process, 137.106

Assessor's duties, 137.106

Contingent effective date, 137.106

Credit receipt, procedure, 137.106

Death, effect of, 137.106

Rulemaking authority, 137.106

Sunset provision, 137.106

Tax liability, calculation, 137.106

Hospitals, first class charter county, 205.210

Hotels and motels, county transient guest tax to promote tourism, 67.1016

Hotels and motels, transient guest tax to fund exposition and community center (Marshall), 67.1015

Hotels and motels, transient guest tax to fund promotion of tourism (certain cities and counties), 67.1360, 67.1362, 67.1364

Hotels and Motels, transient guest tax to fund promotion of tourism (including Independence), 67.1366

Hotels and motels, transient guest tax to promote tourism, Buchanan County and St. Joseph, 67.1361 Hydroelectric power generating equipment, defined,

137.010 Illegal, collecting, 576.040

Income tax (CH. 143), see INCOME TAX Indebtedness offset agreements with federal

government, when, 32.385

Indebtedness, tax to retire in counties, 108.030,

Independent living facility for the elderly, defined, 137.016

Industrial development corporation, bonds, notes, exemption, 349.090

Industrial development corporation, exemption, corporation franchise tax, 147.010

Inheritance tax (CH. 145), see ESTATE TAX

#### **Insurance companies**

Exemption, corporation franchise tax, 147.010 See also INSURANCE COMPANIES

Stipulated premium plan company, foreign, gross premium, 377.430

Intangible personal property, defined, 137.010

#### TAXATION - cont'd

#### 2. General Provisions — cont'd

Intangible tax fund, how distributed, 144.065 Interest on bonds, levy and collection of tax to pay, 108.270

Interest rate for certain taxes, director of revenue, duties, 32.065

Itinerant vendors (CH. 150), see ITINERANT VENDORS

Joint municipal utility commissions, 393.740

Kansas and Missouri regional investment district compact, sales tax, 70.515, 70.535

Kansas City area transportation authority, property exempt, 238.040

Kirksville, economic development sales tax, 94.1008

Land Reutilization Law, see ST. LOUIS CITY Law enforcement services tax levy (Jackson County), 66.265

Leases, personal property, liquidation of damages, diminution of anticipated tax benefits, 400.2A-504

Letter of intent, required when, credit for new or expanded business facility and enterprise zones, 135.110, 135.258

Letter rulings issued regarding tax credit program, 135.682

#### Libraries

Cities, levy and collection, 182.140

Districts, consolidated public, 182.610, 182.650, 182.660

Districts, municipal, rate, 182.490

First class charter counties double taxation eliminated, 182.130

#### Library district tax, county

Building, 182.100

City property, subject, when, 182.030

Dissolution, 182.015

Increase of tax levy, procedure, ballot form, collection, 182.020

Levy and collection, 182.010, 182.015, 182.020 Reconsidered, 182.020

Revenue, paid over to district monthly, 182.020, 182.100

## Library subdistrict tax, county (Branch Library)

County commission, powers and duties,

Levy and collection, 182.015

Voter approval by subdistrict, required, 182.015

Purposes, double taxation eliminated, 182.480, 182.500

Urban public library district, 182.715

Licenses, municipal, timely payment, when, 71.625 Limited liability companies, classification and treatment, 347.187

Liquor tax, 311.550, 311.553

Liquor tax, failure to pay penalty, amount, interest, 311.553

Lists, refusal to give, penalty, 576.060

#### 2. General Provisions — cont'd

Litigation expenses, certain cases, allowed when, 136.315

Loan eligibility determination, administrative appeal, deadline, notice, filing, procedure, 621.052 Lottery, see LOTTERY, STATE

## Manufacturers

Distribution of replacement revenues, procedure, 139.600

Exemption of personal property, when, 139.600 Replacement of lost revenues, 139.600

Manufacturers (CH. 150), see also

MANUFACTURERS' LICENSES AND TAX

Marshall, transient guest tax for exposition and community center, 67.1015

Mental health services, community, 205.979, 205.980

## Merchants

Distribution of replacement revenues, procedure, 139.600

Exemption of personal property, when, 139.600 Replacement of lost revenues, 139.600

Merchants, license and tax (CH. 150), see also MERCHANTS

Military service, exemption from requirements, 41.950

Mineral rights, 259.220

## Missouri Downtown and Rural Economic Stimulus Act

## **Downtown Economic Stimulus Act**

Adoption of authorizing ordinance, procedure, hearing, notice, 99.951

Board of commissioners, how appointed, terms, vacancies, 99.924

Calculation basis of taxes, tax increments, and revenues for out-of-state business, 99.919

Contracts with the authority, procedure, actions challenging validity of authority restricted, when, 99.930

Creation authorized, powers, restrictions, duties, board members, 99.921

Debt service levies computed, requirements, 99.968

Definitions, 99.918; contingent effective date, 135.204

Development areas within more than one municipality, permission required, 99.945

Development financing adoption procedure, county assessor's duties, division of certain revenues, deposit of funds, 99.957

Development financing terminated, when, procedure, 99.965

Development plan required, elements, procedure for adoption, 99.942

Development plan status report required, elements, penalty for failure to file, 99.980

Development project costs financing requirements, obligations, restrictions on retiring or refinancing debt, 99.954

#### TAXATION — cont'd

#### 2. General Provisions — cont'd

## Missouri Downtown and Rural Economic Stimulus Act — cont'd

## Downtown Economic Stimulus Act — cont'd

Disadvantaged business enterprise program to be implemented (Kansas City, St. Louis, St. Louis County), 99.933

Disposal of real property, procedure, 99.936 Endowment at Carnegie Research I university included in development plan, requirements, 99.958

Fund established for community development corporations, administration, revenue source, uses of revenues, 99.939

Levies upon taxable real property in such development area by taxing districts, defined, 99.957, 99.1042

Limitations on approval of applications, requirements, 99.975

Powers of the authority, interest in property disclosed, when, 99.933

Powers of the board, internal organization, expenses compensated, removal, 99.927

Powers of the municipality creating an authority, requirements, 99.948

Project costs to be approved, application contents and time limit, disbursement amount limits, 99.960

Public statement and hearing required, when, 99.980

State supplemental downtown development fund, how funded and administered, limits and uses of revenues, 99.963

Law, how cited, restrictions on funding purposes, 99.915

## **Rural Economic Stimulus Act**

Adoption of authorizing ordinance, procedure, hearing, notice, 99.1036

Board of commissioners, how appointed, terms, vacancies, 99.1009

Contracts with the authority, procedure, actions challenging validity of authority restricted, when, 99.1015

Creation authorized, restrictions, findings, 99.1006

Debt service levies computed, requirements, 99.1054

Definitions, 99.1000

Development areas within more than one municipality, permission required, 99.1030 Development financing adoption procedure, county assessor's duties, division of certain revenues, deposit of funds, 99.1042

Development financing terminated, when, procedure, 99.1051

Development plan required, elements, procedure for adoption, 99.1027

Development plan status report required, elements, penalty for failure to file, 99.1060

### 2. General Provisions — cont'd

## Missouri Downtown and Rural Economic Stimulus Act — cont'd

#### Rural Economic Stimulus Act — cont'd

Development project costs financing requirements, obligations, restrictions on retiring or refinancing debt, 99.1039

Disposal of real property, procedure, 99.1021 Endowment at Carnegie Research I university included in development plan, requirements,

Levies upon taxable real property in such development area by taxing districts, defined, 99.957, 99.1042

Powers of the authority, interest in property disclosed, when, 99.1018

Powers of the board, internal organization, expenses compensated, removal, 99.1012

Powers of the municipality creating an authority, requirements, 99.1033

Project costs to be approved, application contents and time limit, disbursement amount limits. 99.1045

Public statement and hearing required, when, 99.1060

State supplemental rural development fund, how funded and administered, limits and uses of revenues, 99.1048

## Mobile telecommunications service

Error correction, 144.190

Refund or credit, 144.190

Sales tax compliance with federal law, 32.087, 144.013

Time, review of records, 144.190

## Motor fuel tax

Administration, costs of, percentage retained by supplier, 142.863

Administrative hearing commission, review of license revocation, 142.905

Alternative fuel decals, fees, exemption from licensing and reporting, 142.869

Audits, 142.944

## Bond

Cash, certificate of deposit or irrevocable letter of credit in lieu of bond, 142.881

Distributor, 142.896

Operator, 142.887

Requirements, generally, 142.881

Supplier, 142.884

Terminal operator, 142.887

Transporter, 142.890

Trust fund, motor fuel bond trust fund, pool bond, purpose, 142.896

Collection, precollection or payment, liability, 142.833, 142.836

## Consumers

Liability for payment, when, 142.866, 142.908 Remittance, when, 142.908

#### TAXATION — cont'd

#### 2. General Provisions — cont'd

## Motor fuel tax — cont'd

#### Consumers — cont'd

Costs of administration retained by supplier, 142 860

Counties, certain counties to file statements with director, unclaimed refunds, 142.827

Credit, suppliers eligibility for, 142.857

Decal fee, alternative fuel, in lieu of tax, 142.869

Definitions, 142.800

#### Distributor

Bond, 142.896

Defined, 142.800

Diverting fuel, liability, 142.872

Election, timing of remittance, 142.848,

142.851

License, 142.893

Marinas and watercraft, sales to or for, duty to provide invoice, 142.827

Undyed fuel, duties, 142.929

Diversion of fuel from intended destination,

liability, 142.872

Diverted shipment, relief, rulemaking authority, 142.917

### **Dved fuel**

Defined, 142.800

Notice of, 142.926, 142.935

Penalty for violation of notice requirement, 142.926

Unlawful use, penalties, 142.932

Electronic fund transfer, remittance by, 142.860

Enforcement authority, 142.950

Evasion of tax, exceptions, penalty, 142.923

Excise tax on unaccounted for fuel losses, when, liability, 142.812

## **Exemptions**

Federal government, procedure for claiming, 142.818

Kerosene, procedure for claiming, 142.815

Nonhighway use, 142.815

Public services exemption, 142.817

Watercraft use, 142.815

## Fees

Alternative fuel decal, 142.869

Interstate motor fuel user license, 142.830

Single trip permit, 142.830

Final report, 142.875

Forms, director to prescribe, 142.900

Fund, motor fuel bond trust fund, created,

purpose, 142.896

Highway patrol, enforcement duties, 142.950

Highways and transportation commission, duty to

file statements with director, 142.827

Historic vehicles powered by alternative fuel

exempt from tax, 142.869

Imposition of tax, 142.803

Information required, director to determine, 142.900

Inspections, requirements, limitations, 142.941

## 2. General Provisions — cont'd

#### Motor fuel tax - cont'd

Interest on refunds not promptly paid, 142.824 Interstate motor fuel user, license required, when, 142.830

Investigations, director authorized, 142.951 Levied, when, measurement of fuel, 142.809

#### Liability

Consumers, when not precollected, 142.866, 142.908

Distributor diverting fuel, 142.872

Joint and several, 142.845, 142.866, 142.911,

142.914, 142.932

Joint, 142.920

Terminal operator, for tax, when, 142.845

Ultimate vendor, 142.866

Unpaid tax, 142.833

#### License

Application, form, grounds for refusal,

fingerprints, 142.878

Director's duties, 142.899

Display of license required, 142.899

Distributor license, required when, 142.893

Fingerprints may be required, when, 142.878

Nontransferable, 142.899

Notice to director, 142.899

Operator, bond, reports, 142.887

Penalties, 142.905

Permissive supplier, 142.884

Records, requirement to keep, 142.899

Review of revocation, 142.905

Revocation, review, penalties, 142.905

Sale or transfer of business, duties, notice, 142.899

Successor to licensee, duties, 142.899

Supplier, 142.884

Surrender, 142.899

Terminal operator, bond, reports, 142.887

Transfer or sale of a business, duty of licensee, final report, 142.875

Transporter, requirements, bond, reports, 142.890

Liens, filing, priority, satisfaction, 142.947

Marina, sales to, duties of distributors, invoice contents, unclaimed refunds, 142.827

Measurements, how tax determined, 142.809 Notice of exempt use on shipping document,

## 142.926 **Operator**

Bond, 142.887

Liability for tax, 142.845

License, 142.887

## **Penalties**

Alternative fuel decal, failure to have, 142.869 Audit, refusal to allow, civil penalty, 142.944

Dyed fuel, alteration of, 142.932

Evasion, 142.923

Failure to collect tax, 142.905

#### TAXATION — cont'd

#### 2. General Provisions — cont'd

## Motor fuel tax — cont'd

#### Penalties — cont'd

Failure to timely file consumer report when tax not precollected, 142.908

## Impoundment and seizure

Evasion, 142.923

Improper shipping documents, 142.914

Inspections, refusal to allow, 142.944

License, failure to obtain, 142.905

Notice of exempt use on shipping documents, lack of, 142.926

Operation of vehicle with dyed fuel, exceptions,

Records, failure to keep, civil penalty, 142.905 Return, failure to file or falsifying, civil penalty, 142.905

Shipping documents, falsifying, 142.911, 142.914

Undyed fuel, failure to satisfy conditions for undyed fuel prior to moving fuel on highways, 142.929

Violation of any provision of chapter 142, 142,909

#### Precollection

Authority, 142.803

Distributor, 142.836

Importer, unlicensed, 142.836

Reports, forms, 142.884

## Supplier

Duty to precollect, blanket election, 142.839

Not subject to penalty, corrections due to

diversion of fuel, 142.872

Remittal by person removing fuel through, 142.842

Presumption of highway use, 142.806

Rate of tax, 142.803

Refund claims for nonhighway use, information

required, interest, 142.824

Remittance, distributor's election on timing,

142.848, 142.851

#### Reports

Filing dates, how determined, 142.902

Final report, transfer or sale of business,

142.875

Forms, 142.884

Terminal operators, 142.887

Transporters, monthly report, 142.890

Rulemaking authority, procedures, 142.917, 142.953

Shippers, reliance on, 142.920

## Shipping documents

Generally, 142.911

Incorrect information on, relief, rulemaking

authority, 142.917

Penalties, 142.911

Tamper resistant standards, 142.938

Single trip permit, issued when, fee, 142.830

#### 2. General Provisions — cont'd

## Motor fuel tax — cont'd

## Supplier

Bond for financial responsibility, required, when, 142.884

Costs of administration, percentage of tax retained, 142.863

Credit, eligibility for, 142.857

Election to treat all removals as removals across the rack from a terminal in this state, 142.839

Fiduciary duty to remit taxes paid, role as

trustee, 142.854

License, 142.884

Permissive supplier's license, 142.884

Reliance on, 142.920

Remittal of tax, duty, eligibility for credit,

142.854, 142.857

Tax levied, when, 142.809

#### Transfer or sale of business

Final report, duties, 142.875

Notice, duties of seller, 142.899

Successor liability, 142.899

#### **Transporter**

Bond, 142,890

Duties, 142.914

License, 142.890

Penalties, 142.914

Reliance on, 142.920

Undyed fuel, duties, 142.929

Trust fund, motor fuel bond trust fund, pool bond, 142.896

Unclaimed refunds, payments to counties, authorized expenditures, 142.827

Undyed fuel, duties of distributor and transporter, 142.929

Watercraft, sales for use in, distributor's duty to provide invoice, 142.827

Motor fuel use tax (CH. 142), see MOTOR FUEL USE TAX

Motor vehicle dealers tax, see MOTOR VEHICLE DEALERS TAX

Motor vehicle fuel tax (CH. 142), see MOTOR VEHICLE FUEL TAX

Motor vehicle use tax, see SALES TAX

Municipal Land Reutilization Law, see ST. LOUIS

CITY, subheading, Land Reutilization Law

Municipal licenses, timely payment, when, 71.625

Municipal taxes, persons disqualified from being a candidate for municipal office if unpaid, 71.005

Museum tax, Kansas City, 92.035

Natural disaster, assessment reduction, when, effects, 137.082

New enterprise, Missouri new enterprise creation act, 620.635 to 620.653

Newly constructed property, assessed upon occupancy, county option, procedure, effects, 137.082

Not for profit health services corporations, exemption from certain taxes, 354.130

#### TAXATION - cont'd

#### 2. General Provisions — cont'd

Noxious weed control area, special tax authorized, 263.462

Noxious weeds control areas, expenses, special tax, lien, 263.456

Noxious weeds, control, special tax, how collected, 263.200

Officer, violation of or failure to enforce laws, penalty, 139.300

Operating levy adjustment, authorized when, 137 016

Parking ticket bills added to personal property tax bill, effect, 137.298

#### **Payment**

Automatic bank or electronic transfers, payment by, 139.055

Checks, cashiers or certified money order required, when, 139.235

Credit card, payment by, authorized, when, 139.055

Director required to implement online system for, 32.300

Medium of exchange, 139.040

Passing bad checks, penalty, 139.235

### Property tax payment by installment

Counties, all authorized may adopt, 139.052 Counties, all but township, may adopt, when, 139.053

Delinquent taxes, interest rate, 139.052

Estimate, how determined, payment of excess, 139.053

Financial institutions, no installment payments allowed, when, 139.053

Financial institutions, real property taxes, installment payment not applicable, 139.052 Interest rate, upon failure to make installment

payment, 139.053 Ordinance to adopt, 139.052, 139.053

Payment not to affect, protest by taxpayer, 139.052

Protesting taxpayer, payment not to affect, 139.052

Receipt to be furnished by county, 139.052

Refusal to accept check, department of revenue, county collector, or treasurer ex officio collector, when, 139.235

Payment, timely, municipal licenses, 71.625

Payments in lieu of, agreements with United States, 70.120 to 70.200

Peddlers, see PEDDLERS

Penalties and interest on delinquencies, applicable to municipal corporations, 71.625

Percentage of ad valorem property tax to be deposited, additional amounts, disallowed, when, 137.720

#### Personal property

Automatic bank or electronic transfers, payment by, 139.055

137.122

## 2. General Provisions — cont'd

## Personal property — cont'd

Credit card, payment by, authorized, when, 139.055

Delinquency, application of payments, 144.110 Depreciation, standardized schedules to be used,

Exempt, when, 137.100

Increase in valuation, how calculated, 137.073 Installment payments to county, when, estimates, interest, 139.053

Rate if no levy imposed for the year, 278.250 Subclasses of, 137.074

Poplar Bluff, economic development sales tax, 94.1012

Private car companies, subject to assessment, 137.022

Private car tax (CH. 152), see also PRIVATE (RAILROAD) CAR TAX

## **Property**

Classification, 137.015, 137.016, Art. X, Sec. 4(a) Liable for taxes, when, 137.075

Parking ticket bills added to personal property tax bill, effect, 137,298

Valuations, records of, how maintained, 137.073 Vehicle-related fines and fees, city/county agreements to add to personal property tax bill, 137.298

## Property tax

Automatic bank or electronic transfers, payment by, 139.055

Credit card, payment by, authorized, when, 139.055

Credit, allowable, when, 135.030

Credit, table, 135.030

New construction and improvements, value, computation, 137.073

Payment by installments, 139.052, 139.053

Payment by installments, 139.053

Payment under protest, 137.082

Refund, increase in rate found improper, no interest, 137.073

Relief from, see INCOME TAX

Roll back, when, procedure, 137.073

Tax credit accountability act of 2004, 135.800 to 135.830

Psychologists, licensed, local governments may not tax, 337.070

Public county health centers, 205.010

Public safety sales tax, ballot, use of proceeds, fund, requirements, certain cities, 94.900, 94.902

Public utilities (CH. 153), see PUBLIC UTILITIES Public utilities, reclassification of personal property to real property, taxes and costs recoverable, in service rates, when, 386.371

Railroads (CH. 151), see RAILROAD AND STREET RAILROAD COMPANIES TAX AND PRIVATE RAILROAD CAR TAX

Railroads, local property, 151.100 to 151.120

#### TAXATION — cont'd

## 2. General Provisions — cont'd

## Real property

Classification into subclasses, duties of assessor, 53.080

Defined, 137.010

Tax revenues shared with adjacent political subdivisions, 70.220

## Real property classification

Airport's vacant land, 137.016

Bed and breakfast inns, 137.016

Cooperative housing association, defined, 137.016

Farm dwelling units and five acres surrounding, 137.016

Forest croplands, 137.016

Golf courses, 137.016

Industrial, real property, 137.016

Railroad, real property, 137.016

Soil conservation, lands dedicated to, 137.016

Subclasses, defined, placement in proper subclass, 137.016

Two or more purposes for land use, how assessed, 137.016

Utility, real property, 137.016

Vacant land held for future uses, 137.016

Vacant land in connection with airport, 137.016

Recreational systems, lake authority, tax increment financing, 67.790

Refund of state taxes, procedure, 136.035

## Refund, excess revenue

Amended return, effect, 136.405

Annual returns, defined, 136.405

Certification duties of office of administration, 136.400

Constitutional mandate requiring refund by Constitutional Art. X, Sec. 14 to 16, 136.400

Excess funds refund as mandated by Article X of

the Missouri Constitution, 136.400, 640.078

Office of administration to certify excess revenue to be refunded, 136.400

Refund, setoff for unpaid health care services, 143.790

Regional jail district sales tax, 221.407

Regional jail districts exempt from state taxes, 221.425

Relief, tax credit, see (CH. 135)

Returns, confidentiality, exceptions, violations, penalty, 32.057

Returns, filing and payment, director required to implement online system for, 32.300

Road rock fund, tax, third and fourth class counties, 231.444

Roll back tax rate, property tax, when, procedure, 137.073

Sales tax (CH. 144), see SALES TAX; SALES TAX COUNTY

Sanitary drainage district tax, levy and collection, 248.120, 248.160

#### 2. General Provisions — cont'd

Savings and loan associations, see SAVINGS AND LOAN ASSOCIATIONS

Savings banks, taxed as savings and loans, 369.695 Setoff from income tax refund, see INCOME TAX Sewer district

Consolidated districts, taxes levied on property in original district, when, 249.1109

Levy and collection, 249.090

Penalty for nonpayment, 249.710, 249.720

# **Sewer subdistricts**

Ad valorem tax, 204.252

Levy and collection methods, 204.254

Sheltered workshops, county, St. Louis city, 205.971, 205.972

Short-term rentals deemed inventory, exempt from ad valorem taxes, 137.018

Shows, circuses and public exhibitions, 316.010 Shows, circuses, exhibits, amusement devices, counties, 316.040

Soil and water conservation watershed districts, 278.245, 278.250

Solid waste disposal, 260.215, 260.245

Special assessment, special business district,

Kansas City, rate, 71.800

Special purpose districts, dissolution procedure, 67.950

# Special road and bridge tax, county

Ballot, form, 137.570

Cities, refund to, first class counties, 137.580 Collection, 137.575

Disbursement, 137.555

Disbursement, county-arterial road system, 137.557, 137.558

Distribution in second class counties, 137.554; in first class counties without charter, 137.556

Duration of tax, limitation, 137.565

Election, petition, notice when held, 137.565

Fund to be separate, 137.560

Levy, amount, use, 137.555, 137.575

Storm water projects funded, when, 137.555

# Special road and bridge tax, township

Collection and custody, 137.595

Collection and disbursement, 137.585

Fund to be separate, 137.590

Levy, how, amount, 137.585

Use of funds, 137.595

financing projects, 67.1776

Special tax bills, sewer districts, 249.520, 249.580, 249.590, 249.610, 249.620, 249.630, 249.650

Special tax bills, venue, enforcement of lien on realty, 508.030

Special tax, common sewer districts, when levied, 204.450

St. Charles County community services for children, sales tax authorized, 67.1775; reimbursement for diversion to tax increment

St. Charles County transportation authority, property of, status for taxation, 238.408

#### TAXATION — cont'd

#### 2. General Provisions — cont'd

#### St. Louis city

Land Reutilization Law, see ST. LOUIS CITY May tax certain businesses, 92.045

St. Louis County, community comeback act, 144.757 to 144.761

State tax policy, study commission on, duties, 136.450

State-authorized tax credits, abatements, exemption, or loans, no conflict of interest, relationship with elected official or general assembly member, when, 105.1270

# Street railroads, see RAILROAD AND STREET RAILROAD COMPANIES TAX

Subsidy eligibility determination, administrative appeal, deadline, notice, filing, procedure, 621.052 Suspension, or stay order, on actions of director of revenue, effect, 136.255

Tangible personal property, defined, 137.010

#### Tax amnesty

# Abatement of sales and use taxes assessed

Requirement for taxpayer, 32.375 Review by administrative hearing commission, 32.375

Amnesty period, procedure, expiration date, 32 383

Detrimental reliance upon tax amnesty agreement by taxpayer, effect, applicability to certain sales tax only, 32.381

Director may compromise any tax, grounds, taxpayer requirements, statute of limitations tolled, procedures, 32.378

Tax anticipation notes, first class counties, issuance, when, form, 50.095

Tax commission, state, classification, 138.390; to furnish forms, 138.320

Tax compact, multistate, applicable to all state and local taxes, 32.210

Tax compact, multistate, Article VIII of compact in force, 32.205

#### Tax credit

Agricultural product utilization contributor tax credit, 348.430, expires when, 348.436

Documents and records relating to tax credits, closed records, 610.225

New generation cooperative or processing entity tax credit, prior to and after January 1, 2003, 348.432

Property allowable when, formula, 135.030 State programs, ineligibility based on conflict of interest, when, 135.803

Tax credit accountability act of 2004, 135.800 to 135.830

Tax credit for surviving spouses of public safety officers, 135.090

Tax expenditure budget, office of administration, content, submitted to general assembly, when, 33.282

#### 2. General Provisions — cont'd

Tax relief, real property tax increment allocation, see URBAN REDEVELOPMENT (CH. 99)

Tax relief, see Exemptions, this heading

Taxes, licenses, fees, division of collection, duties, 136,010

Taxpayer advocate, office of, establishment, duties, 37.650

Taxpayer, state tax credit programs, ineligibility based on conflict of interest, when, 135.803

# Taxpayers' rights

Advisory opinions, informal, taxpayer may obtain, 136.362

Appeal, notice of right to, made when, 136.365 Citation of law, 136.350

Department employees, audits, not basis of work performance, 136.352

Electronic transmission, adequate service on director when, 136.360

Employee delay, late return, no penalty, when, 136.370

Employee identification, provided to taxpayer, when, 136.380

#### Late return

136,360

Employee delay, no penalty, when, 136.370 Postal error, no penalty, when, 136.357

Postal error, late return, no penalty, 136.357 Service by electronic transmission, permitted,

Statement of rights, contents, director to compile, distribution, 136.355

Work performance, department employees, prohibited basis, 136.352

Teachers' and school employees' pensions, exempt from, state and local, 169.587

# Telecommunications business license tax

Audit authority, 92.086

Basis for tax, 92.086

Certain taxes prohibited, when, 92.080

Class action suits prohibited by cities and towns for enforcement or collection of, 71.675

Collection of tax, director of revenue, duties, 92.086

Definitions, 92.077

Existing ordinances not repealed, 92.083

Findings of general assembly, 92.089

Immunity for telecommunications companies, when, 92.089

Imposition of certain taxes, prohibited, when, 92.080

List of municipalities with business license tax ordinances to be published, 92.086

Nonseverability clause, 92.092; severability clause, 92.095

Ordinances, terms used in to have statutory meaning, when, 92.083

Review of revenue collected, 91.086 Rulemaking authority, 92.086

#### TAXATION — cont'd

#### 2. General Provisions — cont'd

# Telecommunications business license tax — cont'd

Severability clause, 92.095; nonseverability clause, 92.092

Title of law, 92.074

Timber cutting yield, forest croplands, tax rate, 254.170

Transportation development districts, allowed when, 238.232

Unemployment tax, see UNEMPLOYMENT COMPENSATION

#### **United States**

Land, right of state, 12.040

Revenue, collection (CH. 14)

Urban public library district, 182.715

Urban redevelopment corporations, relief, 100.570, 353.110

Use tax (CH. 144), see USE TAX

Vacant land held for certain use, classification, 137.016

Vehicle-related fines and fees, city/county agreements to add to personal property tax bill, 137.298

Water supply district, proceeds of sale of plant applied toward payment, 247.215

Wine, taxes on selling, expires when, 311.554

# 3. Assessment Of Property

Absence or sickness of owner, procedure, 137.125, 137.135

Abstract furnished city, reimbursement for, 137.400

# Agricultural and horticultural property

Assessment of, value, what considered, 137.021

Bed and breakfast inns, 137.016

Defined, 137.016

Land, how assessed, buildings, how assessed, 137.017

Natural disaster, decrease in value, effect, 137.021

Split off or separation, effect of, 137.021

Value of, state tax commission, duties, 137.021

Agricultural crops in unmanufactured condition, how assessed, 137.115

Agricultural field crops, assessed, how, 137.115

# Aircraft (Effective 1-1-93)

Aircraft twenty-five years old used solely noncommercial, rate, when, 137.115

Home built from kits, rate, when, 137.115

Aircraft, commercial, assessment, duties, 155.040 Aircraft, noncommercial and twenty-five years old, 137.115

Airline company property other than aircraft, 155.050, 155.060

Airports, connected vacant land, classification, 137.016

Alternative methods, adoption, 137.230

# 3. Assessment Of Property — cont'd Ambulance or fire protection districts

# Levy set based on incorrect information from

general reassessment, readjusted, requirements, exceptions for certain counties (Greene, Platte, Clay, St. Louis, St. Charles), 321.554

Operating levy set, adjustment, required when, exceptions for certain counties (Greene, Platte, Clay, St. Louis, St. Charles), 321.554

Repeal of tax, procedure, exception for certain counties (Greene, Platte, Clay, St. Louis, St. Charles), 321.556

Annual assessment made in odd years to control for two years, 137.115

Annual, date of, 137.080, 137.115

# Appeal from board of equalization

Assessor's testimony limitation, 138.060 Burden of proof on assessor for valuation, physical inspection (St. Charles, St. Louis, St. Louis City), 138.060

# Charter counties or St. Louis city

Assessor's testimony limitation cannot advocate higher rate than original assessment, charter counties or St. Louis city, 138.060

Burden of proof on assessor for valuation, physical inspection (St. Charles, St. Louis, St. Louis City), 138.060

Valuation, how determined, 138.060

Appeal, assessment of business personal property, state tax commission to provide taxing authority with total assessed valuation, 137.079

Appeals to board of equalization, 137.275 Appeals, how determined, 138.060

# Assessor

Accepting list without oath, penalty, 137.150 Annual assessment made in odd years to control for two years, 137.115

Classification not changed by filing subdivision plat with recorder, 137.119

Factors to be considered by assessor in valuation of property, 137.076

Filing of subdivision plat with recorder does not change classification or increase appraised value, exception, 137.119

Improvements, defined, 137.073

Income-based approach for assessment, 137.076 List, to make when, property included, 137.130 Omitted personal property to be taxed, time period included, 137.130

# Personal property

Forms, may send by mail, 137.115 Increase in valuation, how calculated, duties, 137.073

Omitted, addition to list, 137.130

Property valuations, record of, duties, 137.073 Tax-exempt properties, list to be compiled, report filed with tax commission, when, included in reassessment notice, 137.237

#### TAXATION — cont'd

# 3. Assessment Of Property - cont'd

#### Assessor — cont'd

Training program, failure to attend, penalty, certification, 53.255

# Assessor's books

Abstract, preparation, disposition, penalty, 137.245, 137.375

Additional volumes, furnishing, certifying, 137.240

Arrangement, 137.215, 137.225, 137.230 Assessor's book, changes, when, procedure,

137.083 Authentication, 137.290

Contents, 137.210

Correction and extension, when, penalty, 137.290

Electronic format authorized, 137.290

Extension of taxes, 137.235

Lost or destroyed, new assessment, 137.250

Notice, open for inspection, St. Louis city, 137.512

Preparation, 137.235

Return to county commission, verification, 137 245

Return, verification, first class counties, 137.375

Road district, identification, 137.215

School tax, number of district to be entered, 164.041

Township organization counties, 137.425

Banks, personal property, how taxed, 148.110

Blanks, who designs, who furnishes, 137.110

Building permit list furnished assessor, second class counties, when, 137.177

Business personal property, total assessed valuation to be provided to taxing authorities, 137.079

Charitable organizations, exemption from assessment, assessor's duties, 137.101

Classification not to be changed by filing

subdivision plat with recorder, exception, 137.119

Classification of property, defined, 137.010

College fraternity and sorority, real property, colleges, how assessed, 137.098

Community children's services fund, 210.860

Community improvement district act, 67.1401 to 67.1571

Complaints, county commission to hear, procedure, 137.270

Computer used to assess subclass one real property, St. Louis city and county, burden of proof, evidence, duty, 137.115

Condominium property units, 448.100

Corporations, where assessed, 137.095

# Counties, first class

Abstract of assessments, preparation, disposition, penalty, 137.375

Appeals, procedure, when, 137.385

Assessor's book, procedure when more than one volume, 137.380

Blanks, how designed, 137.335

Bookkeeping system, establishment of, 137.395

# 3. Assessment Of Property - cont'd

# Counties, first class — cont'd

Books, delivered to collector, when, 137.392 Books, returned to court, when, verification, 137.375

Estates, assessment, 137.350 False certification, penalty, 137.420 Land list, arrangement, contents, 137.415

Applicable, 137.325 Inapplicable, when, 137.405 Inconsistent, not to apply, 137.410

Filing, 137.360

Who files, when, exceptions, 137.340 Notice of increased valuation, 137.355 Oath, form, penalty for refusal, 137.360 Recorder, land list, duties, 137.415 Tax book, rate entered in, 137.390 Time of making, 137.335

# Counties, township organization

Supplies, who furnishes, 137.450

Abstracts of real property, 137.465 Assessor's book, how made, 137,445 Clerk to submit lists, contents, 137.465 Estimate of amount due, who makes, 137.470 Lists filed with clerk, 137.450 Procedure, 137.440 Real property, how, where made, 137.435 Rolls, delivery of, 137.475

Tax commission to instruct and advise, 137.480

Credit institutions, personal property, how taxed, 148.230

Death of owner, procedure, 137.125 Deferred assessment, residential units, improvements, repairs, 137.112, 137.113 Deferred assessment, residential units, improvements, repairs, when, property eligible for, procedure, 137.114 Depreciation of tangible personal property,

standardized schedules to be used, 137.122 Depreciation schedules for broadcasting equipment,

effect on property tax valuation, 137.078

Dispute in assessment, appeal, amount to be excluded from total assessed valuation for business personal property, 137.079

Double assessment, when, procedure, 137.285 Drainage district organized by county commission, petition for readjustment of assessment, 243.550 Drainage districts, 242.340, 242.500 Elderly persons, tax credit, see ELDERLY;

INCOME TAX

Erroneous, correction, 137.260, 137.270, 138.060 Estates, where assessed and taxed, 137.090

# Exemption

Abandoned property, redevelopment projects, exemptions, conditions, criteria, 447.708 Enterprise zone, certain real property, improvements, abatement ceases, when, 135.215

# TAXATION — cont'd

# 3. Assessment Of Property — cont'd

# Exemption — cont'd

Enterprise zone, period for which granted, petition for additional period, requirements, calculation formula, 135.230 Period for which granted, 135.230 Personal property in-transit or consigned to warehouse, in-transit, 137.900 to 137.960 Personal property, 137.100 Real property, 137.100 Revenue-producing enterprises ineligible for certain tax benefits, time period of exemptions, 135.286

Failure to Assess, subsequent assessments, 137.175 Complete on time, effect, 137.265 File list, penalty, exceptions, 137.280 Farm dwellings and five acres surrounding classification, 137.016 Farm machinery, assessed where, 137.090 Farm machinery, rate, effective when, 137.115 Forest croplands, classification, 137.016 Forest croplands, privately owned, rate, 254.090 Form, defects in, effect, presumption of validity, Fraternity and sorority, real property, colleges, how

assessed, 137.098

Fraudulent lists, procedure, penalty, 137.285 General reassessment, see Reassessment, general, this heading Golf courses, classification, 137.016

Government land, when taxable, 137.085 Improvements, defined, 137.073

Improvements, residential units, repairs, deferred assessment, property eligible for, procedure, 137.112 to 137.114

Independent living facility for the elderly, defined, 137.016

Informality not to invalidate collector's bond, 52.070

Informality not to invalidate, 137.265 Insurance companies, manner, 148.310 Irregularities and omissions, effect, 140.520 Land charged with own taxes, 137.170 Land list, arrangement, 137.215 Lands less than 1/16 section, procedure, 137.185; penalty, 137.190 Lien, when attaches, duration, 137.085

# Lists

Altering, 540.331 Assessor to make, when, property included, 137.130 Contents, 137.120 Duplicate to be made, when, 137.135 Examination and comparison, 137.210 Failure to file, penalty, exceptions, second notice,

duty of assessor before penalty, 137.280

Filing, 137.155

# 3. Assessment Of Property — cont'd

#### Lists — cont'd

First class counties, when and where filed, 137.340

Lost or destroyed, procedure, 137.250

Made, how and when, 137.115

No list available, duty of assessor, 137.130

Personal property, omitted, addition to list, 137 130

Physical inspection required, when, 137.130

Rental or leasing facilities, personal property lists, requirements, 137.092

Manufactured homes, classification, rate, 137.115 Mine property, 137.115

Mineral rights assessed separately, 259.220

Mobile homes, classification, rate, 137.115

#### Motor vehicles

Boats and trailers, revenue department to furnish list, 137.116

Historic, classification, rate, 137.115

Rate, how determined, 137.115

Name of owner, necessity, 137.170

Natural disaster, assessment reduction, when, effects, 137.082

Newly constructed property, assessed upon occupancy, county option, procedure, effects,

137.082 Nonresident, statement, how furnished, 139.060

#### Notice

Of increased valuation, 137.180

To owner, assessment imparts, 137.170

When and where left, 137.125

Oath, form, refusal, penalty, 137.155

Oath, who may administer, 137.150

Omissions, correction, 137.205

Omitted property, how assessed, 138.070

Payment under protest, 137.082

Penalty, failure to file list, exceptions, second notice, duty of assessor required before penalty, 137.280

Perjury, fraudulent lists, 137.285

# Personal property

Assessment book, contents, form, 137.230

Boat docks, floating, where assessed, 137.090

Classification, subclasses, 137.080

Depreciation, standardized schedules to be used, 137.122

Farm machinery, assessed where, 137.090

Forms, assessor may mail, 137.115

In-transit or consigned to warehouse situs, 137.900 to 137.960

List, arrangement, 137.215

Merchants and manufacturers, property of,

records regarding, how kept, 137.074

Rental or leasing facilities, personal property lists, requirements, 137.092

Tangible, where assessed, 137.090, 137.095

Tractors and trailers, apportionment, 137.090

#### TAXATION - cont'd

# 3. Assessment Of Property — cont'd

# Personal property — cont'd

Physical inspection of residential property required, when, procedure (St. Louis County), 137.115

#### Plate

Access to by assessor, 137.205

Court to procure, 137.195

Lost or destroyed, replacement, 137.200

St. Louis city assessor to make, when, 137.220

Political subdivisions, new, assessment effective when, 137.081

# Postponed assessment, dwelling units, improvements, repairs

Deferred maintenance, defined, 137.112

Dwelling units qualifying for postponement, 137.113

Postponed, when, property eligible, for, procedure, 137.114

Time limit for improvements to qualify, 137.113

Poultry, rate, 137.115

Private car companies, subject to assessment, 137.022

Projected tax levy required, 137.243

Property liable for taxes, when, 137.075

Public utilities, reclassification of personal property to real property, taxes and costs recoverable, in service rates, when, 386.371

Railroad private car tax, 137.1000 to 137.1030

Railroad private car taxation, valuation and

apportionment to be same for school districts, 137.985

Railroads, bridges in St. Louis city acquired by railroad companies, how assessed, 151.060

Rapid transit improvement, St. Louis city, provision for, 91.800, 91.810

 $Real\ estate\ book,\ contents,\ form,\ 137.225,\ 137.230$ 

Real estate transfer list furnished assessor, 137.117

# Real property

Annual assessment made in odd years to control for two years, 137.115

Assessment postponed, when, 137.114

Classification, 137.016

Fraternity and sorority colleges, how assessed, 137.072

Omitted, procedure, 137.160, 137.165

Rates per subclass, 137.115

Rates, tax commission to determine, formula, 137.115

Records regarding, contents, 137.074

# Real property classification

Agriculture and horticulture property, defined, 137.016

Operating levy adjustment, authorized when, 137.016

Residential property, defined, 137.016

# Reassessment, general

Definition, 137.073

General reassessment, defined, 137.073

# 3. Assessment Of Property - cont'd

# Reassessment, general - cont'd

School districts, certain districts, operational levy incorrectly based on, may be readjusted, requirements, 164.013

Reevaluation of real property, tax to pay for, 137.037

Renovation obsolete, properties assessment postponed, 137.114

Residential units, repairs, improvements, deferred assessment, 137.112 to 137.114

Rules and regulations, procedure to promulgate,

School and swamplands, when taxable, 137.085 St. Charles County transportation authority, property of, status for taxation, 238.408

#### St. Louis city

Abstract of books, 137.515

Assessor's books, preparation, completion, 137.510

Comptroller, duties, 137.525

Date of beginning and completing, 137.490

Double assessment, when, 137.505, 137.540

Errors, correction, who hears complaints, 137.525

Extension of tax book, procedure, 137.520

False returns, hearing, procedure, 137.540

False returns, penalty, 137.545

Forms, supplying, 137.500

Law supersedes city charter, 137.550

Law, what applicable, 137.485

Notice of increased valuation, 137.490

Notice, books open for inspection, 137.512

Omitted property, how assessed, notice, 138.150

Procedure, 137.490

Real estate transfers, assessor's duties, 137.535

# Returns

Failure to file, penalty, 137.505

Owners to file, when, contents, 137.495

Signing, penalty, 137.500

Tax bills, preparation, delivery, receipts, 137.520

St. Louis city and County subclass one real property, by computer, burden of proof on assessor, evidence, 137.115

St. Louis County, assessment to remain same, when, 138.135

Surveys and plats made, when, 137.185; penalty, 137.190

#### Tax book

Abstract, failure to make, penalty, 137.320

Abstract, preparation, disposition, 137.295

Clerk to correct, when, 137.260

Defective or illegal, 137.300

Delivered to collector, when, 137.290

Delivery to collector, first class counties, 137.392

Electronic format authorized, 137.290

Extension, authentication, penalty, 137.290

Supplemental, when and how made, 137.300; validity and force, 137.305

Tax commission, state, duties, 138.380

#### TAXATION — cont'd

# 3. Assessment Of Property - cont'd

Tax credit accountability act of 2004, 135.800 to 135.830

Township organization, counties, 137.425

Urban homesteading program, deferral or

abatement of tax, 99.986

Vacant land held for certain use, classification, 137.016

Validity, presumption of, 140.510

#### Valuation

Assessor increasing, procedure, 137.180

Improvements, defined, 137.073

Kept up, how, 138.400

New construction and improvements, value,

computation, 137.073

Personal property, increase in valuation, how

calculated, duties, 137.073

Railroads, bridges in St. Louis city acquired by

railroad companies, how assessed, 151.060

Record of, how maintained, 137.073

Revision of tax levy required when changes in

assessed valuation, 137.073

Tax ceiling increased for school districts and political subdivision by vote of governing body

if values decrease, 137.072

# 4. Equalization And Review Of Assessments

(a) Generally

Aircraft, commercial, assessment appeal, 155.040 Appeals, when and where filed, procedure, costs

and attorney's fees, when, 138.430

Assessment and equalization maintenance plan, 137.115

#### Assessment fund, county

Establishment of fund, 137.750

Payments by office of administration, procedure, 137.750

Reimbursement of costs, expenses, assessment and equalization maintenance plan, amount,

Community children's services fund, 210.860

# County board

when, 137.750

Annual meetings, time of, 138.010

Appeals to, procedure, 137.275

Appeals, how determined, 138.060

Auditor, second class counties, to be member,

Back tax books, examination, duties, 140.130

Board of equalization members, additional

qualifications, 138.011

Burden of proof on assessor for valuation, physical inspection (St. Charles, St. Louis, St.

Louis City), 138.060

Compensation of county surveyor, 138.020

Compensation, manufacturers tax, 150.340

Decisions of, right of appeal, procedure, costs and attorney's fees, when, 138.430

Duties and powers, generally, limitation, 138.030

Erroneous assessments, correction, 138.060

# 4. Equalization And Review Of Assessments — cont'd

# (a) Generally — cont'd

# County board - cont'd

Fraudulent assessment lists, duties, 137.285

Levee district taxes, duties, 245.465

Manufacturers tax, procedure, 150.330

Members not officers of the county, may

receive compensation, 138.020

Membership, 138.010

Merchants tax, procedure, 150.060

New assessment, duties, 137.250

Nonresident, assessment of property, 138.070

Oath of members, 138.030

Omitted lands, assessment, 137.205

Omitted property, assessment, 138.070

Per diem, sheriff second class counties, may not collect, 57.380

Plats, comparison with assessment book, 137.205

Quorum, 138.040

Records of proceedings, 138.060

Representation of constitutional charter city on, 138.015

Special meeting, when, notice, 137.250

# Tax

Books, adjustment, 138.080

Commission may call, when, 138.400

Illegal levy, penalty, 137.045

Valuation, change in, procedure, 138.050

Witnesses and records, may call, 138.040

Manufacturers tax, assessor, duties, 150.325

Merchants tax, assessor, duties, 150.055

Railroads, bridges in St. Louis city acquired by railroad companies, how assessed, 151.060

Railroads, local property, first order of business, time limitation, 151.100

Railroads, private car tax, see PRIVATE

RAILROAD CAR TAX

# Tax commission, state

Aggregate values of property, when and how sent, 138.400

# Appeals to

# Charter counties and St. Louis city

Assessor's testimony limitation cannot advocate higher rate than original assessment, charter counties or St. Louis city, 138.060

Valuation, how determined, 138.060

Hearing officers, decisions of, right to appeal, procedure, duties of commission, 138.432

Pleadings, mailing of, when deemed filed, 138.433

Procedure, by whom, costs and attorney's fees, when, 138.430

Procedure, hearing officer to hear, when, duties of commission, mediation, when, 138.431

#### TAXATION - cont'd

# 4. Equalization And Review Of Assessments — cont'd

# (a) Generally — cont'd

# Tax commission, state - cont'd

#### Appeals to - cont'd

Railroads and other subclass three property, attorney's fees and costs awarded, when, 138.434

Assessment rolls, hearings on, 138.470

Classification and equalization, duties, 138.390

Hearings, notice, 138.460

Railroad taxation, duties, 151.060

Railroads, bridges in St. Louis city acquired by railroad companies, how assessed, 151.060

Readjustment of levy when valuation increased, 137.073

Report to general assembly, tax data, when, 137.073

Valuations, raising or lowering of, 138.380

Valuation increased by assessor, 137.180

# (b) First Class Counties

Appeals to tax commission, when filed, 138.110 Appeals, procedure, when, 137.385

# Charter counties, appeals from board of equalization

Assessor's testimony limitation cannot advocate higher rate than original assessment, charter counties or St. Louis city, 138.060

Burden of proof on assessor for valuation, physical inspection (St. Charles, St. Louis, St.

Louis City), 138.060 Valuation, how determined, 138.060

Written findings of fact and basis for decision required, St. Louis County, 138.100

# **County board**

Appeals from decision, limitation on assessor's testimony, 138.060

Appointment, qualifications, number, term, oath, compensation, certain first class, 138.085 Assessor, not to be member of, certain counties, 138.135

Decisions of, right of appeal, procedure, costs and attorney's fees, when, 138.430

Final meeting, when held, 138.120

Hearings, when, 138.100

Meetings, when held, 138.090

Merchants and manufacturers tax, proceedings, 138.120

Not in attendance, effect, certain counties, 138.135

Rules governing, 138.100

Valuation, change in, procedure, 138.100

Tax books, extension and delivery, merchants and manufacturers tax, 138.130

# (c) Second Class

County board, appointment, qualifications, number, term, oath, compensation, certain class counties, 138.085

### 4. Equalization And Review Of Assessments cont'd

# (c) Second Class — cont'd

County board, auditor, second class counties, to be member, 55.161

# (d) Kansas City

# Abatement of property tax

Assessor, issues assessed valuation, 99.705 Assessor's statement of valuation, content, filing, 99.710

Blighted area, application for designation, effect, 99.700

Certificate, issued when, qualifications, 99.700 Land clearance for redevelopment, authority, duties, 99.700, 99.705

Notice to assessor, when, 99.705

#### (e) St. Louis City

#### Abatement of property tax

Applicant to notify assessor, when, 99.705 Assessed valuation of property may be changed, limitation, 99.715

Assessor to issue statement of assessed valuation, 99.705

Assessor's statement, contents, filing, 99.710 Blighted area, application for designation as,

Certificate of, issued when, 99.700

Duty of land clearance for redevelopment authority, 99.700, 99.705

New construction, assessment, limitation on, 99.715

Redevelopment or urban renewal, 99.700 Appeals to tax commission, 138.180

# **Board of equalization**

# **Appeals**

Assessor's testimony limitation cannot advocate higher rate than original assessment, charter counties or St. Louis city, 138.060

Burden of proof on assessor for valuation, physical inspection (St. Charles, St. Louis, St. Louis City), 138.060

Determined, how, 138.170

Valuation, how determined, 138.060

Decisions of, right of appeal, procedure, costs and attorney's fees, when, 138.430

Duties and powers, 138.150

Meetings, when, duration, 138.170

Membership, oath, compensation, vacancies, 138.140

Notice of meeting, 137.512

Record of proceedings, 138.170

Witnesses, may call, oaths, 138.170

False returns, procedure, penalty, 137.540

Manufacturers tax, procedure, 150.350

Merchants tax, procedure, 150.090

Notice of increase or assessment of omitted property, 138.150

#### TAXATION — cont'd

### 4. Equalization And Review Of Assessments cont'd

(e) St. Louis City - cont'd

# 5. Levy Of Property Tax

Additional taxes, how levied, 137.040

# Aircraft (Effective 1-1-93)

Aircraft twenty-five years old used solely noncommercial, rate, when, 137.115

Home built from kits, rate, when, 137.115

Ambulance districts, separate tax for central

dispatching service, amount, 190.041

Ambulance districts, tax rates, increase without voter approval, when authorized, 190.043

Annual assessment made in odd years to control for two years, 137.115

Apportionment, township organization, 137.070 Assessments, increased, readjustment of rate of levy, 137.073

Blind pension fund, amount, 209.130

Community children's services fund, 210.860

Community college district established from public school districts, effect, 178.400

Community college districts, 178.870, 178.880

Condominium property units, 448.100

#### **County commission**

First class counties, rates, duties, 137.390

Record of levy, 137.060

To fix rate, when, 137.055

Definitions, 137.073

Drainage district organized by county commission, petition for readjustment of assessment, 243.550

Drainage districts, 242.290, 242.430 to 242.470, 242.490, 242.492, 242.510, 242.720, 242.730, 243.290 to 243.330, 243.390

Drainage districts, addition to maintenance fee for certain tracts how determined, 242.492

Drainage districts, supplemental plan, 242.502, 242.506

Election to increase, procedure, 137.065

# **Emergency communications system commission** (St. Louis County)

Ballot question on property or sales tax, form, procedure, 650.399

Fund established, administration, purposes, 650.402

Tax on property authorized, majority vote required, amount, 650.396

Fire protection districts, 321.225, 321.230 to 321.270, 321.330, 321.430

Fire protection districts, additional tax levy to support emergency medical services, 321.225

Health center, certain noncharter counties, exception, limits, 205.141

Health center, first class counties, rate fixed, when,

Hearing on, notice, requirements, 137.055

Hearing, 245.180

# 5. Levy Of Property Tax — cont'd Home equity program act (HEPA)

Addition of an excluded district which is contiguous, procedure, submission to voters, 67.1606

Antidiscrimination policy, 67.1660

Appeals of guaranteed value, procedure, deadline, 67.1636

Arbitration of guaranteed value, procedure, deadline, consequences, 67.1636

Board, appointment, when, duties, compensation, terms, 67.1603

Certificate of participation, issued when, contents, 67.1615

Commission, appointment procedure, members, terms, compensation, 67.1603

Commission, duties and powers, 67.1612

Debts of program, not debts of municipality or county, 67.1648

Definitions, 67.1600

Depletion of fund, suspension of new registration, borrowing against future revenues, 67.1648

Election requirements, filing, notice, contents of petition, 67.1603

Eminent domain, acquisition of guaranteed residence, benefits, claims, amount, 67.1630

Guarantee fund, purposes, investment, use, restrictions, annual audit, managed by commission, 67.1639

Guarantee of home value, when, exceptions, conditions, 67.1618

Guarnteed payment, when, notice and evidentiary, requirements, 67.1624

Immunity and indemnity of commissioners, officers, employees, exceptions, 67.1651

Membership, eligibility, application requirements, registration fee, appraisals, 67.1615

# Merger of two existing programs

Commissioners, merger effect, residence, terms, expenses, vacancies, 67.1609

Funds of both existing programs to be merged, 67.1609

Requirements, petition, contents, notice, election, 67.1609

Offset of separate home equity insurance, 67.1657 Ordinance, required when, procedure, 67.1603

Payment from program, procedures, notice,

listing, selling, appraisal and claim requirements, failure to follow, denial, 67.1621

Payments made following sale, 67.1627

Petition, required when contents, procedure

Petition, required when, contents, procedure, 67.1603

Reappraisal to establish new guaranteed value, when, fee, conditions, new certificate issued, when, 67.1633

Restrictions on programs, guarantee, 67.1645 Statute of limitations, other restrictions on lawsuit, 67.1654

Suspension of program, when, 67.1645

# TAXATION — cont'd

# 5. Levy Of Property Tax — cont'd

# Home equity program act (HEPA) - cont'd

Tax to fund program, maximum rate, how determined, rate adjustment, when, collection and use, 67.1639

Termination of home equity program, when allowed, procedure, 67.1642

Violation, class A misdemeanor, fine, 67.1663 Withdrawal of member, absolute right, forfeiture of registration fee, 67.1660

Hospital districts, maximum rate, 206.060

# Hospitals

Cities, third class, ballot tax rate, 96.150 County, 205.200, 205.220

First class counties, 205.210

Illegal levy, penalty, 137.045

Illegal, refund procedure, 139.290

Improvements, defined, 137.073

Increase in amount, procedure, 137.065

Johnson grass control tax, 263.265

Kansas City, annual tax for debt service, amount, 92.031

Levee districts, 245.175 to 245.195, 245.196, 245.445, 245.480, 245.485

Levee districts, supplemental plan, 245.197, 245.198, 245.199

Library purposes, amount, 137.030

Library, population requirement, 137.030

Manufactured homes, 137.115

Military service, exemption from requirements, 41.950

Mobile homes, 137.115

#### Municipalities

Property value protection, home equity program act (HEPA), 67.1600 to 67.1663

Museum purposes, Kansas City, 92.035

Nursing home district, increase in levy, procedure, ballot of submission, 198.263

Nursing home district, maximum, 198.250

Parking ticket bills added to personal property tax bill, effect, 137.298

Parks and landfills, first class counties, charter form, 64.320, 64.325

Parks, county, 64.451

Parks, municipal park extension into adjacent area, 64.401

Parks, recreation, landfill, counties, first class charter form, additional levy, Jackson County, 64.320

Personal property, increase in valuation, how calculated, duties, 137.073

Private car companies, subject to assessment, 137.022

Property, as used in Constitution, Article X, Section 22, defined, 137.073

Public utilities, reclassification of personal property to real property, taxes and costs recoverable, in service rates, when, 386.371

# 5. Levy Of Property Tax — cont'd

Railroad private car taxation, valuation and apportionment to be same for school districts, 137.985

#### Rate

Civil action by taxpayer, when, procedure, 137.073

Complaint of taxpayer, rates improper, procedure, 137.073

County, when fixed, 50.610

Court order to reduce rates, effect, refund, 137.073

First class counties, how fixed, 137.390

Fixed when, procedure, assessment valuation to be used, 67.110

Fixed, when and how, 137.055, 137.073; hearing, 67.110

General reassessment, defined, 137.073

Hearing and notice, 137.055

Levy not imposed for the year, rate, how determined, 278.250

Maximum for county purposes, reduction not necessary, when, 137.065

New or increases approved after September first not to be included in that year's taxes, exception, 67.110

Readjustment by vote of governing body, when assessed, values change, school districts and political subdivisions, 137.072

Readjustment when assessment increased, 137.073

Reducing tax rate, due to increase in valuation, procedure, 137.073

Revenues excluded from calculation of, 137.074

Revision of, when, procedure, 137.073 Roll back tax rate, when, procedure, 137.073

School districts readjustment of rate due to increased valuation, 137.073

### Tax rate

Ceiling, defined, effect on tax rate increases, 137.073

Lower than tax rate ceiling without voter approval, 137.073

Rate, or rate levy, defined, 137.073 Tax revenue, defined, 137.073

Recreational system, political subdivisions, limitations, 67.755

Reevaluation of real property, to pay for, 137.037 Regional recreation district property tax, 67.799

# Revision of tax levy on changes in assessed valuation

Ballot form, 137.073

Increase of tax, public notice to contain amount of revenue to be produced and tax rate, 137.073

# Inflationary growth factor

Authority to allow, 137.073 Limitation, 137.073

Majority vote required, 137.073

#### TAXATION - cont'd

# 5. Levy Of Property Tax — cont'd

# Revision of tax levy on changes in assessed valuation — cont'd

Notice of change in assessment of value, assessor's duties, 137.073

Notice on increase of tax content required of revenue to be produced and rate of tax, 137.073

Rate amount authorized, limitation, 137.073

Rate to be substantially same amount produced in previous year, 137.073

Repeal by referendum procedure, 137.073

Resubmission on defeat, when, 137.073

River basin conservancy districts, 257.350 to 257.370

Road rock tax, ballot, collection, fund, use of money, 231.444

Roll back tax rate, when, procedure, 137.073 Rules and regulations, procedure to promulgate, 137.023

#### **School districts**

Annual estimate of amount to be raised, 164.011 Consolidation of two or more districts, tax rate ceiling, how calculated, 162.202

Dissolution or lapse of district, tax to pay indebtedness, 164.051

Handicapped children, 162.875

Library building tax, urban districts, 164.081 to 164.111

Metropolitan, 164.071

# Rate increase beyond constitutional limits

Ballot form, 164.031

Procedure, 164.021, 164.031

Rate increase by vote of governing body, when assessed, values change, 137.072

# Special school districts for education and training of handicapped children

Original rate, procedures for increase, 162.920 Powers, 162.875

Property subject to taxation by, 162.925

Tax books, extended upon, 164.041

School districts, annual estimate of amount to be raised, 164.011

School tax, property not within a school district, 164.041

#### Sewer districts

Consolidated districts, taxes levied on property in original district, when, 249.1109

Duty of county commission, 249.130

Restriction on trustee's power, 249.110

Second class counties, 249.787

Sewer subdistricts, ad valorem tax, 204.252

Sewer subdistricts, levy and collection methods, 204.254

Soil and water conservation watershed districts, 278.245, 278.280

Soil conservation watershed district, 278.250 Special road and bridge, county, 137.555, 137.575

Special road and bridge, township, 137.585

# 5. Levy Of Property Tax — cont'd

Special road rock fund, ballot, collection, use of money, 231.444

St. Charles County transportation authority, property of, status for taxation, 238.408

St. Louis County, property value protection, home equity program act (HEPA), 67.1600 to 67.1663

# Street light maintenance districts

Authority to levy tax, 235.160

Certification of rate levy by board to county commission, when, 235.180

Collection of tax, 235.190

County commission, when, 235.180

Delinquent tax, sale of property, 235.200

Lien for unpaid taxes, 235.190

Property subject to taxation, 235.230

Sale of property for delinquent taxes, procedure, 235.200

Tax rate established, how, 235.170, 235.175 Tax rate, 235.170

Tax commission prohibited from, 138.340

Tax revenue, defined, 137.073

Taxes, what to be levied and collected in counties, 137.035

#### Taxpaver's actions on rate increases

Circuit court to give preference, 137.073

Civil action, when, 137.073

Class action, joinder rules, notice publication requirements, procedure, 137.073

Complaint filed with prosecutor, when, procedure, 137.073

Costs, attorney's fees, how paid, 137.073

Refund, no interest permitted, 137.073

Township organization counties, how made, 137.425

Township organization, apportionment, 137.070 Township utility and carrier tax, 137.600

Urban public library district, 182.715

Vehicle-related fines and fees, city/county agreements to add to personal property tax bill,

# Water supply districts

137.298

County, how levied, collected, 247.120

County, power, limits, 247.050

Metropolitan, 247.350, 247.450 to 247.490

# Watershed districts, watershed protection and flood prevention

Annual tax not adopted, detachment from subdistrict, procedure, 278.258

Levy rate not imposed or imposed for lesser amount, rate, how determined, 278.250

Rate, levy, how determined, 278.250

# Watershed improvement districts

### **Upper White River Basin**

Tax authorized, ballot form, 249.1150 Termination of tax, 249.1150

# TAXATION — cont'd

# 5. Levy Of Property Tax — cont'd

Watershed improvement districts — cont'd Upper White River Basin — cont'd

# 6. Payment And Collection Of Property Taxes (a) Current Taxes

# Action to recover taxes paid under protect,

Action to recover taxes paid under protect, statement, content, 139.031

Automatic bank or electronic transfers, payment by, 139.055

Blind pension, 209.130

# Collector

Death, audit of tax books, 52.180

Death, disposition of tax books, money

collected, 52.160, 52.200

Defaulting, penalty, proceedings, 139.250

Duties regarding receipt, deposits, reports, 55.190

Fees, 52.260, 52.275

Receipt not to issue until full payment, includes parking ticket bills, 137.298

County and township collectors, duties, 136.010 County clerk to file receipt for, with auditor, 55.210

County errors on property taxes, procedure for refund, 52.240

County hospital, collection of taxes for after sale of, when, 205.374

Credit card payments accepted, when, 52.250, 52.290

Credit card payments permitted, 137.115 Credit card, payment by, authorized, when,

139.055

Credit cards may be accepted by department of revenue to pay taxes, charges for use of card, 32,063

Death of county collector, proceedings, 52.180

# **Delinquent lists**

Additional not allowed, 139.180

Collections, procedure, 139.140

Receipts, exceptions, 139.150

Return to court, when, 139.160

Deposits by collector, first class counties, 141.030

Distraint of goods, 139.120, 139.130

Division of, collection to receive state tax, 136.010

Division of, land, procedure, 139.080

# Drainage districts

Addition to maintenance fee for certain tracts how determined, 242.492

Current and delinquent taxes, collection procedure, 242.560

Drainage districts, 242.450, 242.460, 242.490, 242.492, 242.510, 242.540, 242.560, 242.570, 242.720, 242.730, 243.290 to 243.310, 243.330

to 243.360, 243.390

Erroneously paid, refunds, procedure, 139.031 Fire protection districts, 321.230, 321.240, 321.241, 321.270

Illegal levy, refund procedure, 139.290

# 6. Payment And Collection Of Property Taxes — cont'd

# (a) Current Taxes — cont'd

Installment payments authorized, St. Louis city, exceptions, 139.050

Insurance proceeds, lien attaches to, 139.110 Interest allowed on taxes refunded or recovered, when, duties of collector, 139.031

Lands, erroneously reporting delinquent, penalty, 139.280

Levee districts, 245.200, 245.205, 245.445 Lien holder may pay, effect, 139.070

Mail, payment by, deemed paid, when, 139.100 Medium of payment, what acceptable, 139.040 Monthly statements and payments by collector.

penalty, 139.210, 139.270

Nonresidents, statement and receipts, 139.060 Notice and protest of division of land, 139.080 Parking ticket bills added to personal property tax bill, effect, 137.298

Parts of tracts, identification, 139.090 Parts of tracts, procedure for payment, 139.080

# Payment by installments

Counties, all authorized may adopt, 139.052 Counties, all but township, may adopt, when, 139.053

Delinquent taxes, interest rate, 139.052 Estimate, how determined, payment of excess, 139.053

Financial institutions, no installment payments allowed, when, 139.053

Financial institutions, real property taxes, installment payment not applicable, 139.052 Interest rate, upon failure to make installment payment, 139.053

Ordinance to adopt, 139.052, 139.053 Payment not to affect, protest by taxpayer, 139.052

Protesting taxpayer, payment not to affect, 139.052

Receipt to be furnished by county, 139.052 Payment by mail, deemed paid, when, 139.100 Payment under protest, procedure, 139.031 Payments into treasury, receipts, 139.220 Penalty for nonpayment, collection, 139.100 Personal property tax, prerequisite to motor vehicle registration, 301.025

Private car companies, subject to assessment, 137.022

Protest, payment under, procedure, 139.031 Protested taxes, payment due collector, refund to taxpayer, when, 52.250

Purchaser at tax sale to pay, effect of failure, 140.320, 140.440

Railroad private car taxation, valuation and apportionment to be same for school districts, 137.985

Rate if no levy imposed for that year, 278.250

#### TAXATION - cont'd

# 6. Payment And Collection Of Property Taxes — cont'd

# (a) Current Taxes — cont'd

Real property tax increment allocation redevelopment, see URBAN REDEVELOPMENT

# Receipts

Collector to give, 139.090 Duplicates, fee, 139.090 Not issued until parking ticket bills paid, when, 137.298

#### Refund

Erroneously paid, may be credited to subsequent year's taxes, 139.031
Erroneously paid, refunded when, 139.031
Illegal levy, procedure, 139.290
Property tax rate increase found improper, no integer transmitted, 137.073

interest permitted, 137.073 Remittances to director of revenue, when, receipts, penalty, 139.230

Removal from county, distraint, 139.130 River basin conservancy districts, 257.350 to 257.370

School districts, metropolitan, 164.071 Seizure and sale of chattels, procedure, 139.120; costs, 139.130

Settlement by collector, penalty, 139.100 Settlement by collector, when, procedure, 139.160, 139.170, 139.190, 139.200 Sewer districts, second class counties, 249.787

Sheltered workshops, county and St. Louis city, 205.971

Soil and water conservation watershed district, 278.250

Soil and water conservation watershed districts rate if no levy imposed or lesser amount imposed, 278.250

St. Louis city collector, deposits, 139.240 St. Louis city, sewer lateral lines connected to public lines, fee added to general tax levy bills, duty of collector, 92.012

Statements and receipts, 52.230 to 52.250 Street light maintenance districts, 235.190, 235.200

#### Tax books

Audit on death of county collector, 52.180 Certain townships, where kept, 52.130 Disposition on death of county collector, 52.160, 52.200

Tax-exempt status to be verified, when, 301.025

# Township organization counties

Books, completion, notice, 139.340 Collection of, how, statement of, when, receipt, 139.350

Collector to pay to whom, 139.320 Distraint of goods, procedure, 139.360 Monthly settlements, receipts, penalty, 139.430, 139.440

Removal of owner, procedure, 139.390

# 6. Payment And Collection Of Property Taxes — cont'd

# (a) Current Taxes — cont'd

# Township organization counties - cont'd

School taxes, collection, apportionment,

Seizure and sale of chattels, procedure, 139.360 to 139.380

Settlement of collector, when, penalty, 139.420 Settlement of collector-treasurer, contents, 139.450

Surplus tax money, disposition, 139.410

Uncollectible assessments, procedure, 139.400

Trailers, personal property tax payment, prerequisite to registration, 301.025

Undivided interests in land, collectors' duties, 139.090

Undivided interests in land, how paid, 139.080 Urban homesteading program, deferral or abatement of tax, 99.986

Vehicle-related fines and fees, city/county agreements to add to personal property tax bill, 137.298

Water supply districts, metropolitan, 247.500

### (b) Delinquent, First Class Counties

Action, in name of state, 141.090

Action, when commenced, 141.080

Attorney, appointment, duties, salary, 141.060 Back tax book to be kept, duties of collector, 52.361

# **Charter counties**

Abstract filed with petition, disposition,

Abstracter, employment, duties, compensation, 141.070

Collection, 141.010

Costs, who to pay, 141.010

General law to apply, 141.160

Interest, rate, 141.010

# Personal taxes

Attorney, employment, compensation, duties, 141.180

Fees, disposition, 141.190

Suit, when filed, procedure, 141.170

Redemption from lien, 141.010

Collector to enforce payment, when, 141.040

Compromise, permissible, when, 141.020

Default judgment, when entered, 141.040

Delinquent, first class counties (CH. 141)

Deposits by collector, when, 141.030

Execution, when to issue, 141.120

Fees, amount, disposition, 141.150

General law to apply, 141.160

Judgment, contents, lien, 141.100

Judgment, may compromise, when, 141.020

Lien to be continuing, how terminated, 141.110

Lien, judgment to be, 141.100

Limitation on actions, 141.080

Notice of suit by publication, 141.040

# TAXATION — cont'd

# 6. Payment And Collection Of Property Taxes — cont'd

# (b) Delinquent, First Class Counties — cont'd

Nuisances, tax bill deemed delinquent, when, certain counties, 67.402

# Personal taxes

Attorney, employment, compensation, duties, 141.180

General law to apply, 141.200

Suit when filed, procedure, 141.170

Petition, contents, 141.090

Process, who may serve, 141.050

Redemption not permitted if judgment final

against residential property vacant for at least six

months, 141.121

Redemption, when, procedure, 141.120

Street light maintenance districts, 235.190,

235.200

Suit, when brought, 141.040

Summons, when and how issued, 141.040,

141.090

Tax bill, evidentiary effect, 141.090

# Tax sales

Approval by court, 141.130

Bids, amount required, 141.130

Conduct, approval, 141.130

Covenants running with the land, continued

validity, 140.722, 141.202

Deed, execution of, effect, 141.140

Easements, continued validity, 140.722, 141.202

Water supply districts, metropolitan, 247.510

#### (c) Delinquent, General

Abbreviations, use, 140.180

Actions to be brought, when, 140.160

Application of payments, how, 144.110

# Back tax book

Alphabetically arranged, when, 140.090

City officials, duties, 140.070

Clerk to make, deliver to collector, 140.050

Contents, arrangement, 140.060

Correction of errors, 140.140

Entry constitutes levy for enforcing lien,

140.150

Examination by board of equalization, 140.130

Lien on property, when, 140.115

Lien prohibited on property in book, when,

140.115

Omissions, correction, 140.050

Real estate taxes, extension, 140.070

Receipts, disposition, 140.050

Report of payments, collector's duty, 140.140

Second class counties, 52.361

Back taxes, collection and application of

payment, 140.110

Candidates for municipal office disqualified if

municipal taxes unpaid, 71.005

# City taxes

Collection, power, 140.680

# 6. Payment And Collection Of Property Taxes — cont'd

# (c) Delinquent, General — cont'd

# City taxes — cont'd

Collector's commission, 140.720

Delinquent lists to county collector, when, 140.670

Extension in back tax book, collection, 140.070

Lien, created, how enforced, 140.690

List added to state and county list, 140.710

Receipt of county collector for lists, settlement, 140.670

Statement, collector to furnish, 140.720

#### Collector

Erroneously reporting, penalty, 139.280

Fees, 52.260, 52.275, 52.290

Term construed, 140.665

Commission allowed officers, 140.750

Compromise, when authorized, 140.120

County clerk, term construed, 140.665

County, term construed, 140.665

Delinquent tax audit furnished by county auditor

to collectors, 140.160 Delinquent, when, 140.010

Drainage and levee districts, lands sold subject to,

246.150 Drainage and levee districts, purchase at tax sales,

246.140 Drainage district, actions to collect, 242.600,

242.610 Drainage districts, 242.430, 242.540, 242.560,

242.580, 243.290, 243.370 Fees of clerk and collector, 140.100

# First class counties (Buchanan and Clay)

# Land tax collection law

Notice of, posted on land, when, contents, 141.540

Notice of, to whom, when, contents, duties of collector, 141.540

Notice, publication, 141.540

Place of, 141.540

Judicial proceedings, when required, 140.150 Land delinquent list, contents, 140.030

Land delinquent list, publication, contents, 140.170

Land subject to sale, when, 140.150

Levee districts, 245.205, 245.210, 245.220,

245.445

# Lien

Enforced, when, 140.010

Holder may pay, effect, 139.070

Redemption from, 140.110

Limitation of actions, exceptions, 140.160

#### Lists

Comparison, certification, 140.080

Contents, who makes, 140.030

Correction, certified, to whom, 140.040

Failure to return, effect, 140.010

#### TAXATION - cont'd

# 6. Payment And Collection Of Property Taxes — cont'd

# (c) Delinquent, General — cont'd

#### Lists - cont'd

Motor vehicle, suspension, failure to pay personal property tax, procedure, fees, 301.025 Notice of delinquent personal taxes, 140.740

Officers, commission all owed, 140.750

# Payment by installments

Counties, all authorized may adopt, 139.052

Delinquent taxes, interest rate, 139.052

Financial institutions, real property taxes,

installment payment not applicable, 139.052

Ordinances to adopt, 139.052

Payment not to affect, protest by taxpayer, 139.052

Protesting taxpayer, payment not to affect, 139.052

Receipt to be furnished by county, 139.052

Penalty for delinquency, 140.100

Personal judgment not authorized, 140.640

Personal taxes, notice, fee, 140.740; procedure, 140.730

Personal taxes, procedure, 140.730

Property, none exempt from sale, 513.465

Redemption of land from state's lien, 140.110

Royalty interests, delinquent taxes, subject to sale for, when, 140.150

Soil conservation watershed district, 278.250

Tangible personal property lists, contents, 140.030

# Tax deeds

Action to, recover possession, 140.580

Action to, release lien, 140.560

Certificates, cancellation and filing, 140.450

Collector to issue, when, 140.420

Covenants running with the land, continued validity, 140.722

Easements, continued validity, 140.722

Effect, 140.420

Execution, procedure, evidentiary effect,

140.460

Form, variations, effect, 140.470

Heirs or assigns of purchaser, issued to, when, 140.430

Invalid, lien transfers, when, 140.550, 140.570

Invalid, when, 140.530

Invalidity, claimant must prove, 140.610

Irregularities and omissions, effect of, 140.520

#### Lien

Invalid lien, transfers, when, 140.550,

140.570

Release, procedure, 140.560

Transfer, when, 140.550, 140.570

Lost certificates, proof, 140.450

Notice, right of redemption, required, when, 140.405

Possession, action for recovery of, 140.580

Purchase price, refund, 140.530

# 6. Payment And Collection Of Property Taxes — cont'd

# (c) Delinquent, General — cont'd

### Tax deeds - cont'd

Purchaser to acquire, when, prerequisites, certain persons exempt from, 140.405
Purchaser to have made, when, effect of failure, 140.410

Purchaser, death, procedure, 140.430 Recording, form, 140.410, 140.460

Records of land sold, how kept, 140.480

Sale of certain interest, procedure, 140.570

Suits to set aside, requirements, procedure, 140.600

Third-offering tax auction, notice, right of redemption, 140.405

Title search, when, 140.405

#### Tax sales

Action against collector, 140.490

Certificate of purchase, issuance, contents, fee, 140.290; subsequent, issuance, 140.440

Certificates, cancellation and filing, proof of loss, 140.450

Clerk, who acts, compensation, 140.220

Collector to pay over redemption money, 140.620

County or city may purchase, when, procedure, 140.260

Covenants running with the land, continued validity, 140.722

Easements, continued validity, 140.722

Guaranty of collector, action on, 140.300

Held when, requirements, 140.150

Improvements by purchaser, compensation, 140.360

Invalid, collector's duties, refunds, 140.540

Invalid, when, 140.530

Invalidity, claimant must prove, 140.610

Irregularities and omissions, effect of, 140.520

Name, mistake in, effect, 140.500

Nonresidents, manner of bidding, 140.190

Notice, 140.150; contents, publication, 140.170

Notice, contents, publication, 140.170

Occupant, rights and powers, 140.310

Period of, 140.190

Possession, purchaser to get, when, 140.310

Prohibited sales, 140.190

Publication of delinquent land lists, 140.170

Purchase price, refund, 140.530

Purchase price, when paid, penalty, 140.280

### Purchaser

Collector's deed, when issued, 140.250, 140.405

Deed issued to, when, loss of interest, when,

Improvements, compensation, 140.360

Notice, right of redemption, required, when, 140.405

Prohibited sales, 140.190

#### TAXATION - cont'd

# 6. Payment And Collection Of Property Taxes — cont'd

# (c) Delinquent, General — cont'd

# Tax sales — cont'd

# Purchaser — cont'd

Purchaser, who deemed to be, 140.190

Redemption period, 140.250

Rights and powers, 140.310

Third-offering tax auction, notice, right of redemption, 140.405

Records of, county, evidentiary effect, 140.620 Records of, land sold, how kept, 140.480

# Redemption

Drainage and levee districts, rights, 140.380

Period, 140.250

Persons under disabilities, 140.350

Purchasers' rights, 140.310

Recording, 140.370

Time for, procedure, 140.340

Reoffering of land for sale, 140.240

Statute of limitation, when tolled, 140.250, 140.540

Suit to quiet title, procedure, 140.330

#### Smits

Against purchaser, limitation on, 140.590

To set aside, 140.590, 140.600, 140.630

To set aside, defenses, 140.630

Surplus proceeds, disposition of, 140.230 Surplus proceeds, escheat, when, procedure,

140.230 Taxes, purchaser to pay, effect of failure, 140.320, 140.440

Title invalid, duty of court, 140.330

Trustee not appointed, county collector may sell land, when, 140.260

Trustee to purchase, appointment,

compensation, 140.260, 140.270

Trustee, death, mentally disabled, other causes, successor trustee appointment, 140.270

Unsold land, after first offering, procedure, 140.240

Unsold land, after two offerings, procedure, 140.250

Validity, presumption, 140.510

Waste, purchaser committing, effect, 140.320

Tax-exempt status to be verified, when, 301.025 Trespass, collector not guilty of, when, 140.195

# (d) Delinquent, Land Tax Collection Law (Certain First Class Counties)

# Action to foreclose

Affidavit of publication, evidentiary effect, 141.460

Amended petition, 141.680

Answers, filing, 141.400

Appeals, not to stay proceeding, 141.480

Appeals, when taken, bond, 141.510

Bond on appeal, who must make, 141.510

Consolidation of pending suits, 141.350

6. Payment And Collection Of Property Taxes — cont'd

# (d) Delinquent, Land Tax Collection Law (Certain First Class Counties) — cont'd Action to foreclose — cont'd

Disabled person, requirement that conservator be appointed, when, procedure, 141.470 Dismissal because of errors, effect, 141.350 Guardian, when appointed, failure, effect, 141.470

Instituted, how, 141.410

Joinder of parcels authorized, 141.380

Judgment, when rendered, contents, notice of,

to whom, when, 141.500

Jury, none allowed, 141.480

Limitation on, 141.340

#### Notice

Filing of petition, 141.410 Guardians, failure, effect, 141.470

Parcels, joinder, numbering, 141.380

Publication, form, 141.430

Parties, 141.360

Petition, caption, contents, effect, 141.400

Pleadings, what allowed, construction, 141.400

Procedure, what applies, 141.490

Proceeding in rem, 141.400

Property owner, notice to, form, 141.450

Severances, when granted, 141.480

Venue, 141.390

Who may institute, costs, 141.310

Action to foreclose, notice, parcels, joinder, numbering, 141.380

Action to set aside deed, limitation, 141.610

Adoption of law, procedure, 141.230

Advertisement, waiting period, exception, certain property barred from redemption, 141.520

Advertising for sale, limitation, 141.680

Appeal from judgment confirming, when,

141.590

Application of law, 141.680

#### Attorney

Appointment, compensation, 141.320

Assistants, appointment, compensation, 141.320

County counselor, designated as, procedure, 141.320

Duties, generally, 141.320

Fees, what allowed, 141.630

Notice of, foreclosure, duties, 141.430

Notice of, redemption, 141.420

Bidding, owner prohibited due to violations, when, 141.550

Bids by trustees, amount of, 141.560

Certificate of redemption, contents, 141.420

Cities, may adopt law, when, 141.230

Clerk, appointment, compensation, 141.330

#### Collector

Commission, amount, accounting for, 141.640 Fee, delinquent lists, exemptions, 141.270 Lists, compilation, deliver to attorney, 141.290

#### TAXATION — cont'd

# 6. Payment And Collection Of Property Taxes — cont'd

# (d) Delinquent, Land Tax Collection Law (Certain First Class Counties) — cont'd Collector — cont'd

Protected from loss or damage, 141.670

Conduct, 141.550

Confirmation, appeal, bond, 141.590

Confirmation, disapproval, procedure, 141.580

#### Costs

Apportionment, 141.650

Collector not liable for, 141.660

Redemption, how apportioned, how credited, 141.650

Counties to which applicable, 141.230

County clerk to act as collector, when, 141.370

Court administrator's deed, effect, action to set aside, 141.610

Covenants running with the land, continued

validity upon tax sale, 141.202 Deed, to issue, when, 141.580

Default judgment, when entered, 141.400

Definitions, 141,220

Delinquent lists, contents, when filed, fee,

141.270, 141.280

Disposition of suit, penalty, 141.620

Distribution of sale proceeds, when ordered, 141.480

Easements, continued validity upon tax sale, 141.202

Employees not to profit, penalty, 141.810

Forclosure, held when, 141.520

Foreclosure of lien, evidence, 141.260

Foreclosure sale effect, attack on validity

prohibited, when, 141.610

Immediate sale on final judgment if vacant residential property barred from redemption,

141.520 Informal hearings, court to conduct, when, 141.480

Installment payments, when authorized, 141.530

Interest conveyed by, 141.550

Invalidity, effect on proceedings, 141.690

# **Land Bank Agencies**

Acquisition of property, 141.984

Agency status as body politic and corporate, 141.980

Agency to have same rights as private property owners, 141.1003

Annual audit, 141.991

Beneficiaries, taxing authorities, 141.980

Board of commissioners, terms, powers,

141.981

Bonds, issuance of, requirements, 141.994

Contracts and agreements authorized, 141.982

Direct compensation from lands held,

prohibited by board members and employees

of agency, 141.1000

Dissolution, procedure, 141.1012

# TAXATION — cont'd 6. Payment And Collection Of Property Taxes cont'd (d) Delinquent, Land Tax Collection Law (Certain First Class Counties) - cont'd Land Bank Agencies - cont'd Eminent domain, power of, not authorized, 141.1015 Employees authorized, 141.982 Encumbered ancillary property, taxes contributed to agency by taxing authority, Establishment, when, 141,980 Funding sources, 141.988 Income tax-exempt, 141.984 Inventory to be available to public, 141.985 Name of property held, 141.985 Open meetings required, 141.997 Performance audits, when, 141.991 Powers of agency, 141.983 Proceeds of sale, how distributed, 141.985 Quiet title action, when, procedure, 141.1009 Surety bond required of commissioners, when, 141.981 Taxing authority, power of by agency not authorized, 141.1015 Transfer of moneys to county, amount, 141.988 Transfer of title of certain property, when, 141.984 Land trust Approval of annual budget, 141.770 Audit, when, by whom, 141.760 Beneficiaries, who are, 141.710 Budget, preparation, hearings, 141.770 Commissioner Appointment, salary, bond, duties, 141.740 Liability for claims, 141.770 Qualifications, compensation, 141.740 Conditional sale, violations, damages, judicial foreclosure or right of reentry, procedure, 141.765 Conveyances by, procedure, 141.750 Created, how known, 141.700 Delinquent tax lands, administration of, 141.760 Distribution of proceeds, when, 141.790 Employees, appointment, salaries, 141.740 Exemption from taxation, 141.800 Fiscal year, 141.770 Funds, requisition, expenditures, 141.770 Land bank agencies, 141.980 to 141.1015 List of lands, preparation, charge, 141.760 Officers, appointment, 141.730 Performance audits permitted, when, 141.770 Perpetual inventory, duties, 141.780 Powers, generally, 141.700, 141.750 Proceeds of sales, how distributed, 141.790 Quiet title action, when, procedure, 141.785

Real estate commissions, when authorized,

Records, rules and regulations, 141.760

141.760

# TAXATION - cont'd 6. Payment And Collection Of Property Taxes cont'd (d) Delinquent, Land Tax Collection Law (Certain First Class Counties) — cont'd Land trust — cont'd Sale of residential property Conditioned on improvement, 141.765 Damages, 141.765 Failure to comply, 141.765 Judicial foreclosure, procedure, 141.765 Time limitation, 141.765 Seal, 141.750 Taxes, land held by exempt, 141.800 Title, what vests on sale, 141.570 Appointment, term, removal, 141.720 Compensation, qualifications, 141.720 Oath, bond, 141.730 Profiting prohibited, penalty, 141.810 Purchase at sale, procedure, 141.560 Suit penalty, excess, use of, 141.620 Vacancies, how filled, 141.720 What title vests, 141.570 Vacant residential tract, sale or conveyance permitted, when, 141.750 Warrants, how issued, 141.770 Liens Against realty only, 141.240 Equality, priority, 141.250 Foreclosed, when, 141.260 Not to abate, when, 141.350 Lists of delinquent lands Compilation, 141.290 Contents, when filed, fee, 141.280 When filed, fee, 141.270 Municipality, may adopt law, when, 141.230 Notice, sheriff's foreclosure sale Collector's duties, 141.540 Form of notice, 141.540 Notice to be given to whom, when, 141.540 Posted on land when, contents, 141.540 Publication, required, 141.540 Personal liability, none to attach, 141.240 Persons prohibited from purchasing real estate, 141.550 Place of, 141.540 Possession, when given, 141.570 Proceeds, how applied, 141.580 Property owner, notice of suit to, how, effect, 141.440 Publication costs, how borne, 141.550 Receipts, collector to give, disposition, 141.300 Recording fee, collected when, 141.610 Redemption Barred if residential property has been vacant six months, 141.420, 141.520 Exception, 141.530 Report, by sheriff, 141.580

Rescinding operation law, effect, 141.230

# 6. Payment And Collection Of Property Taxes — cont'd

# (d) Delinquent, Land Tax Collection Law (Certain First Class Counties) — cont'd Sale

Adjournment from day-to-day, 141.560

Advertisement, from, when published, 141.540

Sale procedure, special rules for Jackson County,

prohibited purchasers, 141.550

Sheriff, deputy may act for, 141.600

Sheriff's deed, effect, action to set aside, 141.610

Statements, of taxes collected, 141.300

Suit penalty, imposition, disposition, 141.620

Suits, deemed consolidated when, 141.290

Suits, filed when, 141.290

#### Tax bills

Invalidity, burden of proof, 141.480

Lien, priority, 141.250

Power of collector, 141.310

Prima facie, evidence, 141.260

Prima facie, proof, 141.480

Tax sale certificate holders, rights, 141.260

Tax sale, proceeds, distribution, 141.250

Title of law, 141,210

Title, held in trust, when, 141.570

Title, what vest in purchaser, 141.570

Trust, purchase by, 141.560

Validity of tax bill and lien, 141.240

Violations, two or more, owner prohibited from

bidding, 141.550

Waiting period before advertising, exception, certain property barred from redemption,

141.520

Waiting period, extension, 141.530

When, procedure, 141.420, 141.530

# (e) Municipal Land Reutilization

See ST. LOUIS CITY

# **TAXICABS**

### License and regulation

Fourth class cities, 94.270

Special charter cities, 94.360

Third class cities, 94.110

Motor carrier law, exempt from, 390.030

Owner and operator leasing motor vehicle with driver to carrier, not deemed employee for unemployment compensation, 288.035

# Regional taxicab districts, St. Louis

Adoption of taxicab code, city and county ordinances in effect until, 67.1816

Airport taxicabs, limitation on regulation of by commission, 67.1814

Annual audit of commission, who shall conduct, 67.1822

Annual budget established, fee-generated, 67.1820 Annual report, submitted by commission to chief executive officers and governing bodies of the city and county, when, 67.1822

Background checks required for drivers, when, fee, 67.1819

#### TAXICABS — cont'd

# Regional taxicab districts, St. Louis - cont'd

Boundaries of district, 67.1802

Budget, established by commission to enforce taxicab code, 67.1820

Certified public accountants appointed by chief executives of city and county, annual audit of commission, 67.1822

#### Commission

Appointment of members, powers, 67.1804, 67.1808

Code to promulgate, duties, 67.1812

Duties of commission, 67.1810

Established, 67.1804

Definitions, 67.1800

Funds, expenditure of, limitations, 67.1810

Licensure of taxicabs, commission to establish,

Ordinances, city and county, effective until taxicab code adopted, 67.1816

Special taxicab license plate, application, fee, 67.1813

Taxicab code promulgated by commission, procedure, 67.1812

Transporting passengers in commerce, regional taxicab commission may license, supervise, and regulate, 67.1809

Safety glass required, 307.140

Taximeter increments, 413.139

### **TEACHERS**

\* See also STUDENTS, subheading, Spanking

# Administrator assessment center

Evaluation and other content, 168.405

Evaluation procedure, 168.410

Fees and funding, 168.409

Travel and living expenses, 168.409

Unsatisfactory assessment, effect, appeal, 168.405

Administrator assistance program, content, 168.400

# Advisory council of certification for educators

Appointment, number, qualifications, 168.015 Established, 168.015

Powers and duties, 168.015

# Armed forces discharge

Contribution by member that he would have paid but for service authorized, 169.589

Discharge, defined, 169.589

Reemployment by school district of member, employees' contribution to be paid for period of service, plus interest, when, 169.589

Retirement to include benefits, 169.589

# Assistants (T.A.) colleges, universities,

English language communication requirements, tests, exceptions, 170.012

Assistants, elementary and secondary, kindergarten through third, program established, eligibility, 167.263

Background checks required for school personnel, 168.133

#### Beginning teachers

Development plan, two years, district's duties, 168.400

Plan content, 168.400

Professional development committee district, how selected, duties, 168.400

Professional development committee, may apply for grants, purpose, 168.400

Benevolent associations, right to form, discrimination prohibited, 105.510

Blind, education of, competence in Braille required, 167.225

# Career plan (Salary Supplement)

Amount of state contribution, formula, 168.515

Base pay by district, effect, 168.505

Brackets to determine state funding and district contribution, 168.515

Cost-of-living increase, reviewed, 168.515

Discrimination, prohibited, 168.500

Disqualified from participating in plan, grounds, 168.510

Distribution of state contribution, 168.515

District contribution, brackets to determine. 168.515

Funding, 168.500, 168.515

Levy amount required to participate, 168.500

Matching funds permitted, 168.515

Minimum requirements to qualify for plan, 168.500

Model plan, content, 168.500

Parents as teacher educators, eligibility for career and teacher excellence plan, 168.500

Prohibited use of certain state aid, 168.515

Psychological examiner, eligibility for career and teacher excellence plan, 168.500

Review of amount by general assembly and joint committee, when, 168.515

# Salary supplement

Career, Stage I, amount, 168.515

Career, Stage II, amount, 168.515

Career, Stage III, amount, 168.515

Speech pathologists, eligibility, 168.500

Tax levy authorized, when, procedure, votes needed, 168.515

# Certificate of license

Administrator, acting without license, prohibited,

Background checks required, when, 161.092

Blind, education of, competence in Braille required, 167.225

Criminal charges pending against teacher, delay of certification hearing, procedure, 168.071

Doctoral degrees, 168.021

Fees, deposited in excellence in education revolving fund, 168.021

Felony or crime involving moral turpitude conviction of teacher, unanimous affirmative vote of state board of education to certify, 168.071

Graduation from board approved teacher training program to meet graduation requirement, 161.097

#### TEACHERS — cont'd

#### Certificate of license — cont'd

Grant and revocation, powers of state board, 161.092

Granted by whom, requirements, 168.021

Grounds for suspension, revocation or refusal, 168.071

Immorality of teacher charges involving minor child, procedure, 168.071

# Issuance or renewal

Appeal from judicial review, 168.071

Discipline of holder, when, 168.071

Refusal, procedure, appeal, 168.071

Renewal or revocation, 168.071

Revocation, procedure, appeal, 168.071

Issued after Sept. 1, 1988, requirements, 168.021

Issued prior to Sept. 1, 1988, effect, 168.021

Minimum requirements prescribed by state, board

of education, required when, 168.021

Other state's certificate, requirements for backdated certification, 168.021

Provisional certification, when, 161.092

Refusal, procedure, appeal, 168.071

Required, 168.011

Revocation, procedure, appeal, 168.071

Suspension, procedure, appeal, 168.071

Teaching without license prohibited, 168.081

Types of certificates granted, requirements, 168.021

Child abuse, duty to report, 210.115

Cities may not tax, 71.620

Compensation, deductions for insurance and other payments, 168.300

Contract, period, certain districts in first class counties, 168.191; urban districts, 168.201

Contract, see also Tenure, this heading

# Contracts

Academically deficient schools, suspend, terminate, 160.540

Modification, 168.110

Multiyear, teacher-student pilot program, 162.626

# **Probationary teachers**

Notice of nonrenewal, due when, 168.126

Reason for termination to be given, when, 168.126

Renewal of contract, failure to renew, notice to teacher due, when, 168.126

Renewal of contract, if no notice received on due date, deemed renewed, 168.126

Tenured teachers, due when, 168.112

Contributions, voluntary, deduction from

compensation, 168.300

County certificate, temporary, obtained how, 168.021

Criminal background checks required for school personnel, 168.133

Criminal convictions, grounds for revocation or

suspension of certificate, 168.071

Criminal records, closed, access by certain

employers, 610.120

Definition, state aid purposes, 163.011

Disability allowance, working, effect on benefits, 169.560

Discharge from armed forces, definition, 169.589

# Discipline of students

# Acts of violence by students

Act of school violence or violent behavior defined, 160.261

Dropout, student not deemed, 160.261

Need to know defined, acts of violence, right of teachers and staff to know, 160.261

Restricted access to schools, when, 160.261 No civil liability, when, 160.261

Dissolution of marriage, annuities, benefits, rights, retirement allowances, public schools, division as marital property, 169.142; 169.572

Dissolved or lapsed district, teachers from district to be given employment interviews, when, 162.081

Divorce, effect on retirement system rights and benefits, 169.142, 169.572

Educational employees' memorial scholarship, withholding, 173.267

Employing family of school board, members prohibited, exception, 168.126

Evaluation of, performance, how, copy of provided, to whom, 168.128

Eye protection, required when, 170.005

Felony convictions or immorality charges against teacher involving minor, procedure to certify, 168.071

Fine arts, professional development education assistance, 162.1195

Graduate teaching assistants, English language communication requirements, tests, reports, exceptions, 170.012

High-quality mentoring, standards for teachers and principals to be developed, 161.375

Indemnity of officers or employees, when, exceptions, 107.170

# Ineligible for tenure

Board to grant demoted employee a hearing, when, 168.101

Board to notify employee about re-employment, failure to do so, effect, 168.101

Contract may be terminated, when, 168.101

Contract of employment, how made, 168.101

Demotion after five years employment, reasons for to be made available, 168.101

Employment of, 168.101

Job sharing rules to be promulgated by state board of education, 168.303

Leave of absence, 168.122

Leave of absence, unrequested, provisions governing, 168 124

Liability of school officials for charges against teacher, 168.129

Licensing, cities, prohibited, 71.620

Loans for teaching candidates, see STUDENTS Mentoring, teachers and principals, standards for high quality to be developed, 161.375

# TEACHERS — cont'd

#### Metropolitan districts

Appointment, promotion, transfer, 168.211, 168.221

Demotion or salary reduction, restrictions, 168.221 Dismissal during probationary period, notice, 168.221

Leave of absence, reinstatement, 168.221

Probationary period, 168.221

Removal, grounds, procedure, 168.221

Military service, employees or officers, leave of absence without loss of status or benefits, evidence required, 41.942

Military service, exemption from certification requirements, 41.950

# Minority teaching scholarships

Cessation of study, effect, 161.421 Criteria, department to develop, 161.418 Recipients to teach in this state, terms, 161.424 Scholarships, 161.415

Missouri critical teacher shortage forgivable loan program, 168.600

Missouri educational employees' memorial scholarship, withholding, 173.267

Missouri teacher corps program, recruits, eligibility, duties, compensation, rules, 168.340

Multiyear, teacher-student pilot program, pupilteacher ratios, 162.626

Nepotism, school boards prohibited, exception, 168.126

Parents as teachers educators, eligibility for career and teacher excellence plan, 168.500

Part time, credit for permanent status, 168.104 Physical force used, when, defense of, justification, 563.061

Practicing teacher, assistance program, 168.400

# Preservice teachers or students

Assessment required, unsatisfactory to result in nonissuance of a certificate, 168.400

Costs and fees, 168.400

Entry level testing, content, 168.400

Faculty, defined, 168.400

Nonissuance of certificate due to unsatisfactory assessment, appeal, 168.400

Practice teaching evaluation and observation process bypassed, when, 168.400

Program for education to require direct involvement, supervision, 168.400

Scholarships, see SCHOLARSHIPS

Student loans, see STUDENTS

# Principal-administrator academy

Duties, 168.405

Established, 168.407

Fees and funding, 168.409

Location, 168.407

Travel and living expenses, how paid, 168.409

# **Probationary teachers**

Contract not to be renewed, notice to be given when, employment contract, form of, 168.126 Defined, 168.104

#### Probationary teachers - cont'd

Employment, termination of employment, 168.126 Notice, contents of, failure of board to give, deemed reappointment, 168.126

Reason for termination to be given, when, 168.126 Renewal of contract, failure to renew, notice to teacher due, when, 168.126

Renewal of contract, if no notice received on due date, deemed renewed, 168.126

Tie vote of board constitutes termination, 168.126

Professional development, fine arts assistance, 162.1195

Professions, teaching and administration to be recognized, 168.011

Psychological examiners, eligibility for career and teacher excellence plan, 168.500

Reading intervention program, grades kindergarten through three, 167.268

Retention and recruitment report, contents, 161.098

# Retired teachers, metropolitan districts

Benefits not to be affected, 105.269

Return to teaching, when, 105.269

Teach without losing retirement benefits, when, 105.269

Time limitation for teaching, 105.269

Retirees may be employed without affecting benefits, when, limitation, 169.560

Retirement plan contributions, 174.140

Retirement system, see TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169)

### Salary

Career plan salary supplement, see Career Plan, this heading

Continuance plans and policies, uniform application, 173.003

Definition, 163.172

Minimum salary, 163.172

Public information, duties, 163.172

Review and report to general assembly, 163.172

Salary, defined, 163.172

Supplemental salary career plan, see Career Plan, this heading

Scholarship for students pursuing degree in education, see SCHOLARSHIPS

Scholarships, minority teachers, 161.415; recipients to teach in this state, terms, 161.424

School board elections, participation in, prohibited, 168.130

School board, hiring teachers, nepotism prohibited, exception, 168.126

School supplies, no interest in sale, 174.220

Severance policies to be applied uniformly, 173.003 Sex education, instruction content, notice to parents,

Sexual misconduct of school personnel, reporting requirements, 160.261

Sexually transmitted disease, instruction, 170.015

#### TEACHERS — cont'd

Sick leave credited as service during leave in retirement system, requirements, 169.595 Solicitation of or payment of school expenses prohibited, penalty, 168.151

#### **Spanking**

Administered by certified school personnel in presence of a witness and in reasonable manner, 160.261

Child abuse law not applicable, exception, charges, procedure, 160.261

Falsification of reports or withholding information, penalty, 160.261

Permitted if authorized in writing by discipline policy established by school board, 160.261

Standards for teaching required, 160.045

State colleges, appointment and removal of, 174.140;

causes for removal, notice, 174.150

State colleges, causes for removal, notice, 174.150 Strip searches of students prohibited, exceptions, 167.166

# Teacher choice compensation package

Created, 168.745

Eligibility, 168.747

Rulemaking authority, 168,750

Stipends, eligibility for, criteria, 168.749

Waiver of participation, when, 168.221

Teachers and principals, standards for high-quality mentoring to be developed, 161.375

# Teaching fellows program

Coordinator position, 168.700

Definitions, 168.700

Fund created, use of moneys, 168.700

Loans, repayment of, 168.700

Program established, 168.700

Sunset provision, 168.703

# Tenure

# Academically deficient schools

Suspend, terminate teachers' contracts, 160.540

Board of education, defined, 168.104

Demotion, defined, 168.104

# **Indefinite contract**

Appeal from decision of board to terminate, procedure, 168.120

Conditions affecting duration of, 168.106

Defined, 168.104

Form of, required, 168.108

Grounds for termination by board, 168.114

Modification, 168.110; or termination by mutual consent, 168.112

Permanent teacher, defined, 168.104

Termination by board, procedure, 168.116; by teacher, 168.112

Termination hearing, procedure, 168.118

Ineligible for, employment of, 168.101

Leaves of absence, policies for granting, 168.122 Liability of school officials for charges against

teacher, 168.129

Participation in school board election prohibited, 168.130

#### Tenure — cont'd

Performance evaluation, effect in determining unrequested leaves, 168.124

Permanent teacher, defined, 168.104

Probationary teacher, defined, 168.104

Probationary teachers, employment, termination of employment, 168.126

Promotion to nontenure position, effect, 168.104 School district, defined, 168.104

Seniority, effect in determining unrequested leave, 168.124

Supervisory personnel, 168.104

Teacher records, how maintained, 168.128

Teacher tenure act, citation, 168.101

Teacher, defined, 168.104

Unrequested leave of absence, provisions governing, 168.124

Termination of contract, failure to instruct on certain subjects, 170.011

Testing, scoring rubic to be used, 161.101

Training programs, evaluation by state board of education, 161.097

Training programs, evaluation of curriculum, 161.099 Unemployment compensation, substitute teaching not deemed to make claimant unavailable for work, 288 040

Urban flight and rural needs scholarship program established, eligibility requirements, 173.232

Violence, acts or threats of, mandatory reporting, 160.261

Vocational technical certification, contact hours included in professional development requirements, 168.023

Vocational subjects, training, 178.440

Workers' compensation law, regents may extend to teachers, 174.140

Workers' compensation, teachers may have credit during leave in retirement system, requirements, 169.595

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169)

Study of retirement systems required, portability, administration, due, when, 169.566

- 1. General Provisions
- 2. Districts Less Than 300,000 Population
- 3. Districts 400,000 To 700,000 Population
- 4. Districts 700,000 Or More Population

5. Districts Less Than 300,000 Population, Nonteacher Employees (Public Education

Employee Retirement System)

# 1. General Provisions

Actuarial evaluation performed at least biennially, 105.664

Additional creditable service, purchase of, achievement of minimum time required for allowance, 169.577

Annuities and lump sum payments, when, determination of amount, 104.625, 104.1024

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

# 1. General Provisions — cont'd

# Armed forces discharge

Contribution by member that he would have paid but for service authorized, 169.589

Discharge, defined, 169.589

Reemployment by school district of member, employees' contribution to be paid for period of service, plus interest, when, 169.589

Retirement to include benefits, 169.589

#### Renefits

Additional creditable service, purchase of, achievement of minimum time required for allowance, 169.577

Bus driver, part-time or temporary employment as, effect, limitations, 169.560

Creditable service, additional, purchase of to reach minimum time required for allowance, 169.577

Disability allowance, working, effect, 169.560 Employment, full-time of retiree, effect, 169.560 Employment, part-time or temporary basis of retiree, effect, exception, 169.560

Exempt from execution or garnishment, 169.587 Exempt from state or local taxation, 169.587 Health insurance plan to include retirees, spouse, children, surviving spouse and children, premium, 169.590

Health plans to include retirees, families of retirees and survivors, 169.590

Retired employees working, limitations, 169.560 Retirement and severance plans, uniform application, 173.003

Trust, revocable or irrevocable, designation as beneficiary allowed, 169.574

Board authority to enter cooperative reciprocal interstate agreements to accept creditable service of other state, 169.576

Consultants, compensation for advice applied to cost for benefit, 103.115

Cooperative agreements between plans, transfer of services, 105.691

# Creditable service

Additional, purchase of to reach minimum time required for allowance, 169.577

Includes unused sick leave, when, not counted for vesting, 104.601

Transfer from other states, 169.576

Definition, discharge from armed forces, 169.589 Disability allowance, working, effect on benefits, 169.560

Discharge from armed forces, definition, 169.589 Dissolution of marriage, effect on retirement system rights and benefits, 169.572

Divorce, effect on retirement system rights and benefits, 169.572

Divorce, rights and benefits division as marital property, 169.572

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

#### 1. General Provisions — cont'd

Election to purchase equivalent credit for service under another system, requirements, 169.570 Election to retain benefits in system required of certain teachers employed by state, effect of failure to make election, 104.342

Election to retain membership in another system, 169.570

Employment of retirees, not to affect benefits, when, limitation, 169.560

Execution, benefits exempt from, 169.587 Garnishment, benefits exempt from, 169.587 Group exit incentive program, purchase of creditable service allowed, when, 169.295

# Hancock Amendment (Constitution Article X, Sec. 21)

Declaratory judgment authorized for board of trustees as to activities being within Hancock, 169.597

Final judgment of new activity by court, effect, 169.597

Payment of new benefit prohibited if violates Hancock Amendment, 169,597

Health insurance plan to include retirees, spouse, children, surviving spouse and children, premium, 169.590

Health plans to include retirees, families of retirees and survivors, 169.590

Impairment of plan by employment of advisors, result, 169.585

Income tax exemption for benefits, 169.587 Indemnification of trustees and employees, permitted when, 169.750

Indemnity and protection of trustee or employee, limitations, notice required, 169.296

Insurance or indemnity policies authorized, 169.750 Marital property, retirement benefits not to be divided, 169.572

Marital property, rights and benefits, division of in dissolution of marriage, 169.572

Membership, new, return to work, 169.561 Minority professionals, plan to utilize, report due, 169.573

MOSERS, purchase of prior service as teacher, 104.344

Old age and survivor's insurance extended to members, when, 105.353

Reciprocal transfer of creditable service interstate, 169.576

Refund of contribution, certain state employed teachers, when, amount, 104.342

# Retiree returning to work

Contribution, refund on withdrawal from system, 169.561

Contributions, 169.561

Employment under a second or subsequent membership, 169.561

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

### 1. General Provisions — cont'd

# Retiree returning to work — cont'd

New member in applicable retirement system, 169.561

No retirement allowance from prior retirement system while under new membership, 169.561 Service credit under new membership, 169.561 Vesting period, 169.561

Retirees may be employed without affecting benefits, when, 169.560

Retirement and severance plans, uniform application, 173.003

Retirement at 55 years or older with 5 years or more service, procedure, computation of benefits, 169.563

Return to work, new membership, 169.561 Rights of member upon subsequent employment in another system, 169.570

Sick leave, credited as service during leave, requirements, 169.595

Sick leave, unused, included in creditable service, when, not for vesting purposes, 104.601

Special advisors on educational problems, compensation, employment, effect on benefits, 169.585

State colleges and certain universities, teachers may be contributing members, 104.342

# State employment of certain teachers

Election to retain benefits, in system, effect of failure to make election, 104.342

Refund of contribution, amount, interest, when, 104.342

Social security, service not covered by, effect on retirement, 104.342

Teachers in department of elementary and secondary education to be noncontributing members, when, 104.342

Taxation of benefits and retirement allowance by state, 143.123, 143.124

Transfer between retirement plans, 105.691 Trust, revocable or irrevocable, designation as beneficiary allowed, 169.574

Uniformed services contribution, 169.589

Uniformity requirement, retirement, severance and associated salary continuance policies, 173.003

Workers' compensation, member allowed to have credit service while under workers' compensation, requirements, 169.595

# 2. Districts Less Than 300,000 Population

Accounts, audit, 169.020; individual member, 169.020

Actuary, appointment, duties, 169.020 Additional deposits, how credited, return when, 169.035

Annuities and lump sum payments, when, determination of amount, 104.625, 104.1024 Appeals from decisions of the board of trustees, venue, 169.020

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd 2. Districts Less Than 300,000 Population — cont'd

Appeals from trustees, 169.020

Appropriations general assembly, limitations, repayment, 169.110

Assignment of funds or benefits, 169.090

Beneficiary, the naming of successor beneficiary, permitted retiree drawing reduced allowance, when, procedure, 169.141

# Benefits

Amount, board to decide, 169.020

Payment by electronic funds transfer, required when, 169.040

#### Roard

Contribution of members to be paid directly into members' account, board may adopt plan, 169.033

Defined, 169.010

Meetings, 169.020

Members, appointment, qualifications, terms, 169.020

Board of education to include board of directors, 169.022

Bonds, employees, 169.020

Colleges, employees, members, when, exceptions, 169.140

Community college district employees, members, 178.860; exceptions, 169.140

# Contributions

Amount, board to decide, 169,020

Deduction from salary, rate, 169.030

Failure to transmit, penalty, 169.030

Level and rate, board to establish, 169.030

Medical benefits transferred for employees deemed to be in compliance, when, 169.030

Cost-of-living adjustment, authorized, formula, 169.070

Creation, 169.020

Credit, computing termination, 169.050

# Creditable service

Defined, 169.010

Unused sick leave, when not counted for vesting, 104.601

Years required, 169.060

Custodian, appointment, tenure, compensation, 169 040

Death before receipt of accumulated benefits, effect of, 169.075

Death before retirement, amount paid to beneficiary, 169.070

Death without a valid designated beneficiary, effect of. 169.076

Definition of terms, 169.010

Dependent, board to determine, 169.075

Dependents surviving, allowances, 169.075

Depositary authorized for securities, how handled, 169.040

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd 2. Districts Less Than 300,000 Population —

cont'd

Deposits in addition to required contributions, 169.035

Deposits, members who may make additional contributions, 169.035

#### **Disability**

Adjustments to Social Security Administration disability benefits, effect, 169.060

Benefits, allowed when, 169.060

Defined, 169.060

Retirement allowance, 169.070

Division of inmate education, teachers, members, when, 169.130

Early retirement allowance, 169.070

Election of monthly allowance by surviving dependent, 169.075

Employment, board to decide, 169.020

Errors in records or payments, adjustment, 169.080

Execution, funds or benefits not subject to, 169.090

Funds, custody, investment, payments, 169.040

Funds, security required for deposit, 169.045

Gifts may be accepted, use, 169.100

Headquarters, office space provided, 169.020

Investments, standard of care required, 169.040

Leave, unpaid, purchase of credit, requirements, limitation, 169.055

Liquidation procedure, 169.021

Loss of benefits, not for certain retired teachers employed in full-time teaching, when, 169.596

# Member

Defined, 169.010

Rights on liquidation of local system, 169.021 Who shall be, when, 169.050, 169.130

# Membership service

Absences, leaves of, credit for time on leave, requirements, 169.055

Defined, 169.010

Leave of absences, credit for time on leave, requirements, 169.055

Purchase of member for service covered by another Missouri public school retirement system, cost, time limitation, 169.075

Membership termination, 169.050

Membership, retention on discontinuance of school services, 169.070

Mental health, department of, teachers and supervisors employed by, when, 169.130

Minimum benefits, 169.070

Notice, board action, appeals, 169.020

Old age and survivors' insurance, effect of coverage, 169.070

### **Optional retirement allowance**

Application to contain certification that spouse aware of retirement plan elected, 169.070

Certification that spouse aware of plan elected, 169.070

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd 2. Districts Less Than 300,000 Population — cont'd

# Optional retirement allowance - cont'd

Contribution refund with interest on termination of employment, 169.070

Creditable service of twenty-five years or has attained age fifty-five with five years service, options, 169.070

Dependent surviving, monthly allowance, minimum and maximum limitation, 169.075 Election of certain retirement plan, spouse to be aware of plan elected, certification, 169.070

Options, implementation, benefits, computation, 169.070

Spouse to be aware of plan elected, certification, 169.070

# Successor beneficiary may be named if receiving reduced allowance

Actuarial consideration, 169.141

Marriage is dissolved and retiree retains sole possession of allowance and remarries, 169.141

Remarriage, may nominate new spouse, when, 169.141

Spouse predeceases retiree and was beneficiary, 169.141

Time limitation to file, procedure, 169.141

# Partial lump sum distribution

Calculation for change in distribution amount, 169.073

Death, effect of, 169.073

Options, 169.073

Permitted when, 169.073

Part-time employment, credit for, when, requirements, 160.055

Payments, how made, 169.070

# Prior service credits

Prior creditable service in another system, purchase of equivalent credit, payments, when, 169.570

Purchase by member for service covered by another Missouri public school retirement system, cost, time limitation, 169.075

Private school teacher, purchase of membership credit service, 169.056

Public education employees, transfer to system, procedure, 169.712

Records and reports, 169.020

Refund of contributions on separation from employment, 169.070

Reinstatement of members, 169.050

Reinstatement, contribution refund if member on disability may be deducted from disability retirement allowance, 169.050

Retired teachers, full-time teaching without loss of benefits, when, 169.596

# Retirement allowance

Amount, how computed, 169.070

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

# 2. Districts Less Than 300,000 Population — cont'd

#### Retirement allowance - cont'd

Creditable service of twenty-five years or has attained age of fifty-five with five years service, options, 169.070

Defined, 169.010

Minimum when, twenty or more year's service, 169.070

Salary less than \$600 a month, when, twenty or more year's service, 169.070

Special consultant, appointment, compensation, duties, qualifications, a retired member who is a deceased member's beneficiary, 169.075

Special consultants, employment and compensation, 169.070

Retirement allowance, how computed, 169.070 Retirement system, defined, 169.010 Retirement, 169.060

Rules and regulations, board to adopt, 169.020 Secretary, appointment, bond, 169.020

Sick leave unused, included in creditable service, when, not for vesting purposes, 104.601

Special consultant, appointment, compensation, duties, qualifications, a retired member who is a deceased member's beneficiary, 169.075

Special consultants, employment and compensation, 169.070

Spouse surviving member, entitled to monthly allowance, rate, requirements, 169.075

State institutions, teachers employed by, members when, 169.130

Successor beneficiary may be named by retiree receiving reduced allowance, when, procedure, 169.141

Surviving dependents, monthly allowance, when, 169.075

Teachers employed by teachers' association, members, 169.130

Termination of employment, allowance, 169.070 Training schools, certified teachers members of system, when, 169.130

Transfer from local to state system, procedure, 169.021

Transfer to system, certain public education employees, procedure, 169.712

#### Trustees, board of

Closed meetings authorized, when, 169.040 Funds, custody, investment, payments, 169.040 Intermediary bank, to designate, 169.040 Investments, personal interest prohibited, 169.040

Universities, employees, members, when, exceptions, 169.140

Withdrawal of membership, 169.050

Youth service, teachers, members, when, 169.130

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd 2. Districts Less Than 300,000 Population — cont'd

# 3. Districts 400,000 To 700,000 Population Accumulated contributions

Returned to member, estate or beneficiary, when, 169 328

Transferred to general reserve fund, when, 169.328

Actuary, appointment, duties, 169.291

# Allowances

Annual increase not guaranteed, 169.324 Annual service retirement allowance, how computed, 169.324

Benefits provisional annual increase, certain retirees, requirements, 169.324

Computation, 169.324

Re-employment, computation of benefits, 169.324 Annuities and lump sum payments, when, determination of amount, 104.625, 104.1024 Assignment of funds, not allowed, when, 169.380 Beneficiaries, procedural waivers by board of trustees, when, 169.395

#### **Benefits**

Annual service retirement allowance, how computed, 169.324

Optional plans for payment, limitation, waiver, 169.326

Provisional annual increase for certain retirees, requirements, 169.324

Re-employment, effect of, 169.324 Survivor benefits, options, 169.326

Suspension of, when, 169.324

Vesting, when, amount, how computed, 169.301

# **Board of trustees**

Actuary, appointment, duties, 169.291 Conflict of interest, prohibited, 169.295 Contribution by district, certification, duties, 169.360

Defined, 169.270

Expenses, 169.291

Funds, original jurisdiction, rules authorized, 169.291

Funds, powers, 169.295

Indemnity and protection of trustee or employee, limitations, notice required, 169.296

Investment of system funds, expense limitation, 169.291

Lapse of corporate organization, effect of, 169.271

Loans to board or staff prohibited, 169.295 Medical board, appointment, 169.291

Number of members on board, term, 169.291

Oaths, filed in circuit court, 169.291

Officers, 169.291

Procedural waivers for beneficiaries, members, retirants, when, powers, 169.395

Qualifications, 169.291

Quorum, vote required, 169.291

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

# 3. Districts 400,000 To 700,000 Population — cont'd

# Board of trustees - cont'd

Records, duty to keep, 169.291

Retirant, one member shall be, 169.291

Staff employment, compensation limitation, 169.291

Sue and to be sued, 169.291

Superintendent of schools to be member, 169.291

Terms, vacancies how filled, 169.291

Treasurer, election, 169.295

Vote, number required for decisions, 169.291

#### Contributions

Absence without pay, member must for creditable service pay employee's and employer's contribution, 169.311

Accumulated, when refunded, 169.328

By state, when allowed, 169.390

Credited to members' account by employer, no option to receive contribution, board may provide plan by rules, 169.033

Death before retirement, paid beneficiary, 169.328

Employers may elect to pay all or part of employees contribution, procedure, 169.350

Out-of-state member credit for prior service, 169.315

Prior service, purchase to include what, 169.315 Rate, collection, 169.350

Rates, employer, amount, 169.291

Refund, time limitation, extension granted, when, 169.328

School districts, duties, 169.350

State, when, 169.390

Creation and name, 169.280

# Creditable service

Absence without pay, member must pay total contribution by employee and employer, 169.311 Defined, 169.270

Disability retirant, re-employed as regular employee, creditable service restored, 169.322 Include unused sick leave, when, not counted for vesting, 104.601

One year, how computed, 169.311

Deductions from salaries, 169.350

Definitions of terms, 169.270

Deposits, requirements, 169.295

# Disability retirement

Allowance, amount, payable when, discontinued or reduced, when, 169.322

Application, when, 169.322

Eligibility, periodic examinations required, refusal, effect, 169.322

Minimum disability retirement allowance, how determined, 169.322

Restoration to active service, effect on retirement, 169.322

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd 3. Districts 400,000 To 700,000 Population cont'd

# Disability retirement - cont'd

District's contributions, certification, payment, 169.360

Effective date, 169.280

Employees' contribution fund, 169.350

Employer contribution rates, amount, 169.291

Errors in records or payments, adjustment, 169.400

Execution, funds not subject to, 169.380

Federal qualified plan, intent as, administration, 169.280

Funds, assets credited, how, 169.350

Funds, investment, deposit, 169.295

Garnishment attachment, funds and benefits, 169.360

General reserve fund, how constituted, 169.350 General reserve fund, payment of moneys due,

procedure, 169.360

Investment counselor, employment, 169.291

Investment of system funds, expense of, limitation, 169.291

Lapse of corporate organization, effect of, 169.271 Law pertaining to, alteration, effect, 169.370

Library, urban public library district employees,

eligible for certain public school retirement system to be members, when, 182.709

Loans to board or staff, prohibited, 169.295

Loss of benefits, not for certain retired teachers employed in full-time teaching, when, 169.331

Masculine includes feminine, 169.270

Medical board, appointment, duties, 169.291; defined, 169.270

Medical examination, periodic, disability retirant, 169.322

Member credit for prior service, requirements, eligibility, 169.315

Members, procedural waivers by board of trustees, when, 169.395

Military service, effect of, 169.301

Option to transfer plans, certain member, requirements, 169.301

Optional plans for payment of benefits, limitations, waiver, 169.326

Payments, obligation chargeable to fund, 169.370 Population changes not to effect system, 169.280

#### Prior creditable service

Eligibility, rules, generally, 169.315 Requirements, rules, generally, 169.315

Rules, regulations, 169.315

Purpose of system, 169.280

Reserves, maintenance, obligation chargeable to fund, 169.370

# Retirant

Becoming active member again, effect on benefits, 169.301 Defined, 169.270

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

# 3. Districts 400,000 To 700,000 Population cont'd

#### Retirant — cont'd

Procedural waiver by board of trustees, when,

Procedural waiver by board of trustees, when, 169.395169.395

Retired teachers, full-time teaching without loss of benefits, when, 169.331

### Retirement

Application for, when and where filed, 169.320 Disability, requirements, re-employment, effect,

Fifty-five years or older with 5 years or more service, procedure, computation of benefits,

Notice, requirement, 169.320

Procedural waivers by board of trustees, when, 169.395

Temporary employment not to affect allowance, limitation, exception, 169.324

Vested member, retirement, when, procedure, 169.320

Voluntary retirement, procedure, 169.320

Rollover distributions, 169.328

School board trustees, population 400,000 to 700,000, 169.291

Service retirement allowance, 169.320

Sick leave unused, included in creditable service, when, not for vesting purposes, 104.601

Survivor benefits, options, 169.326

#### **Temporary employment**

Limitation, effect, exception, 169.324

Not to affect allowance, limitation, exception, 169.324

Termination of employment, contributions refunded, 169.328

Termination of system, effect of, 169.301

Transfer of plans, certain members, requirements, 169.301

Treasurer, election, duties, 169.295

Trustees, board of, administration vested in,

169.280

Vesting of benefits, actual service required, 169.301 Vesting of benefits, when, amount, how computed, 169.301

# 4. Districts 700,000 Or More Population

Accrued liability contribution to be discontinued, when, 169.490

Accrued liability, how determined, 169.490

# **Accumulated contributions**

Defined, 169,410

Transferred to benefit reserve fund, 169.460

Withdrawal or payment, 169.460

Active member, defined, 169.410

Actuary, appointment, duties, 169.450

Additional contributions authorized, powers of board, 169.460

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

4. Districts 700,000 Or More Population — cont'd

Adjustment annually, 169.460

Administration, 169.420, 169.450

#### Age

Early retirement, computed how, to include unused sick leave, 169.460

Minimum ages plus addition of service, retirement when, 169.460

Minimum service retirement, 169.460

Allowances payable, effect of change or repeal of law on, 169.510

Annual pension increase, 169.466

Annuities and lump sum payments, when,

determination of amount, 104.625, 104.1024

#### Assets of retirement system

Chargeable for retirement allowances, refunds and expenses, not school district, 169.510 Held as one fund, 169.490

Payment of retirement system obligations only, not to be diverted for any other purpose, 169.510

Assignment of funds, not allowed, when, 169.520 Benefits, annual increase, when, 169.466

Benefits, how calculated, 169,460

#### **Board of education**

Benefits increased, contribution rate may be increased to provide for part of cost, limitation, 169.471

Benefits, discretion to increase, approval by board of trustees, 169.471

Defined, 169,410

Members not to deal with retirement system, 169.480

Plans, retirement authority to develop, 169.471

# **Board of trustees**

Benefits increased, contribution rate may be increased to provide for part of cost, limitation, 169 471

Benefits, discretion to increase, approval by board of trustees, 169.471

Defined, 169.410

Plans, retirement, authority to develop, 169.471 Circuit court, jurisdiction, 169.450

# Contributions

May be paid by employing board, when, 169.490 Rate, collection, 169.490

State to make, when allowed, 169.540

Creation and name, 169.420

# Creditable service

Defined, 169.410; includes what, 169.440 Includes unused sick leave, when, counted for vesting, 104.601

Purchase of credit, when, 169.440

Custodian of funds, bond, duties, 169.480

# **Death benefits**

Dependent children 169.460

Dependent parent, 169.460

Disability benefits being received, effect, 169.460 Member, death of, allowance, 169.460

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

# 4. Districts 700,000 Or More Population — cont'd Death benefits — cont'd

Surviving spouse, allowance amount, 169.460 Deduction of contributions from compensation, 169.490

Definition of terms, 169.410

Dependent beneficiary, defined, 169.460

Dependents' allowances on death of member, 169.460

Deposit of funds, requirements, 169.480

Disability benefits, elect to defer to use sick leave and vacation, 169,460

# **Disability retirant**

Examination, adjustment of benefits, restoral to membership, 169.460

Medical board to certify unable to perform duties, for mental or physical incapacity, 169.460

Medical examinations, required annually for five years and every three years thereafter, 169.460

Receiving, death benefits, 169.460

Restored to service as employee, effect, 169.460

#### Early retirement benefits

Age, computed how, to include, 169.460

Computed, how, 169.460

Supplemental benefits, 169.460

Election of coverage by employees on October 13, 1961, revocation, procedure, creditable service, effect, 169.435

Eligible beneficiary, defined, 169.460

Employees, appointment, compensation, 169.450

### **Employment**

After attaining seventy and one-half years of age, service retirement benefits to be paid during his employment, 169.460

Retired member as school consultant, duties, compensation, funding, 169.475

Retired member as school consultant, not to affect retirement allowance, 169.475

Errors in records or payments, adjustment, 169.530

Execution, funds not subject to, 169.520

Expense and contingency reserve use, how

determined by board of trustee, 169.490

Expenses, duties of trustees, 169.490

False statements or records, penalty, 169.530

Funds, custody, investment, payments, 169.480

# General reserve fund

Amount payable, certification, when, 169.500 Appropriation by district to, 169.500

Gifts, acceptance, 169.490

Inability to refund contributions or pay benefits, effect, 169.460

Interest, credit to members' accounts, 169.480

Internal Revenue Code, 1986, effect, 169.460

Investment counselor, 169.450

Joint rules permitted, when, 169.569

Law pertaining to, effect of amendment or repeal of, 169.510

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

# 4. Districts 700,000 Or More Population — cont'd

Leaves of absence, amount of deduction authorized, 169.440

Married women teachers, service credit for years 1944 to 1947, 169.440

Medical board, appointment, duties, 169.450 Medical board, defined, 169.410

# Member

Active, defined, 169.410

Defined, 169.410

Inactive, defined, 169.410

Who is, 169.430

Membership in other retirement systems, 169.430

Membership terminates, when, 169.430

Military service, how credited, 169.440

Normal contribution, rate, 169.490

Optional benefits elected by member prior to commencement of benefits, 169.460

Optional retirement benefits of members, 169.460 Payment of all retirement allowances, refunds, expenses to be charges against assets of system, not school district, 169.510

#### Prior service

Certificates, modification, become void when, 169.440

Computed, how, 169.440

Defined, 169.410

Married women teachers, years 1944 to 1947, 169.440

Purchase of credit for service, when, 169.440 Purchase of credit for service, 169.440 Rate of contributions, 169.490

# Retired members

Again becoming member, effect, 169.460 Insurance may be provided, costs, rules and regulations, 169.476

Retired members, employment as school consultants, duties, compensation, funding, 169.475

Retirement, procedure, 169.460

Revocation, when procedure, creditable service, effect, 169.435

Rules and regulation for administration of system's assets, board's duty, 169.450

Rules and regulations, insurance plans for retired members authorized, 169.476

Secretary, appointment, duties, 169.450

Service credit, computation, certificate, 169.440; married women teachers, years 1944 to 1947, 169.440

Service not classified, how reclassified, effect, 169,440

Sick leave unused, included in creditable service, when, not for vesting purposes, 104.601

Substitute teacher, limitations on retirant serving as, 169.460

Termination of employment, allowance, 169.460 Termination of membership, 169.430

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

# 4. Districts 700,000 Or More Population — cont'd

Trustee or employee not to have interest in profits from investment, 169.480

#### Trustees, board of

Duties and powers, 169.450, 169.490

Investment counselor, 169.450

Legal counsel, authority to ask for advice, 169.450

Medical board, appointment, duties, 169.450

 $Number\ of\ members,\ qualifications,\ 169.450$ 

Quorum, 169.450

Reports to include lists of all salaries, expenses, 169.450

Retiree member, compensation not to affect benefits, 169.460

Secretary, appointment, duties, 169.450 Selection, terms, expenses, removal, 169.450

# 5. Districts Less Than 300,000 Population, Nonteacher Employees (Public Education

# Employee Retirement System)

Accumulated contributions, may be left with system, when, 169.670

Adjustments to Social Security Administration disability benefits, 169.663

Age, person may retire and receive full retirement benefits based on creditable service, 169.660

Annuities and lump sum payments, when,

determination of amount, 104.625, 104.1024

### **Benefits**

Actuarial considerations, 169.715

Cap on, 169.620

Computed, 169.670

Marriage is dissolved and retiree retains sole possession of allowance and remarries, 169.715 May not be garnished, attached or assigned, 169.690

Options, 169.670

Payment by electronic funds transfer, required when, 169.630

Reduced, when, 169.620

Remarriage may nominate new spouse, 169.715 Special consultant, appointment, compensation, duties, qualifications, a retired member who is a deceased member's beneficiary, 169.075

Spouse predeceases retiree and was beneficiary, 169.715

Time limitation on filing procedure, 169.715

# **Board of trustees**

Closed meetings authorized, when, 169.630 Contributions withheld from compensation to be paid to retirement system by employer members not to receive, board may require, 169.625

Member election, term, 169.020

Cap on benefit increases, 169.620

Certain employees may become members of the system and receive credit, how, 169.620

Checks signed by person designated by resolution of board, 169.130

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd 5. Districts Less Than 300,000 Population, Nonteacher Employees (Public Education Employee Retirement System) — cont'd Community college districts

Members of system, when, 169.611 Merger of retirement system authorized, procedure, 169.611

Merger, benefits for former and present members, 169.611

# Contributions

By members and employee, exceptions, 169.030 Collection, rate, penalties, 169.620

Level and rate, board to establish, 169.030

May be left in system even though termination of employment, when, 169.670

Medical benefits transferred for employees deemed to be in compliance, when, 169.030

More than paid out retirement allowance, death effect, 169.670

Not required of retiree working after retirement as temporary substitute, 169.660

Retirement, full benefits, when, 169.660

Withheld from compensation to be paid to retirement system by employer members not to receive, board may require, 169.625

Cost-of-living adjustment, authorized, formula, 169 070

Cost-of-living, increase, limit, effective when, decreased when, limit, 169.670

Creation, corporate powers, 169.610

# Creditable service

Absences, leaves of, credit for time on leave, requirements, 169.055

Defined, 169.600

Includes unused sick leave, when, not counted for vesting, 104.601

Leave of absences, credit for time on leave, requirements, 169.055

Custodian of funds, appointment, compensation, duties, 169.630

Death before retirement after age 60 or 30 years service, spouses option, 169.670

Death without a valid designated beneficiary, 169.676

Deductions of contributions from salary, 169.620 Definitions, 169.600

Disability benefits, 169.663

Disability retirement, allowance, how computed, 169.670

Disbursement and transfer of funds, 169.630

Election of options, how made, 169.670

Employer to provide necessary information for administration, when, 169.620

Errors in benefits, correction, 169.680

False statements or records, penalty, 169.680

Final average salary, defined, 169.600

Forfeiture of prior service credit, 169.650

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd 5. Districts Less Than 300,000 Population,

Nonteacher Employees (Public Education Employee Retirement System) — cont'd

Actuarial considerations, 169.715

Deposited in bank or trust company to serve as intermediary for investment, 169.630

Investment, payment, 160.040

Management, 169.610, 169.630

Marriage is dissolved and retiree retains sole possession of allowance and remarries, 169.715 Not subject to garnishment, attachment, or other process, 169.690

Options, 169.670

Remarriage may nominate new spouse, 169.715 Spouse predeceases retiree and was beneficiary, 169.715

Time limitation on filing procedure, 169.715 Gifts, devises and bequests, may receive, 169.700 Independent contractors not covered by system, 169.650

Investment of funds, 169.630

#### Members

**Funds** 

Contributions repaid with interest, when, 169.670 Credit for service, when previously ineligible, how, 169.620

Reinstated, procedure, 169.650

Termination, 169.650

Nonretirement allowance paid before death, effect, 169.670

Not for profit corporation, purchase for service credit, limitations, 169.655

Option, partial lump sum distribution, 169.673

# Optional retirement allowance

Application, when made, content, 169.670 Death before retirement with 30 years service, spouses options, 169.670

Death of member before retirement, effect, 169.670

Election of options, when made, procedure, 169.670

Spouse of member to be aware of plan elected, certification required, 169.670

Temporary retirement allowance, requirements to receive, 169.670

# Partial lump sum distribution

Calculation for change in distribution amount, 169.073

Death, effect of, 169.073

Options, 169.073

Permitted when, 169.073

Partial lump sum distribution, death, effect of, 169 673

Payments, how made, 169.670

Penalties, failure to transmit contributions, 169.620

Previously ineligible, how, 169.620

Prior service credit, 169.650

# TEACHERS' AND SCHOOL EMPLOYEES' RETIREMENT SYSTEMS (CH. 169) — cont'd

# 5. Districts Less Than 300,000 Population, **Nonteacher Employees (Public Education**

# Employee Retirement System) — cont'd

Public education retirement system, membership in, when, 169.650

Public school retirement system, transfer to, certain employees, procedure, 169.712

Reduced payments for life with options for beneficiaries, 169.670

Reinstatement, 169.650

Retired employees, full-time employment without loss of benefits, when, 169.596

Retired members may serve as temporary substitutes, when, limitation, effect on benefits, 169.650

Retirement allowances, paid before death less than contribution, exception, 169.670

Retirement system established, 169.600

Retirement, full benefits, when, 169.660

Securities, manner held, 169.630

# Service credit, purchase of

Certain members, how, 169.620

Generally, 169.655

Service to not for profit corporation, limitations, 169.655

Transfer of funds, 169.655

Sick leave unused, included in creditable service, when, not for vesting purposes, 104.601

Special consultant, appointment, compensation, duties, qualifications, a retired member who is a deceased member's beneficiary, 169.075

Special consultant, duties, compensation, 169.670 Special consultants, employment and compensation, 169.070

Temporary retirement allowance, requirements to receive, 169.670

# Temporary work after retirement

Limitation of hours in any one school year, hours over limitation, effect on benefits, 169.660

Person not to contribute to system because of earning, 169.660

Termination of employment with school system, contribution may be left in, when, 169.670

Transfer to public school retirement system, certain employees, procedure, 169.712

# Trustees, board of

Administration of system, powers and duties, 169.610

Closed meetings authorized, when, 169.040 Funds investment, payments, duties, 169.040 Funds, duties, 169.610

# Working after retirement, temporary substitute

Hours in school year allowed, person not to contribute to system, 169.660

Limitations, effect on benefits, 169.650, 169.660

#### TECHNICAL SERVICES, STATE-LOCAL

Agencies, state, to assist political subdivisions, 67.360 to 67.390

# TECHNICAL SERVICES, STATE-LOCAL cont'd

Budget and planning, division of, agreements with political subdivisions, 67.370

Contracts between state and political subdivisions, filed where, 67.390

Cost limited to cost of service, 67.380

Policy statement, 67.340

Political subdivisions, officers and employees to be bound by agreements with state agencies, 67.360

Purchasing agreements, rules and regulations,

delegation of functions, 67.380

Purposes, 67.340

Records, transporting, data-processing, receipt, security, 67.350

Short title, 67.330

#### TECHNOLOGY

Advisory assistive technology council (to serve individuals with disabilities), 161.905

### Centers for advanced technology

Contracting directly with technology corporations authorized for department, 620.030

Definitions, 348.272

Department of economic development, duties, 348.272

Duties of corporation for science and technology, 348.272

Funding, duties of department of economic development, 348.272

Funds, use, purposes, limitation on use, 348.272

Grants may be provided by department of economic development, 348.272

University, defined, 348.272

Corporations, establishing, procedure, see

MISSOURI CORPORATION FOR SCIENCE AND TECHNOLOGY

# Innovation centers

Contracting directly with technology corporations authorized for department, 620.030

Counseling and assistance, duties, 348.271

Development of new science and innovation-based businesses, assistance, 348.271

Operation by not for profit corporations, 348.271 Report, annually, contents, 348.271

Missouri corporation for science and technology, see MISSOURI CORPORATION FOR SCIENCE AND TECHNOLOGY

Portable electronics insurance, 379.1500 to 379.1550

#### Science and innovation reinvestment fund

Base year gross wages calculation, 348.265

Established, 348.264

Expenditure of funds, 348.265

Purpose, 348.264

Strategic plan required, 348.265

Transfer of funds, amount, 348.265

Technology corporation, state, see BUSINESS TECHNOLOGY CORPORATION, this index

Virtual public school, establishment, eligibility, state aid, 161.670

#### **TEETH**

See DENTISTS

#### TELECOMMUNICATIONS COMPANIES

Accounting standards relating to retirement employee benefits, 386.315

Alternative local exchange telecommunications company, defined, 386.020

Alternative operator services company, defined, 386.020

Broadband not subject to regulation, when, 392.611

# **Business license tax**

Audit authority, 92.086

Basis for tax, 92.086

Certain taxes prohibited, when, 92.080

Class action suits prohibited by cities and towns for enforcement or collection of, 71.675

Collection of tax, director of revenue, duties, 92.086

Definitions, 92.077

Existing ordinances not repealed, 92.083

Findings of general assembly, 92.089

Immunity for telecommunications companies, when, 92.089

Imposition of certain taxes, prohibited, when, 92.080

List of municipalities with business license tax ordinances to be published, 92.086

Nonseverability clause, 92.092; severability clause, 92.095

Ordinances, terms used in to have statutory meaning, when, 92.083

Review of revenue collected, 91.086

Rulemaking authority, 92.086

Severability clause, 92.095; nonseverability clause, 92.092

Title of law, 92.074

Business license tax, class action suits prohibited by cities and towns for enforcement or collection, 71.675

Call location to be provided in emergencies, 392.415

# Certificates

Exemptions, certain rural companies, 392.451 Procedure, establishing process, content, 392.455 Required, types, duration, temporary certificates, 392.410

Revocation of certificate, when, penalty, 392.220

Certification, alternative, 392.611

Competitive classification, 392.245

Competitive telecommunications company defined, 386.020

Competitive telecommunications service, defined, 386.020

Complaints, public service commission, powers, procedure, 386.330

Customer-owned pay telephone, defined, 386.020 Deaf and speech-impaired communication system, 209.251 to 209.259

Definitions, 392.180

Depreciation rates for incumbent local exchange companies, how set, 392.245

# TELECOMMUNICATIONS COMPANIES — cont'd

Directors, election, by district, authorized, 351.267 Economy rates for elderly and handicapped persons, see Rates, under this heading

Effective competition, defined, 386.020

Electronic publishing services, administration of, limitations, exception, 392.201

Emergencies, call location to be provided, 392.415 Equipment, sales and use tax exemption, when, 144.811

Exchange access, basic local services, maximum allowable prices, 392.245

Exemption from certain rules, 392.461; 392.611

High cost area, defined, 386.020

Incumbent local exchange telecommunications company, defined, 386.020

Interconnected voice over Internet protocol service, defined, 386.020

Interconnected voice over Internet protocol service, registration required, procedure, charges to apply, authority of commission, 392.550

InterLATA, defined, 386.020

IntraLATA, defined, 386.020

Intrastate access costs reduced for telecommunication companies, effect, 392.245

Investigatory powers of public service commission, 386.330

LATA, local access and transportation area, defined, 386.020

Laws and rules, applicability of, 392.611

Long run incremental cost, defined, 386.020

Maximum allowable prices for small incumbent local exchanges, changed when, percentage, procedure, 392.245

Metal belonging to, not to be purchased by scrap yards, 407.302

# **Mobile telecommunications**

Call location to be provided in emergencies, 392.415

Emergencies, call location to be provided, 392.415

Error corrections, 144.190

Refund or credit, 144.190

Sales tax, compliance with federal law, 32.087, 144.013

Time, review of records, 144.190

Non-basic telecommunications services exempt from maximum allowable prices, 392.245

Non-basic telecommunications services, defined, 386.020

Noncompetitive telecommunications company, 386,020

Noncompetitive telecommunications services, 386 020

Operator services contract, defined, 386.020

Operator services, defined, 386.020

Operator services, live operator to be provided, when, 392.175

Price cap regulation, defined, 392.245

# TELECOMMUNICATIONS COMPANIES — cont'd

Public schools to have reduced telecommunications rates, 392.205

Purposes of law, 392.185, 392.530

Rate regulations, schedules to be filed, 392.220

#### Rates

Adjusted how, 392.245

Customer-specific pricing, 392.200

Depreciation rates for incumbent local exchange companies, how set, 392.245

# Economy rates for certain elderly and handicapped persons

Application, form, 660.141

Basic access line, defined 660.138

Changes from one service to another, no fee to be charged, exception, 660.143

Commission, defined, 660.138

Definitions, 660.138

Department of social services, duties as to eligibility, 660.147

Disconnecting because no longer eligible, fees prohibited, 660.143

Economy rate telephone service, defined, 660.138 Eligible persons to be informed of service and how to make application, 660.147

Eligible persons, duties of department of social services to inform and validate list, 660.147

Eligible subscriber, defined, 660.138

FCC, application by companies for waiver of monthly interstate subscriber line charge effect on rates, 660.139

Federal low income telephone assistance matching funds, compliance to obtain, 660.137 Fee for frequent changes by eligible persons to be set by commission, 660.143

Installation cost to be reduced, how determined, 660.143

Line charge reduction to local companies by application and waiver by FCC, rates to be reduced, 660.139

Processing changes from one service to another, fee prohibited, 660.143

Rates established by commission, procedure, 660 141

Rates, how determined, procedure, 660.141 Reduction in discount rates to local subscriber on waiver of monthly interstate line charges, 660.139

Residence requirement, only one residence allowed for applicant, 660.141

Zone or mileage charges, defined, 660.138 Employment terms subject to collective bargaining not to be changed when establishing rates, 386.315 Intrastate access costs reduced, effect, 392.245 Intrastate switched exchange access rates, threeyear decrease required, amount, exceptions, 393.605

# TELECOMMUNICATIONS COMPANIES — cont'd

#### Rates — cont'd

Maximum allowable prices for small incumbent local exchanges, changed when, percentage, procedure, waiver, 392.245

Non-basic telecommunications services exempt from maximum allowable prices, 392.245

Petition for rate relief, 392.246

Rate relief, petition for, 392.246

Reduction for services offered for federal lifeline connection plan, 392.200

Rentals, charge schedules to be filed with public service commission, exception, 392.220

Rural alternative local exchange

telecommunications company, defined, 392.605 Term agreements permitted, 392.200

Real property, reclassified personal property, taxes resulting are recoverable in service rate, when, 386.371

Rebates prohibited, 392.220

Reclassification of personal property as real property, taxes resulting are recoverable in service rates, when, 386.371

Resale prohibited, when, 392.475

Rules, exemption from certain, 392.461; 392.611

Sales and use tax on local and long distance services, rate, 144.020

Schedules, contents, where filed, how changed, 392.220

Surcharge, universal service fund, 392.611

Taxes and costs of reclassification of personal property to real property recoverable in service rate, when, 386.371

Telecommunications system, telecommunications companies responsibility for quality of services, individuals with disabilities, 209.260

# Telegraph and telephone companies Certificates

Exemptions, certain rural companies, 392.451

# Telemarketing

# No-call list and database

Advisory group, 407.1110

Attorney general's powers and duties, 407.1107 Caller identification service, telephone solicitors not to interfere with subscribers use of service, 407.1104

Cost to subscribers for joining database, no charge authorized, 407.1101

Database not a public record, 407.1101

Defenses to actions by solicitors, 407.1107

Definitions, 407.1095

Establishment of, attorney general to administer, 407.1101

Information, publication of, 407.1110

Operation of, attorney general to administer, 407.1101

Penalties and fines, 407.1107

Publication of information about, 407.1110

Rights of subscribers, 407.1107

# TELECOMMUNICATIONS COMPANIES — cont'd

# Telemarketing — cont'd

# No-call list and database — cont'd

Rulemaking, 407.1101

Solicitation of person listed on no-call list prohibited, 407.1098

Statute of limitations for actions, 407.1107

Unlawful calling of person listed on, 407.1107

### Practices, regulation of

Complaints, attorney general to handle, 407.1085

Definitions, 407.1070

Disclosures required, 407.1073

Exemptions from regulation, 407.1085

Misrepresentations prohibited, 407.1073

Penalties and fines, 407.1082

Record keeping, 407.1079

Required disclosures, 407.1073

Unlawful act or practice, criminal and civil penalties, 407.1082

Unlawful telemarketing acts and practices, 407.1076; penalties, 407.1082

Telephone service, provider not switched without customer verification, rulemaking authority, 392.540

### Traffic aggregator

Defined, 386.020

Universal service board, created, purpose, powers, duties, members, 392.248

Universal service fund, telecommunications, created, purpose, 392.248

# TELEGRAPH AND TELEPHONE COMPANIES (CH. 392)

Abandonment of service, commission must approve, procedure, 392.460

Accounting, system, how established, 392.210

Acquisition and maintenance, special charter cities, 81.190

Applicability of law to certain classifications, 392.380 Articles of association, contents, 392.010; where

filed, evidence, 392.020

Buildings, moving of, duties, costs, 229.260

Call location to be provided in emergencies, 392.415 Capital stock required, 392.010

Capital stock, increased and decreased, how, 392.020

Capitalization of franchise or contracts for consolidation or lease, 392.310

Carriers of last resort, relief from obligation, when, waivers, exemptions, 392.460

#### Certificates

Conditions may be imposed by the commission, 392.470

Service authority, approved when, 392.440

Checks, safe for consideration, transmission, no license required, 361.705

Cities' power to fix rates, 77.490

Civil defense, governor may seize, 44.100

Classification of companies, procedure, effect, 392.361

Coin telephone telecommunication services, regulation of, 392.520

# TELEGRAPH AND TELEPHONE COMPANIES (CH. 392) — cont'd

Compensation to other companies, when, commission may order, 392.470

# Competitive and transitionally competitive companies and services

Applicability of law, 392.380

Changes, rates and charges, procedure, 392.500

Classification of, 392.361, 392.380

Defined, 386,020

Effect of, classification, when, 392.361, 392.370

Hearing, time, 392.361

Rates and charges, changes in, procedure, 392.500

Regulation of, lesser degree allowed, 392.361

Tariffs, ranges and bands allowed, when,

requirements, 392.510

Complaint against another company, may be filed, purpose, 392.400

Complaints against, to public service commission, procedure, 386.330

Condemnation proceedings, 523.010 to 523.100; right of, 392.100

Consolidation and merger, regulation, 392.300

Consolidation, 392.070

Corporation law applicable, 392.030

Customer-owned pay telephone, defined, 386.020

Deaf and speech impaired communication system, 209.251 to 209.259; surcharge, tax exemptions, 209.255

Definitions, 392.180

Definitions, public service commission law, 386.020 Depreciation account, maintenance, regulation, 392.280

Depreciation account, regulations, rate of depreciation, how determined, 392.230

# Directors

Election by district, authorized, 351.267

Election, appointment of officers, 392.040

Meeting, how called, 392.060

Qualifications, election, requirements, 392.050

Dividends, when permitted, 392.320

Easements, public roads and waters, acquired how, 392.080

# **Economy rates**

Elderly and handicapped persons, see Rates, under this heading

Program for elderly and handicapped persons, duties, 660.149

Program for elderly and handicapped persons, see also TELEPHONE

Electronic publishing services, administration of, limitations, exception, 392.201

Emergencies, call location to be provided, 392.415

Emergencies, utility service drivers intrastate, driver's hours not subject to hour regulation, when, 307.400

Emergency management, governor may seize, 44.100

Examination of records by commission, when,

purpose, 392.400

Examination, by commission, 392.210

Franchises, third class cities, manager form, 78.630

# TELEGRAPH AND TELEPHONE COMPANIES (CH. 392) — cont'd

Incorporation, procedure, fee, 392.010 Indebtedness, limitation, 392.290

Interconnected voice over Internet protocol service, registration required, procedure, charges to apply, authority of commission, 392.550

Lands, exclusive use to one company prohibited, 392.110

Lands, right of entry for survey and erection of lines, 392.100

Law, application, 392.190

# License and regulation

Fourth class cities, 94.270

Special charter cities, 94.360

Third class cities, 94.110

Third class cities, commission form, 78.190

#### Lines

Along public roads and waterways and in cities, restrictions, easements required, when, 392.080 Municipal officers, power to regulate, 392.090 Power to own lease and maintain, 392.120

#### Messages

Delay in transmission, duty to inform sender, penalty, 392.150

Delivery, duty, penalty, 392.130

Disclosure of contents, penalty, 392.170

False transmission, penalty, 392.160

Forwarding over other lines, duties, penalty, 392.140

Negligence in delivery, liability, 392.170 Non-basic telecommunications services, defined, 386.020

#### Noncompetitive companies and services

Applicability of law, 392.380

Defined, 386.020

Examination of records by commission, when, purpose, 392.400

Rates, not to cover expenses for competitive services, exception, 392.400

Officers procuring unlawful issue of securities, penalty, 392.330

Operator services, live operator to be provided, when, 392.175

Organization under general law, 351.030

Overhead power line safety act, generally, 319.075 to

Physical connections, when may be required, costs, how divided, 392.240

Poles, erection, restriction, 523.080

Poles, regulation, special charter cities, 88.777

Powers, generally, 392.020, 392.030

Private shared tenant services, regulation, 392.520

Property, transfer, limitations, information on impact on local tax revenues required, procedure, 392.300

Property, value, how ascertained, 392.270

Public service commission, supervisory powers,

386.320, 386.330

Purposes, 392.185

# TELEGRAPH AND TELEPHONE COMPANIES (CH. 392) — cont'd

#### Rates

\* See also TELEPHONE

Customer-specific pricing, 392.200

Definitions, 660.138

Department of social services, duties as to eligibility, 660.147

Discrimination and unreasonableness prohibited, 392.200

#### Eligible persons

Duties of department of social services to inform and validate list, 660.147

Informed of service and how to make application, 660.147

Establishment by the commission, 392.240

FCC, application by companies for waiver of monthly interstate subscriber line charge, effect on rates, 660.139

Federal low income telephone assistance matching funds, compliance to obtain, 660.137

Fund, economy rate telephone service fund established, purpose, not to lapse at end of fiscal year. 660.145

Increase, hearing, power of commission to stay, 392.230

Line charge reduction to local companies by application and waiver by FCC, rates to be reduced, 660.139

Long distance service, 392.230

Promotional programs may be offered, when, 392.200

Rates, how determined, procedure, 660.141 Reduction for services offered for federal lifeline connection plan, 392.200

Reduction in discount rates to local subscriber on waiver of monthly interstate line charges, 660.139 Small telephone company, defined, procedure on implementation of rate or charge, 392.230

Telephone cooperatives not required to file except for exchange access service, 292.220, 386.250

Term agreements permitted, 392.200

Unreasonable, how may be changed, 392.240

Rates, customer-specific pricing, 392.200

Regulation of companies, modification of by commission, classification of companies, 392.361 Regulations, waiver of, petition may request, when,

Regulations, waiver of, petition may request, when 392.420

Removal of wires, first class counties, procedure, 229.350, 229.360

Reorganization, capitalization, how controlled, 392.340

Repairs and improvements, when required, 392.250 Reports, filed with commission, forms, 392.390 Reports, when required, contents, penalty, 392.210 Requirements, reports to be filed with commission, 392.390

Securities, issue, regulation, 392.290, 392.310, 392.320; void when, penalty, 392.330 Securities, unlawful issue, penalty, 392.330

# TELEGRAPH AND TELEPHONE COMPANIES (CH. 392) — cont'd

See also TELEPHONE

#### Service

Authority, certificate of, approval of, when, 392.440

Classification of, 392.361

Defined as a different service due to geographic area, when, requirements, 392.200

Improvement may be required, when, 392.240 Preference prohibited, adequateness required,

Term agreements permitted, 392.200

Shareholders' meeting, quorum, 351.267

Stock, holdings and transfers, limitations, information on impact on local tax revenues required, procedure, 392.300

#### Tariff

392.200

Changes, competitive telecommunication services, procedure, 392.500

Exemptions, 392.520

Ranges, bands, allowed when, requirements, 392.510

Services to be offered under, 392.480

Tax commission, state, original assessments, 138.420

#### Taxation

Annual report, state tax commission, 151.030 Assessment, levy and collection, 153.030

Cities, fourth class, 94.270

Cities, third class, 94.110

Corporation franchise tax, exempt from, when, 147.010

Distributable property, defined, 153.032

Local property, defined, 153.032

Microwave relay station, how apportioned, 151.030

Prior years, unpaid, separate returns required, 153.060

Return not made, procedure, 153.050

Tax on gross receipts, St. Louis County, 66.300

Transfer of property, impact on local tax revenues, information on to be furnished, to whom,

procedure, 392.300

Telecommunication, statewide dual party relay system for deaf and speech-impaired, powers and duties, 209.251 to 209.259

# **Telecommunications companies**

# Certificates

Approved, when, 392.430, 392.450

Exemptions, certain rural companies, 392.451

Modification of, when, 392.450

Procedure, establishing process, content, 392.455 Required, types, duration, temporary certificates, 392.410

Requirements, 392.450

Revocation of certificate, when, penalty, 392.220 Rules to be adopted for service standards, 392.450

Competitive classification, 392.245

Complaints, public service commission, powers, procedure, 386.330

Construction of provisions of the chapter, 392.530

# TELEGRAPH AND TELEPHONE COMPANIES (CH. 392) — cont'd

# Telecommunications companies — cont'd

Contracts, filed where, 392.220

Defined, 386.020

Depreciation rates for incumbent local exchange companies, how set, 392.245

Discrimination prohibited, 392.220

Exchange access, basic local services, maximum allowable prices, 392.245

Intrastate access costs reduced for

telecommunication companies, effect, 392.245

Investigatory powers of public service commission, 386 330

Maximum allowable prices for small incumbent local exchanges, changed when, percentage, procedure, waiver, 392.245

Non-basic telecommunications services exempt from maximum allowable prices, 392.245

Passes, to whom issued, 392.220

Price cap regulation, defined, 392.245

Public schools to have reduced rates, 392.205

Purposes of law, 392.530

#### Rates

Adjusted how, 392.245

Customer-specific pricing, 392.200

Depreciation rates for incumbent local exchange companies, how set, 392.245

Discrimination and rebate prohibited, 392.220 Intrastate access costs reduced, effect, 392.245

Maximum allowable prices for small incumbent local exchanges, changed when, percentage,

procedure, waiver, 392.245 Non-basic telecommunications services exempt

from maximum allowable prices, 392.245

Notice of change, 392.220

Proposed change, certain services, requirements, public service commission may suspend, 392.220

Public schools to have reduced rates, 392.205 Rate relief petition, 392.246

Reduced for services offered for federal lifeline connection plan, 392.200

Regulation, schedules to be filed, 392.220

Schedules, contents, where filed, how changed, 392.220

Telephone cooperatives, filed with public service commission, exception, 392.220

Term agreements permitted, 392.200

Rebates prohibited, 392.220

Resale prohibited, when, 392.475

Schedules, contents, where filed, how changed, 392.220

Telephone cooperatives not required to file rates, exception, exchange access exchanges, 386.250

# Traffic aggregator

Defined, 386.020

Universal service board, created, purpose, powers, duties, members, 392.248

# TELEGRAPH AND TELEPHONE COMPANIES (CH. 392) — cont'd

### Telecommunications companies — cont'd

Universal service fund, telecommunications, created, purpose, 392.248

Telecommunications system, telecommunications companies responsibility for quality of services, individuals with disabilities, 209.260

#### Telephone cooperatives

Defined, 386.020

Jurisdiction not to include rates changed by telephone cooperatives, exception, exchange access service, 386.250

Rates not required to be filed, exception, exchange access service, 386.250

Telephone service, provider not switched without customer verification, rulemaking authority, 392.540

Underground facility safety and damage prevention law, generally, 319.010 to 319.050

Violation of law, forfeiture, 392.360

Violation of law, liability for damages, 392.350, 488.472

Wiretapping, see WIRETAPPING

Yellow page listings, exception to powers of public service commission to investigate. 386.330

#### **TELEMARKETING (CH. 407)**

Advertisement, defined, 407.1070

Caller identification, defined, 407.1070

Complaints, attorney general to handle, 407.1085

Consumer, defined, 407.1070

Disclosures required, 407.1073

Established business relationship, defined, 407.1070

Exemptions from regulation, 407.1085

Fictitious name, defined, 407.1070

Investment opportunity, defined, 407.1070

Material aspect or element, defined, 407.1070

Merchandise, defined, 407.1070

Misrepresentations prohibited, 407.1073

#### No-call list and database

Advisory group, 407.1110

Attorney general's powers and duties, 407.1107

Caller identification service, defined, 407.1095

Caller identification service, telephone solicitors not to interfere with subscribers use of service, 407.1104

Cost to subscribers for joining database, no charge authorized, 407.1101

Damages for violations, 407.1107

Database not a public record, 407.1101

Defenses to actions by solicitors, 407.1101

Establishment of, attorney general to administer, 407.1101

Information, publication of, 407.1110

Injunction, 407.1107

Operation of, attorney general to administer, 407.1101

Penalties and fines, 407.1107

Publication of information about, 407.1110

Residential subscriber, defined, 407.1095

Rights of subscribers, 407.1107

#### TELEMARKETING (CH. 407) — cont'd

#### No-call list and database - cont'd

Rulemaking, 407.1101

Solicitation of member on no-call list prohibited, 407.1098

Statute of limitations for actions, 407.1107

Telephone solicitation, defined, 407.1095

Unlawful calling of person listed on, 407.1107

Penalties and fines, 407.1082

Prize, defined, 407.1070

Promptly, defined, 407.1070

Record keeping, 407.1079

Required disclosures, 407.1073

Seller, defined, 407.1070

Telemarketer, defined, 407.1070

Telemarketing, defined, 407.1070

Unlawful act or practice, criminal and civil penalties, 407.1082

Unlawful telemarketing acts and practices, 407.1076; penalties, 407.1082

## **TELEPHONE**

Administrative hearings, department of revenue, 302.530

Automated telephone answering systems, state agencies and departments, option to speak to live operator required, 37.800

Bills for customers to be furnished in Braille or boldfaced type on request, 393.300

Children on medical assistance, toll-free telephone information on health care providers, 192.601

# Conservation commission, violation, reports, hot line

Confidentiality of reports, exceptions, violations, penalties, 252.225

Department's authority to establish, 252.225

False statements, penalties, 252.225

Toll-free number, 252.225

Corporation, director's meetings authorized, using, when, exception, 351.335

Credit card, fraudulent use, penalties, 570.130

Crime complaints, 911 calls, confidential, exceptions, 610.150

Deaf and speech-impaired communications system surcharge, tax exemptions, 209.255

Deaf and speech-impaired special telecommunication system, see DEAF; SPEECH-IMPAIRED

Driver's license, suspension or revocation,

administrative review permitted by telephone, when, 302,530

# Economy rates for elderly and handicapped

Applications furnished by telephone corporations, rules for form, 660.141

Changes from one service to another, no fee to be charged, exception, 660.143

Classes of rates may be established by commission, 660.141

Definitions, 660.138

Disconnecting because no longer eligible, fees prohibited, 660.143

#### TELEPHONE — cont'd

# Economy rates for elderly and handicapped — cont'd

#### Eligible persons

Duties of department of social services to inform and validate list, 660.147

Informed of service, how to make application, 660 147

Exemption from certain taxes, 660.149

Fee for frequent changes by eligible person to be set by commission, 660.143

Funding of program, 660.145

Gross receipt tax, political subdivision may exempt, 660.149

Installation cost to be reduced, how determined, 660.143

Processing changes from one service to another, fees prohibited, 660.143

#### Rates

Established by commission, 660.141 How determined, procedure, 660.141 Set when, 660.141

Residence requirement, only one residence allowed for applicant, 660.141

Rules and regulations, commission to promulgate, factors to consider, 660.145

Sales and use taxes, exemption, 660.149

Taxes, sales and use, gross receipt, exemption, 660.149

Zone or mileage charges, 660.138

Emergencies, utility service drivers intrastate, driver's hours not subject to hour regulation, when, 307.400

### **Emergency 911**

#### 911 Training Standards Act

Rules and regulations, department of public safety, authorized, 650.340

Training requirements, annual, exceptions, 650.340

Training requirements, initial, telecommunicators, exceptions, waiver, 650.340

# Advisory committee for 911 service oversight

Created, 650.325

Members, terms, powers and duties, 650.330 Staffed, by whom, 650.330

Committee, defined, 650.320

#### Emergency telephone service 911 board

Members, terms, retirement system, 190.309 Powers and duties of board, 190.309

Public safety answering point, defined, 650.320 Telecommunicator, defined, 650.320

#### **Emergency service**

# Central dispatching systems (Christian and Scott Counties)

Election of board, when, 190.328

Terms, 190.328

# Central dispatching systems (Clay and Jefferson Counties)

# Board

Appointed when, powers and duties, 190.327

# TELEPHONE — cont'd

#### Emergency service — cont'd

# Central dispatching systems (Clay and Jefferson Counties) — cont'd

#### Board - cont'd

Commission to turn all system duties to board, when, 190.327

Election of board, when, 190.327, 190.329

Qualifications, 190.327

Terms, 190.329

Contracting with other municipalities and political subdivisions for service, 190.325

Funding use of emergency telephone moneys authorized, 190.325

Purchase of communication and emergency equipment authorized, 190.325

Tax rate, 190.325

Centralized emergency dispatching system and employees eligible for membership in LAGERS, St. Louis county, 70.225

Collection of tax to begin, when, 190.305 Definitions, 190.300

## Emergency telephone service 911 board

Members, terms, retirement system, 190.309 Powers and duties of board, 190.309

Fines or penalties, local, prohibited when, 190.308 Liability for civil damages prohibited for operation of system, giving or following emergency instructions, exceptions, 190.307

Misuse of, definitions, penalty, 190.308 Municipalities may retain emergency telephone service, certain counties, when, 190.306

Presumption, billing correct, rebuttable, 190.305 Service authorized, 190.305

# Tax

Authorized, rate, collection, 190.305 Collection of tax to begin, when, 190.305

Contract for service, 190.315

County sales tax adopted as alternative fund, telephone tax to expire, when, 190.337

County sales tax to fund dispatching centers, termination, telephone tax may be established, procedure, 190.337

Election required, ballot form, 190.320 Fee for collection, amount, 190.310

Paid quarterly, 190.310

Rate determined when, notification, 190.310

Records, retention period, 190.310

Refusal to pay tax, supplier to keep list, 190.310

Return filed, when, content, 190.310

Use of tax to cover operation of service and dispatching of emergency calls, 190.305

Tax collection, when, 190.325

# Warren County

Board to administer funds, membership, 190.292 Board, powers and duties, meetings, vacancies, 190.294

Bonds, issuance authorized, 190.296 Borrowing money authorized, 190.296 Definitions, 190.290

#### TELEPHONE — cont'd

#### Emergency service — cont'd

# Warren County — cont'd

Duration of loans, rate of interest, 190.296 Emergency services board, defined, 190.290 Emergency telephone service, defined, 190.290 Public agency, defined, 190.290

Sales tax authorized, ballot language, rate of tax, termination, 190.292

Harassment, hate crimes, definitions, penalties, 557.035

Hate crimes, harassment, definitions, penalties, 557.035

Health care providers, toll-free telephone information for parents of children on medical assistance, 192.601

## Highway patrol hot line, statewide emergency

Creation, purpose, type of reports to be received, 43.600

Duties of patrol, 43.600

False reports, penalty, 43.600

Limitation on powers of commission to regulate in certain matters, companies doing business in more than state of Missouri, 392.290

Literacy hot line, dropouts to be reported, 167.275 Metal belonging to providers not to be purchased by scrap yards, 407.302

Obscene or indecent suggestions, commercial, direct or electronic recording, penalties, exception, 573.100 Operator services, live operator to be provided, when, 392.175

Police reports, 911 calls, confidential, exceptions, 610.150

Public assistance fraud hot line, department to maintain, duties, 660.360

Rates may be reduced for services offered for federal lifeline connection plan, 392.200

Rates, power of cities to regulate, 77.490

Records, crime complaints, 911 calls, confidential, exception, 610.150

Revenue, department of, suspension or revocation of driver's license, administrative hearings, 302.530 See also TELEGRAPH AND TELEPHONE

Telecommunication, statewide dual party relay system for deaf and speech-impaired, powers and duties, 209.251 to 209.259

Telecommunications system, telecommunications companies responsibility for quality of services, individuals with disabilities, 209.260

#### Telemarketing

## No-call list and database

COMPANIES (CH. 392)

Advisory group, 407.1110

Attorney general's powers and duties, 407.1107 Caller identification service, telephone solicitors not to interfere with subscribers use of service, 407.1104

Cost to subscribers for joining database, no charge authorized, 407.1101

Database not a public record, 407.1101

#### TELEPHONE - cont'd

# Telemarketing — cont'd

# No-call list and database — cont'd

Defenses to actions by solicitors, 407.1107

Definitions, 407.1095

Establishment of, attorney general to administer, 407.1101

Information, publication of, 407.1110

Operation of, attorney general to administer, 407.1101

Penalties and fines, 407.1107

Publication of information about, 407.1110

Rights of subscribers, 407.1107

Rulemaking, 407.1101

Solicitation of person listed on no-call list prohibited, 407.1098

Statute of limitations for actions, 407.1107

Unlawful calling of person listed on, 407.1107

# Practices, regulation of

Complaints, attorney general to handle, 407.1085

Definitions, 407.1070

Disclosures required, 407.1073

Exemptions from regulation, 407.1085

Misrepresentations prohibited, 407.1073

Penalties and fines, 407.1082

Record keeping, 407.1079

Required disclosures, 407.1073

Unlawful act or practice, criminal and civil penalties, 407.1082

Unlawful telemarketing acts and practices,

407.1076; penalties, 407.1082 Wiretapping, see WIRETAPPING

Workers' compensation information, toll-free number, duties of division, 287.126

Yellow page listings, exception to powers of public service commission to investigate, 386.330

#### **TELEVISION**

Amber alert system created for missing children, duty of television stations, 210.1012

Boxing, sparring, wrestling and karate contests professional, fees, reports, 317.006

Cable service, facilitating theft of, penalties, 570.300; not stealing, when, 570.039

Cable television service, defined, public service commission law, 386.020

Cable, lines in state highway right-of-way permitted, 227.240

#### Cable, video services providers

Annual report required, 67.2705

Audits authorized, 67.2691

Citation of law, 67.2675

Complaints, filing of, 67.2692

Confidentiality of subscriber information, 67.2694

Customer service requirements, 67.2692

Definitions, 67.2677

Discrimination prohibited, 67.2705

Disputes, cause of action for, procedure, 67.2691

Effective date, 67.2714

Expiration of authorization, when, 67.2685

#### TELEVISION — cont'd

#### Cable, video services providers — cont'd

FCC requirements for emergency messages, compliance with, 67.2683

Fee authorized, amount, 67.2689

Immunity of political subdivisions, when, 67.2695

Indemnification, when, 67.2695

Inquiries, process for handling, 67.2692

Metal belonging to providers not to be purchased by scrap yards, 407.302

National electric safety code, compliance with required, 67.2709

Noncommercial channels, designation of, 67.2703

Noncompliance, effect of, 67.2711

Notice of commencement of service, when, 67.2687

PEG channels, requirements, 67.2703

Political subdivisions, prohibition on certain

regulations, 67.2707

Preemption of regulation, 67.2679

Purpose statement, 67.2679

Records, availability of, expenses, 67.2691

Regulation of providers, 67.2707

Report, contents, 67.2693

Separate franchise by political subdivision not required, 67,2681

State-issued authorization required, procedure, 67.2679

Toll-free number required, 67.2692

Transferability of authorizations, procedure, 67.2701

Video service, defined, 67.2677

Waiver permitted, when, 67.2705

Child labor laws, entertainment industry, limitation, 294.022

Depreciation schedules for broadcasting equipment, effect on property tax valuation, 137.078

Emergencies, first informer broadcasters, training and credentialing program, 190.260

Film production projects, tax credit for, limitations, 135.750

Funds, amounts authorized, 185.215

Funds, returned to state, when, 185.210

# Prisoner's appearance in court, use of closed circuit television

Arraignment, permitted when, 561.031

Civil cases, when, 561.031

Criminal complaint, first appearance before associate circuit judge, 561.031

Preliminary hearing, waiver, 561.031

Pretrial or post-trial, when, 561.031

Record of proceeding, requirements, 561.031

Right to demand, not right of prisoner, 561.031

Sentencing, when, 561.031

Public telecommunication interconnection authority, see TELECOMMUNICATION

INTERCONNECTION AUTHORITY

### Public television aid

Application, contents, 185.220

Basic service grant, percentage, 185.210

#### TELEVISION — cont'd

## Public television aid — cont'd

Certification of station expenses, requirement, 185.210

Definitions, 185.205

Funds, maximum appropriation, how computed, 185.230

Instructional services, percentage required, 185.210 Local programming related to community needs, requirement, 185.210

Nonresident professional athletes and entertainers, percentage of estimated taxes allocated to fund, when, 143.183

Operating grant, how computed, 185.210

Purpose, 185.200

Reports, contents, 185.225

Tax credit accountability act of 2004, 135.800 to 135.830

Tax credit, film production projects, application and approval, limitations, 135.750

Theft of cable service, facilitating, penalties, 570.300; not stealing, when, 570.039

Video cassettes, violent or morbid, sale or rental to persons under seventeen, penalty, 573.090

Video instructional development and educational opportunity program, see EDUCATION, DEPARTMENT OF

#### TENANCY IN COMMON

# Certificate of ownership, motor vehicles and trailers

Beneficiary form not permitted for tenants in common, 301.681

Death of one tenant set out as tenant in common, new certificate issued, procedure, fee, 301.679

Presumption not tenancy in common must be set out on face of instrument, 301.675

#### Certificate of title, outboard motors and vessels

Beneficiary form not permitted for tenants in common, 301.461

Death of one tenant set out as tenant in common, new certificate issued, procedure, fee, 306.458

Presumption not tenancy in common must be set out on face of instrument, 306.455

Creation by conveyance to self and others, 442.025

Creation by deed, 442.450

Ejectment, joint action, 524.030

Partnership, rule for determining existence, 358.070 Waste, liability to cotenants, 537.460

#### **TENANTS**

See JOINT TENANTS; LANDLORD AND TENANT

#### TENANTS BY THE ENTIRETY

See ENTIRETY, ESTATE BY

# TENDER

Costs, effect, 514.230 to 514.250

#### Leases, personal property

Cure by lessor of improper tender or delivery, 400.2A-513

Effect of acceptance of goods, 400.2A-516

#### TENDER — cont'd

#### Leases, personal property — cont'd

Rejection of goods, lessee's rights on improper delivery, 400.2A-509

Penal bonds, action on, effect, 522.180

Rent, effect when given before judgment, 535.160

#### TERM LIMITATIONS

See Constitutional Index

#### TERMINAL PUBLIC WAREHOUSES

See GRAIN WAREHOUSE LAW

#### TERMINATION DATES

See EXPIRATION DATES

#### TERMS OF COURT

Adjourned, criminal action, 545.700

Circuit court notice of special, jurisdiction, 476.220

Circuit court, 478.205, Art. V, Sec. 14(a)

Execution sales, effect of change on, 513.295

Expiration, effect, criminal cases, civil actions, 506.060

Process, when returned, 478.206

# Special

Civil cases, 476.240

Criminal action, 545.850 to 545.870

When, how called, 476,220

St. Louis city circuit court, 478,400

Trials, effect of expiration, 510.320

#### **TERRORISM**

Antiterrorism fund created, purpose, 41.033

#### **Bioterrorism**

Vaccination program, voluntary for first responders to disaster locations, 190.091

Bioterrorism defined, emergency management agency, 44.010

Fight terrorism special license plates, application, fees, 301.3123

Homeland security, antiterrorism activities, use of moneys from antiterrorism fund, 41.033

Livestock, crops, or poultry, agroterrorism, crime of, penalty, defenses, 574.130

September eleventh, United States and Missouri state flag to be flown at half-staff, 9.134

Supporting, crime of, penalty, 576.080

Terrorist threat, crime of making, first degree, penalty, 574.115; second degree, 574.120; third degree, 574.125

Water contamination, crime of, penalty, 577.078

## TERRORIST THREAT

Bioterrorism defined, emergency management agency, 44.010

Penalty, 574.115, 574.120, 574.125

Purposes of frightening, 574.115

# TESTAMENT

See WILLS

# TESTAMENTARY TRUSTS AND TRUSTEES

See TRUSTS; TRUSTEES

#### TESTATOR

See WILLS

#### **TESTIMONY**

Accused, failure to give, effect, 546.270 Adverse party, compelling, 491.030

#### TESTIMONY - cont'd

Coroner's inquest, fee for taking, 58.540

Court reporters, certification required for official court reporters, 485.077

Definition, criminal code, 575.010

Director of revenue, authority to take, 136.080

Election contest, senate, house, 115.571

Expert witness, opinion testimony admissible,

hypothetical question not required, when, 490.065 Expert, coroner's inquest, manner of death, 58.470

Foster parents, right to notice of hearings and right to

testify and participate, 211.171, 211.464

Grand jurors, when required, 540.300

Husband and wife as witnesses in criminal trial for or against spouse, permitted when, exceptions, 546.260

Injunction, motion to dissolve, 526.190

Injured person, criminal cases, competency, 546.250 Parental rights, termination, foster parents and legal custodians, right to testify at all hearings, notice, 211.464

Paternity actions, may be compelled, when, 210.832, 210.839

Permanency or review hearings, foster parents right to notice and opportunity to testify, 211.171

Perpetuation by deposition, permitted when, 492.420 Perpetuation, see also PERPETUATION OF

TESTIMONY

Social workers, baccalaureate, may be compelled to testify, 337.689

Termination of parental rights, foster parents and legal custodians, right to testify at all hearings, notice, 211.464

Unemployment compensation case, improper discharge of employee who testifies, damages, statute of limitations, 288.375

## TESTS AND TESTING

#### Accountants

Contents, when held, 326.268

Education requirements, 326.277, 326.280

Eligibility to apply, 326.277

Fee, 326.268

Personal appearance may be required, 326.268

Reexamination, when, fee, 326.280

Rules by board, 326.268

# AIDS and tuberculosis

See AIDS (CH. 191)

Testing of minor, victim of sexual assault, right of parent or custodian to results, 191.663

Testing of offenders, notice to parent or custodian of minor victim of sexual assault required, 191.659

Backflow prevention assembly tester, political subdivisions may set additional standards for, 640,100, 650,295

Bar exam, see ATTORNEYS AT LAW

#### Commercial driver's license

Chemical tests, consent implied, certain tests, procedure, limitation on tests, 302.745

Chemical tests, refusal to consent, effect, procedure, penalties, warning required, 302.750

Driving test, waived when, 302.720, 302.735

#### TESTS AND TESTING - cont'd

# Commercial driver's license — cont'd

Falsification of information, penalty, 302.735 Hazardous materials, transporting, 302.720

Third-party examination certificate requirements, 302.721

Written examination, content, 302.720

Counselors, professional, licensure, application, fee, notice, when, 337.507

Drinking water, tests required, certain departments to test on request of supplier, 640.100

#### Driver's

Driving ability demonstration waived, when, 302.173

Foreign countries, driver's licenses, exchange of, reciprocal agreements, requirements, 302.172, 302.173

License, requirements, 302.175

Motorcycles, complete examination not required, when, 302.173

Motortricycle, complete examination not required, when, 302.173

Vision, 302.175

Electricians and electric contractors, certain third class cities licensing, content requirements, 77.505 Examinations and testing materials not open to public, when, 610.021

Funeral director, fees, 333.042

#### Genetic testing and information

Confidentiality, exceptions, penalty, 375.1309 Defined, 375.1300

Genetic test, defined, 375.1300

Health plan, defined, 375.1303

Insurers, limitations on use by, penalties, 375.1303 Limitations on use of information by insurer,

penalty, 375.1303 Prohibited uses, penalties, 375.1303, 375.1306

# HIV and tuberculosis

Minor, victim of sexual assault, notice required to parent or custodian, 191.659

Minor, victim of sexual assault, right of parent or custodian to results, 191.663

See also AIDS (CH. 191)

Horse racing commission, laboratories for testing saliva, blood and urine, 313.560

Infectious disease testing of offenders, permissive, 191.659

Insurers, genetic testing and information, limitations, penalties, 375.1303

Interpreters for the deaf, certification, evaluation, 209,299

Merit tests, see MERIT SYSTEM, STATE

# **National Assessment of Education Progress**

Assessment instrument to be adopted, when, 160 518

Development, 160.518

Districts to develop policies, 160.570

Exam alignment with act, 160.518

No Child Left Behind Act, compliance with, 160.518

#### TESTS AND TESTING - cont'd

# National Assessment of Education Progress — cont'd

Policy to encourage students, 160.570

Scores not counted, when, 160.518

Scoring rubic on performance not to be used, when, 161.101

Scoring rubic to be developed by department, 161.101

Special education, alternative assessments, 160.518 State board or state agencies not to establish any single test for highschool graduation, 160.570

Nursing homes and correction centers, rules for tuberculosis testing, 199.350

Parent and guardian may view scores, when, 610.021 Parent's right to school records, attorney fees and court costs assessed, when, 452.375

Physical therapist assistants, 334.659

Physical therapists for licensure, 334.530, not required, when, 334.540

Professional registration, division of, for all agencies, test scores to be confidential, released when, 324.001

Pupil, competency in certain subjects, key skills, elementary and secondary education, 160.257

Real estate appraisers, 339.515, 339.532

Reports, teaching assistants, colleges and universities, English language communication skills, 170.012

School bus driver's, endorsement, 302.272

See specific occupations and professions for requirements

Student, public institutions, may view scores, when, 610.021

Teaching assistants, colleges and universities, English language communication skills, 170.012

# Teaching degree, students and preservice teacher

Assessment required, unsatisfactory to result in nonissuance of a certificate, 168.400

Costs and fees, 168.400

Faculty, defined, 168.400

Nonissuance of certificate due to unsatisfactory assessment, appeal, 168.400

Practice teaching evaluation and observation process bypassed, when, 168.400

Program for education to require direct involvement, supervision, 168.400

Tuberculosis rules for testing in nursing homes and correction centers, 199.350

Tuberculosis testing, required when, 191.659

Water supply testing, certain departments to test on request of suppliers, 640.100

Water supply, quality test to be reported and published for all communities tested, 640.120

# TEXTBOOKS AND TEXTBOOK COMMISSION

See SCHOOLS AND SCHOOL DISTRICTS

#### THANKSGIVING DAY

See HOLIDAYS

### THEATERS

Discriminatory practices prohibited, 213.065, 314.065 Doors, how hung, 320.070; penalty, 320.080 Fire escapes, 320.010 to 320.050

#### THEATERS — cont'd

Industrial inspection, duties, 291.060

### License and regulation

Fourth class cities, 94.270

Special charter cities, 94.360

Third class cities, 94.110

License tax on performances, first class counties, 316.040; penalty, 316.050

License to be denied, when, 316.090

Seat, aisle, exit and scenery regulation, penalty,

316.060, 316.080, 316.100

Summer, nonprofit, ticket sales exempt from sales tax, when, 144.030

Taxation of performances by county commission, 316.010 to 316.030

Towns and villages, power, 80.090

#### THEATRICAL BOOKING AGENCIES

See EMPLOYMENT AGENCIES

#### THEFT

See STEALING

#### THERAPISTS

Disciplinary proceedings against persons or entities licensed by professional registration, time limitation to commence action, exceptions, 324.043

Malpractice actions, procedure and damage,

limitations, see MALPRACTICE

#### Marital and family therapists

Administrative hearing commission, complaints, grounds, 337.730

Committee, members qualifications, terms, meetings, expenses, 337.739

Complaints filed with administrative hearing commission, rights of applicants, 337.730

Confidentiality, exceptions, 337.736

Definitions, 337.700

Diagnosis and treatment of medical conditions not authorized, 3346.137

Disciplinary actions, procedures, 337.730

Disciplinary proceedings against persons or entities licensed by professional registration, time

limitation to commence action, exceptions, 324.043

Discrimination in employment prohibited, when, 337.705

### Division

Defined, 337.700

Duties, notice of renewal, 337.712

Education requirements, rules, 337.727

Employment not required by law, 337.709

### Fund

Created, 337.712

Defined, 337.700

Grievance procedures, rulemaking, 337.727

Injunctions, attorney general, duties, 337.733

Application, oath, fee, 337.712

Certificate replacement, fee, 337.712

Expiration, term established by division, 337.718

Notice of refusal to issue or renew, 337.730

Qualifications, exceptions, 337.715

#### THERAPISTS - cont'd

# Marital and family therapists - cont'd

#### License — cont'd

Reciprocity, 337.706, 337.715

Refusal to issue or renew, grounds, notice,

Renewal notice, failure to receive, effect, 337.712

Renewal, requirements, 337.718

Required, exceptions, 337.703, 337.706

Suspension, probation, conditions, 337.730

Temporary permits, 337.718

Term, application for renewal, 337.718

Title use restrictions, 337.703, 337.706

Penalties, criminal, injunctions, 337.733

Practice of marital and family therapy, 337.700

Rulemaking authority, procedure, 337.727

Standards for assessing competency, rulemaking,

337.727

#### Occupational therapist

#### **Board**

Appointments, by governor, when, 324.063

Chairperson elected, 324.065

Compensation, 324.065

Fees, 324.065

Meetings held, when, 324.065

Members, 324.063

Removal of members, 324.063

Rules promulgated, when, 324.065

Vice chairperson elected, 324.065

Cited as, 324.050

Definitions, 324.050

Disciplinary action and sanctions imposed, when, 324.086

Disciplinary proceedings against persons or entities licensed by professional registration, time

limitation to commence action, exceptions,

324.043

Driver's license, report that licensee incompetent not a breach of physician-patient relationship, 302.291

Fund, Missouri board of occupational therapy, created, 324.074

Inactive status granted, when, 324.080 Insurance copayments and co-insurance for services, not charged, when, 376.1235

#### License

Complaint filed, refusal of renewal, procedure, grounds for refusal, 324.083

Evidence of initial certification required, when, 324.071

Exceptions, activities permitted by

nonoccupational therapists and assistants,

Inactive status granted, when, 324.080

Notification of refusal, when, 324.083

Permit, limited, issued, when, 324.077

Reciprocal contracts, 324.071

Refusal, suspension, revocation, when, 324.083

Relicensure at discretion of board, application for,

time limit, 324.083

#### THERAPISTS — cont'd

### Occupational therapist - cont'd

#### License - cont'd

Renewal, procedure, 324.080

Required, when, 324.056

Standards for licensure established by the board,

324.071

Supervision of assistants, 324.056

Waiver of certification requirement, when,

Limited permit issued, when, 324.077

Penalties, 324.089

Permit issued, when, 324.077

Professional registration, division of, duties, 324.068

### Refusal to issue certificate, permit or license

Complaint filed, procedure, 324.086

Grounds for refusal, procedure, 324.086

Relicensure, discretion of board, requirements, 324.086

Suspension, revocation or probation board to determine, 324.086

Registration with department, 334.737

Renewal of license, procedure, 324.080

Staff for certification, 334,746

#### Physical therapists

Abbreviations, who may use, penalty, 334.610 Advertisement as such, unlicensed practitioner,

penalty, 334.610

Appointees to, orientation program, 324.026

Appointments to, affirmative action required, discrimination prohibited, 324.021

## Assistant, physical therapist

Age, 334.655

Character fitness, 334.655

Collection of fees, 334.680

Defined, 334.500

Deposit of fees, 334.680

Display of license, requirements, 334.675

Examination, 334.655

Fee, 334.665, 334.670, 334.675

License not issued, when, 334.655

License required, 334.650

License without examination, who, deadline,

334.655

Reciprocity, 334.660

Reinstatement applicant, temporary license,

expires when, 334.665

Renewal of license, 334.675

Retirement, affidavit, 334.685

Supervision by licensed physical therapist,

334.650

Temporary license, 334.665

Certificate, display of, requirements, 334.570

Clear and present danger, information to be brought

to board, procedure, 334.615

### Commission

Appointment, terms, officers, 334.625

Compensation, 334.625

Created, 334.625

#### THERAPISTS — cont'd

### Physical therapists — cont'd

#### Commission — cont'd

Expenses, 334.625

Meetings, notice, quorum, 334.625

Powers and duties, 334.625

Staff, 334.625

Complaint by incarcerated persons, no disciplinary action permitted, destruction of records, when,

Complaint may be filed, when, 334.613

Continuing education requirements, 334.507

Crime victims' compensation, failure to submit

verification of injury, when, penalty, 595.027 Definitions, 334.500

Denial of license, felony not to be sole ground, 324,029

Disciplinary action authorized, when, 334.613

Disciplinary actions, reports, exceptions, 334.101

Disciplinary proceedings against persons or entities

licensed by professional registration, time

limitation to commence action, exceptions,

324.043

Driver's license, report that licensee incompetent not a breach of physician-patient relationship, 302.291

Fees to be set by board, 334.601

Felony conviction, automatic revocation of license, when, 334.103

#### **Gunshot wounds**

Duty, failure to comply, penalty, 578.350

Penalty, 578.350

Report, contents, 578.350

Inactive license status permitted, when, procedure, 334.525

Injunction or restraining order authorized, when, 334.617

Insurance copayments and co-insurance for services, not charged, when, 376.1235

Investigation and filing of complaints for violations, 334.618

#### License

Automatic revocation, when, 334.616

Continuing education requirements, 334.507

Denial, restriction, revocation or suspension,

grounds for, alternatives, 334.100

Denied, right to practice in another state, automatic denial, may qualify later, how, 334.103

# Examination

Contents of, 334.530

Dispensed with, when, fee, 334.540

Fee, 334.560

License by, 334.520

Not required, when, 334.611

Papers, retention of, 334.530

Qualifications to sit for, 334.530

Failure to pass examination, reexamination, fee, 334.560

#### THERAPISTS — cont'd

# Physical therapists — cont'd

#### License - cont'd

Felony prosecution, automatic revocation, when, reinstated if conviction set aside, 334.103

List of disciplinary actions against licensees to be published, 334.614

Reciprocity, fee, 334.540

Recommendation by board, 334.530; persons

with prior practice, fee, 334.530

Refusal to issue or renew, procedure, 334.613

Required, 334.510

Requirements and qualifications, 334.530

Revocation, automatic grounds, suspension or refusal, practicing without prescriptions or directions of doctors, dentists, podiatrists,

revocation in another state, 334.100, 334.10

Temporary license, fee, 334.550

Liens, distribution of insurance proceeds, 430.225

List publications of licensees, 334.101

Malpractice insurance, joint underwriting association policies, eligibility requirements, 383,170

Malpractice or negligence, limitation of actions for, 516.105

Patient record documentation requirements, 334.602

#### Physicians, prohibited referrals

Board, defined, 334.252

Definitions, 334.252

Effective when, 334.253

Entity, defined, 334.252

Exemptions, 334.253

Fair market value, defined 334.252

Financial relationship, defined, 334.253

HMO, employing physician, referrals exempt, when, 334.253

Hospitals employing physician, referrals exempt, when, 334.253

Joint venture, defined, 334.252

Physician, defined, 334.252

Referral, defined, 334.252

Remuneration, defined, 334.252

Rural area, defined, 334.252

Prescription for therapy, not required, when, 334.506

Prescription for therapy, physician to disclose financial interest if any in service, form, exception,

Professional corporation, services of physical therapist included as service for forming corporation, 356.021

Reciprocal contracts with other states, negotiations, 334.540

Referral fees prohibited, 334.100

#### Registration

Fee, period covered, 334.580

Fees, 334.570

Renewal, procedure, application, 334.570

Requirement, 334.510

#### THERAPISTS - cont'd

#### Physical therapists — cont'd

### Registration — cont'd

Retirement from practice, effect of, 334.600

Revocation or suspension, list of, publications,

334.10

Rulemaking authority, 334.687

Rules, procedure, 324.022

Scope of practice, 334.506

Services provided without direction by approved health care providers, when, limitations, 334.506

Short title, 334.620

Staff, 334.625

Titles authorized, 334.686

# Physical therapy licensure compact

Active duty military personnel, 334.1212

Adverse actions, 334.1215

Commission, establishment of, 334,1218

Compact privilege, 334.1209

Construction and severability, 334.1233

Data system, 334.1221

Definitions, 334.1203

Effective date, contingent, 334.1230

Oversight, dispute resolution, and enforcement, 334.1227

Purpose, 334.1200

Rulemaking, 334.1224

State participation in compact, 334.1206

# Respiratory care practitioner

# Board for respiratory care

Chairman, vice chairman and secretary election, 334.840

Compensation and expenses, 334.840

Created, 334.830

Discipline of license holders, when, 334.920

Meetings, when held, 334.840

Members, qualifications, terms, 334.830

Removal from the board, 334.830

Vacancies, how filled, 334.830

Complaints, 334.910

Definitions, 334.800

Disciplinary proceedings against persons or entities

licensed by professional registration, time

limitation to commence action, exceptions,

324.043

Disciplining, 334.920

Immunity from liability, when, 334.920

Investigations, 334.910

License required, 334.820

Medicine, practice of, not authorized, 334.820

Practice of respiratory care, definitions, 334.810

#### Rules

Adoption procedure for rules, 334.840

Authority to promulgate, 334.810

Effective when, 334.860

Sanctions, 334.920

Special training required, when, 334.810

Title of act, 334.800

Violations, 334.920

#### THERAPY

See MASSAGE THERAPY

### THIRD STATE BUILDING FUND

See PUBLIC BUILDINGS

#### THISTLES

See WEEDS

#### TICKETS

Collegiate athletic championship events, sales of, exempt from sales tax, when, 144.030

Horse racing, altered or fraudulent passing, unauthorized sale, 313.680

Pawn tickets, loss of, effect, 367.031

Sale or resale of, no restrictions by cities, counties, or other political subdivisions permitted, exceptions, 67.306

Sales tax, notice of, 144.020

#### TIMBER

Branding requirements, rules and regulations, 280.050

#### Chemically treated for preservation

Brand, defined, 280.010

Branding required, registration of brand, 280.070 Condemnation, 280.095; venue, civil penalty, 280.100

Confiscated articles disposition, civil penalty, 280.110

# Confiscation when illegally sold or offered for sale,

280.100

Director, defined, 280.010

Entry and inspection, rights of director, 280.090 Exceptions, law not applicable, 280.120

Hearing, procedure on violations, 280.095

Injunction, when, 280.140

Invoice to accompany shipments, contents, 280.080

Law not applicable to whom, 280.120

Law, how cited, 280.005

### License

Dealer, treated timber, each location, fees, 280.035

Dealers, application, content, 280.037

Fees, purpose, deposit, 280.038

License year, 280.038

Posting required, 280.038

Producer, treated timber required, fee, 280.030

 $Renewal,\,late\,\,penalty,\,280.038$ 

Suspension or revocation, notice, 280.040

Transfer, prohibited, 280.038

Penalties, 280.110, 280.130

Preservative, defined, 280.010

Redemption of confiscated articles, bond, 280.110

Rules and regulations, director to prescribe,

Search warrant for access to premises if refused entry, 280.090

Seizure, receipt to be given, released when, 280.095

Standards for preservatives, 280.050

Standards required to be met before sale, 280.020

Statement, dealer to file with director, 280.060

#### TIMBER — cont'd

#### Chemically treated for preservation — cont'd

Treated timber, wood or wood products, defined, 280.010

Treated wood, defined, 280.010

Violation of law or regulations, class B

misdemeanor, 280.130

Violation, stop orders, procedure, 280.095

Parks, state, permissive removal, 253.100

Sales of, commercial code, 400.2-107

Third class cities, inspection, regulation, 77.550

University of Missouri, restrictions on sale, rules, notice, 172.020

Violation of law or regulations, class B misdemeanor, 280.130

#### TIME

Appeal, probate court, 472.180

#### Bank deposits and collections

Action timely, when, 400.4-202

Check more than six months old, bank not obliged

to pay, 400.4-404

Dishonor, 404.4-301

Receipt of items, 400.4-108

Settlement by bank, 400.4-213

Bank deposits and collections, see BANK DEPOSITS AND COLLECTIONS

Car insurance policies, renewal notice to

policyholder, due when, 379.118

Child abuse records, decision to retain, time limitation on appeal, extension when, 210.152

Childhood sexual abuse, civil action for damages may

be brought, when, 537.046

Commercial paper, see COMMERCIAL PAPER

Computation, 1.040, 400.1-204

Dead animals, disposal of, 269.145

Definition, 1.040

Enlargement in civil actions, 506.060

Extension of time to corporations for certain acts, 361.250

Homicide, time between act and death, no defense, 565.003

#### Leases, personal property

Action for default under lease contract, 400.2A-506 Commercially reasonable time, risk of loss, effect of default on, 400.2A-220

Cure by lessor of improper tender or delivery, replacement, 400.2A-513

Default, after acceptance, 400.2A-516

Default, lessor's damages for lessee's default,

400.2A-529

Firm offers, 400.2A-205

Identification of goods, 400.2A-217

Lessee's duties as to rightfully rejected goods, 400.2A-512

Lessor's and lessee's rights when goods become fixtures, removal of goods, 400.2A-309

Lessor's residual interest in goods, transfer, 400.2A-

Lessor's right to identify goods to lease contract, 400.2A-524

#### TIME - cont'd

#### Leases, personal property — cont'd

Market rent, proof of, 400.2A-507

Offer and acceptance in formation of lease contract, 400.2A-206

Performance of lease contract, 400.2A-401

Procedure on excused performance, modifying lease agreement within reasonable time, 400.2A-

406

Proof of market rent, 400.2A-507

Rejection of goods, 400.2A-509

Revocation of acceptance of goods, 400.2A-517

Special rights of creditors, 400.2A-308

Letters of credit, 400.5-106

Mental patient abuse, administrative discharge of employee, appeal procedure, extension when, 630.167

Month and year, defined, 1.020

Motions, civil action, 509.330

Negotiable instruments law, see NEGOTIABLE

**INSTRUMENTS** 

Nursing home neglect, discharge of employee, appeals to be brought when, 198.070

Periods of civil procedure, how computed, 506.060

#### TIME CONTRACTS

See MOTOR VEHICLE TIME SALES; RETAIL CREDIT SALES

#### TIME-SHARING

Attorney general, powers and duties, 407.610

#### Cancellation

Effective, when, 407.620

Form, content, requirements, 407.620

Purchaser to be furnished, 407.620

Time period, authorized, 407.620

Violation, penalty, 407.630

Waiver, not permitted, 407.620

Definitions, 407.600

# Exchange programs

Defined, 407.600

Information required to be furnished purchasers, 407.625

Report for exchange companies required annually, content, filed where, 407.625

Time shares, not securities, when, 407.620

Violations, penalty, 407.630

Prizes offered requirements, 407.610

Promotions, notice to attorney general, requirements, penalty, 407.610

Real estate agents and brokers, regulations, timesharing not subject to, 407.610

Time-shares sales not deemed to be sale of securities, 407.625

Unlawful practices, notices to attorney general, 407.610

See also MOTOR VEHICLES

Studded, use prohibited, when, 307.171

#### Waste tires

Disposal of, in-state private entity, permitted when, 260.269

#### TIRES - cont'd

#### Waste tires — cont'd

Licensing of motor carriers to transport, transferred to highways and transportation commission, 226.008

Sites, illegal, contracts for abatement, bidding procedures not required when, 34.040

Use as sanitary landfill cover, when, 260.272

Appeals, civil action, 512.040

Certificate of title, subsequent lease of goods by

lessor, voidable title, transfer, 400.2A-304

Commercial code, 400.1-201

Commercial code, sales, see SALES

Criminal activity forfeiture, relations back, when,

Goods, leases, personal property, 400.2A-302

Motor vehicles, see MOTOR VEHICLES

Negotiable instrument, see NEGOTIABLE

**INSTRUMENTS** 

Outboard motors, evidence of, 306.550

Passing title to goods, 400.2-401

Property of decedent's estate, how vested, 473.260

Relations back, criminal activity forfeiture, 513.625

See also TITLE TO REALTY

State lands, 37.005

Wildlife, 252.030

#### TITLE INSURANCE

See INSURANCE COMPANIES

#### TITLE LENDERS

Applicability of certain default provisions in Chapter 408, 367.525

Certification of, division of finance, 367.503

Definitions, 367.500

Interest and fees, 367.515

Licensure, penalty for violation, civil actions

maintained, when, 367.506

Limitations of title lenders, 367.527

Notice to borrower prior to acceptance of title loan application, 367.525

Pawnbroker title use prohibited, when, 367.533

Qualifications of applicants, fee, license issued, when, 367.509

Records of loan agreements kept by title lender, 367.524

Redemption of certificate of title, expiration or

default, 367.521

Safekeeping of certificates of title, liability insurance maintained, when, liability of title lender, 367.530

Title loan agreements, contents, form, 367.518

Title loan requirements, liability of borrower, 367.512 Violations of title loan laws, penalty, 367.525

#### TITLE TO REALTY

Abstracts as evidence, procedure, 446.190 to 446.220 Archives, St. Louis records, evidence, 446.340

Confirmation, government grants, 446.230, 446.240

Conveyance, acquired subsequent to, inures to grantee, 442.430

Copies of confirmation of, evidence, 446.280

#### TITLE TO REALTY - cont'd

Corners, destroyed, establishment by testimony, 446.040 to 446.170

Deeds, recital of heirship, effect, 490.370

Definitions, 442.010

Dispute, county surveyor disqualified, when, procedure, 60.130

Dispute, court may order survey, 60.160, 60.170 Distributee of small estate, how may clear, 473.097

Evidence (CH. 446)

Fee simple, how created, 442.460

Foreclosure sale, mortgages, what acquired, 443.280

French and Spanish archives, evidentiary effect,

446.310 to 446.330

French and Spanish grants, 446.290

Injunction to prevent cloud, 526.030

 $In struments,\,misspelled\,\,names,\,correction,\,490.450$ 

Insurance (CH. 381)

Issue not to be raised, forcible entry and unlawful detainer, 534.210

Livre Terrein, copies from, evidentiary effect, 446.300

Partnership, who may convey, 358.100

Patents not issued by state, owner may acquire,

requirements, 446.175

Patents, erroneous descriptions, correction, 446.180 Records, injured or destroyed, certification's, effect, 446.190

Rights under derivative, forcible entry and unlawful detainer, 534.220

Saline or swamplands, authentication, 28.110 State lands, 37.005

Streets, when vacated, in whom vests, 71.250 Swamplands, 241.020, 241.040, 241.080 to 241.160

Title insurance, see INSURANCE COMPANIES Transfer fee covenants not to run with title to real

property, lien void, when, 442.558

United States surveyors records, evidence, 446.350

Will, effective to prove, when, 473.087

#### TOBACCO REGULATION

\* See also CIGARETTES (CH. 149)

Peace officers, authorized to make arrests for certain liquor and tobacco law violations, 311.630

# Tobacco settlement agreement

Additional information required, when, 196.1029 Applicability to certain manufacturers, 196.1003 Attorney's fees, costs, 196.1003

Certification to attorney general required, when,

penalty for noncompliance, 196.1003

Certification, compliance with agreement required, 196.1023

Civil litigation, appeals, supersedeas bond requirements, 512.085

Compliance agreement required, when, 196.1035 Definitions, 196.1000, 196.1020

Directory listing, director to publish, 196.1023 Disclosure of information to attorney general,

when, 196.1029

Distribution of cigarettes prohibited, when, 196.1032

#### TOBACCO REGULATION — cont'd

#### Tobacco settlement agreement — cont'd

Early childhood development, education and care fund, amount deposited in, 161.215

#### **Escrow fund**

Defined, 196.1000

Release of funds, reversion to manufacturer, when, 196.1003

Required, when, amount, 196.1003

Escrow fund required, when, 196.1029

Judicial review of director's decision not to list in directory, 196.1035

Life sciences research trust fund established, portion of settlement moneys to be deposited in, when, 196.1100

Nonresident or foreign nonparticipating

manufacturers, requirements, 196.1026

Penalties for noncompliance, 196.1003

Quarterly reports required, contents, 196.1029

Remedies for violations, 196.1032

Requirements, 196.1003

Rulemaking authority, 196.1035

Violations, penalties, 196.1032

Violations, penalty, costs, attorney's fees, 196.1003

### Tobacco settlement financing authority act

Accounts in trust fund authorized, 8.550

Annual report submitted to general assembly, content, 8.557

Approval not required, proceeding, or notice, when, 8.515

Assets to be transferred upon dissolution of authority, 8.565

Assignment of state's share of tobacco settlement moneys, authority for, 8.535

# Authority

Bonds, limitations on authority to sell, 8.591 Created, purpose, restrictions, 8.510

Defined, 8.505

Dissolution of authority, when, transfer of assests upon dissolution, 8.565

Powers created under any other state law, 8.515 Prohibited from filing bankruptcy petition, when,

Report to board of public buildings prior to date of sale of tobacco settlement moneys, 8.535

Bankruptcy, authority prohibited from filing petition, when, 8.560

Board created, powers, membership, meetings, no compensation for members, 8.520; no personal liability for members of the board, 8.525

Board of public buildings authorized to issue bonds, use of proceeds, 8.570; bonds not deemed debt of state or board, 8.572

# **Bond requirements**

Form details and incidents of bonds, prescribed by board of public buildings, 8.540
Issuance authorized, when, 8.540

Issued by board of public buildings, 8.575

Net proceeds of bonds, use of money, 8.545

Proceeds of bonds deposit in trust fund, 8.545

#### TOBACCO REGULATION — cont'd

# Tobacco settlement financing authority act — cont'd

#### Bond requirements - cont'd

Refinancing of bonds, authorized, 8.400

Requirements, 8.545

Resolution of board of public buildings required for issuance of bonds, 8.590

Tobacco bond proceeds fund established, 8.570

Tobacco bond trust fund created, 8.550

Citation of act, 8.500

Competitive bidding, exemption from requirements of the state, when, 8.555

Definitions, 8.505

Deposit and withdrawal of moneys in trust fund, authority to, 8.552

Dissolution of authority, when, transfer of assets upon dissolution, 8.565

Exemption from competitive bidding requirements of the state, when, 8.555

Liberal construction of act, 8.595

Limitations on authority's powers, 8.510; authority to have all powers created under any other state law, 8.515

Net proceeds of bonds, use of moneys, 8.545

Notes, issuance of, maturity dates, transfer of funds to secure notes, 8.592

Notice, proceeding, or approval not required, when, 8.515

Powers of the board, 8.530

Proceeding, notice, or approval not required, when, 8.515

Public buildings, board of, authority to report to prior to date of sale of tobacco settlement moneys, 8.535

Public buildings, board of, authorized to issue bonds, use of proceeds, 8.570; bonds not deemed debt of state or board, 8.572

Purpose of authority, 8.510

Report, annually submitted to general assembly, content, 8.557

Resolution of board of public buildings required for issuance of bonds, 8.590

Sale of state's share of tobacco settlement moneys, authority for, 8.535

State's share of tobacco settlement moneys, authority to sell or assign, 8.535

Tax-exempt and taxable expenditure accounts authorized, 8.550

Termination date, revisor to be notified, 8.589

Tobacco bond proceeds fund created, 8.570

Tobacco securitization settlement trust fund created, moneys in fund, uses, treasurer of authority to act as custodian of fund, 8.550

Treasurer of authority to act as custodian of trust fund, 8.550

Trust fund created, 8.550

#### **TOILETS**

# Boats, marine sanitation device

Definitions, 306.300

#### TOILETS - cont'd

#### Boats, marine sanitation device - cont'd

Lease agreements, duties, 306.300

Penalty for violation, 306.300

Requirements, 306.300

Vessels exempt from operating on the Mississippi and Missouri Rivers, 306.300

Construction projects, portable toilets required, 292.630

Equal number, required when, extension of time for compliance in St. Louis city, 701.450

Factories, sexes separated, 292.160

Food establishments, requirements, 196.210

### Marine toilets

Defined, 306.250

Inspection, 306.280

Regulations, 306.260, 306.270

Violations, penalty, 306.290

Mines, when required, 293.100

Portable, required at certain construction projects, 292.630

## TOLL BRIDGES

\* See also BRIDGES; BRIDGE COMPANIES Acquisition by political subdivisions, 234.210, 234.300

Charters, expiration, control, 234.050

Purchase by city or county, 234.100

Railroad corporations, 388.210

Transportation development districts, allowed when, 238.237

## TORNADOE INSURANCE

See INSURANCE

### **TORT**

\* See also DAMAGES

Abandoned property, redevelopment projects, tort actions, immunity for government employees and purchasers, 447.712

Accidents, emergencies, first aid rendered by trained persons, no liability, exceptions, 537.037

Accidents, motor vehicles, information required to be given injured party or officer, penalty, 577.060

Actions, applicability of changes to statutes for cause of actions filed after August 28, 2005, 538.305

Agricultural operations, not to be deemed a nuisance, when, costs, exceptions, 537.295

Alcohol beverages, sale, of not proximate cause of personal injuries or death, exceptions, requirements, 537.053

#### Anhydrous ammonia

Owner defined, 537.297

Tamperer defined, 537.297

Tampering defined, 537.297

Transfer of anhydrous ammonia, immunity from liability and suit when, 537.297

Appeals, bond or surety required during pendency of appeal, how set, 512.099

Architects, engineers, builders, structure defects, limitations, 516.097

Bifurcated trial granted on request where punitive damages involved, procedure, 510.263

Causes of action, certain laws applicable to all causes, when, 537.069

Charities, certain organizations, officers, members immune from personal liability for official acts, exceptions, 537.117

# Childhood sexual abuse, actions for damages

Definition, 537.046

Effective when, 537.046

Injuries or illness, defined, 537.046

Time limitation to bring action, 537.046

Child-placing agencies and residential care facilities, civil liability, caused by child, when, 210.485

#### Children's torts

Liability of minor, 8.150, 211.185, 537.045 Liability of parent or guardian, 8.150, 211.185, 537.045

Parent or guardian liable for certain acts, 8.150, 537.045

# Cities, action against for defects and unsafe conditions

Cities, fourth class, 79.480

Cities, third class, 77.600

Constitutional charter city, 82.210

Claims, contracts to settle, 537.065

Club officers and members, certain organizations immune from personal liability for official acts, exceptions, 537.117

Computers, tampering, expenses, damages, attorney's fees, 537.525

Construction contract agreeing to hold harmless a person's negligence or wrongdoing is void and contra to public policy, exceptions, 434.100

Contribution, joint tort-feasors, 537.060

Corporations, certain organizations, officers immune from personal liability for official acts, exceptions, 537.117

Criminal prosecution, civil action not to merge, 537.050

Damages awarded by jury may be increased or decreased by court, when, 537.068

# Damages paid by defendant prior to trial

Collateral sources rule modified, effect, 490.715 Credit of amount against judgment waived if introduced, 490.715

Identity of defendant payor not to be given at trial, 490.715

Introduction at trial, effect, 490.715

Judgment credit waived if payment of special damages introduced, 490.715

Medical treatment, value of, no evidence of collateral sources permitted, 490.715

Dram shop law liability prohibited, exceptions, requirements, 537.053

Emergency care, doctors, nurses no liability when, 537.037

Emergency first aid, trained persons rendering, not liable for damages, exceptions, 537.037

Equine or livestock activities, liability for, limitations, exceptions, 537.325

#### TORT — cont'd

Executors or administrators, by or against, survival of action, 537.010

Festivals and fairs, limited liability, when, warning signs required, specifications, 537.550

Fire departments and districts donating used personal protection equipment or clothing, no liability, when, conditions, 320.091

Fire insurance company, immunity from civil actions for furnishing information to law officers, 320.085

Fire losses, furnishing information regarding,

presumption, immunity from action, 320.085

Firearm range not deemed to nuisance, when, no criminal or civil liability for noise of use, requirements, 537.294

First aid in emergencies, rendered by trained persons, no liability, exceptions, 537.037

Food donation or distribution free, limited liability, 537.115

Food donations, free distribution of venison, limited liability if certain conditions fulfilled, 537.115

Forcible entry into a vehicle for purpose of removing an unsupervised minor, no civil liability, when, 537.555

Foster parents not liable for foster child's acts, 537.045

Fraternal benefit societies, officers and members immune from personal liability for official acts, exceptions, 537.117

Frivolous suits, motions and defenses, consequences for filing, 514.205

Good samaritan law, doctors, nurses, 537.037 Health care, failure to render, exclusion from

common law, 1.010
Hunting preserve, immune from liability, when,

537.294

Institutional vandalism, damages or injunction, attorney fees and costs, when, 537.523

# Joint and several liability of defendants, general rule

# Exception to general rule, plaintiff assessed percentage of fault

Fifty-one percent fault assessed, effect of, 537.067

Percentage of fault assessed less than fifty-one percent, effect of, 537.067

Severally liable, limitation on, when, 537.067

Joint and several liability, 537.060

Joint tort-feasors release of one or more, noncontractual indemnity, defined, 537.060

Joint tort-feasors, release of one or more, effect, exception, 537.060

Judicial acts or omissions, surety bonds to protect against loss, 105,721

Jurisdiction of action, 478.070

Jury awards as damage may be increased or decreased by court, when, 537.068

Katy trail, adjoining landowners, no civil liability, when, 258.100

# Landowners' liability for recreational use of land

Definitions, 537.345, 537.348

Gross negligence, failure to guard or warn, 537.348 Inviting directly or indirectly, permitting on land for recreation, 537.347

Inviting directly or indirectly, permitting on land for recreation, state-administered program, 537.347 Liability, when, 537.348

Malicious failure to guard or warn, 537.348

Persons entering for recreational use without fee, no duty of care, 537.346

Trespassers, liability for physical injury or death, when, 537.351

Trespassers, no duty of care by owners, exception, 537.351

Laws applicable to all causes of action, when, 537,069

#### Legal services for low-income people fund

Distribution of funds, when, how, purpose, 537.675 Established, 537.675

Funds allocated, how, 537.675

Money not to be used for refund mandated by U.S. Constitution, 537.675

Percentage of payments into tort victims compensation fund to go into fund, 537.675

Unexpended money in fund not to go into general revenue, 537.675

Use of funds delineated, 537.675

Liquor sales, by the drink, not proximate cause of death or personal injuries, exceptions, requirements, 537.053

Malpractice, medical and health care providers, certain laws not applicable, 538.300

Malpractice, see MALPRACTICE

Medical assistance recipients or estates bringing legal action for injuries to notify department of social services, role of court, 208.215

Medical malpractice actions, procedure, damage limitations, see MALPRACTICE

Medical treatment rendered, value of may be introduced, 490.715

Minor's torts, parent or guardian liable for certain acts, 8.150

Minor's torts, parent or guardian, liable if joined as party defendants, when, limitation, 537.045

Minors treated without consent in emergencies and competitive sports events, certain persons, no liability, exceptions, 537.037

Motions, frivolous, consequences for filing, 514.205 Motor vehicles, leaving scene of accident, information required to be given injured party or

Municipalities, liability insurance, 71.185 Noncontractual indemnity, defined, 537.060

#### Nuisance

police officer, 577.060

Agricultural operations not to be deemed a nuisance, when, costs, exceptions, 537.295 Firearm range not deemed to be for noise of use, 537.294

#### TORT - cont'd

#### Nuisance — cont'd

Hunting preserve not deemed, when, 537.294 See also NUISANCES

Nurses, not liable for emergency care, when, 537.037 Officers or members of certain corporations, charities, clubs immune from personal liability for official acts, exceptions, 537.117

#### Oil spills

Liability for costs and damages, limitation, 260.819 Right to seek recovery from federal Oil Spill Trust, 260.819

Paramedics rendering treatment in emergencies or accidents, no civil liability, exceptions, 537.037 Partnership, liability for wrongful act of partner, 358 130

Payment on possible liability, inadmissible as evidence, 490.710

Personal injuries intentionally caused by minor, liability of parent or guardian, 537.045

Physicians providing obstetrical and child care for cities and counties covered by state legal expense fund, 105.716

Physicians, not liable for emergency care, when, 537.037

Pleadings in civil actions, see PLEADINGS, CIVIL ACTIONS

Practical nurses, not liable for emergency care, when, 537.037

Prejudgment interest allowed in tort cases, when, procedure, amount, 408.040

# **Products liability**

#### Comparative fault

Affirmative defense, 537.765

Damages mitigated by plaintiff's fault, but not bar to recovery, 537.765

Fault, defined, 537.765

Contributory fault not bar to recovery, defense as complete bar abolished, 537.765

Definition, 537.760

Fault, defined, 537.765

# Motion to dismiss against seller just in stream of commerce

Affidavit required, 537.762

Defendants, other than seller properly before court from whom total recovery may be had, required, 537.762

Discovery, for other parties, time allowed, extension when, 537.762

Files, when, 537.762

Interlocutory, order of dismissal, may be set aside, when, 537.762

Jurisdiction not lost on motion to dismiss against seller, 537,762

Procedure, requirements, 537.762

Negligence, action may be brought, when, 537.764

### State of the art

Affirmative defense in cases of strict liability, failure to warn, 537.764

#### Products liability — cont'd State of the art — cont'd

Burden of proof on party asserting defense,

537.764

Complete defense, when, 537.764

Definition, 537.764

Negligence, act for, when, 537.764

Property damage by minors, parent or guardian liable when, limitation, 537.045

Public entities risk management fund, 537.700 to 537.755

Public hearings and meetings, conduct and speech, action for, procedure, 537.528

#### **Punitive damages**

Bifurcated trial may be requested by any party, when, procedure, 510.263

Credit on award motion for, procedure granted, when, 510.263

Credit on award motion, denied, when, 510.263 Limitations on in certain cases, amount, 510.265 Motion, post-trial, for award to be credit on punitive damages, when, burden of proof, 510.263

Net worth of defendant admissible in second stage of trial, 510.263

Punitive damage award defined, 510.263 Remittitur and additur to be applied to awards, 510.263

Railroad, liability to agent and employee, 537.180 Remittitur order or increase by court of jury awards of damages, when, 537.068

Request by any party to be granted for bifurcated trial, when, 510.263

Risk management fund, public entities, 537.700 to 537.755

## Sexual abuse, time limitation on actions

Childhood sexual abuse, age under 18, damage actions, 537.046

Criminal prosecution, 556.037

Damages, persons within third degree of affinity or consanguinity, 516.371

Sexual contact, certain persons, statute of limitations on civil action, 516.371

Sovereign immunity, see SOVEREIGN IMMUNITY Sports events or accidents involving minors,

treatment without consent, certain persons, no liability, exceptions, 537.037

State legal expense fund, coverage requirements, 105.711 to 105.726

State liability denied, when, 41.920

State, trails, adjoining landowners, no civil liability, when, 285.100

Suicide prevention interventions, medical and mental health professionals immune from liability, 537.037 Survival, see SURVIVAL OF ACTIONS

Tampering, computers, expenses, damages, attorney's fees, 537,525

Telephone emergency services, operation, giving or following instructions for, no liability, exceptions, 190.307

#### TORT - cont'd

# Tort victims' compensation fund

#### Claimant

Failure to give notice, effect, 537.963 Lien by state for deposit in fund, exception,

537.675
Punitive damages, percentage of award to go into

fund, 537.675

Retention of funds necessary to reimburse fund from compensation received, 537.693

Written notice to division of workers'

compensation, content, 537.693

Claims, how filed, 537.678

Claims, when filed, who may file, 537.684

Collection, attorney general's duty, 537.675

### Compensation

Division of workers' compensation to determine amount, procedure, 537.684

Eligibility requirements, 537.681

#### **Incarcerated claimants**

Application to reactivate case may be filed, when, 537.681

Division of workers' compensation to notify claimant of suspension, when, 537.681 Payments and proceedings suspended, when,

537.681

Limited when, 537.681

Disbursements, when, 537.675

Intervention in judicial proceeding by state prohibited, exception, 537.675

Judicial review of decision of labor and industrial relations commission, who may seek, when, 537.690

Legal services for low-income people to receive twenty-six percent of all payments into this fund, 537.675

Lien for fifty percent of punitive damages award, state to have for deposit into fund, exception, attorney general to serve lien notice, 537.675

Manner of service of notices, exception, 537.678 Medical records submitted when, violation, penalty, claimant may submit cost of obtaining or providing, 537.687

Money not to be used for refund mandated by United States Constitution, 537.678

Party, duty to notify attorney general of punitive damages award, exception, ability to compromise or settle litigation unaffected, 537.675

#### Payment of claims

Division of workers' compensation to determine payment, 537.684

Payment may be in full or prorated, 537.684

Petition for review of decision may be filed with labor and industrial relations commission, who may file, when, deemed filed when, 537.690

Seventy-four percent of all payments received to be appropriated to division of workers compensation, purpose, 537.678

Unexpended money in fund not to go into general revenue, 537.675

#### Tort victims' compensation fund — cont'd

Trade secrets uniform act, misappropriation to displace tort action for restitution, 417.463

Trails, hiking and biking, no civil liability, when, 258 100

Vandalism, liability of minor, 8.150, 211.185, 537.045

Vandalism, liability of parent or guardian, 8.150, 537,045

Vehicles, forcible entry into for purpose of removing an unsupervised minor, no civil liability, when, 537.555

Venison, donation, free distribution, limited liability if certain conditions fulfilled, 537.115

Venue, 508.010

Venue, statutes prevail over conflicting Supreme Court rule, 508,011

Venue, transfer based on addition or removal of plaintiff or defendant prior to trial, 508.012

Volunteers, limited personal liability, certain organizations and government entities, exceptions, 537.118

Waste cleanup of environmental hazards by person in business of cleanup for others, damages, limitation, exceptions, 260.552

Wildlife, interference with lawful hunting and trapping, damages, injunction, 537.524

## Wrongful death

Attorney's fee, 537.095

Bond may be required of claimant, when, 537.095 Damages, amount, factors to be considered by jury, 537.085

Defenses, 537.085

Grief and bereavement not recoverable, 537.090 Joinder of all parties not required, when, effect on recovery, 537.095

Judgment, distribution, collection, 537.095 Limitation on actions, one per defendant for death of one person, 537.080

Limitation on time allowed to bring action, 537.100 Parties authorized to sue, 537.080

Plaintiff ad litem, recovery, distribution, 537.095 Value of care rendered to deceased, amount considered, 537.090

# TORT VICTIMS' COMPENSATION FUND (CH. 537)

#### Claimant

Failure to give notice, effect, 537.963 Lien by state for deposit in fund, exception, 537.675

Punitive damages percentage of award to go into fund, 537.675

Shall retain funds necessary to reimburse fund from any compensation received from the tort feasor, 537.693

Written notice to division of workers' compensation, content, 537.693

Claims, how filed, 537.678

Claims, when filed, who may file, 537.684

#### TORT VICTIMS' COMPENSATION FUND (CH.

#### 537) — cont'd

Collection, attorney general's duty, 537.675

#### Compensation

Division of workers' compensation to determine amount, procedure, 537.684

Eligibility requirements, 537.681

#### **Incarcerated claimants**

Notice to claimant of suspension, when, 537.681 Payment and proceedings suspended, when, 537.681

Reactivation of case, application filed when, 537.681

Limited when, 537.681

Disbursements, when, 537.675

Intervention in judicial proceeding by state prohibited, 537.675

Judicial review of decision of labor and industrial relations commission, who may seek, when, 537.690 Legal services for low-income people to receive twenty-six percent of all payments into this fund, 537.675

# Lien for percentage of punitive damages

Deposit in fund, exception, 537.675

Fifty percent of award authorized, 537.675

Notice of lien served by attorney general, 537.675

Manner of service of notices, exception, 537.678

Medical records submitted when, violation, penalty, claimant may submit cost of obtaining or providing, 537.687

Money not to be used for refund mandated by United States Constitution, 537.678

Party, duty to notify attorney general of punitive damages award, exception, ability to compromise or settle litigation unaffected, 537.675

## Payment of claims

Division of workers' compensation to determine payment, 537.684

Payment may be in full or prorated, 537.684

Petition for review of decision may be filed with labor and industrial relations commission, who may file, when, deemed filed when, 537.690

Seventy-four percent of all payments received to be appropriated to division of workers compensation, purpose, 537.678

Unexpended money in fund not to go into general revenue, 537.675

#### TOURISM COMMISSION

Appointment, qualifications, terms, 620.455 Definitions, 620.466

Director, appointment, qualifications, 620.460

Duties, 620.466

Employees, appointment, 620.460

Expenses, 620.455

#### Fund, tourism marketing

Defined, 620.466

Established, purpose, administration, investment, 620.466

Royalty payments deposited, when, 620.466 Transfer into general revenue, when, 620.466

#### TOURISM COMMISSION — cont'd

Fund, tourism marketing - cont'd

Marketing of special items

Consent of director, required when, 620.466

Definitions, 620.466

Duties, 620.466

Royalty payments required, when, 620.466

Taxes, exemption, when, 620.466

Meetings, 620.455

Members, qualifications, appointment, terms, 620.455

Merit system law applicable to employees, 620.460

Personnel, how selected, 36.030

Promotion of tourism, powers and duties, 620.450,

620.455, 620.465

Report to general assembly, 620.455

#### TOURISM COMMUNITY ENHANCEMENT DISTRICTS

Annual audit required, 67.1978

Authorization, certain counties, procedure, 67.1953 Board of directors, members, terms, duties, 67.1956;

removal of board members, 67.1979

Boundaries, 67.1953; expansion of, procedure,

67.1974 Collection of tax by county collector, 67.1965

Definitions, 67.1950

Destination marketing organization, defined, 67.1950

Distribution of sales tax, 67.1977

Expansion of sales tax revenue, conditions, 67.1968 Liability for entities remitting sales tax, reduction in,

67.1971

Modification of requirements, vote of the district required, 67.1958

Repeal of sales tax, procedure, 67.1977

Requirements, modifications require vote of the district, 67.1958

Sales tax imposed, when, 67.1959

Trust fund created, 67.1962

# TOURISM SALES TAX, COUNTIES

See SALES TAX, COUNTY

#### TOURISM TAX

See SALES TAX, CITY; SALES TAX, COUNTY

#### TOURISM, DIVISION OF

Director, marketing of special items, duties, 620.466 Director, Mississippi River parkway commission, ex officio member, 226.445

## Fund, tourism supplemental revenue

Administration, 620.467

Computation by director of revenue, formula,

620.467

Created, 620.467

Effective when, 620.467

Expiration date, 620.467

Funding, effect, 620.467

Lapse into general revenue, prohibited, 620.467

Limitation of amount deposited to fund, 620.467

SIC Codes, listed, 620.467

Treasurer, state, duties, 620.467

Marketing of special items, director, duties, 620.466 Merit system, personnel, exempt from, 36.030

#### TOURISM, DIVISION OF - cont'd

Minority business advocacy commission establishing rules to confer with tourism, 37.016

Railroads designated as official Missouri railroad, when, 389.007

Transferred to department of economic development,

#### TOURIST CAMPS AND RESORTS

\* See also LODGING ESTABLISHMENTS,

Accommodations refused by operator, when, 315.067

Baggage, liability for loss, 419.030

Convention and tourism tax, Kansas City, rate, 92.327

Definitions, 315.005

Department of health to enforce laws relating to, 315.007

Drinks and meals, sales tax exemption for resale of, when, 144.018, 144.019

Ejecting person from premises permitted, when, 315.075

Extension of time granted to comply with standards, when, 315.041

Fire protection standards, 315.019

Fire, liability for loss by, 419.030

Guest registry maintained, 315.079

Guests' property, liability for, limitation, 419.010 Health, department of, enforcement of laws relating

to, 315.007

Hearing, requested when, held when, right of

licensee, 315.041

# Hotels, motels and lodging establishments

Advertising restrictions, 315.055

Exemptions to provisions, 315.065

Violation of law, penalty, 315.045

Inspections, when, by whom, right of entry, 315.037 Law, posting, 419.020

# License

Displayed, where, 315.015

Expiration, 315.015

Fee, notice, when, amount, 315.015

Inspection, when, by whom, 315.015

Operation without license, penalty, 315.045

Refusal to issue, grounds, 315.041

Requirement, 315.011

Revocation, 315.015, 315.041

Transfer, when, notice to department, 315.011

Minors, registration requirement possible for persons under eighteen, 315.079

Money, liability for loss, 419.020

# Notice by department

License fee, 315.041

Refusal to renew license, 315.041

Revocation of license, 315.041

Served, how, 315.041

Violations, 315.041

Plumbing standards, 315.019

Posting of sections 315.067 to 315.079 at registration desk and in each room required, when, 315.077

#### TOURIST CAMPS AND RESORTS - cont'd

Promotional devices or programs, notice to attorney general required, when, penalty, 407.610

Rates, duty to post, penalty, 419.040, 419.050

Registration required, when, 315.079

Requirements permitted by operator, 315.069

Safe, duty to keep, 419.020

Safety and sanitation standards, 315.019 to 315.033

Sewage treatment and disposal, 315.028

Sports facility maintenance tax, rate, Jackson County, 66.502

Thefts, liability for loss by, 419.030

Water, potable, approval, by whom, when, 315.024

#### TOWING

Law enforcement, use of towing companies and tow lists, when, 304.153

#### Motor vehicles abandoned

Authorized towing, records required, retention period, 304.155

Insurer, satisfaction of insurer's claim, title to towing company, procedure, 304.156

Liability for validity of tow, 304.158

Lien for authorized towing, enforcing procedure, 304.155, 304.156

Notification to law enforcement agency by towing company or local government agency of tow not authorized by agency, 304.157

Removal permitted, when, 304.155

Scrap property, certain towed vehicles may be sold as, when, 304.155

Towing requirements, see also ABANDONMENT Wrecker or towing vehicle, information to be displayed on, 304.158

Tow truck company requirements, 304.154

Tow truck operators, endangerment of an emergency responder, 304.890 to 304.894

Transportation, state employees, use of towing companies and tow lists, when, 304.153

# TOWN MUTUAL INSURANCE COMPANIES

See INSURANCE COMPANIES

# TOWN PLATS

See CITIES, TOWNS AND VILLAGES; particular classes of cities under appropriate headings; PLATS

# TOWNS AND VILLAGES

See CITIES, TOWNS AND VILLAGES

#### TOWNSHIPS

See COUNTIES, TOWNSHIP ORGANIZATION

#### TRACTORS

See FARM MACHINERY

# TRADE AND INVESTMENT TASK FORCE

See TASK FORCES

#### TRADE PRACTICES

\* See also ANTITRUST LAW; RESTRAINT OF TRADE

Fraudulent insurance acts, 375.991 to 375.994

Genetic testing and information, limitations on use by insurers, penalties, 375.1303

Going out of business sale, see MERCHANDISING PRACTICES, UNLAWFUL

#### TRADE PRACTICES - cont'd

Insurance policies, rising guaranty association protection as inducement prohibited, 375.779 Insurance, regulation, 375.930 to 375.948 Insurers, genetic testing and information, limitations, penalties, 375.1303

#### Liquor

Wholesale price discrimination, 311.332, 311.338

#### Milk and milk products

Actions barred when, 416.485

Audit, employment of firm, 416.470

Bond of complainant, 416.475

Complaints, investigation, injunction, 416.450

Continuance, nonresident defendant, 416.550

Costs of investigation, liability, 416.475

Definition of terms, 416.410

Discrimination in price between localities, evidence, 416.420

Injunction to restrain violation, 416.450, 416.455

Injured party, remedies, 416.455

Investigations, subpoenas, contempt of court, 416.465

Judicial process, form, 416.515

Jurisdiction of nonresident, 416.510

Licenses, refusal or revocation, proceedings, 416.490

Rebates, allowances, prohibited, exception, evidence, 416.440

Remedies, exclusive, 416.480

Rules and regulations, promulgation, 416.455

Sale and advertising, exemptions from restrictions, 416.445

Sale or advertising at combined price less than aggregate cost, 416.435

Sale or advertising at price less than cost prohibited, evidence, 416.415, 416.425, 416.430

Service of process, 416.520 to 416.540; proof, 416.535

Venue of actions, 416.545

Pyramid sales schemes and certain franchises, see MERCHANDISING PRACTICES, UNLAWFUL

Uniform trade secrets act, see TRADE SECRETS ACT (CH. 417)

Unsolicited merchandise, disposal, 407.200

# TRADE SCHOOLS

See PROPRIETARY SCHOOLS

## TRADE SECRETS ACT (CH. 417)

#### Uniform trade secrets act

Damages and punitive damages awarded when, 417.457

Definitions, 417.450

Disclosure, defined, 417.450

Law, how cited, 417.450

# Misappropriation

Action for misappropriation displaces certain other actions for recovery, other actions, civil and criminal, not affected, 417.463

Action must be brought when, time limitation, 417,461

Actual or threatened, may be enjoined, 417.453

# TRADE SECRETS ACT (CH. 417) — cont'd

# Uniform trade secrets act — cont'd

# Misappropriation — cont'd

Continuing misappropriation is one claim, 417.461

Court's duty to preserve secrecy of trade secret, 417 459

Damages and punitive damages awarded, when, 417.457

Definition, 417.450

Exceptional circumstances, defined, effect, 417.455

Injunction authorized, terminates, when, 417.455 Prior existing misappropriation to uniform law, effect, 417.467

Punitive damages awarded, when, 417.457 Time limitation to bring action, 417.461

Person, defined, 417.450

Punitive damages awarded, when, 417.457

Purpose of the uniform law, 417.465

Trade secret, defined, 417.450

#### TRADE ZONES

See FOREIGN TRADE ZONES

#### TRADEMARKS

#### \* See also MARKS AND BRANDS

Abandonment of, effect, 417.041

Adoption of, registration procedure, fee, 417.016 AgriMissouri, 261.235

Assignment of registration, procedure, fee, void, when, 417.031

Bids, state requests for, not to specify, 34.060 Cancellation of registration for cause, when, 417.041

### Certificate of registration

Abstract of mark, fee, 417.021 Duplicate, application for, fee, 417.021 Evidentiary effect of certificate, admissible, 417.021

Issued, how, 417.021

Classification of goods and services enumerated, separate applications required, when, 417.046 Common law, effect on, 417.066

Counterfeiting or reproducing, damages, 417.056 Counterfeits or imitation, destruction of, when, procedure, 417.061

Deceptive marks or symbols, 417.011

Deceptive, cancellation, 417.041

Definition of terms, 417.005

Distinctive of product, registered when, evidence required, 417.011

Fee for registration, 417.016

Fee, additional, amount, expiration date, 417.018 Flag or insignia of a nation or state, registration prohibited, 417.011

Fraudulent filing or registration, damages, 417.051 Geographic, registration prohibited, when, 417.011 Injunctive relief, when, additional remedies, 417.061

### Legal actions

#### Cancellation of a mark

Parties, 417.066

#### TRADEMARKS — cont'd

#### Legal actions — cont'd

#### Cancellation of a mark - cont'd

Secretary of state not a party but to be given notice, 417.066

Extraordinary writ to compel registration of mark, procedure, 417.066

Nonresident registrant, service of process, 417.066 Secretary of state not a party but may intervene in action, 417.066

Venue, Cole County, 417.066

Mental health department may obtain, 630.095

Portraits as, requirements, 417.011

Prohibited marks and symbols, 417.011

#### Registration

Cancellation of, for cause, when, 417.041

Expires when, renewal, 417.026

Information required by secretary of state, 417.016 Procedure, fee, 417.016

Refusal to register mark, procedure, 417.016

Registration of, prohibited when, 417.011

Registrations in force on September 28, 1973, to expire, when, 417.026

Registry of, open to public examination, 417.036 Renewal of registration, application, time for, 417.026

Resemblance to registered trademark, registration prohibited, 417.011

Unauthorized use of registered trademark, damages, 417.056

#### TRAFFIC LAWS

# \* See also MODEL TRAFFIC ORDINANCE

Abandoned property, defined, 304.001

Abandoned property, defined, duty of agency requesting tow to write report, when, 304.001

Age requirements for commercial drivers of vehicles intrastate, 307.400

Agricultural implements, speed limit, permit required, when, 304.011

#### All-terrain vehicles

Handicapped persons, limited operation, when, 304.013

Helmet required, exception, 304.013

Low-speed vehicles to observe all traffic laws, 304.029

Operation of, limitations, 301.705, 304.013

Passengers prohibited, exceptions, 304.013

Penalties, 304.013

Prohibited on highways, exceptions, 304.013 Special permits, issued how, fee, 304.013

Waterways, use in, 304.013

Alteration or removal of traffic-control devices prohibited, 304.331

Animal-driven vehicles, lights required, violations, penalty, 307.125

Approval, procedure, fee, 307.030

Autocycles, requirements for operation of, 304.005

Bicycles required to give hand or mechanical signals, when, 307.192

Bicycles to operate on shoulder of roadway, when, 307.191

Bicycles, subject to, 307.188, 307.190

Blind, duty to stop for, penalty, 304.080, 304.110

Brakes required, 307.170

Bridges, weight limit authority for certain counties to set procedure, 304.010

Buses, distance between on highways, 304.044 **Cities** 

Highways and transportation commission, duties, 304 010

License suspension procedure, failure to pre-pay fine or appear in court, 302.341

May enact, limitations, 304.120

Slower speed on state highways, may set, procedure, 304.010

State highways, when, procedure, 304.010

Commercial vehicle enforcement officer, defined, 304.001

Commercial vehicle inspector, defined, 304.001

Commercial vehicles and trailers, equipment required, 307.170

required, 307.170

Commercial zone, defined, size of vehicle in cities of 75,000 or more, 304.190

Commission, defined for chapters 304 and 307, 304.001

#### Construction

Construction zones on highway, defined, 304.580 Construction zones on highway, endangerment of a

highway worker, defined, penalty, 304.585 Construction zones on highway, motor vehicles,

moving violations, penalty, 304.582 Highway construction zone, defined, 302.302,

304.580 Highway construction zone, worker or highway

worker, defined, 304.580
Public streets used for construction, traffic not to be

limited by ordinances, when, certain counties, 67.282

Traffic routes used for construction purposes not to be limited by ordinances, when, certain counties, 67.282

Warning signs to be posted for highway construction, when, 304.582

Counties first class may enact, penalty, 304.130,

Counties, traffic court, 479.500

County vehicular traffic ordinances, violations heard, when, certain counties (Cass and Greene), 67.2010

Court costs, independent living center fund surcharge, 488.5332

Court, traffic court, creation authorized in certain circuits, jurisdiction, 479.500

Crosswalks, establishment, 304.024

Cutouts, muffler, prohibited, 307.170

Damages to roads by metal-tired vehicles, liability, 304.250

Definitions, 304.044

#### TRAFFIC LAWS - cont'd

Department, defined for chapters 304 and 307, 304.001

Distance between vehicles, exceptions, penalty, 304.017

Distance to be maintained when overtaking a bicycle, 300.411, 304.678

Divided highway, rules, penalties, 304.015

Emergency vehicles to include civil defense or

emergency management vehicles, 304.022

Emergency vehicles, 304.022

Enforcement, collection of related data, when, purpose, 304.670

Farm tractors, use of highways, when, 304.260

Fire-fighting equipment exempt from size restrictions, 304.172

Freeway, defined for chapters 304 and 307, 304.001

Funeral processions to yield right-of-way to

emergency vehicles, 194.503

Glass, nails, on highway, person responsible to remove, 304.160

Hazardous material, transporting, driver's qualifications, 307.177

Hazardous material, transporting, violations, penalties, 307.177

Hazardous waste transporting intrastate, driver, age requirement, 307.400

#### Height and weight, cities of 75,000 or more

Commercial zone, defined, 304.190

Extension of regulation beyond city limits, when, 304.190

Routes designated, 304.190

Size of vehicles, limitations, 304.190

Height restrictions on primary and interstate highways, 304.170

Height, automobile transports, special provisions, 304.170

Highway patrol to enforce, 43.025

Ignition interlock devices, 577.600

Implements of husbandry, defined, 304.170

Impoundment of vehicle violating load limit laws, 304.240

Inspector of commercial vehicles, defined, 304.001 Inspectors of commercial vehicles, certification of municipal law enforcement officers, procedure, 304.230, 304.232

Intersections, right-of-way, penalty, 304.351 Interstate highway, defined for chapters 304 and 307,

Interstate highway, defined for chapters 304 and 307 304.001

Juveniles, detention for violation, permitted where, when, 211.033

Lane-direction-control signals, 304.311

Left turn, driver to yield when, 304.351

Left turns, right turns and U-turns, 304.341

Length restrictions on primary and interstate highways, 304.170

Length restrictions, certain vehicles, 304.170

Lessor, liable for violations, when, 304.120

License suspension procedure, failure to pre-pay fine or appear in court, 302.341

#### Lights

Appeal from director's decisions, procedure, 307.035

Auxiliary lamps, number, location, 307.080

Backup lamp permitted, restriction on use, 307.085

Bicycle, required, when, 307.185

Board of review, composition of, duties, 307.035

#### Buses

Churches, mosques, synagogues, temples, or other houses of worship, 307.100

School buses, 307.100

Candlepower limitations, extra lamps, 307.100 Certificate of approval, issuance, revocation,

307.030

#### Colors, see EMERGENCY VEHICLES

Commercial passenger vehicles, permitted, 307.100 Cowl or fender, number, specifications, 307.085 Decisions of director final, when, copy to applicant, 307.035

Definitions, 307.020

Emergency vehicles, 307.100

Flashing lights, prohibited, exception, 307.100

#### Headlamps

Beam indicator, required when, where located, 307.065

Dimming, when required, 307.070

Multiple-beam, intensity, adjustment

requirements, 307.060

Number required, how mounted, 307.045

Single-beam, intensity, adjustment requirements, 307.055

Substitutes, permitted when, speed limit, 307.050 Motorized bicycles, required when, 307.185

Number to be lighted, 307.105

Parked or stopped, requirements, exceptions, 307 110

Prohibited, exceptions, penalty, 307.100

Railroad passenger cars, permitted, 307.100

Rear lamps, requirements, 307.075

Red lights on front, exceptions prohibited, 307.095

Reflectors, required when, specifications, 307.075

Right-of-way at intersections, 304.351

Rules and regulations, promulgation, 307.030

Running board lamps, 307.085

School buses, 307.100

Signals, regulation, 300.135

Spotlights, use, restriction, penalty, 307.090

Tractors, machinery, requirements, 307.115

Traffic signal preemption system, use of by emergency vehicles, when, 304.031

U.S. mail carrier, 307.100

Unapproved, use of prohibited, 307.040

Vehicles exempt, 307.025

Violations, penalty, 307.120

#### Load limits

Axles, how measured, to determine, exceptions, 304.180

Motor vehicles, enforcement, commercial vehicle inspections, 304.230

#### TRAFFIC LAWS - cont'd

#### Load limits - cont'd

Motor vehicles, violation, penalty, 304.240 Not applicable, wreckers, when, 304.174

Load, shifting to avoid violation, when permitted,

Loads to be covered or secured, when, penalty, 307.010

Member of patrol, defined, 304.001

Metal-tired vehicles, use of, restrictions, penalty, 304.250

Military service, exemption from summons, 41.950

Minor traffic violations, courts, 479.350 to 479.372

Minors under seventeen, detention for violation, permitted where, when, 211.033

Mirrors required, 307.170

Mobile devices, hand-held, use of while operating a motor vehicle prohibited, when, 304.820

Motor fuel, theft of, punishment, driver's license suspended, reinstatement, 302.286

#### **Motor vehicles**

Certain weights, special routes may be established, 304.180

Exceeding size and weight limits, rules on permit issuance, 304,200

Maximum measurements, 304.170, 304.172

#### Motorized bicycle

Brakes, required standards, 307.183

Impounded by police officer, when, 307.193

Laws subject to, rights, duties, 307.188

License to operate, 307.195

Lights and reflectors, requirements, 307.185

Riding to the right required, 307.190

Mud flaps required on trucks and trailers, when, penalty, 307.015

Mufflers, required, specification, 307.170

#### Nonresident violator compact

Amendment, failure of parties to respond constitutes endorsement, 544.046

Amendment, procedure, 544.046

# **Board of compact administrators**

Alternate may serve, procedure, 544.046

Appointment, removal, term, 544.046

Bylaws, power to amend and rescind, 544.046

Chairman and vice chairman to be elected, 544.046

Gifts, grants, donations, authority to accept, 544.046

Powers and duties, 544.046

Quorum, 544.046

Citation, defined, 544.046

Collateral no requirement to post on receipt of

citation, exception, 544.046

Definitions, purpose, 544.046

Entry into compact, by resolution, content, effective date, 544.046

Exceptions to compact, 544.046

Failure to comply with citation, report procedure, form, 544.046

Liberal construction, 544.046

#### Nonresident violator compact — cont'd

Mandatory appearance, when, 544.046

Nonparty cooperative arrangement with permitted, 544.046

Records of actions taken to be kept by home jurisdiction, 544.046

Report, of citation time permitted to issue, limitation, 544.046

Severability of provision, 544.046

Suspension of license, in home jurisdiction, when, 544.046

Withdrawal from compact, procedure, effective when, 544.046

Obstruction of traffic, 304.151

Off-road vehicle, defined, 304.001

Operation of vehicles, manner of, generally, 304.012 Overtaking other vehicles, regulations, penalty, 304.016

Parking a vehicle containing hazardous materials within three hundred feet of any highway tunnel, prohibited, 304.373

Parking meters, installation of, 304.120

Parking regulations, signs, violation an infraction, 304.024

Parks, state, 253.160

Passing regulations, penalty, 304.016

Pedestrian-control signals, 304.291

Penalty for violation of sections, 304.271 to 304.351, 304.361

Penalty for violation, general, 304.570

Permits, over dimension or weight limits, 304.200

Persons, defined for chapter 304 and 307, 304.001

Projections, flag and light requirements, 307.170

Prosecution procedure, see MUNICIPAL DIVISION, CIRCUIT COURTS

Quota for issuance of citations prohibited, 304.125

# Railroad crossings

Duty to stop, penalty, 304.035, 304.040

Motor vehicles to stop at, exceptions, requirements, 304.030

Motor vehicles to stop, penalty, 304.035

Railroad employees blocking crossing with train, not responsible for such act, when, 71.013

Reflectors at rear, red, when required, 307.075

#### Right-of-way

At intersections, penalty, 304.351

Defined for chapters 304 and 307, 304.001

Roadway, defined for chapters 304 and 307, 304.001 Routes especially designated for semitrailers and

trailers, certain length, authority, 304.170

Routes for certain weight vehicles, 304.180

Rules of the road, observance required, 304.014

# Safety glass

Approved types, highway patrol to keep list,

Buses, required in, 307.140; sale of without prohibited, when, 307.145

Common carriers, additional penalty for failure to use, 307.160

#### TRAFFIC LAWS - cont'd

#### Safety glass — cont'd

Defined, 307.130

License not issued, unless motor vehicle equipped with, 307.135

Vehicles for hire, required in, 307.140

Violations, penalty, 307.155

#### School buses

Crossing control arms, required, when, (Jessica's Law), 304.050

Design and operation of, penalty, 304.060

Duty to stop for, 304.050; penalty, 304.070

Loading and unloading regulations, 304.050

Markings, signaling devices, required, 304.050

Multiple owners of vehicles committing violation, costs, 304.050

Passing while loading and unloading, 304.050 Penalties, 304.070

Rebuttable presumption that registered owner committed violation, 304.050

Registered owner presumed to have committed violation, when, 304.050

Rental or leasing company, legal proceedings against, procedure, 304.050

Rental or leasing company, may rebut presumption, procedure, 304.050

Signs, signaling devices and crossing control arms, requirements, 304.050

Stopping for, duty of drivers, failure to comply, 304.050

Traffic signal preemption system, use of by bus operators, when, 304.031

Witnesses, peace officer or bus driver, effect, 304.050

## Seat belts

Passengers in car exceed number of seat belts, 307.178, 307.179

Required for passenger cars, exception, penalty, 307.178

See also SEAT BELTS

Violations, points not to be assessed on driver's license, 307.178

Signal of any law enforcement officer or firefighter, duty to stop, failure or refusal, penalty, 575.145

Signaling devices required, use, 307.170

Signals, hand and mechanical, penalty, 304.019

Signals, regulation, 300.135

Signs upon public highways prohibited without permission of highways and transportation commission, 304.321

Signs, disobedience prohibited, penalties, 304.015 Size and weight limits, violations, arrest, 304.230 Size and weight restrictions, cities of 75,000 or more,

Size restrictions, not applicable, wreckers, when, 304.174

Slow speed, penalty, 304.011

304.190

Sludge disposal units to operate on highways, permit and size requirements, 304.170

#### Special permits, over-dimension or weight

Concrete pump trucks, 304.200

Farm products, special permits, over-dimensions, 304.200

Generally, 304.200

Manufactured homes, over-dimensions, special permit, 304.200

Well-drillers' equipment, 304.200

## Speed limit

Agricultural implements, permit required, when, 304.011

Certain counties, establishment, enforcement, 304.010

#### Cities

Highways and transportation commission, duties, 304.010

Slower speed on state highways, may set, procedure, 304.010

State highways, when, procedure, 304.010

Emergency vehicles may exceed, when, 304.022 May be set where construction is taking place, 304.351

Parks, state, 253.160; violation, penalty, 253.170 Penalty, 304.010

University of Missouri campuses, regulation, see University Of Missouri Campuses, this heading Violations of five miles per hour or less over speed limit, penalty, 304.009

St. Louis County traffic court, creation authorized, 479.500

State highway, defined for Chapters 304 and 307, 304 001

Stop and go signs, regulation, 300.135

Street cars, passing when stopped, penalty, 304.023 Strip search or body cavity searches prohibited for traffic violation, exception, 544.193

Summons for violation, exemption for military service, 41.950

Sun screening devices on windshields, sidewings, requirements, exception, penalty, 307.173

Text messaging while operating a motor vehicle prohibited, when, penalty, 304.820

Theft of motor fuel, suspension of driver's license, reinstatement, 302.286

#### **Tolls**

# **Transportation corporations**

Assessment and collection methods, 238.362 Collection of tolls, procedures, 238.367 Commission, powers and duties, 238.362 Enforcement of tolls, authority, 238.362 Methods of assessment and collection, 238.362 Notice to be posted near toll facility, 238.362

Owner of vehicle in violation of toll collection, when multiple owners, 238.365

Photo monitoring systems, evidence, 238.365, 238.367

Procedures for collection, reports of violation, 238.365

Report of violation, 238.365

#### TRAFFIC LAWS — cont'd

#### Tolls — cont'd

#### Transportation corporations — cont'd

Violations of collection regulations, 238.365 Towing company, defined for chapters 304 and 307,

Towing of vehicles, requirements, 307.170

Traffic court in certain circuits, 479.500

Traffic signal preemption system, use of, permitted when, 304.031

Traffic signals exhibiting different colored lights, 304.281

#### **Traffic-control devices**

Alteration or removal prohibited, 304.331 Driver required to obey, exceptions, presumptions,

Intersection signs, 304.351

Lane-direction-control signals, permissible actions, 304.311

Pedestrian-control signals, 304.291

Signal preemption system, use of, permitted when, 304.031

Signals exhibiting different colored lights, permissible actions, 304.281

Signals exhibiting flashing red or yellow lights, permissible actions, 304.301

Timing of signals, minimum interval time, 304.289 Turns at intersections, 304.341

Unauthorized signal devices prohibited, 304.321

Transportation of, through any highway tunnel, prohibited, tunnel defined, violation, penalty, 304.373

Transports for automobiles, height provisions, 304.170

Travel safe zones on highway, defined, motor vehicles, moving violations, penalty, 304.590

#### Trucks

Distance between on highways, 304.044 Interstate highways in certain cities, trucks to drive in far left lane, 304.705

Loads to be covered or secured, penalty, 307.010 Riding in open bed prohibited, exception, penalty, 304.665

Unauthorized signal devices prohibited, 304.321

### University of Missouri campuses

General traffic laws to be applicable on university campuses, 172.743

Points assessed as violation of county or city ordinances, 172.749

Points assessed only for moving violations, 172.750 Publication and distribution of regulations by board of curators, 172.747

Regulation, powers of university, requirement of consistency with general traffic laws, 172.745

Signs displaying speed limit, duty to post, 172.747

Speed limit, signs to be posted, 172.747

Speed limits and regulations, authority of university, 172.745

Violations, same effect as on public roads and highways, 172.743

#### University of Missouri campuses — cont'd

Violations, same effect as violation of municipal ordinances, 172.749

Urbanized area, defined for Chapters 304 and 307, 304.001

Vehicle and highway, defined, 304.025

Vehicle unattended on private property without consent more than forty-eight hours, 304.157

Vehicle unattended on right-of-way more than fortyeight hours, 304.155

Vehicles operated on right side of highway, penalties, 304.015

#### Violation

Deposit of driver's license in lieu of bail, officers authorized to receive, 544.045

Generally, penalty, 304.570

Motorcycle rider training course completion in lieu of points, when, 302.302

Points assessed, assessment stayed, when, how, 302.302

### Weigh stations

Cargo and driver inspection, when, 304.230 Enforcement officers, authority, 304.230

Inspectors of commercial vehicles, training, duties, power, 304.230

Inspectors, commercial vehicles not authorized to bear arms, 304.230

Inspectors, commercial vehicles, training required, when, 304.230

See WEIGH STATIONS

Weight limits, motor vehicles, reduction in, notice, 304.210, 304.220

#### Weight restrictions

Axle, how measured, to determine load, 304.180 Concrete pump truck, permit, 304.180

Idle reduction technology, increase in maximum gross weight permitted, amount, 304.180

Motor vehicles, 304.180

Primary or interstate highways, 304.180 Well-drillers' equipment, permit, 304.180

White canes, who may carry, penalty, 304.080, 304.110

Width restrictions, 304.170

### Zero tolerance

Administrative suspension or revocation, determination by department, when made, basis, 302.505

Alcohol related traffic offenses, duties of officer, 302.510

Notice of suspension or revocation, duties of officer, temporary permits, hearing request forms, 302.520

Records, expungement, when, 302.545 Reinstatement of license, additional fees, 302.541 Substance abuse traffic offender program, defined, 302.010

#### TRAFFIC ORDINANCE

See MODEL TRAFFIC ORDINANCE; TRAFFIC LAWS

#### **TRAILERS**

\* See also MOBILE HOME STANDARDS; MOTOR VEHICLES

Abandoning a trailer, penalty, civil liability, 577.080 Casualty loss, replacement trailer costs, credit against sales taxes, when, 144.027

#### Certificate of registration

Application, contents, fee, duration, 301.190

#### Beneficiary form

Beneficiary consent to transactions concerning motor vehicle or trailer not required, 301.681

Consent of beneficiary to transactions not required, 301.681

Content, procedure to, issue, fee, 301.681

Death of owner and no surviving owner or beneficiary, transfer and issue of new certificate, when, procedure, 301.682

Exempt from sales and use tax, transfer, 301.684 Reassignment allowed on death of owner to another owner, effect, 301.681

Revocation, may not be revoked by will, 301.681 Sales and use tax, transfer exempt from, 301.684 Transfer not deemed testamentary, 301.681

Homemade trailers, definition, application, inspection, fee, sheriff or highway patrol may seize, when, 301.191

Husband and wife, names on certificate, presumption of tenancy by the entirety, exception, 301.675

Joint tenancy, presumption, when, 301.675 Multiple beneficiaries allowed, 301.681

One name on certificate may surrender for new certificate in two or more names, fee, 301.677

Operation without unlawful, penalty, 301.190 Presumption on two or more names, exception,

Presumption on two or more names, exception 301.675

Repossessed title, lien foreclosure, fee, 301.215 Rules and regulations, authority for department to promulgate, 306.465

Sales and use tax, transfer exempt from, when, 301.684

Tenancy by the entirety, when presumption, exception, 301.675

Tenants not in common, death of one tenant transfer to surviving owners, procedure, fee, 301.679

Certificate of title, leases subject to other statutes, 400.2A-104

Certificate of title, tax to be paid before issuance, 144.070, 144.440

Definition of trailer in motor vehicle law not to include manufactured home, 301.010

Electronic message device on trailer, prohibited, exceptions, penalty, 307.122

Franchise practices, exception for trailers, 407.816 House, property taxes assessed, when, 137.090 Insurance claims adjustment, purchase of by insurers,

procedure, 301.642

Lease of motor vehicle or trailer, rental price adjustment based on amount of sale does not create sale or security interest, 301.452

# TRAILERS — cont'd

Leasing companies, sales tax law, 144.070 License and regulation, special charter cities, 94.360; third class cities, 94.110

#### License plate

Counterfeit or altered, forbidden, penalty, 301.440 Evidence, prima facie, if attached, that fees are paid, 301.160

Homemade trailers, issuance, requirements, 301.191

Missing tab, no citation issued, when, 301.302 Required, 301.130

#### Liens and encumbrances

Application of law, 301.650, 301.660

Assignment, 301.630

Assignment, perfection, when, notice if certificate of ownership is retained by revenue electronically, procedure, 301,630

Certificate of ownership, electronic, defined, 301.610

Certificate of title, void sticker on, when, 454.516 Certificates of ownership, to whom delivered,

exception, electronic certificate, 301.610 Confirmation of receipt of notice, 301.600

Creation by owner, procedure, 301.620

Duties of parties, 301.620

Electronic signature permitted, when, 301.644

Existing, effect of law, 301.660

Future advances, may secure, how, 301.600

Labor and materials, 430.082

Lien title, application, fee, 430.082

Notice of lien, perfected, when, 301.600

Registration of by department of revenue, when, 454.516

Release of lien of another without authority, penalty, 301.640

Satisfaction and release of lien if electronic certificate of ownership in possession of director of revenue, procedure, 301.640

Satisfaction and release, procedures, penalty for failure to release, 301.640

Storage, lien title, when, procedure, limitation, 430.082

Subordinate lien, perfection of, 301.600

Subordinate lienholder, addition of to, procedure, 301.620

Subordinate liens, creation, perfection of, 301.620 Support obligations, child, lien for, 454.516

Validity, how perfected, 301.600

Verification of electronic liens and satisfactions, security procedure required, 301.600

List to county assessor, duty of department of revenue, 137.116

Loads to be covered or secured, when, penalty, 307 010

Local taxation of, task force created, 32.088 Mud flaps required, when, penalty, 307.015 Permanent registration allowed, how, 301.067

## Registration

Cancellation, 301.190

#### TRAILERS - cont'd

#### Registration - cont'd

Fee, amount, 301.067

Reciprocity, 301.271, 301.277

Tax receipt for personal property required, 301.025 When, procedure, 301.030

Rental price, adjustment of motor vehicles or trailers, sale not to create sale or security interest, 301.452

#### Sales and use taxes

Agricultural use, allowance, 144.025

Certificate of ownership, transfer at death,

beneficiary form, exempt from tax, 301.684

Certificate of title, payment before issuance, 144 070

Certificate of title, payment before issuance, 144.440

#### County

Collection of, how, when, 66.630

Costs of distribution, how paid, 66.630

Distribution of, how, when, 66.630

St. Louis County, where sale consummated, how collected, 66.630

Dealers authorized to collect, when, 144.070

Exemption for trailers of common carriers

transporting interstate, 144,030

Failure to pay, penalty doubled, 144.250

Imposition, seller's duties, 144.021

Lease deemed imposed at address of lessee, when, 144.069

Lease or rental, exempt from, when, 144.020

Leasing company, how paid, options, 144.070

Levy and collection, 144.440

Rate, 144.020, 144.440

Rate, state and local, how computed, 144.525

Revenue, how credited, 144.455

Sale deemed imposed at address of purchaser, 144.069

Trade-in, exchange allowance or rebate, 144.025

#### Transportation

Kansas City, where sale consummated, how collected, 92.415

#### Use tax

Exempt from, when, 144.450, 144.615

Sales tax calculation when serial number not

identifiable, special numbers issued, examination required, fee, 301.380

Sales tax credit on replacement trailer, when, 144.027 Sales tax, exemptions, payment before title issued, 144.440

Sales tax, rate, 144.440

# Serial numbers

Altered, effect, 301.390; new numbers given, when, 301.380

Altering, penalty, 301.400

Issued when, procedure to obtain, 301.380

Unidentifiable, procedure to obtain special number, 301.380

Special numbers issued when, procedure to obtain, 301.380

#### TRAILERS — cont'd

Support obligations, liens for delinquent child or spousal support, 454.516

Tax assessment, apportionment, 137.090

Tax assessment, corporate owned, 137.095

Theft claims, replacement trailer costs, credit against sales taxes, when, 144.027

Transfer of interest in, notification to director, when, 301.196, 301.197; submission of false information,

Trip permits, not required for trailers, when, 301.265 Unauthorized license plates, tags and placards forbidden, 301.320

#### TRAINING SCHOOLS, STATE

See YOUTH SERVICES, DIVISION OF

#### **TRAINS**

See RAILROADS

#### TRANSCRIPTS

Administrative proceedings, 536.070

Air conservation commission proceedings, 643.100

## Appeals

Associate circuit judge, cases tried on record, how made, 512.180, 543.335

#### Civil cases

County ordinances, heard before associate circuit judge, appeal on record, how made, 512.180

Fees of reporter, 488.2250

Generally, 512.110

Time for filing, extension, 512.140

#### Criminal cases

Costs paid by state, when, 488.2250

Fees, 488.2250

Generally, 547.110, 547.120

Misdemeanors, heard before associate circuit judge, appeal on record, how made, 512.180, 543.335

Misdemeanor cases heard before associate circuit judge, appeal on the record, how made, 512.180, 543,335

Ordinances, county, cases heard before associate circuit judge, appeal on the record, how made, 512.180, 543.335

Change of venue, criminal action, 545.570 to 545.590 Commitment of mentally ill, criminal proceedings,

County commission proceedings, 49.225

Court reporters, fees, 488.2250

Exempt from sales tax, 144.045

Filing in another court, effect, 511.480

Forcible entry and unlawful detainer, judgment, filing, 534.340

Impeachment, duty to keep, 106.200

Judge may order, 488.2250

Judgment, lien effective on filing, procedure, 511.440

Legal page, defined, 488.2250

Obscenity hearing for search warrant, 542.281

Oil and gas council, appeal from, 259.170

Photographic copies deemed as, 109.100

Public service commission hearings, 386.420

#### TRANSCRIPTS - cont'd

Records of courts of record, faith and credit given to, 109.110

Sales tax exemption, 144.045

Trial record, how made, 478.072

Trials de novo, 512.250

Unemployment compensation proceedings, 288.360

#### TRANSFER OF CAUSES

Appeals filed in wrong court, 477.080

Circuit court divisions in same county, 508.110

County to circuit court, 49.220

Criminal action, instituted in wrong county, 541.120 to 541.150

Division of county, 47.350

Juvenile court from police court, 211.061

Juvenile court, crimes, 211.271

See also VENUE

#### **TRANSFERS**

\* See also ELECTRONIC TRANSFERS

Absentee voting, use of fax to deliver or return

ballots, when, 115.291

Bank deposits and collections, between banks, 400.4-206

Bulk transfers, see BULK TRANSFERS

Commercial paper, see COMMERCIAL PAPER

Decedent's estate transfer tax, see ESTATE TAX

#### Electronic funds transfers

Agreement, variation by, 400.4A-501

Authorized account, defined, 400.4A-105

Banks, defined, 400.4A-105

Beneficiary, beneficiary's bank, defined, 400.4A-

Beneficiary's bank, setoff by, 400.4A-502

Choice of law, generally, 400,4A-507

Citation, 400.4A-101

Clearing house, defined, 400.4A-105

Consumer transactions, exclusion of governed by federal law, 400.4A-108

Creditors, process served on receiving bank, 400.4A-502

Customer, defined, 400.4A-105

Debits, preclusion, objection, customer's account, 400.4A-505

Federal law, consumer transactions, exclusion of governed by, 400.4A-108

Federal reserve, operating circulars, regulations,

Federal reserve, transmission, payment order, through fund transfer or other communication system, 400.4A-206

# **Funds transfer**

Business day, defined, 400.4A-105

Defined, 400.4A-104

System rules, defined, 400.4A-501

System, defined, 400.4A-105

Good faith, defined, 400.4A-105

Injunctions, generally, 400.4A-503

Interest, rate of, 400.4A-506

Intermediary bank, defined, 400.4A-104

Item, defined, 400.4A-105

#### TRANSFERS — cont'd

#### Electronic funds transfers — cont'd

Objections, preclusions, debit, customer's account, 400.4A-505

Originator, originator's bank, defined, 400.4A-104

#### Payment order

Charge to account, order, 400.4A-504 Defined, 400.4A-103

#### Issue and acceptance of

Acceptance, payment order, 400.4A-209 Amendment, payment order, 400.4A-211 Authorized payment orders, 400.4A-202 Beneficiary, misdescription, 400.4A-207 Beneficiary's bank, misdescription, 400.4A-208 Cancellation, payment order, 400.4A-211 Erroneous payment orders, 400.4A-205

Generally, 400.4A-201 to 400.4A-212 Intermediary bank, misdescription of, 400.4A-208

Receiving bank, liability and duty regarding unaccepted payment order, 400.4A-212 Refund of payment, unauthorized payment

orders, 400.4A-204

Rejection, payment order, 400.4A-210 Report, customer, unauthorized payment order,

Report, customer, unauthorized payment ord 400.4A-204

Security procedure, defined, 400.4A-201 Sender, defined, authorized and verified order, 400.4A-202

Transmission, through fund transfer or other communication system, 400.4A-206

Unaccepted payment order, liability and duty of receiving bank regarding, 400.4A-212

Unauthorized payment orders, refund of payment, duty of customer to report with respect to, 400.4A-204

Verified payment orders, 400.4A-202; unenforceability of certain, 400.4A-203

#### Receiving bank, execution of sender's order

Erroneous execution, duty of sender to report, 400.4A-303

Executed, execution and execution date, defined, 400.4A-301

Failure to execute, liability, 400.4A-305 Generally, 400.4A-301 to 400.4A-305

Late or improper execution, liability, 400.4A-

Obligations of bank, 400.4A-302

Time received, 400.4A-106

Payment, erroneously executed, duty of sender to report, 400.4A-304

## **Payments**

# **Beneficiary**Obligation of to pay and give notice to

beneficiary, 400.4A-404 Obligation, beneficiary's bank, pay and give notice to, 400.4A-404 Payment by beneficiary's bank, 400.4A-405

Payment by originator to, 400.4A-406 Payment by to beneficiary, 400.4A-405 TRANSFERS — cont'd

Electronic funds transfers — cont'd

Payments - cont'd

#### Beneficiary - cont'd

Discharge, underlying obligation, 400.4A-406 Generally, 400.4A-401

Obligation, beneficiary's bank, pay and give notice to beneficiary, 400.4A-404

Obligation, sender, pay receiving bank, 400.4A-

Originator, to beneficiary, 400.4A-406

Payment date, defined, 400.4A-401

Receiving bank, obligation of sender to pay, 400.4A-402

Receiving bank, payment by sender to, 400.4A-403

Sender, obligation of to pay receiving bank, 400.4A-402

Sender, payment by to receiving bank, 400.4A-403

Underlying obligation, discharge of, 400.4A-406

Prove, defined, 400.4A-105

Receiving bank, creditor process served on, 400.4A-502

Receiving, bank, defined, 400.4A-103

Restraining orders, generally, 400.4A-503

Sender, defined, 400.4A-103

Setoff, beneficiary's bank, 400.4A-502

Short title, uniform commercial code-funds

transfers, 400.4A-101

Suspends payments, defined, 400.4A-105

Withdrawals, order, from account, 400.4A-504

Electronic system to fax in absentee voting to, 115.291

Fiduciary, payment or transfer at fiduciary's direction, effect on transferor, 469.250

Fiduciary, responsibility of transferor, 469.250

# Fraudulent transfers

Application, uniformity of, 428.059

Cause of action, extinguishment of, 428.049

Claim, relief, extinguishment of, 428.049

Construction, uniformity of, 428.059 Creditor, remedies of, 428.039

Defenses of transferee, 428.044

Definitions, 428.009

Extinguishment of claim for relief or cause of action, 428.049

Future creditors, transfers fraudulent as to, 428.024

Insolvency, 428.014

Liability of transferee, 428.044

Obligation, incurred, 428.034

Present creditors, transfers fraudulent as to,

428.024, 428.029

Protection of transferee, 428.044

Remedies, of creditors, 428.039

Short title, 428.005

Supplementary provisions, 428.054

Transfer is made or obligation is incurred, when, 428.034

#### TRANSFERS - cont'd

#### Fraudulent transfers — cont'd

Transferee, defenses, liability and protection of, 428.044

Transfers fraudulent as to present and future creditors, 428.024, 428.029

Uniformity of application and construction, 428.059 Value, 428.019

Generation-skipping credit tax, 145.995; effective when, application, 145.009

#### Investment securities

\* See also SECURITIES

## **Certificated security**

Indorsement, instruction, entitlement, effective when, 400.8-107

Transferor of, warrants to purchaser for value, genuineness of security, 400.8-306

Warranties, 400.8-108, 400.8-109

Delivery occurs, when, 400.8-301

Effect of issuer's restrictions, certificated or uncertificated securities, 400.8-204

Overissue, definition, 400.8-210

Power to order, 400.8-207

Proof of authority to transfer, 400.8-307

#### Registration

Duty of authenticating trustee, transfer agency, acting for issuer, 400.8-407

Issuer, duty of, 400.8-401

Liability and nonliability for, 400.8-404

Registered owner, rights and duties, 400.8-207

Warranties, 400.8-306

Rights acquired by purchaser, 400.8-302

# **Uncertificated security**

Indorsement, instruction, entitlement, effective when, 400.8-107

Warranties, 400.8-108, 400.8-109, 400.8-306 Warranties, 400.8-108, 400.8-109, 400.8-306

# Leases, personal property

Rights, 400.2A-303

Sale of goods by lessee, sublease of goods by lessee, 400.2A-305

Special rights of creditors, fraudulent transfers, 400.2A-308

Subsequent lease of goods by lessor, 400.2A-304

Social services may issue checks or warrants to assistance recipients by electronic transfer, 208.160

# TRANSFERS TO MINORS LAW

See MINORS

#### TRANSIENT EMPLOYER

See EMPLOYER AND EMPLOYEE, subheading, Nonresident Employers

# TRANSLATIONS AND TRANSLATORS

See INTERPRETERS

## TRANSPLANT OF HUMAN ORGANS

Abortions done to obtain fetal organs or tissue for transplants prohibited, 188.036

Amending or revoking gift, persons barred from, 194.240

# Anatomical gift procurement

Body parts, recovery of, requirements, 58.785

#### TRANSPLANT OF HUMAN ORGANS — cont'd

#### Anatomical gift procurement - cont'd

Body parts, removal of, permitted when, 58.780

Definitions, applicability of, 58.775

Information, release to procurement organizations permitted, when, 58.785

Medicological examination permitted, 58.785

Postmortem examination requirements, 58.780

Procurement organizations, cooperation with required, when, 58.780

Body parts, reasonable examination of permitted, when, 194.265

#### Consent

Guardian may give consent, 194.220

Persons, relationships and priorities, who may give,

Relationship to donor to be priority in which consent may be given, 194.220

Construction of statutory provisions, uniformity of law considerations, 194.293

Declarations and advance health care directions, 194.290

Definitions, 194.210

#### Document evidence of gift

Delivery not required, when, 194.263

Examination and copying permitted, when, 194.263

Execution of, requirements, 194.292

Out-of-state execution, requirements, 194.292

Presumption of validity, when, 194.292

Procedure for, 194.250

Document of gift, procedure, 194.250

#### Donee

Amending or revoking gift, persons barred from, 194.240

Amendment or revocation of gift, procedure, 194.230

Donor cards, requirements, 194.225

Gifts for transplantation, therapy, research or education, priority list for persons making, 194.245

Refusal to make a gift, evidenced how,

requirements, 194.235

Research, gifts for, priority list for persons making, 194.245

Rights of donee, 194.220

Donor cards, requirements, 194.225

Donor registry, diligent search of required, when, 194.265

Effective date of sections 194.240, 194.297 through 194.304 and section 301.171, 194.307

Eligible persons to make gift of organs, 194.220

Eyes, embalmers authorized enucleate, when, 194.295

Falsification of documents, penalty, 194.280

Federal acts, effect of state law on, 194.294

Gift in conflict, donor or physician to resolve, 194.290

Gift, making of, procedure for, 194.225

Gifts for transplantation, therapy, research or education, priority list for persons making, 194.245

#### TRANSPLANT OF HUMAN ORGANS — cont'd

Identification of donors, reasonable search required, 194.260

Immunity from liability, when, 194.285

Minor's parents, search for, required when, 194.265

#### Organ donor program fund

### Advisory committee

Appointment, terms, 194.300

Effective date, 194.307

Established, 194.300

Expenses to be paid but no compensation,

194.300

Powers and duties, 194.302

Qualification, 194.300

Report, annual, due when, 194.302

Appropriation to fund prohibited, 194.297

Completion of form on back of license to consent to donation of organ, 302.171

Director to notify department of health to enter

information in registry, when, 302.171 Donor registry, opportunity for inclusion, 302.171

Effective date, 194.307

Established, purpose, 194.297

Grants by department of health, 194.299

Information booklet on importance of donation to be provided, 302.171

Money contributed voluntarily on obtaining driver's license to be deposited in fund, 194.297

Publication of information and need for donors to be provided by department of health, 194.299

Purposes that fund to be expended for, 194.299, 302.171

Registry to be maintained, 194.299

Transfer to general revenue, prohibited, 194.297

Voluntary contribution, amount, 302.171

Persons eligible to receive gifts, 194.255

#### Physicians

Consent, persons, relationship and priorities, who may give, 194.220

Procurement by, prohibited when, 194.265

Procurement organizations, agreements with hospitals required, 194.270

Purchase or sale of body parts for valuable consideration prohibited, 194.275

Refusal of gift required, when, 194.255

Refusal to make a gift, evidenced how, requirements,

#### Registry of organ donors

Effective date, 194.307

Requirements, 194.304

Transfer of information, department of revenue to cooperate, 194.304

Registry to be established, 194.220

Research, gifts for, priority list for persons making, 194 245

Service, declared to be, when, 431.069

### Uniform anatomical gift act

Applicability of, 194.215

Will, gift made by, effect of, 194.225

#### TRANSPORTATION

\* See also COMMON CARRIERS; MOTOR

CARRIERS; RAILROADS

Abandoned motor vehicles removal from highways by department of transportation, requirements, limitations, 226.1115

Bonds, evidence of debt for highways, when authorized, procedures, conditions, 226.133

Bonds, to be issued in conformity with 1992 plan,

# Electric personal assistive mobility device (EPAMD)

Age requirement, exception, disabilities, 307.205 Cities or towns by ordinance may add regulations

for operation within city limits, 307.205

Defined, 307.205

Operation of, where, 307.205

Operators rights, 307.205

Speed limit, 307.205

Fund, highways and transportation department, sources of revenue and allowed expenditures, 226.200

Highway bonds, evidence of debt, when authorized, procedures, conditions, 226.133

# Interstate agency committee on special transportation

Created, purpose, 226.805

Department's duties to assist, 226.808

Members, 226.805

Powers and duties, 226.805

Report, contents, 226.808

Staff, department to furnish, 226.808

Joint committee on transportation oversight, 21.795

#### Leases, personal property

Default by lessor, lessee's remedies, expenses incurred in, 400.2A-508

Lessee's incidental and consequential damages, lessor's default, 400.2A-520

Lessor's incidental damages in stopping, 400.2A-530

# Light rail

Assessment payment when, installments authorized, 389,1005

Bi-state development agency consultant on safety, 389.1005

Definition, 386.020

#### Division

Authority to regulate, 622.090

Powers and duties, 389.1005

Fund, light rail safety fund created, purpose, not to

lapse into general revenue, 389.1010

Funds deposited, where, 389.1005

Rules and regulations, 389.1005

Safety of operation, maintenance and use, 389.1005 Statement to be filed by light rail operator, when,

content, failure to comply, effect, 389.1005

Livestock, into or through state, requirements, 267.570

Livestock, requirements for carriers, 267.585

Modernization of, plan, report, 226.140

#### TRANSPORTATION — cont'd

Motor vehicles owned by state agencies, responsibility for obtaining inspection, 307.402 Parking a vehicle containing hazardous materials within three hundred feet of any highway tunnel, prohibited, 304.373

Plan for multimodal total transportation within state by department of transportation required, deadline, 226.132

Plan to modernize, report, 226.140

Rates, carriers to publish, exceptions, 387.040 Reports for elderly, compilation, coordination, 208.630

Residents facilities for transportation, certain disabled persons, how paid, 162.755

Sheltered workshop employees, 162.755

Social centers for certain disabled persons,

transportation, how paid, 162.755

State highway and bridge construction, maintenance, annual bid bond authorized, 227.103

State highway and bridge construction, maintenance, electronic bidding authorized, requirements and criteria, 227.102

Students from school for severely disabled may be transported by vehicles of sheltered workshops and resident facilities, how paid, 162.755

System, acquisition, maintenance, special charter cities, 81.190

Tax credit accountability act of 2004, 135.800 to 135.830

Tax credit for investing in the transportation development of a distressed community, limitation, 135.530, 135.545, 135.546

Transit assistance program, purpose, 226.195 Transit authority, counties, first class, see TRANSPORTATION DISTRICTS AND AUTHORITIES

Transportation corporations, 238.300 to 238.367 Transportation development districts, 238.200 to 238.275

Transportation of, through any highway tunnel, prohibited, tunnel defined, violation, penalty, 304.373

# Vehicle fleet manager, state

Appointment, 37.450

Created, 37.450

Definitions, 37.450

Duties, authority, 37.450

Fee to be paid by state agencies, purpose, 37.450 Fleet to be used only for state business, 37.450

Report annually to legislature, 37.450

Sale of surplus vehicles, proceeds go to owning agency, exceptions, 37.452

Sale of vehicles in fleet, proceeds deposit, use of proceeds, 37.450

Suspension of agency use for noncompliance, 37.450

#### TRANSPORTATION COMMISSION

See TRANSPORTATION DEPARTMENT, STATE

#### TRANSPORTATION CORPORATIONS

Advisors to board, commission to appoint, functions, 238 315

Area of operation, commission to determine, 238.310 Articles of incorporation, contents, amendment of, filing, 238.312

Assistance from commission, how, limitations, 238.345

Billboards, regulation of, 238.350

#### Board

Advisors, commission to appoint, functions, 238.315

Appointment of, term, expense reimbursement, 238.315

Defined, 238.302

Dissolution by, procedures, 238.357

Indemnification of members, allowed, 238.342

Officers, appointment of, 238.315

Bonds, authorized, 238.327, 238.330

By-laws, approval of, 238.317

Citation of law, 238.300

Condemnation of land, allowable, when, procedures, relocation expenses to be paid, 238.335

Contractual powers, 238.337, 238.345

#### Corporation

Approval by commission, when, procedures, 238.310

Articles of incorporation, contents, amendment of, filing, 238.312

By-laws, approval of, 238.317

Defined, 238.302

Dissolution, 238.352 to 238.360

Exempt from taxation, 238.307

Organization, nonprofit, purpose, 238.307

Powers, 238.332 to 238.342

Definitions, 238.302

#### Dissolution

Articles of execution, 238.360

Board authorized to, when, 238.357

Certificate of, secretary of state to issue, when, 238.360

Commission authorized to, when, 238.355

Required when, procedures, 238.352

Employees, power to hire and fix compensation, 238.340

Hearing, formation of corporation, notice,

commission to approve, when, 238.310

Indebtedness, authorized, 238.327

Indemnification of directors, employees, 238.342

Insurance, transportation network companies,

379.1700 to 379.1708

Law enforcement, project treated as commission highway, when, 238.350

Nonprofit organization, purpose, 238.307

Powers, 238.332 to 238.342

# Project

Defined, 238.302

Fees, corporation may charge, when, 238.325

Plans, approval by commission, 238.320

# TRANSPORTATION CORPORATIONS — cont'd

#### Project — cont'd

Regulation of, treatment as part of highway system, when, 238.350

Tolls, corporation may charge, when, enforcement, 238.325

Transferred to commission, when, 238.352

Property, may purchase and control access to, when, 238.332

Purpose of law, 238.305

Revenue and refunding bonds, authorized, procedures, requirements, 238.330

Revenues, deposit with commission, purpose, 238.322

Rules, commission may adopt, 238.347

Tax exempt status, 238.307

#### Tolls

Assessment and collection methods, 238.362 Collection of tolls, procedures, 238.367 Collection, enforcement, peace officers duties, 238.325

Commission, powers and duties, 238.362 Defined, 238.302

Enforcement of tolls, authority, 238.362

Highway patrol, collection duties, 238.325

Methods of assessment and collection 238.362 Notice to be posted near toll facility, 238.362

Owner of vehicle in violation of toll collection,

when multiple owners, 238.365 Photo monitoring systems, evidence, 238.365,

238.367 Procedures for collection, reports of violation,

238.365 Report of violation, 238.365

Transportation, department of, collection enforcement duties, 238.325

Violations of collection regulations, 238.365

# TRANSPORTATION DEPARTMENT, STATE (CH. 226)

Abandoned motor vehicles removal from highways by department of transportation, requirements, limitations, 226.1115

Access improvements, bond issue to support, thirdstate building fund, 108.900

Air Quality Attainment Act, duties, 643.305

#### Airports

Counties, cities, state aid to build, expand, to provide assistance, 305.234

#### Federal funding

Contracts made by department, law and rules governing, 305.239

Political subdivision using federal funds, law and rules governing, 305.238

Political subdivisions, air facilities, all or partial funding, transportation department may act as agent on request, 305.238

Transportation department may accept, 305.237 Missouri-St. Louis metropolitan airport authority, transferred to department, 226.007

# TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

#### Airports — cont'd

Navigation facilities, authority for cooperation with federal government, when, 305.234

Amber alert system, missing children, participation in system, 210.1012

Arbitration, certain controversies and claims to be settled by, 226.096

Assistant chief engineer, compensation, 226.005

Audit of, expense, by whom paid, 29.210

Biodiesel fuel, use in department vehicles,

definitions, rules, 414.365

Bonds, evidence of debt for highways, when authorized, procedures, conditions, 226.133

Bonds, to be issued in conformity with 1992 plan,

226.134 Bridges, memorial, procedure for designation of,

227.299

Chemicals to control noxious weeds, approval required, 263.464

Chief counsel, compensation, 226.005

## Chief engineer

Collection of permit fees for certain interstate vehicles, duties, 226.135

Housemovers special permit, duty to issue, 324.715

Issuance of special permits exceeding size

limitations, when, 304.200

Motor vehicles, over-dimension or weight limits, duties, 304.200

Permits for interstate vehicles exceeding legal limits, 226.135

Claims, settled by arbitration, when, 226.096

#### Commission

Accidents, vehicle, report forms, 43.251

# Missouri public-private partnerships

#### transportation act

Additional powers of the commission, assistance, contracts, 227.642

Annual status report required, 227.669

Approval of projects, procedure, 227.615

Bond required, when, 227.633

Closed records, when, 227.627

Collection of user fees, 227.660

Comprehensive agreements, approval of, requirements, 227.621

Condemnation authorized, requirements,

surveying, damages to private property, 227.657

Construction of act, 227.603

Definitions, 227.600

Fee, 227.606

Financial information, private partner to provide, 227.633

Financing terms and conditions, 227.645

Interim agreements, requirements, 227.618

Issuance of bonds by private partners authorized, contract to issue bonds and loan proceeds, 227.645

Legislative findings, 227.603

Liability, limitation of, 227.663

# TRANSPORTATION DEPARTMENT, STATE

(CH. 226) - cont'd

### Commission — cont'd

# Missouri public-private partnerships

# transportation act — cont'd

Loans to private partners authorized, 227.642 Material default and opportunity to cure, notice of, remedies, 227.666

Notice of tolls, 227.660

Notice, 227.609

Open records, when, 227.627

Plan, private partner to provide, contents, 227.651

Powers of private partners, 227.630

Powers of the commission, 227.636

Processing fee prohibited, 227.609

Procurement process, 227.609

Procurement, private partner agreements authorized, 227.648

Reports and telephone calls, admissibility of, 227.660

Requests for approval, contents, 227.606

Requests, process for receiving and reviewing of, requirements, 227.612

Responsive bids, 227.609

Revenues tax-exempt, 227.646

Right-of-way easement authorized, 227.654

Rulemaking authority, 227.636

Tentative approval, criteria, 227.618

Terminating negotiations, rejecting requests and responses, 227.624

Terrorism, policy prohibits agreements with sponsors of terrorism, 227.612

Toll collection and traffic citation procedures, 227.660

User fees, 227.639

## Port authorities and districts

Duties, 68.015

Formation, procedure, 68.010

Powers and duties, 68.065

Scenic highways and roads, procedure to establish, duties, 226.798, 226.799, 227.312

Tennessee-Missouri bridge commissioners, appointment, qualifications, vacancies, 234.370,

Transit assistance program, purpose, rulemaking authority, 226.195

Commission, scenic highways and roads, procedure to establish, duties, 227.312, 226.798, 226.799

Committee on purchases, 34.050

Compensation of employees, 226.080

Condemnation, procedure, 226.270

Controversies, settled by arbitration, when, 226.096 Conveyance of lands, leaseholds, authorized when,

procedure, proceeds, 227.290 Created, 226.005

Created, 226.005

Definitions, 226.010

#### Director

Appointment of chief engineer, chief financial officer, other employees, 226.040
Appointment, qualifications, duties, 226.040
Assistant counsel, appointment, salary, 226.060

# TRANSPORTATION DEPARTMENT, STATE

(CH. 226) — cont'd

#### Director - cont'd

Compensation, 226.005

Counsel, appointment, term, qualifications, compensation, duties, 226.060

Employees appointed by, when, 226.040

Ex officio member of Mississippi River parkway commission, 226.445

Interagency advisory committee on energy cost reduction and savings, duties, 8.843

Legal department, offices, provisions for, 226.060

Oaths, power to administer, 226.100

Report submitted to commission, when, 226.040

Retirement system, board of trustees, duties,

Disasters, emergency utility response permits issued for transport of repair equipment, 304.180

Division of motor carrier and railroad safety, transfer to functions and duties to department, 226.008

Early retirement, 104.404

## Elderly and handicapped transportation program

Appropriations for, how distributed, 208.260 Definitions, 208.250

Purpose, federal funding, 208.255

Rules, promulgation, publication, 208.265

Elderly health and nutrition act, transportation, coordination of, duties, 208.609

#### **Employees**

Compensation, how set, 226.005

Death benefit, amount, 104.270

Death benefit, educational grants for surviving children of employees killed in the line of duty, 173.260

Educational grants for children of employees killed or disabled in the line of duty, 173.260

May retire when, 104.100

Nonpartisan selection, 226.090

Veteran preference, 226.080

Workers' compensation law, how extended to cover, 226.160

Employees transferred to MoDOT, election into transportation retirement system, procedure, 104.806

# Engineer, chief

Compensation, 226.005, 226.080

Concrete pump trucks or well-drillers equipment, special permits, when, 304.200

Duties, 226.040

Issuance of special permits exceeding size limitations, when, 304.200

Marking boards and danger signals, to submit plans, 227.220

Motor vehicles, over-dimension or weight limits, duties, 304,200

Motor vehicles, over-dimensions, farm products and manufactured homes, special permits, duties, 304.200

Oath, bond, 226.090

Plans to be recommended, state highway system, 227.050

# TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

### Engineer, chief — cont'd

Qualifications, 226.040

Road laws applicable to state highway officers, when, 227.090

Sludge disposal unit, operation on highways, permit, duty, 304.170

Special routes, when, may designate, 304.170 Surveys, plans and specifications, state highway system, 227.040

Federal aid requested for parks, notice to be given department, 226.181

Financial interest statement, shall be filed, 105.483 **Fund** 

Annual appropriations for all state offices and departments limited, amount allowed, 226.200 Created, 226.200

#### **Excluded from annual appropriations**

Amount paid to revenue for overpayment and refunding, 226.200

Amount to the office of administration, 226.200 Limit for state offices and departments, 226.200 Interest to be paid into general revenue, when, 226.200

Motor carrier and railroad safety, division of, docket fees deposited in, 622.030

Reimbursed by general revenue from fuel ethanol and ethanol blend tax, how computed, 142.028 Source and application, 226.200, Art. IV, Sec. 30(b)

Health benefit coverage maintained by general assembly to be applicable to health benefits plans for state employees, 104.801

Health care program membership, department to review and may withdraw, when, 103.079

Health care program, membership in Missouri consolidated health care plan, 103.079

Heroes way designation program, honors veterans killed in action, 227.297

Highway 19, state, designated rustic and scenic road, powers and duties, 226.795

Highway 66, U.S., designated historic highway, duties, costs, how paid, 226.796

Highway bonds, evidence of debt, when authorized, procedures, conditions, 226.133

#### **Highway corridors**

# Applications or requests by landowners Acquisition of property by commission

Notice of intent, procedure, time limit, effect, 226.967

Procedure, 226.965

Approval must be given by commission, procedure, 226.961

Change of corridor location, prior property owner, first refusal at cost, 226.967

Cities and counties not to approve until commission approves, 226.961

#### Conditional approval by commission

Based on modification or limits, 226.693

# TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

Highway corridors — cont'd

# Applications or requests by landowners — cont'd Conditional approval by commission — cont'd

Rejection by city, county or landowner,

procedure, 226.963

Modification or limits for approval by commission, 226.963

Rejection by city, county or landowner of conditional approval by commission, procedure, 226.963

Cities and counties, authority to bring actions to preserve and protect corridors, 226.973

#### Corridor map

Certified copy filed with city or county in area affected, 226.952

Defined, 226.950

Disposal of property by commission if highway not constructed within ten years, 226.955

Fee to be paid to city or county on filing of corridor map by commission, 226.957

Filing not required, 226.975

Requirements to be complied, with duties of commission, 226.952

Revision of corridor map, procedure, 226.955 Definitions, 226.950

Exceptions to highway corridor laws, 226.957 Landowner may repurchase property, when, 226.967

Recorder of deeds not to record plat until commission has time to act on request or to acquire, 226.969

#### **Violations**

Actions in circuit court authorized for commission, 226.971

Acts in violation unenforceable, 226.971
Cities and counties, authority to act, 226.973
Restoration of property to original condition by court order, no cost to commission, 226.971

# Highways and transportation commission

Bonds, certificates of deposit, letters of credit, checks, financial instruments payable to agencies or officials transferred shall be payable to commission, 226.008

Division of motor carrier and railroad safety, duties and authority of transferred to commission, 226.008

Duties and functions relating to intrastate and interstate transportation, 226.008

Emergency vehicles, 304.022

Fuel, authority to impose and collect certain motor fuel taxes, 226.008

Hazardous waste transportation by motor carriers, regulation of, responsibility of commission, 226.008

Highway reciprocity commission, powers and duties transferred to commission, 226.008 House movers, licensing, responsibility of commission, 226.008

# TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

# Highways and transportation commission — cont'd

Interstate commercial motor vehicles, registration and regulation of, responsibility of commission, 226.008

Interstate motor carriers, collecting and regulating amounts payable to state pursuant to International Fuel Tax Agreement, duties of commission, 226.008

Motor carrier service unit, powers and duties relating to overweight and over dimension motor vehicles transferred to commission, 226.008

Motor carriers, licensing of for transportation of passengers or hazardous waste, duties of commission, 226.008

Motor carriers, out-of-service orders against, 226.009

Overweight and over dimension motor vehicles, regulation of, responsibility of commission, 226.008

Responsibilities and authority, 226.008 Transfer of authority to department of transportation by Type I transfer, 226.008 Waste tires, transport of by motor carriers, regulation of, responsibility of commission, 226.008

Highways, memorial, procedure for designation of, 227.299

#### Historic highways and roads

Highway 19, designated a scenic rustic road, 226.795

Highway 66, designated an historic highway, costs, how paid, 226.796

# Interstate agency committee on special transportation

Created, purpose, 226.805

Department's duties to assist, 226.808

Members, 226.805

Powers and duties, 226.805

Report, contents, 226.808

Staff, department to furnish, 226.808

Interstate agreements, 226.135

Interstate highways, public rest areas, state not to contract for the operation of truck stops, fueling stations, convenience stores or restaurants, 226.003 Jobs now recommendation committee, established, powers and duties, 100.293

Johnson grass control, costs borne by, 263.265 Johnson grass, control and eradication, 263.261 Kansas City area transportation authority district transferred to department, 226.007

Land containing road material, acquisition, 226.240

#### Legal expense fund, state

Coverage, 105.711

Legal counsel, department to furnish, 105.716 Reimbursement of fund, 105.716

Load limits, motor vehicles, powers and duties, 304.230

# TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

Lump sum payment, when, 104.404

Maintenance men, powers in enforcing load limits, 304.230

Maps, official highway, certain historical and tourist attractions to be designated, 226.490

Marking, outer pavement edge, required, where, 227.221

#### **Medical benefits**

Annuity, effect of, 104.404

Certain retirees may apply for, eligibility, contribution amount, time limitations, 104.403, 104.404

Early retirement, 104.404

Eligibility, 104.403

Medical, disability and life insurance, coverage, 104.515

Memorial highways and bridges, procedure for designation of, 227.299

Merit system, applicability of, 36.031

Metropolitan airport authority, Missouri-St. Louis, transferred to department, 226.007

Mines, quarries, may operate and maintain, 226.260

### Missouri public-private partnerships

#### transportation act

Additional powers of the commission, assistance, contracts, 227.642

Annual status report required, 227.669

Approval of projects, procedure, 227.615

Bond required, when, 227.633

Closed records, when, 227.627

Collection of user fees, 227.660

Comprehensive agreements, approval of, requirements, 227.621

Condemnation authorized, requirements, surveying, damages to private property, 227.657

Construction of act, 227.603

Definitions, 227.600

Fee, 227.606

Financial information, private partner to provide, 227.633

Financing terms and conditions, 227.645

Interim agreements, requirements, 227.618

Issuance of bonds by private partners authorized, contract to issue bonds and loan proceeds, 227.645

Legislative findings, 227.603

Liability, limitation of, 227.663

Loans to private partners authorized, 227.642

Material default and opportunity to cure, notice of, remedies, 227.666

Notice of tolls, 227.660

Notice, 227.609

Open records, when, 227.627

Plan, private partner to provide, contents, 227.651

Powers of private partners, 227.630

Powers of the commission, 227.636

Processing fee prohibited, 227.609

Procurement process, 227.609

# TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

# Missouri public-private partnerships transportation act — cont'd

Procurement, private partner agreements authorized, 227.648

Reports and telephone calls, admissibility of, 227.660

Requests for approval, contents, 227.606

Requests, process for receiving and reviewing of, requirements, 227.612

Responsive bids, 227.609

Revenues tax-exempt, 227.646

Right-of-way easement authorized, 227.654

Rulemaking authority, 227.636

Tentative approval, criteria, 227.618

Terminating negotiations, rejecting requests and responses, 227.624

Terrorism, policy prohibits agreements with sponsors of terrorism, 227.612

Toll collection and traffic citation procedures, 227.660

User fees, 227.639

Missouri-St. Louis metropolitan airport authority transferred to department, 226,007

Motor carrier and railroad safety, division of, abolished, transfer of functions and duties to department, 226.008

Motor carrier and railroad safety, division of, transferred to department, 389.005

Motor carrier services unit, special permitting of overweight and over dimension loads on state highways, transferred to highways and transportation commission, 226.008

Motor vehicle registration fees, disposition of, 301.090

Motor vehicles and equipment, use of lights in work zones, 307.175

Motorcycle education programs, transfer to department, 226.008

National historic trails in marking with approved signs, 226.800

#### **Noxious weed control**

Areas, duties within, 263.458

Chemical control, approval required, 263.464 Costs of, 263.462

Parks, requests for federal aid, notice to be given department, 226.181

Penalties for late fees or reports, state agencies may assess, when, 33.202

Plan for multimodal total transportation within state required, deadline, 226.132

Plants and factories, road material, acquisition, 226.250

Plants, factories, right to operate and maintain, 226.260

Port authorities and districts, fund allocation, 68.035 Public rest areas, interstate, state not to contract for the operation of truck stops, fueling stations, convenience stores or restaurants, 226.003

# TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

Publications commission, compensation, 386.190 Railroads

#### State rail preservation act

Agent, department to act as, for preservation programs, 680.145

Contracts, powers, 680.155

Cooperation with other states, 680.150

Definitions, 680.135

Duties of department, 680.140, 680.145

Financial assistance to maintain rail service, limitations on, 680.145

Financial assistance to whom, limit, 680.145

Relocation of highway due to airport relocation, 305.630

Replacement employees, early retirement, limitations, 104.404

Reports to be submitted, when, 104.404

Retirement annuity, waiver of monthly payments or COLA, when, 104.080

Retirement contributions included in budget, 104.070

# Retirement system, employees and highway patrol

Absences for sickness or injury, noncompensated, effect, 104.050

Actions by or against in official name, 104.240 Actuarial evaluation performed at least biennially,

Actuary, employment, duties, 104.220

Additional insurance, purchase of, limitation, 104.517

Affirmative action plan, required, scope, report, 104.621

Alternative to normal annuity, 104.100

Annuities and lump sum payments, when,

determination of amount, 104.625, 104.1024

#### Annuity

105.664

Beneficiary to be designated for final payment, when, 104.401

Death of member or spouse, effect, 104.090 Defined, 104.010

Minimum, computation, 104.615

Normal retirement age, 104.010, 104.271

Normal, calculation, payment options, 104.090

Options for payment, 104.090

Options for payment, made when, 104.080

Patrolmen, normal annuity, payment options, 104 090

Spouse to automatically be beneficiary, when, 104.090

Survivors' benefits, 104.090

Waiver of, when, 104.080

Waiver, authorized, limitation, 104.401

Audit of accounts, 104.190

Audit of by state auditor, when, 29.216

Audit of financial statement by state auditor and joint committee on public employee retirement, 105.661

# Benefits

Errors in amount, how corrected, 104.200

## Retirement system, employees and highway patrol — cont'd

#### Benefits - cont'd

Exempt from taxes, 104.250

Garnishment, not subject to, except for child support and spousal maintenance, 104.250

Increase, annual, how computed, limitation, 104.103

Unassignable, except for child support and spousal maintenance, 104.250

Waiver of monthly payments or COLA, when, 104.080

#### **Board of trustees**

Acceptance of personal profit or gratuity, effect, 104.210

Decisions final, judicial review, 104.210

Employees, compensation, 104.180

Expenses of members and employees, 104.180

Financial statement, 104.190

Judicial notice of records, 104.190

Liability of officers or employees personally for official acts, prohibited, 104.240

Meetings, procedure to call, required when, notice, 104.180

Meetings, time and place, notice, 104.180

Membership, 104.160

Office, where located, 104.190

Officers, how elected, terms, duties, 104.170

Powers in general, 104.210

Quorum, 104.180

Records, 104.190

Retirement and benefit fund, duties, 104.150 Seal, 104.190

Witnesses, may subpoena, 104.210

Classification, entitlement to credit, 104.272

Compulsory retirement for highway patrolmen, 104.081

Consultants on aging, see Special Consultants On Aging, this heading

Consultants, duties, insurance benefits, state's contribution, 104.515

Consumer price index, defined, 104.010

Contribution refund, procedure, records, retention, effect on retirement benefits, reversion of, 104.620

#### Contributions

Medical benefits, authorized, 104.270

Not required, 104.060

Refund option, to whom, when, effect, 104.060 Refund, when, procedure, effect on benefits, reversion of, 104.620

Cooperative agreements between plans, transfer of services, 105,691

Corporate powers, 104.020, 104.320

Creditable prior service, defined, 104.010

### Creditable service

Defined, 104.010

Duplicate credits in two systems prohibited, 104.602

## TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

## Retirement system, employees and highway patrol — cont'd

#### Creditable service - cont'd

Early retirement, creditable service required, 104.100

Forfeiture, restoration, 104.050

Includes unused sick leave, when, but not for vesting purposes, 104.601

Re-employment, prior credit restored, when, 104.035

Service performed for either system, credited to current system, when, 104.602

Survivor, exercise of transfer rights of a deceased member, 104.602

Creditable service, additional transfers permitted, when, 104.800

Creditable service, reciprocal transfer to state retirement system, when, 104.603

Death benefit for special consultants, 104.517

Death benefit, amount, 104.270

Death benefit, amount, to whom paid, 104.120 to 104.130

Death of nonvested member, survivors' benefits, 104.140

Death of vested member before retirement, survivors' benefit, 104.140

Deferred annuity, death of employee prior to retirement, option of surviving spouse as to computation of benefit, 104.030

## Deferred normal annuity

Defined, 104.010

Termination of employment, benefit paid to employee, requirements, 104.035

Withdrawal from system by member before entitled to benefit, relinquishes all rights, 104.050

Definitions, 104.010

Director of insurance to provide actuarial service, when, 104.220

Disability benefits, 104.110

#### **Early retirement**

Creditable service required, 104.100

Eighty and out, limitation, 104.271

Normal annuity, when, 104.100

Early retirement, 104.404

Election into system required for transferred employees, procedure, 104.805

Eligible rollover distribution and eligible retirement plan defined, 104.605

### **Employees**

Compensation, 104.180

Compulsory retirement, when, 107.081

Hired, how, 104.170

May retire, when, 104.080, 104.081

Employees transferred to MoDOT, election into transportation retirement system, procedure, 104.806

Established, 104.020

## Retirement system, employees and highway patrol — cont'd

Estimates of amounts of state contributions, 104.070

#### **Executor director**

Benefit fund, duties, 104.150

Bond required, 104.150

Compensation, 104.180

Contracts and documents, authorized to execute, 104.170

Defined, 104.010

Duties, bond required, 104.150

Liability of officers or employees personally for official acts, prohibited, 104.240

Process to be served on, or assistant, director, 104.170, 104.240

Financial statement, content, annual report, audit, when, 105.661

Health benefit coverage mandated by general assembly to be applicable to health benefits plans for state employees, 104.801

Insurance, may elect coverage under MOSERS plans, 104.516, 104.517

#### Investment of funds

Consultant, selection of, 105.690

Definitions, 105.687

Fiduciary, duties, 105.688

Fiduciary, selection of, 105.690

Investment fiduciary, investment in certain countries, no prohibition against, 105.689

Management of assets, investment fiduciary may, limitations, 105.688

## Venture capital firms

Defined, 105.687

Selection of, 105.690

IRS Code, compliance with required, 104.605 Liability insurance coverage for vehicle owned, leased or used, 104.175

Liability of officers or employees personally for official acts, prohibited, 104.240

Lump sum payment, when, 104.404

### Medical and death benefits

Commission may provide for, 104.270 Contracts and bidding, procedure, 104.270

Retired member may participate in medical and death benefits, when, 104.270

Medical benefit funds permitted, 104.320

## Medical benefits

Annuity, effect of, 104.404

Certain retirees may apply for, eligibility, contribution amount, time limitations, 104.403, 104.404

Early retirement, 104.404 Eligibility, 104.403

### Members

Defined, 104.010 Eligible, who are, 104.030 May retire, when, 104.100

## TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

Retirement system, employees and highway patrol — cont'd

#### Members — cont'd

#### Military service

Credit for prior military service, limitation, 104.040

Elect prior to retirement to purchase, 104.040

Payments may be made over a period of two

years, simple interest on unpaid balance, 104.040

When credited, 104.030, 104.040

Notices and process, form, how served, 104.240

Patrol member retiring after Oct. 1, 1984, may be made consultant, compensation exempt from taxes, judgments claims and is unassignable, 104.260

#### Patrolmen

Employment as consultant to board, 104.090, additional sum paid until sixty-five, when, 104.090

Normal annuity, payment options, 104.090 Spouse to automatically be beneficiary, when, 104.090

Payroll deductions, contributions, obligation of state, 104.250

Permissible, when, 104.080

#### Prior service credit

Canceled, when, 104.050

Credited how, 104.040

Defined, 104.010

Members entitled to, 104.339

Prior service, how credited, 104.040

Process, to be served on executive or assistant, director, 104.170, 104.240

Records to be kept separate from other employment records, 104.190

Replacement employees, early retirement,

limitations, 104.404

Reports to be submitted, when, 104.404

Restoration of forfeited creditable service, 104.050

## Retirement and benefit fund

Deposits by state agencies, 104.070 Deposits in banks, secured, how, 104.150 Established, purposes, 104.150 Investment, 104.150

#### Retirement annuity

Alternative to normal annuity, 104.100
Early retirement, normal annuity, when, 104.100
Normal annuity, when, highway patrolmen,
104.080

Waiver of monthly payments or COLA, when, 104.080

Retirement, compulsory when, 104.081

Retirement, permissive when, 104.081

Rights of members not to be changed, 104.250

Rules and regulations, 104.210

Rules submitted to joint committee on public employees, when, 105.661

## Retirement system, employees and highway patrol — cont'd

Sick leave, unused, to be included in creditable service, when, but not for vesting purposes, 104 601

Sickness, absences, noncompensated, when, 104.050

#### Special consultants on aging

Compensation, funding, 104.612

Employment, compensation, 104.610

Person otherwise eligible for survivor benefits, time limit on marriage to member, 104.610

Spouses of deceased members, special

consultants, when, compensation, 104.254

Year 2000 plan, eligibility of terminated employees and retirees, election, 104.610

Spouse of deceased member, special consultants, when, compensation, no effect on survivor's benefits or eligibility for retirement, 104.255 Spouse, defined, 104.012

Spouses of deceased members, special consultants, compensation, 104.254

Surviving spouse, election, spouse through whom benefits derived, 104.604

#### Survivors' benefits

Children surviving, under twenty-one to receive benefits, amount, if no eligible spouse, 104.140 Death of member before retirement, 104.140 Election, spouse through whom benefits derived, 104.604

May be derived from one member only, election, 104.604

Minimum benefit, death of member in performance of duty, 104.140

Transfer between retirement plans, 105.691

Transfer of creditable service to or from other retirement system, when, death of member before transfer, computation of benefit, 104.800

Transfer of creditable service to or from other system, right of member not exercised due to death, benefits computed in system with most advantageous benefits, 104.800

Transferred employees not part of system without election, procedure, 104.805

Venue of actions against, 104.240

Waiver of monthly payments or COLA, when, 104 080

Water patrol, division of, employee membership options, 104.810

Withdrawal from service, effect, 104.050

#### Year 2000 plan

Actuarial valuations, methods used, 104.1066 Agent, designation by benefit recipient, revocation of authority, 104.1093

#### Annuity

Amount, calculation, how paid, 104.1024

## TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

Retirement system, employees and highway patrol — cont'd

### Year 2000 plan — cont'd

## Annuity — cont'd

Benefits exempt from assignment, attachment, execution, garnishment, judgment, exceptions, child support and maintenance, 104.1054

Continuing lifetime annuity to surviving spouse, retiree may elect other annuity, 104.1015

Credited service, calculation of, 104.1021

Death prior to annuity starting date, benefits to survivors, 104.1030, 104.1036

Deferred annuity, vested former member, starting date election, 104.1036

Defined, 104.1003

Dissolution of marriage, division by court permitted, when, 104.1051

Early retirement, age, application, calculation, 104.1033

Lump sum payment permitted, when, calculation, 104.1024

Marital property, division by court permitted, when, 104.1051

Options for reduction, failure to make, effect of, spousal benefits, 104.1027

Reemployment, effect on, 104.1039

Retirees electing to change to year 2000 coverage, calculation of benefits, 104.1015

Starting date, 104.1003, 104.1024

Temporary annuity, amount termination, 104.1024

Waiver of monthly payments, permitted when, 104.1048

Applicability of other law, 104.1006

Application for retirement, 104.1024

Application, early retirement, 104.1033

#### Beneficiary

Defined, 104.1003

Dependent child survivor benefits, 104.1030, 104.1036

Murder, survivor disqualified as beneficiary, when, 104.1060

Spousal benefits, 104.1027, 104.1030 Survivor disqualified from benefits for killing member, retiree or survivor, 104.1060

#### **Board of trustees**

Administration of plan, management by appropriate board, 104.1012

Defined, 104.1003

Immunity from liability, when, 104.1012

Life and disability insurance programs, duties of board, rules, 104,1081

Premium amounts, determination of costs for life, health and disability insurance benefits, 104.1078

Certification of contribution rate, 104.1066 Citation, 104.1006

Retirement system, employees and highway patrol — cont'd

## Year 2000 plan — cont'd

#### Closed plan

Continuing lifetime annuity to surviving spouse, retiree may elect other annuity, 104.1015 Defined, 104.1003

Election to forfeit rights under, 104.1015 Forfeiture of rights under, election of year 2000 plan, 104.1015

Retirees furnished written comparisons of plans, when, 104,1015

Comparison of plans, 104.1015

Continuing lifetime annuity to surviving spouse, retiree may elect other annuity, 104.1015

Contribution determination, 104.1066

Correction of erroneous payment, 104.1060

#### Cost-of-living adjustment

Calculation, paid when, to whom, 104.1045 Waiver permitted when, 104.1048

Covered pay, calculation, 104.1021

#### Credited service

Absences without compensation, how credited, 104.1021

Calculation of amount, duties of boards, 104.1021

Defined, 104.1003

Forfeiture upon termination of employment, effect of reemployment, 104.1018

Military service, purchase, 104.1021

Prior service credit, 104.1021, 104.1090

Purchase of, prohibited before meeting

minimum service requirements, 104.1021

Sick leave credited how, 104.1021

Transfer of additional credited service, 104.1090

Death benefit of \$5000.00 in lieu of life insurance, when, 104.1072

Death prior to annuity start date, survivor's

benefits, 104.1030, 104.1036

Deferred annuity, 104.1036

Definitions, 104.1003

Dependent child survivor benefits, 104.1030, 104.1036

#### Disability

Effect on retirement benefits, 104.1042

Insurance benefit program established, duties of boards, 104.1081

Insurance benefits for employees, immunity from liability for, when, 104.1075

Dissolution of marriage, effect on annuity, 104.1051

Division of benefits, divorce, when, 104.1051

Early retirement annuity, 104.1033

Election to forfeit rights under closed plan and change to year 2000 plan, effect, 104.1015 Employment by state of retiree, effect, 104.1039 Erroneous payment, correction, 104.1060

## TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

Retirement system, employees and highway patrol — cont'd

#### Year 2000 plan - cont'd

Falsification, penalty, 104.1060

Forfeited credited service, receive credit for,

when, 104.1015

Forfeited service, restored when, 104.1018

Fraud, penalty, 104.1060

#### Fund

Benefits, separate accounts, when, 104.1078 Board, premium determination, 104.1078

Defined, 104,1003

Premium determination for medical, life and disability benefits, 104.1078

Funds, investment of, 104.1069

Hearing officer authorized, 104.1063

Investment of funds, 104.1069

Life insurance benefit program established, duties of boards, 104.1081

Life insurance benefits, 104.1072, 104.1078

Life insurance costs, commission to reimburse

retirement system, 104.1072

Long-term disability, effect on retirement benefits, 104.1042

Medical insurance benefits, 104.1072, 104.1078

#### Member

Defined, 104.1003

Persons included, questions of status determined by board, 104.1009

Vested former member, deformed an

Vested former member, deferred annuity, death of member, effect, 104.1036

Military service credit, purchase, 104.1021

Penalty, falsification of records, 104.1060

Purpose, establishment, 104.1006

Qualified plan, 104.1057

Reduced annuity election, spousal benefits, 104.1027

Reemployment of retiree, effect on annuity, 104.1039

Reemployment, effect on benefits, 104.1018 Refund to survivors, received when, 104.1054

### Retiree

Calculation of benefits after change from closed plan to year 2000 plan, 104.1015

Continuing lifetime annuity to surviving spouse, retiree may elect other annuity, 104.1015

Cost-of-living adjustments, paid when, 104.1015

Defined, 104.1003

Election to change to year 2000 coverage, how, failure to change, effect, 104.1015

Forfeited credited service, receive credit for, when, 104.1015

Reemployment, effect on annuity, 104.1039

Retirement application, 104.1024

Rulemaking authority, definitions, 104.1063

Sick leave, credited how, 104.1021

## Retirement system, employees and highway patrol — cont'd

### Year 2000 plan - cont'd

Spousal benefits, reduced annuity election, 104.1027

Surviving spouse's benefits, 104.1030, 104.1036 Survivor disqualified, when, 104.1060

Tax-exempt status, 104.1057

Temporary annuity, amount, termination, 104.1024

Trust established, investment of funds, 104.1069

#### Vested former member

Death of, effect on annuity, 104.1036 Deferred annuity, starting date election, 104.1036

Defined, 104.1003

Rights to deferred annuity, effect of reemployment, 104.1018

Vesting of benefits, when, 104.1018

Waiver of annuity payment, 104.1048

Waiver of cost-of-living adjustment, 104.1048

Waiver of disability benefit, 104.1075

Road bond interest and sinking fund, 226.210 Roads, highway 19 designated as a rustic and scenic road to preserve history and recreation, powers and duties, 226.795

Route 66, original roads and highways to be renamed to Route 66, political subdivision interference prohibited, duties, 226.792

Sales, lands, leaseholds, when no longer needed, procedure, proceeds, 227.290

#### Scenic highways or roads, procedure to designate

Area county or municipality, notice of acceptance or rejection, effect, 226.799

Factors to be considered to designate scenic byway, 226.798

Procedure to designate, publication hearing, 226,799

Rating system to be established by the commission, 226.798

Signs and outdoor advertising, rules and regulations, 226.801

## Scholarships or grants for survivors and disabled personnel killed or injured in the line of duty

Child's eligibility, 173.260

Coordinating board of higher education, duties, 173.260

Definitions, 173.260

Disabled officer or employee, eligible, when, 173.260

Disabled officer or employee, no longer disabled, effect on grants, 173.260

Permanent and total disability, defined, 173.260 Requirements, limitations, 173.260

Spouse of officer or employee, eligibility, 173.260 Transfer from one institution to another, no effect

Transfer from one institution to another, no effection scholarship, adjustment of grant, 173.260

## TRANSPORTATION DEPARTMENT, STATE (CH. 226) — cont'd

# Scholarships or grants for survivors and disabled personnel killed or injured in the line of duty — cont'd

Withdrawal of student, refund of fees to board by institution, 173.260

School buses, duties, 304.060

## School warning signs

Grants issued by department, procedure, 160.675 Retro reflective sheeting to be used, 160.675

Scrap tires, use of recycled tires on highway projects encouraged, 260.270

Services of employees for retirement system, 104.180 Signs, manufacture and procurement of, 301.290

State highway 19, designated rustic and scenic road, powers and duties, 226.795

State rail preservation act, short title, 680.100

State road fund, 226.220

Surplus funds, transfer, 226.200

Trails, national historic marking with approved signs, 226.800

Transfer of funds, authority, 226.230

Transfer of powers and duties to department, 226.008 Transparency policy, public availability of data, 37.070

Transportation fund, state, established, purposes, 226.225

Vegetation, along right-of-way duties, 226.585 Vehicle fleet and heavy equipment, use of biodiesel fuel, definitions, 414.365

Weeds, noxious weed control area, duties within, 263,458

#### Weigh stations

Cargo and driver inspection, when, 304.230

Commercial vehicle inspectors, no authority to bear arms, 304.230

Inspectors of commercial vehicles, training, duties, power, 304.230

Work zones, use of lights on vehicles in, 307.175 Workers' compensation law, how extended to cover, 226.160

## TRANSPORTATION DEVELOPMENT DISTRICTS

Abolishment of district, procedures, duties, 238.275 Adjacent property added to district, petition,

requirements, owners' rights, 238.208

Assistance from commission or authority, how, limitations, 238.260

Audit, authorized when, costs, 238.272, 238.275 Billboards, regulation of, 238.267

## Board

Advisors, commission to appoint, duties, 238.220 Defined, 238.202

Directors, election of, qualifications, 238.220 Notification of organization to state auditor,

238.222

Owners of added adjacent property allowed to vote, when, 238.208

## TRANSPORTATION DEVELOPMENT DISTRICTS — cont'd

#### Board — cont'd

Powers, meetings, officers, quorum, expense reimbursement, 238.222

Bonds, authorized, 238.240, 238.242

Circuit court, duties, 238.210, 238.212

Citation of law, 238.200

Collection of revenues, 238.233

Condemnation of land, allowable, when, procedures, relocation expenses to be paid, 238.247

Contractual powers, 238.250, 238.260

Costs of petition process, how paid, 238.217

Creation, procedures, district to be contiguous, size requirements, petition, contents of, alternative method, 238.207

Definitions, 238.202

#### Election to form district

Application for ballot contents, 238.216 Court's duties, 238.216

Mail-in-election, affidavit form, 238.216

Petition, contents, 238.207

Petition, unanimous submitted, when, 238.216

Procedures, 238.207

Eminent domain, property obtained by, mortgages and pledges prohibited, 238.240

Employees, power to hire and fix compensation, 238.252

Formation, procedures, requirements, petition, contents of, alternative method, 238.207

## Fund, transportation development district sales tax

Cost of collection, percentage retained by director, 238.236

Creation, administration, distribution, 238.236 Refunds authorized, when, 238.236

#### Funding mechanisms

Authorized, 238.227

Property tax, 238.232

Sales tax, certain districts, submission to voters by proposal, incremental percentage, 238.235, 238.236

Special assessments, 238.230

Tolls, 238.237

Hearings, procedures, appeal from decision, how, 238.210

Indebtedness, authorized, 238.240

Insurance, purchase of allowed, self-insurance prohibited, exception, 238.255

Law enforcement, project treated as state or local highway or road, when, 238.267

### Local transportation authority

Advisors to board, authority may appoint, when, 238.220

Condemnation of land by district, approval of,

Contractual authority, limitations, 238.260 Control of project improvements prohibited,

exception, 238.270

Defined, 238.202

## TRANSPORTATION DEVELOPMENT DISTRICTS — cont'd

#### Local transportation authority — cont'd

Project plans, submission of, to authority, when, exemption, 238.225

Projects, transferred to authority, when, 238.275

Revenues, deposit with authority, purpose, 238.227

Mortgages on property, limited or prohibited, when, 238.240

Notice, public, how made, 238.212

Officers, appointment of, 238.222

#### Petition to form

Certification, when, 238.210

Contents, 238.207

Costs, how paid, 238.217

Notice of, circuit clerk to make, 238.212

Objections, how filed, 238.210

Political subdivision, district to exist as, 238.205

Powers, 238.245 to 238.255

### **Project**

Approval of, how, 238.225

Control of improvements, not by authority,

exception, 238.270

Defined, 238.202

Number of, change in, procedures, 238.257

Plans, submission of to commission and authority,

when, exemption, 238.225

Transfer to commission or authority, when, 238.275

Property tax, allowed when, procedures, 238.232

Property, conveyance of to district, how, 238.265

Property, may purchase and control access to, when, 238,245

Public meetings for creation of, notice required, 67.2725

Purpose of district, 238.205

Removal of property, procedure, 238.208

Revenue and refunding bonds, authorized,

procedures, requirements, 238.242

Revenues, deposit with commission or authority, purpose, 238.227

Rules, commission may adopt, 238.262

Sales tax, certain districts, allowed when, procedures, submission to voters by proposal, incremental

percentage, 238.235, 238.236 Sales tax, posting of increase, when, 238.280

Size, requirements, 238.207

Special assessments, allowed when, procedures, 238.230

Tolls, allowed when, procedures, 238.237

## TRANSPORTATION DISTRICTS AND AUTHORITIES

See COUNTIES, FIRST CLASSIFICATION

#### TRANSPORTATION SALES TAX (CH. 94)

- 1. Kansas City, St. Louis City And County
- 2. Cities, All Others With Population Of 100 Or

### 1. Kansas City, St. Louis City And County

Advertising in and on buses, provision for, 94.645 Applicable provisions, 94.620

Authorized for whom, imposed how, 94.605

#### TRANSPORTATION SALES TAX (CH. 94) cont'd

#### 1. Kansas City, St. Louis City And County cont'd

Boats registered with federal government, exempt,

Boundaries of city altered, procedure, 94.605 Boundary change, effective when as to tax or its

Certain taxes not economic activity taxes, 94.605

Cities may use other revenues for mass

abolition, clerk's duties, 94.605

transportation, 94.650

Cost of collecting, amount retained by state,

disposition, 94.625

Definitions, 94.600

Director, revenue duties, 94.625

Exemptions, 144.030, 144.034

Expires when repealed by local ordinance, 94.655

Funds distributed, how, adjustments, 94.630

#### **Kansas City**

Abolition of tax, account, how closed, 92.412 Advertising, mass transportation, authorized,

92.418

Applicable provisions, 92.410

Audit, transit systems receiving funds, cost,

Boats registered with federal government, exempt, 306.016

Boundary changes, effect, 92.402

City may use other revenue to support mass transportation, 94.420

Contract for transportation services authorized, 92.418

Cost of collecting, amount retained by state, disposition, 92.410

Definitions, 92.400

Distribution to city, when, 92.412

Distribution to transportation authority amount, 92.402

Exemptions, 144.030

Minority businesses to be given consideration for contracts, when, 92.418

Ordinance required, contents, 94.404

Procedures, imposition and collection of tax, 32.085, 32.087

Proceeds, spent how, on mass transportation and motor pool operation, 92.418

Rate, 92.400

Receipts, handled how, 92.410

Tax, imposed how, 92.402

Use of funds by transportation authority, 92.421

Procedures, imposition and collection of tax, 32.085, 32.087

Rate of tax, 94,605

St. Louis city and county, transportation sales tax,

Tax abolished, balance in account, 94.630

Transportation sales tax, St. Louis city and county, 94.660

#### TRANSPORTATION SALES TAX (CH. 94) cont'd

#### 1. Kansas City, St. Louis City And County cont'd

Transportation tax, Kansas City, collected how, 92.402

#### Trust fund

Audit of transit authority required for receipt of funds, 94.645

Creation, source, use, report, 94.625

Established, limits on funds, 94.645

Expended, how, 94.645

Expenditure limitation not applicable from 1-1-93 to 12-31-93, 94.645

Expires when repealed by local ordinance, 94.655

Limitation on expenditure not to be applicable

from 1-1-93 to 12-31-93, 94.645

Program, services to be provided, cost, established before appropriation, 94.645

Sheltered workshop percentage authorized for St. Louis, 94.645

Trust fund, expires, when, 94.655

#### Vending machines

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012 Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

#### 2. Cities, All Others With Population Of 100 Or More

## Abolishing of tax

Balance in account remitted to city, when, 94.730

Fund distributed, how, 94.730

Retention by director, percentage of trust fund, when, 94.730

Advertising, public transportation interior and exterior, 94.745

Applicable provisions, 94.720

Ballot form, 94.705

Bond issued to retire indebtedness, authorized, 94.705

Boundary changes, procedure, 94.705

Cities, partially or wholly within St. Louis County, not to impose tax, when, 94.705

Cost of collection, amount retained by state, disposition, 94.725

Definitions, 94.700

Director of revenue, duties, 94.705 to 94.725

Hancock amendment not applicable because

recodification of existing law, 94.755 Mass transportation, cities may use other revenues

than transportation sales tax, 94.750 Procedures, imposition and collection of tax,

32.085, 32.087

Rate of tax, 94.705

## TRANSPORTATION SALES TAX (CH. 94) — cont'd

### 2. Cities, All Others With Population Of 100 Or More — cont'd

Revenues other than transportation sales tax may be used also, 94.750

St. Charles County transit authority, election costs reimbursed, 238.410

Transit authority, St. Charles authority, election costs reimbursed, 238.410

#### Trust fund

Audit of transit authority for receipt of funds, 94.745

Bonds retired, funds deposited in special trust fund, 94.745

Created, limits on fund, 94.745

Creation, source, use, report, 94.725

Expended, how, 94.745

Not state funds, 94.725

Program services to be provided, cost, established before appropriation, 94.745

Special trust fund created to retire bonds, 94.745

Voter approval not required because

recodification of existing law, 94.755

#### Vending machines

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012 Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

## TRAUMA, STEMI, OR STROKE CENTERS

Administrative hearing commission to hear, when, 190.241

Appeals to administrative hearing commission, when, 190.241

Date submission and analysis, 190.241

Definitions, 190.100

Designation of hospital, trauma, STEMI, or stroke center, when, 190.241

Fees, reviews, when, 190.241

Hearing, when permitted, 190.241

Inspection report by department of health, certain information may be released to public, 197.477

#### Medical records, release to department of health

Authorization to receive, confidentiality, uses permitted to department, 192.067

Costs, reimbursement to facility, 192.067

Immunity granted to persons releasing, exceptions, 192.067

Violations, penalty, 192.067

On-site reviews, who may conduct, when, 190.241

### Peer review system

Department, authority, 190.245

Medical records, confidentiality, failure to provide, 190.245

Required, when, 190.245

## TRAUMA, STEMI, OR STROKE CENTERS—cont'd

#### Peer review system - cont'd

Probation suspension or revocation of designation, when, 190.241

Report, inspection by department of health, certain information may be released to public, 197.477

Site reviews, who may conduct, when, 190.241

Suspension, probation or revocation of designation, when, 190.241

Transport protocol, determination by doctor or nurse, when, 190.243

Transport to center, when authorized, 190.243

#### TRAVEL CLUBS

Attorney general approval, registration statements, procedure, 407.1243

Business day, defined, 407.1240

Complaint procedure, violations, remedy, 407.1252

Definitions, 407.1240

Fee, renewal of registration, procedure, 407.1246

Holiday, defined, 407.1240

Membership fee, defined, 407.1240

Registration statement required, content, 407.1243

Renewal of registration, procedure, fee, 407.1246

Rescission and cancellation, time period, 407.1249

Rescission statement, defined, 407.1240

Travel benefits, defined, 407.1240

Travel club, defined, 407.1240

#### TRAVELING EXPENSES

See EXPENSES

#### TREASON

Aiding enemies of state, 576.070

Habeas corpus not to lie, 532.390

Levying war against state, 576.070

Penalty, 576.070

Proof required, 576.070

#### TREASURER, COUNTY

See COUNTY TREASURER

#### TREASURER, STATE (CH. 30)

\* See also DEPOSITARIES

## Abandoned or unclaimed property

Duties, 447.503, 447.539, 447.548

Duties, procedure, see ABANDONED, LOST AND

UNCLAIMED PROPERTY (CH. 447)

Property reuse revolving fund, duties, 447.710

ABLE board, membership on, 209.605

ABLE program, semiannual review, 209.640

Access to state offices, inspection of accounts, 30.210

#### Accounts

Funds and appropriations therefrom, duties, 30.170 How kept, 30.360

Settlement, 30.080 to 30.110

Administrative law judges and legal advisors'

retirement system, duties, 287.845

Air pollution, asbestos subaccount, duties, 643.245

Animal health diagnostic laboratories, investment of funds, 267,122

Antitrust revolving fund, duties, 416.081

#### TREASURER, STATE (CH. 30) — cont'd

Arrow Rock State Historic Site endowment fund created, state treasurer to be custodian of fund, 253.092

Assistant, appointment, compensation, 30.120 Assistant, liability for acts of assistant state treasurer, 30.120

Attorney general's court costs fund, duties, 27.080 Aviation trust fund, duties, 305.230

Babler memorial state park fund, duties, liability, 253.360

Balance of funds at end of biennium, duties, penalty, 33.080

Banking services, authority to enter into agreements for provision of, 30.286

Blind pension roll, duties, 209.090

#### Bond

Additional security, new bond, when required, 30.050

Amount, approval conditions, premiums, 30.020 Buildings and park, state, improvements, third state building fund, duties, 108.901 to 108.913

Canceled, duty to keep, how, 33.530

Endorsement when surrendered mutilated, 33.360

Examination by governor, 30.050

Failure to give or renew, 30.030

Liability for misuse of funds, 30.400

Redeemed bond register, duties, 33.540

Refusal of governor to approve, 30.030

Sureties' liabilities, 30.120, 30.130, 30.410

Which may be accepted as security, 108.290

Bonded debt, payment of interest on, duties, 33.460 Bonds, fourth state building fund, renovation of colleges, universities, department of corrections, youth services, duties, 108.926 to 108.933

Business records submitted to state treasurer, closed when, 30.600

Campaign finance, reports, electronic format, mandatory, 130.057

Canceled bonds and coupons, board of fund commissioners, duties, 33.530

Capital access program fund, duties, 630.1055 Central check mailing service, 30.245

Certificates of indebtedness to seminary fund, custodian, 172.660

Certificates of settlement of accounts, contents, delivery, 30.090, 30.100

Certification of warrants for payment, 30.180

#### Checks

Duplicates issued, when, 30.200

Issued by state lost or destroyed, affidavit deemed request for replacement, 33.190

Issued by treasurer void, when, 30.200

Checks or warrants, may be signed for treasurer by data processing system, security measures to be provided, 30.205

Children's service commission fund, duties, 210.103 Children's trust fund, duties, 210.173 Coal mine land reclamation fund, duties, 444.960

Code of conduct of employees, 105.969

#### TREASURER, STATE (CH. 30) - cont'd

Commission for deaf and hard of hearing fund, duty to approve all disbursements, 161.410 Compensation, 30.010; adjustment, when, amount, 105.005

Compensation, see COMPENSATION OF OFFICERS AND EMPLOYEES

Conflict of interests, prohibited acts, 105.456

Consulting services, authority to enter into

agreements for provision of, 30.286

Contributions to organizations established to cure chronic illnesses, duties, 143.1005

Contributions to public health services fund,

143.1007

Corporation franchise tax, duties, 147.120

Cost benefit analysis on certain programs operated by department of economic development, 620.1300

Cost of election paid by state, when, 115.061

County aid road fund, duties, 231.441

County sales tax for storm water and public work projects, duties, 67.729

County sales tax, duties, certain counties, 67.525 Credit unions, division of, fund, duties, 370.107 Criminal justice network and technology revolving fund, 43.270

Deaf relay service and equipment distribution program fund, duties, 209.258

Demand deposit of state funds, existing, duties of treasurer, 30.255

Demand deposits, state, duties, 30.230, 30.260

Department of conservation, moneys payable to, duty, 252.050

Department of health and senior services document service fund, power to approve disbursements, duties, 192.323

Deposit of funds, duties, 30.255

#### Depositaries

Consideration and review, factors, 30.255

Contracts, contents, copies, 30.250

Demand deposit, contract termination, ninety day notice required, 30.250

Interest in, prohibited, 30.440

Liability for treasurer's acts, 30.290

Report to state treasurer, when, 30.250

Security, duties, 30.270

Selection, 30.230, Art. IV, Sec. 15

Deposits, responsibility for, 30.290

Dissolved corporation, deposit of assets, 351.504

Document preservation fund, duty to invest, 109.005 Domestic relations resolution fund established, 452.554

Domestic stock insurance companies tax, duties, 148.330

Drafts and checks, 30.200

Duplicate state checks, duties, 33.190

Economic development, department of,

administrative fund, sources, uses, duties, 620.015 Educational employees' memorial scholarship

program, fund, qualifications, transfers, 173.267

#### TREASURER, STATE (CH. 30) - cont'd Election

Term of office, begins when, 30.005 Election contests, see ELECTIONS

Electronic funds transfer system, 33.155

Employees, appointment, compensation, 30.120 Employees, state compensation, direct deposit,

33.155

Escheats, custodian of bonds, continued duties, 470.020

Escheats, moneys paid to treasurer, when, 470.020 Excellence in education fund, duties, to be kept

separate, 160.268

Facsimile signature for treasurer may develop a data processing system for checks and drafts, security measures required, 30.205

Federal stimulus moneys, authority to create and redesignate funds, 30.1015

Finance, division of, fund, duties, 361.170

Financial interest statement, shall be filed, 105.483

Fire education fund, duties, 320.094

Flight log records after flight complete, open public record, 610.175

Foreign insurance companies tax, duties, 148.350 Forfeiture of office, grounds, duties of governor, 30.030, 30.050

#### Fourth state building fund

Additional buildings, 108.925

Bonds, issuance and sale, 108.926 to 108.933

Department of corrections, 108.925

Land acquisition, if needed, 108.925

Renovation of colleges and universities, 108.925

State treasurer, duties, 108.930

Youth services, 108.925

Fund commissioners, board of, secretary, 33.300

#### **Funds**

Accounts of, how kept, 30.280

ALS Lou Gehrig's Disease fund, 143.1005

American Cancer Society, Heartland Division, Inc., fund, 143.1005

American Diabetes Association Gateway Area fund, 143.1005

American Heart Association fund, 143.1005 American Lung Association of Missouri fund, 143.1005

Arthritis Foundation fund, 143.1005

Assistive technology loan revolving fund for Missourians with disabilities, 161.945

Blindness education, screening and treatment program fund, 209.015

Breast Cancer Awareness Trust Fund, contributions, 143.1009

Contributions to public health services fund, 143.1007

Dry-cleaning environmental response trust fund created, uses, 260.920

Exempt from deposit with, reporting system, duties, 136.010

Lead abatement loan fund, 701.337 Livestock brand fund, duties, 268.131

## TREASURER, STATE (CH. 30) - cont'd

#### Funds — cont'd

March of Dimes fund, 143.1005

Muscular Dystrophy Association fund, 143.1005

National Multiple Sclerosis Society fund, 143.1005

Organic production and certification fee fund, 261.120

School state aid distribution, 163.083

Water and wastewater loan fund, 644.122 to 644.124

Workers memorial fund, 8.900

World War II veterans' recognition award fund, 42.185

World War II veterans recognition fund, terminates, when, 42.185

General assembly, payment of compensation, expenses, 21.140, Art. III, Sec. 16

General operations fund created, use of moneys, 30.605

Grain inspection fee fund, balance not to be transferred to general revenue, 411.151

Grain inspection fee fund, duty to invest, when, how, 411.151

Hazardous waste generators, fees, deposit, duties, 260.475

Health access incentive fund, purposes, 191.411

Health and educational facility authority, direct deposit agreements, duties, 360.112

Health insurance pool, reduced amount in county foreign insurance tax fund, duty, 376.978

Highway funds, transfer of, authority, 226.230

Highway patrol academy fund, use, deposited, where, 590.145

Highway patrol motor vehicle, aircraft, and watercraft revolving fund, duties, 43.265

Home delivered meals trust fund, duties, 143.1002

Horse racing revenues, duties, 313.530

House of representatives, revolving fund, printing, other services, 21.232

Housing development commission, Missouri member, 215.020

Impeachment, vacancy, how filled, 106.060

Incentives to locate in health resource shortage areas, 191.411

## Information fund

Department of revenue, duties of treasurer, 32.067

Established, purpose, 30.610

Report, annual, 30.610

Insurance companies tax, receipt of, 148.380

#### Interest

Annual rate of, treasurer to calculate quarterly, 32.068

Director of revenue to apply, when, 32.068

Interest on overpayment or refund, 32.069

Interest on deposits and investments, duties, 30.240

Interior designer council fund, created, 324.424

International promotions revolving fund, duties and powers, not to lapse into general revenue, 33.564

Investment policy model, duty to create, definitions, 30.950

#### TREASURER, STATE (CH. 30) — cont'd

#### Investments

Liability, 30.290

Policy required, 30.260

Powers and duties, 30.260

Repurchase agreements, 30.260

State funds, acceptable securities, 30.270

State funds, U.S. government obligations to include certain securities, 30.260, 30.270, Art. IV, Sec. 15

U.S. obligations, right to sell or by reverse

repurchase agreement, requirements, temporarily defined, 30.260

Kansas and Missouri metropolitan culture district compact, countywide sales tax, duties, 70.507

Kids' chance scholarship fund, administered by, duties, 173.256

Laboratories, animal health, investment of funds, 267.122

Law enforcement agencies, cooperation with, when, 30.200

Legal defense and defender fund, duty, 600.090 Liability for acts of assistant treasurer, 30.120 Liability, 30.290, 30.400

Life sciences research trust fund, duties of treasurer, 196.1100

#### Linked deposits

Authorized, 30.260

### Eligible multitenant development enterprises

Limitation on investment by state, 30.753

## Farm and small business assistance by state (Linked Deposit)

## Agribusiness linked deposit program

Allocation limitation, 30.830

Application of sections, 30.810

Definitions, 30.800

Loans, limitation, 30.820

Renewable fuel production facilities and development facilities, issuance of certificate

of qualifications, when, 30.860 Renewal of linked deposits, 30.840

Use of proceeds, 30.850

## Farm and small business loan assistance program

\* See also FARM LOAN ASSISTANCE Interest rate on loans, duty to set rules, 30.760 Records to be available to linked deposit review committee, 30.763

Violations, penalties, 30.756, 30.760

Powers and duties of treasurer, 30.753 to 30.765

### Job enhancement business assistance

\* See also LOANS

Interest rate on loan, duty to set rules, 30.760 Limitation on investment, 30.753

Powers and duties, 30.753, 30.758

Liability on loans for state or state treasurer, prohibited, 30.765

### Water supply systems

\* See also WATER SUPPLY; WATER SUPPLY DISTRICTS

Limitation on investments, 30.753

#### TREASURER, STATE (CH. 30) - cont'd

#### Linked deposits - cont'd

### Water supply systems — cont'd

Powers and duties, 30.750 to 30.767

Livestock dealers law enforcement and administration fund, duties, 276.617

Lobbying, six-month waiting period after leaving office, 105.455

#### Lottery, state

Duties, 313.321

Imprest prize fund, created, uses, 313.321 Investment of funds not currently needed, how,

313.321

Medical assistance benefits, wire transfer authorized, 208.163

Medical assistance checks, preparation, 208.160, 208.163

Mental health trust fund, duties, 630.330

Meramec-Onondaga state park fund, powers, duties, 253.530

Merchandising practices revolving fund, duties, 407.140

Metallic materials waste management fund, duties, 444.370

### Missouri arts council trust fund

Duties, 185.100

Missouri CASA fund, duties, 476.777

Missouri educational employees' memorial

scholarship fund, administered by, duties, 173.267

Missouri office of prosecution services fund, duties, 56.765

Missouri state water patrol fund, 306.030

Misuse of state money and securities, penalty, 30.400

## Moneys

For checks not presented, disposition, 30.200

Held for benefit of proper fund, 30.240

Receipts and disbursements, duties, 30.160, 30.170 Received, duties, 30.230

MOSTARS higher education savings program review, 166.450

Motor vehicle financial responsibility law, duties, 303.240

Motor vehicle, special plates, issuance, form, fee, 301.453

National guard training site fund, duties, 41.212

New deposit of state funds, duties of treasurer, 30.255

Nursing home federal reimbursement allowance

offset, transfer, 198.409

Oath and bond required, 30.040

Oath of office taken, when, 30.005

Oaths, may administer, 30.150

Official acts illegally performed, penalty, 30.040

Official laboratories, investment of funds, 267.122

Old age and survivors' insurance, duties, 104.400

## Pansy Johnson-Travis memorial state garden trust fund

Powers and duties, 253.380

Payroll checks, state, lost or destroyed prior to delivery to payee, reissue procedure, 33.190

#### TREASURER, STATE (CH. 30) - cont'd

Penitentiary redevelopment commission fund, duties, 217.910

Petroleum inspection fund, duties, 414.082

Petroleum storage tanks, insurance, fund, deposit of fees, duties, 319.129

Pharmacy reimbursement allowance fund, duties of treasurer, 338.535

Political consulting, paid, prohibited, when, 105.453 Prisoners, cost of care reimbursement to state, duties, 217.841

Public health facilities, minimum expenditure required of local government, 189.045

Public health facilities, payment of warrants to, 189.040

Public school fund, custodian, duties, liability, 166.031; trustee, duties, 166.021

Public service commission fund, duties, 386.370 Public service commission fund, fees for review of proposed territorial agreements, credit to, 394.312

Receipts to director of revenue, 136.110

Recorder, charging user fee and an additional fee on all instruments to be recorded, fee, deposit, duties, 59.319

#### Records

Certified copies, evidence, 490.180, 490.190 Flight log records after flight complete, open public record, 610.175

Nursing home allowance offset, 198.418 Official, retention, destruction, duties, 30.330

Recount, vote, see ELECTIONS

Replacement, state checks, duties, 33.190

#### Reports

Commissioner of administration, 30.350 Contents, when, 30.370

Director of revenue, duties, 32.060

Failure to make, penalty, 30.380

Funds not deposited with, 136.010

Governor to, 30.300

## Retirement system

Retirement system, political subdivisions, delinquent payments certified to, duties, 70.735 State employees, transfer of funds, duties, 104.438 State employees, trustee, 104.450

Roads, county aid road fund, duties, 231.441

Run off election, see ELECTIONS

Safe drinking water fund, invested, unexpended balance not to lapse into general revenue, 640.110 Salary, see SALARIES

Savings and loan supervision, fund, duties, 369.324 School district trust fund, duties, 144.701

School moneys distributed, converting warrant to check unnecessary, when, 163.083

## Schools, outstanding schools act

Contingent expiration date, 143.107

Transfer of funds, duties, 160.500

Seal of office, use, 30.140

Second injury fund, duties, 287.710

Securities, duty to prepare list of approved securities, 30.270

#### TREASURER, STATE (CH. 30) - cont'd

Security of depositaries, responsibility for, 30.290 Seminary fund, state university, duties, 172.612, 172.660, 172.680

Senate revolving fund for printing, other services, duties, 21.235

Services, authority to enter into agreements for provision of, 30.286

Single-purpose animal facilities loan guarantee fund, investment of money, 348.205

#### Social services department

Administrative trust fund, duties, 660.012 Custodian of all funds, duties, 208.170

Issuing warrants to assistance recipients, procedure, may be authorized to supply treasurer's signature, 208 160

State tax policy, study commission on, member of, 136.450

Statements, publication, copies, where filed, 30.360 Statutory revision fund, duties, 3.142

Stimulus moneys, federal, authority to create and

redesignate funds, 30.1015

Sureties, liability, 30.290

Surplus revenue fund created, duties of treasurer, 21.930

Swamplands, money from settlement of claims, duty, 241.050

Swearing in, oath of office taken, when, 30.005

Term of office, begins when, 30.005

Tie vote, election, see ELECTIONS

Time deposit of state funds beyond expiration date, factors considered, 30.255

Time deposits, state, duties, 30.260

Tourism marketing fund, duties, 620.466

Tourism, supplemental tourism fund, duty, 620.467 Transition, maximum funds, facilities, period, 30.500, 30.505, 30.510

Treasurer's information fund, see Information Fund, this heading

Trust unclaimed property filed with receipt required, 456.039

Unclaimed, abandoned property, duties, 447.503, 447.539

Unemployment compensation administration fund, duties, liability, 288.300

University of Missouri required for board of curators, duties, for, 172.200

Utilicare stabilization fund, duties, 660.136

Vacancy, how filled, 30.060, 30.070

Vocational education funds, custodian, duties, 178.460, 178.470

Vocational rehabilitation funds, custodian, 178.600

#### Warrants

Certification, 30.180

Conditions for payment, 33.170

Lost or destroyed, replacement procedure, 33.190

Signature, effect, 30.180

Unlawful refusal to pay, penalty, 30.410

#### TREASURER, STATE (CH. 30) - cont'd

#### Warrants - cont'd

Warrants or checks may be signed for treasurer by data processing system, security measures to be provided, 30.205

Wastewater loan fund, duties, 644.124

#### Workers' compensation

Fund, duties, 287.710

#### Second injury fund

Defenses against claims, 287.220

Duties, 287.220

Surcharge investment, duties, 287.715

Youth service and conservation corps fund, duties, 620.574

Youth services treatment fund, duties, 219.048

#### TREBLE DAMAGES

Abortion law, discrimination, action for, 188.120 Antitrust law, 416.121

Attorneys, illegal division of fees, recovery, 484.150 Law, illegal practice, recovery, disposition, 484.020 Motor vehicle odometers, alteration and fraud,

407.546

Restraint of trade, 416.121

Trespass, real property, 537.340

Waste, tenant committing, 537,430

Waste, when recoverable, 537.490

#### TREES

Agroforestry program, 252.303

Arbor Day, state holiday to be observed on first Friday of April, how observed, 9.100

Arboretums, see ARBORETUM (CH. 174)

Economic diversification and afforestation act, 252,300

Fruit, see FRUIT TREES

Highways, roadways, rights-of-way, state and county, removal or sale, penalties, 229.475, 229.479

Land along roads to be set aside for, second class counties, 231.110

Log trucks and local log trucks, defined, 301.010 Log trucks, local, fees, 301.062

Regulation of planting, fourth class cities, 79.410

Regulation of planting, third class cities, 77.520

Removal from highways, state, county and roadways, rights-of way, penalties, 229.475

Road districts, planting, 233.110

Roads, protection, 229.120

Rules for trimming, removing, and controlling trees, 537.340

Sale of plants removed from, state, county highway, roadways and rights-of-way, penalties, 229.479

State arboreal emblem, 10.040

State official tree nut, black walnut, 10.100

State parks, injuring, penalty, 577.073

Trespass to, penalty, 537.340

#### **TRESPASS**

Attachment, issuance, when, 537.330

County property, damage to, action for, 49.490

Criminal offense, penalty, 569.140, 569.150

Damages, how recovered, 537.370

Double damages, when, 537.350

#### TRESPASS - cont'd

Fences, throwing down, damages double, when, 537.350

Hate crimes, definitions, penalties, 557.035

Indictment, how endorsed, 545.050

Intoxicated trespasser, immunity from liability to,

when, limitations, 537.349

Katy trail, adjoining landowners, no civil liability, when, 258.100

Land surveyors, not guilty, when, 327.371

Landowner's liability for recreational use of land, see

LANDOWNERS' LIABILITY FOR

RECREATIONAL USE OF LAND

Landowners, no liability, to persons entering land without fee for recreational use, 537.346

Liability of landowner, immunity from, intoxicated trespasser, limitations, 537.349

Limitation on actions, 516.120

Livestock, owner liable for damages, when, 272.030

Militia encampments, penalty, 41.750

Personal property, double damages, when, 537.330

## Posting against trespass

Authorized as posting, 569.145

Dimensions of marks, 569.145

Purple marking to be used, 569.145

Trees and posts used to mark around area to be posted, 569.145

Posting, enclosure, requirements, 569.140

Purple marking, posting of notice of no trespassing on trees and posts, 569.145

Railroad property, 389.650

Railroad property, trespass to, penalty, definitions, 389,653

Real property, damages, 537.340 to 537.370

Right of adjoining owner to repair structure, cities of 500,000, 82.810

Riverboat gambling, problem gambler may voluntarily exclude himself, violation a trespass, 313.813

Rivers and streams, adjoining landowners, no civil liability, when, 258.200

Rules for trimming, removing, and controlling trees, 537.340

Single damages, when, 537.360

State, trails, adjoining landowners, no civil liability, when, 285.100

Trails, hiking and biking, no civil liability, when, 258.100

Treble damages, when, 537.340

Trespasser, defined, 537.345

Trespassers, landowner's liability for physical injury or death, when, 537.351

Trespassers, no duty of care by landowners, exception, 537.351

#### TRIAL

\* See also DAMAGES

Accused, presence required, 546.030

Associate circuit judge's jurisdiction, offense not within, transfer, 546.095

#### TRIAL - cont'd

Bifurcated trial granted on request where punitive damages involved, procedure, 510.263

By court, procedure, 510.310

Civil cases (CH. 510)

Conducted, where, 510.200

Consolidation of actions, when, 510.180

Criminal case, errors not invalidating, 545.030

Criminal cases (CH. 546)

#### **Damages**

Jury to assess, 510.270

#### Paid by defendant prior to trial

Collateral sources rule modified, effect, 490.715 Credit of amount against judgment waived if introduced, 490.715

Identity of defendant payor not to be given at trial, 490.715

Introduction at trial, effect, 490.715

Judgment credit waived if payment of special damages introduced, 490.715

Medical treatment, value of, no evidence of collateral sources permitted, 490.715

Total money amount ascertained by discovery, use in trial prohibited, 509.050

Decedent's estate, assets, procedure, 473.340 Defendants jointly charged, separate, when, 545.880,

Demurrer to evidence abolished, 510.280 Directed verdict, not granted, effect, procedure,

510.290

Directed verdict, procedure, 510.280

Discovery, ascertaining money amount of damage, use in trial prohibited, 509.050

Dismissal during, grounds, 510.140

Docket, 510.070

Equity cases, procedure, 510.310

Evidence, admissibility in different portions of trial, 559.006

Exceptions, formal, unnecessary, 510.210

Forcible entry and unlawful detainer, when, 534.140

Gambling actions, interrogatories, 434.080

General assembly members, 510.120

Homicide offense, waiver of jury trail, when, 565.006

Housing code enforcement, no jury, 441.540

Information, how governed, 546.010

Infractions before associate circuit judges, how governed, 543.220

Instructions, criminal case, requirements, 546.070 Instructions, procedure, 510.300

Issues of fact, how tried, criminal cases, 546.040

Issues, how tried and disposed, 510.260

Issues, to be made as directed by court, 510.240, 510.250

## Joint and several liability of defendants, general rule, tort cases

## Exception to general rule, plaintiff assessed percentage of fault

Fifty-one percent fault assessed, effect of, 537.067

#### TRIAL — cont'd

Joint and several liability of defendants, general rule, tort cases — cont'd

## Exception to general rule, plaintiff assessed percentage of fault — cont'd

Percentage of fault assessed less than fifty-one percent, effect of, 537.067

Severally liable, limitation on, when, 537.067 Joint trials, when, 545.880

#### Jury

See also JURY

#### Trial by

Associate circuit court, demand for, filed when, waiver, 517.091

Condemnation proceedings, 523.060

Criminal activity forfeiture proceeding, 513.612 Forcible entry and unlawful detainer, who may demand, 534.160

Homicide offense, waiver of jury trial, when, 565.006

Issues, disposal, 510.260

Misdemeanor, before associate circuit judge, procedure, 543.210

Misdemeanor, who may demand, effect, 543.200 Right preserved, civil action, 510.190

Right to, criminal activity forfeiture proceeding, 513.612

State, actions against, when allowed, 510.190

#### Waiver

Associate circuit court, when, 517.091

Deemed, what, 510.190

Power of infant's guardian or next friend, 507.184

Jury trial not to be held in state correctional institution, 544.275

Medical treatment rendered, value of may be introduced, 490.715

Mental disease or defect, evidence of, admissible when, 552.015

Mentally ill or defective person, prohibited when, 552.020

Mentally incapacitated persons, deemed to have waived jury trial, when, 510.190

Misdemeanors before associate circuit judges, how governed, 543.220

Misdemeanors, by court, when, 546.050

Murder, first degree, death penalty, aggravating and mitigating circumstance, mandatory inclusion in instructions to jury, enumerated, 565.032

New, see NEW TRIAL

Objections to instructions, 510.210

Offenses against the family, certain evidence inadmissible, offer of proof, how made, 491.015

Order of, criminal cases, 546.070

Partition sale, claim to proceeds, 528.500

Peremptory challenges, number, allocation, when, 494.480

Peremptory instructions, request for abolished, 510.280

Pretrial procedure, see PRETRIAL PROCEDURE

#### TRIAL - cont'd

Prohibition, writ of, 530,060

#### **Punitive damages**

Bifurcated trial may be requested by any party, when, procedure, 510.263

Credit on award motion for, procedure granted, when, 510.263

Credit on award motion, denied, when, 510.263 Limitations on in certain cases, amount, 510.265

Motion, post-trial, for award to be credit on punitive damages, when, burden of proof, 510.263

Net worth of defendant admissible in second stage of trial, 510,263

Punitive damage award defined, 510.263 Remittitur and additur to be applied to awards, 510.262

Tort victims' compensation fund, percentage of award to go into fund, state to have lien for deposit into fund, exception, 537.675

Rape, certain evidence inadmissible, offer of proof, how made, 491.015

Record, preserved how, 478.072

Request by any party to be granted for bifurcated trial, when, 510.263

#### Separate

Authorized, civil cases, 507.040

Claims, when, 510.180

Felony prosecutions, 545.880

Judgment on counterclaim or crossclaim, 511.040 Sexual offenses, certain evidence inadmissible, offer of proof, how made, 491.015

### Speedy trial

Failure to comply not grounds for dismissal, exception, 545.780

Mandamus to enforce, 545.780

Request by defendant, court's duty, 545.780

Term, expiration of, effect on, 510.320

Verdict, general and special defined, 510.220

Verdict, see also VERDICT

Waiver of counsel, when permitted, form and contents, 600.051

Will contest, 473.083

#### TRIAL DE NOVO

See NEW TRIAL

#### TRUCKS

\* See also COMMON CARRIERS; CONTRACT CARRIERS; MOTOR CARRIERS; MOTOR VEHICLES

#### Bumpers

Drop bumpers not prohibited, 307.172

Exempt vehicles, 307.172

Front and rear bumpers required, when, 307.172

Maximum heights, 307.172

Penalty for violation, 307.172

Rules and regulations, duty of highway patrol,

Violation not to pass inspection, 307.172

#### Commercial

Improper registration, when, penalties, 301.058

#### TRUCKS — cont'd

#### Commercial — cont'd

Local vehicles, used for farming transportation,

license plate requirement, 301.030

Local, farming transportation, license plate requirements, 301.030

Penalties for improper registration, 301.058

Permanent registration, supplemental applications, 301.130

Property-carrying commercial local, 301.058

Property-carrying commercial nonlocal, 301.057

Registration fee, amount, 301.057, 301.058

Two license plates permitted, when, 301.130

Concrete pump truck, permit, 304.180

Confidentiality provisions not applicable to commercial motor vehicle enforcement officers, 304.235

Disabled veterans, special license plates, restriction on certain commercial vehicles, 301.074

Distance between trucks, 304.044

Divided highway, rules, penalties, 304.015

#### **Dump truck**

Carriers for commodities, rates, how set, duties of division, 390.066

Defined, contract carrier law, 390.020

Loads to be covered or secured, violation, penalty, 307,010

Emergencies, utility service drivers intrastate,

regulation of hours not applicable, when, 307.400

Farming transportation by local commercial vehicles,

license plate requirement, 301.030

Hazardous material, transporting, driver's qualifications, 307.177

Hazardous material, transporting, violations, penalties, 307.177

Height, automobile transports, special provisions, 304.170

Idle reduction technology, increase in maximum gross weight permitted, amount, 304.180

Interstate highways in certain cities, trucks to drive in far left lane, 304.705

Land improvement contractors' commercial motor vehicles, see MOTOR VEHICLES

Length, restrictions, truck-tractor, semitrailers, dromedaries, exceptions, 304.170

Less-than-truckload lots, defined, contract carrier law,

License plates, how displayed, 301.130

Licensed for 36,000 pounds or less, noncommercial use, information required to be displayed, 301.330

Licensed for not more than 18,000 pounds to stop at weigh stations, when, penalty, 304.235

Livestock, milk, or grain, trucks used for hauling, total gross weight permitted on certain routes, 304.180

Load limits, axles, how measured, to determine, exceptions, 304.180

#### Local log truck

Defined, 301.010

Registration fee, 301.062

#### TRUCKS - cont'd

## Local log truck — cont'd

Mud flaps required, when, penalty, 307.015

Registration, when, fees, 301.067

Riding in open bed, prohibited, exceptions, penalty, 304.665

Routes for certain weight vehicles, 304.180

Routes, special for certain weights, 304.180

Sales and use tax exemption if transporting in

interstate commerce for trailers, 144.030

Solid waste, weight restrictions for trucks and tractortrailers, 304.184

Thirty-six thousand pounds or less, noncommercial use, information required to be displayed upon, 301.330

Tow truck company requirements, 304.154 Transports for automobiles, height provisions, 304.170

#### Trip permits

Application, form, 301.265

Failure to obtain, subject to arrest, 301.265

Fee, 301.265

Issued by another state, when, 301.265, 301.267

Purchased where, 301.265

Seventy-two hours, issue when, fee, 301.265, 301.267

Weight of loads authorized, 301.265

Truck tractors, license plates, how displayed, 301.130

Truckload lot, defined, contract carrier law, 390.020 Utility equipment, emergency utility response

permits, 304.180

Utility service drivers intrastate, hour regulation not applicable, when, 307.400

Weight restrictions on state highways, 304.180

Weight restrictions, axle, how measured, to determine load, 304.180

Well-drillers' equipment, permit, 304.180

## TRUMAN, HARRY S

See HOLIDAYS

#### TRUST COMPANIES

See BANKS AND TRUST COMPANIES

#### TRUST DEED

See MORTGAGES AND DEEDS OF TRUST

## TRUST FUNDS

Deposits by lessee, 456.007

Employees or self-employed, benefit of,

accumulation, 456.013

#### Family trust, Missouri (Disabled)

Assets, contribution by whom, 402.203, 402.204 Beneficiary, death, effect of, 402.203, 402.204

## **Board of trustees**

Created, members, expenses, 402.201

Definition, 402.200

Funds, accounting of, 402.201

Immunity from liability, 402.201

Charitable trust established, when, 402.207

Contributions to trust, no adverse impact on other benefits, 402.199

Cotrustees and successors, 402.203, 402.204

#### TRUST FUNDS - cont'd

#### Family trust, Missouri (Disabled) - cont'd

Court authorization for participation, permitted when, 475.093

Definitions, 402.200

Effective, when, 402.225

Fee authorized, 402.208

Fiduciary duty, breach, effect of, 402.203, 402.204

First and third party trusts, administration of,

402.20

Mental health, department of, duty to notify revisor of statutes, when, 402.225

Periodic reports, 402.208

Principal and income held for beneficiary, 402.205

Property interest in trust account, none, when,

402.208

Remainder distribution, 402.203, 402.204

Revocation or termination of trust, 402.205

Trust accounts, restricted and charitable, 402.202

Withdrawal from trust account, 402.205

Handicapped, trust fund, Missouri family, see Family

Trust Fund, Missouri, this heading

Home delivered meals trust fund, 143.1002

Investment guidelines for eleemosynary funds law (CH. 402)

Library, state, trust fund, created, 181.150

Pansy Johnson-Travis memorial state garden,

established, 253.380

Sales tax trust fund, cities, towns and villages in St.

Louis County, 94.857

State fair, 262.262

State library trust fund, Wolfner, created, 181.150

Tourism tax trust fund, certain cities and counties,

Unemployment compensation trust fund, transfers from fund for payment of taxes, 288.379

Veterans' trust fund, 42.135

Wolfner Library trust fund, created, 181.150

#### TRUSTEES (CH. 456)

#### \* See also FIDUCIARIES; TRUSTS

Absence of active duties not to curtail powers of trustee, 456.003

Action in name of, when permitted, 507.010

Advertisements, profit prohibited, 493.130; penalty, 493.140

#### Banks and trust companies

Application for transfer, effective when, 362.332 Definitions, 362.332

Deposits, to whom paid, 362.475, 362.480

Fiduciary obligation, defined, 362.332

Investment and reinvestment of assets, powers, fees, 362.550

May transfer fiduciary capacity to affiliate, procedure, objection, procedure, 362.331

Notice, 362.332

Objection to transfer, procedure, 362.332

Benevolent associations as, 352.040

#### **Bond**

Bank and trust companies, not required, when, 362.590

#### Bond — cont'd

Bonds eligible as investments, 108.290

Bribes, penalty, 570.150

#### Cemeteries, endowed care

Endowed care fund agreement, 214.330

Independent investment advisors utilized, when, 214.330

Investments, degree of care, 214.330

Not responsible for upkeep and maintenance, 214.330

Qualifications, 214.330

Records, duty to maintain, 214.330

Violations willfully made, penalty, 214.410

Charitable trust, administration, prohibited acts, 456.019

Cities, property held by, proceedings on breach, 71.120, 71.130

Community college districts, see UNIVERSITIES AND COLLEGES

Condominiums, association acting as, duty of third person, 448.3-119

County hospital, 205.180, 205.190

Credit service organizations, bond required, amount, 407.639

Credit unions may serve, 370.275

Credit unions, may serve for retirement and pension funds, 370.285

#### Criminal activity forfeiture proceedings

Agency, liability to state, when, 513.640 Filing of lien notice, effect, 513.640 Investigation, duty, 513.640

Death of, trustee, settlor, beneficiary, evidence of, presumption, when, 456.035

Declaratory judgment, right to obtain, 527.040 Deed of trust, sales empowered by time and place to hold, 443.327

Deeds of trust, 443.330 to 443.360

Disincorporation of towns, appointment, 80.610

#### Family trust, Missouri (Disabled) board

Assets, contribution by whom, 402.203, 402.204 Beneficiary, death, effect of, 402.203, 402.204 Charitable trust established, when, 402.207

Cotrustees and successors, 402.203, 402.204

Created, members, expenses, 402.201

Definition, 402.200

Fee authorized, 402.208

Fiduciary duty, breach, effect of, 402.203, 402.204 First and third party trusts, administration of, 402.206

Funds, accounting of, 402.201

Immunity from liability, 402.201

Periodic reports, 402.208

Property interest in trust account, none, when, 402.208

Remainder distribution, 402.203, 402.204

Trust accounts, restricted and charitable, 402.202

Federal farm loan bonds, investment in, 362.175 Fire protection districts, dissolution, 321.410

Fourth class cities, disincorporation, 79.510 to 79.540

#### TRUSTEES (CH. 456) — cont'd

Hospital county, authority to operate or lease hospital, approval required, when, 205.190

Hospital, cities, third class, authority to operate or lease hospital, approval required, when, 96.150

Hospital, third class cities, 96.160 to 96.210

Housing development commission, Missouri, default on bonds or notes, 215.170

Humanities council board of trustees, 186.055

Income in general, see TRUSTS

Insurance producer, liable as, when, 375.051

#### Investments

Banks and trust companies serving as trustee, investment and reinvestment of assets, powers, fees, 362.550

Bi-state development agency securities, 70.377 Higher education loan authority bonds approved, 173.435

Multinational banks, securities and obligations of, when, 409.950

Securities, indenture trustee, issuer, rights and duties of issuer, 400.8-207

Joint trustees, one is unable to perform remaining trustee's authority, 456.037

Judicial proceedings, see TRUSTS

Limited partnership, withdrawal event, 359.241

Medical assistance, reimbursement of state, 475.092

Nursing home, third class cities, 96.160 to 96.210

Out-of-state banks or trust companies may act, when, 362.600

Partnership, partner to act as, when, 358.210 Payments, not liable for, when, 456.019

Pecuniary transfers, affected by section, 456.001

Pecuniary transfers, how to distribute, 456.001

## Principal and income

Accounting records maintained separately, when, procedure, 469.427

Adjustments between principal and income, when, 469.461

Adjustments between, trustee's responsibilities, factors, no adjustment permitted, when, 469.405

Allocations to income by trustee, 469.423

Allocations to income or principal, when, 469.425

Allocations to principal, when, 469.429

Applicability of principal and income act, 469.467

Assets, subject to trust, when, 469.417

Assets, ten percent of receipts from liquidation of allocated to income, remainder to principal, 469.439

Beneficiaries, entitlement to net income, 469.417

Beneficiaries, rights of, 469.415 Charitable contributions, how handled, 469.461

Collateral financial assets, allocation of, 469.449

Death of decedent, applicable rules, 469.413

Definitions, 469.401

Depreciation, nontransferable, 469.455

Derivatives, transactions in, allocated to principal, 469.447

Disbursements between, fiduciary's responsibilities, 469.403

### Principal and income — cont'd

Disbursements from income, 469.451

Disbursements from principal, 469.453

Dividends, allocation to income, 469.433

Estate tax marital deduction, how handled, 469.461

Fiduciary duty, breach of, bar on claim, when, applicable rules, 469.409

## Income interest

Allocation to income, 469.432

End of, applicable rules, 469.413

Mandatory when, 469.421

### Portion of payment

Adjustment between principal and income, when, 469.461

Allocation to income, 469.437

Remainder of payment allocated to principal, when, 469,437

Separate accounts or funds, effect, 469.437

Terminates when, 469.417

Trustee to allocate, when, 469.419

Income, allocations to by trustee, 469.423

## Insubstantial allocations between income and principal

Allocate to principal, when, 469.435

Presumption of insubstantial amount, when, 469 435

Life insurance proceeds, allocated to principal, 469.433

Marital deduction, effect of, 469.437

Marital deduction, insufficient income, allowable actions, 469,445

Minerals and natural resources, interest in, allocation of, 469.441

Obligation to pay money, amounts received from sale, redemption or disposition of, allocated to principal, 469.432

Principal, allocations to by trustee, 469.423 Property, options to sell or buy, allocated to

principal, 469.447 Rental property, allocation to income, 469.431 Securities, asset-backed, allocation of, 469.449

Separate accounts or funds, effect of, 469.437 Severability clause, principal and income act, 469.465

Taxes, paid from income or principal, when, 469.459

Timber and related products, sale of, allocation of to net receipts, 469.443

Transfers permitted for principal disbursements, 469.457

Trustee, defined, 469.401

Undistributed income, paid when, 469.421 Uniformity of application and construction of principal and income act, 469.463

Unitrust amount, determination of, definitions, 469.411

Water, interest in, allocation of, 469.441 Principal, how handled, see TRUSTS

#### TRUSTEES (CH. 456) — cont'd

Private foundation trust, administration, prohibited acts, 456.019

Probate code, fiduciary includes trustee, 472.010

Probate proceedings, waiver of notice, 472.130

#### Prudent investor rule

Application of rule, when, 469.911

Beneficiaries, multiple, duty of trustee, 469.906

Compliance with rule, required, when, 469.901

Construction of statute, 469.912

Costs, restrictions, 469.907

Definitions, 469.910

Delegation of management and investment

functions, liability of trustee, 469.909

Diversification of investments required, exceptions, 469.903

Duty of trustee, owed to whom, 469.905

Expansion or restriction of rule by settlor, 469.901

Investing and management, relevant factors to be considered, 469.902

Powers and duties of trustees, 469.902

Retention and distribution of assets, duties of trustee, 469.904

Special skills or expertise of trustee, duty to use, 469.902

Standard of conduct, compliance determined, how, 469 908

Standards of investment, specific statutory standards to control, 469.913

Trust, defined, includes independently administered estates, 469.900

Trustee, definition, 469.900

Railroads, powers, 388.250, 388.440

## Registration of trustee

Definitions, 456.027

Effect as to trustee, 456.033

Procedure, 456.027 to 456.033

Trust, defined, 456.027

Sale of trust property, rules against perpetuities and alienation inapplicable, when, 456.025

Sanitary drainage districts, 248.070 to 248.140, 248.180

Security instrument, authority, for sale, to be held where, 443.327

Security instruments, 443.350

Special road districts, 233.305 to 233.315, 233.435, 233.440, 233.445

Split-interest trust, administration, prohibited acts, 456.019

Testamentary trustee, probate code, fiduciary includes, 472.010

Towns and villages, see TOWNS AND VILLAGES Township hospitals, duties, 205.490, 205.520 to 205.540

Township, see COUNTIES, TOWNSHIP ORGANIZATION

Trust business, not deemed engaged in, when, 362.011

Trustee, probate code, fiduciary includes, 472.010

#### **Unclaimed property**

Deemed unclaimed, when, 456.037

Delivery or payment to state treasurer, bar to suits

or actions, 456.041 Escheats to state, when, 456.039

Filed with state treasurer, effect, 456.041

Liability of trustee, 456.041

Procedure by trustee, 456.039

#### **Uniform Trust Code**

See TRUSTS (CH. 456)

Urban redevelopment corporations, may invest in, 353.150

Urban redevelopment corporations, transfers to, 353 120

Water supply districts, metropolitan, 247.640

#### **TRUSTS (CH. 456)**

- 1. General Provisions
- 2. Uniform Trust Code
- 3. Uniform Powers Of Appointment Act

### 1. General Provisions

Accumulations, rule against, not applicable, when, 456.025

#### Addition to trust

Devise of property, to whom, 456.021 Inter vivos trusts, pour-overs, 456.021

Life insurance policy beneficiary, 456.021

Pour-over assets, administered according to amendment to pour-into-trust after death of testator, 456.021

Transfer to trust, valid when, 456.021

Administration of trust, principal place, defined, 456.027

Alienation, rules against unreasonable restraints on or suspension of, not applicable, when, 456.025

Application for transfer, effective when, 362.332

Bank and trust company serving as trustee may transfer fiduciary capacity to affiliate, procedure, objection, procedure, 362.331

Bank holding company law, definition section, 362.910

Bank, defined, 362.332

Banks and trust companies serving as trustee, investment and reinvestment of assets, powers, fees, 362.550

Beneficiary, defined, 362.332

Benevolent associations may be formed to execute, 352.030

Burial grounds, family, 214.090

Cemeteries, upkeep and improvements, administration, 214.140 to 214.180

Cemetery, endowed care fund, see CEMETERIES

#### Charitable

Administration, 456.019

Incorporation, 352.040

Children, custodial trusts, 404.049

Common trust funds, bank and trust companies, 362.580

Conveyances to use, effect, 456.003

#### TRUSTS (CH. 456) — cont'd

#### 1. General Provisions — cont'd

Credit unions, authority to establish, requirements, 370.275

Custodial trusts, personal custodian law, 404.545

#### Custodial trusts, transfers to minors

Laws applicable to, 404.545

Title, held how, 404.049

Transfer of property, how, 404.049

Death, evidence of or presumption after five year absence, settlor, trustee beneficiary, 456.035

Definitions, 362.332

Deposits by lessee, effect, penalty, 456.007, 456.009

Development finance corporation stock and securities, may acquire, 371.250

Disability, trusts of disabled, Doctrine of Worthier Title and Rule in Bingham's Case abolished, 469.600

Disabled or incapacitated persons, testamentary or inter vivos trusts, court jurisdiction, 472.020

Eleemosynary funds law (CH. 402)

## Employees or self-employed, benefit of

Accumulation of fund, 456.013

Applicability of law, 456.017 Attachment, exempt, 456.014

Child support, attachment, 456.014

Domestic relations order, attachment, when,

456.014 Perpetuities not applicable, 456.011

Spendthrift trust, when, 456.014

English translation required, when, costs, 474.382

### Family trust, Missouri (Disabled)

Assets, contribution by whom, 402.203, 402.204 Beneficiary, death, effect of, 402.203, 402.204

### **Board of trustees**

Created, members, expenses, 402.201

Definition, 402.200

Funds, accounting of, 402.201

Immunity from liability, 402.201

Charitable trust established, when, 402.207

Cotrustees and successors, 402.203, 402.204

Court authorization for participation, permitted when, 475.093

Definitions, 402.200

Effective, when, 402.225

Fee authorized, 402.208

Fiduciary duty, breach, effect of, 402.203, 402.204

First and third party trusts, administration of, 402,206

Mental health, department of, duty to notify revisor of statutes, when, 402.225

Periodic reports, 402.208

Principal and income held for beneficiary, 402.205

Property interest in trust account, none, when, 402.208

Remainder distribution, 402.203, 402.204 Revocation or termination of trust, 402.205

#### 1. General Provisions — cont'd

## Family trust, Missouri (Disabled) — cont'd

Trust accounts, restricted and charitable, 402.202 Withdrawal from trust account, 402.205 Fiduciary obligation, defined, 362.332 Generation-skipping credit tax, 145.009, 145.995

Generation-skipping credit tax, 145.009, 145.993 Generation-skipping credit tax, effective when, application, 145.009

Handicapped, trust fund, Missouri family, see Family Trust Fund, Missouri, this heading Humanities council trust fund, 186.055

#### Income

Accounting records maintained separately by trustee, when, procedure, 469.427

## Adjustments between principal and income

Adjustment, when, 469.461
Factors to consider, 469.405
No adjustment permitted, when, 469.405
Trustee's responsibility, 469.405
Allocation of by trustee, 469.423, 469.425
Allocation of by trustee, when, 469.419

Applicability of principal and income act,

#### 469.467 **Assets**

Net fair market value of, exclusions, 469.411 Subject to trust, when, 469.417 Ten percent of receipts from liquidation of allocated income, remainder to principal, 469.439

Beneficiaries, entitlement to net income, 469.417 Beneficiaries, share of net income, how

determined, 469.415

Charitable contributions, how handled, 469.461 Collateral financial assets, allocation of, 469.449 Death of decedent, applicable rules, 469.413

Defined, 469.401

Definitions, 469.401

Depreciation, nontransferable, 469.455

Disbursements between principal and income, fiduciary's responsibilities, 469.403

Disbursements from, 469.451

Dividends, allocation to income, 469.433

Estate tax marital deduction, how handled, 469 461

Fiduciary duty of trustee, breach of, bar on claim, when, applicable rules, 469.409

## Insubstantial allocations between income and principal

Allocated to principal, when, 469.435 Presumption of insubstantial amount, when, 469.435

#### Interest

Allocation to income, 469.432 End of, applicable rules, 469.413 Mandatory when, 469.421

### Portion of payments

Adjustment between principal and income, when, 469.461

Allocation to income, 469.437

#### TRUSTS (CH. 456) - cont'd

#### 1. General Provisions — cont'd

Income — cont'd

Interest — cont'd

#### Portion of payments - cont'd

Remainder of payment allocated to principal, when, 469.437

Separate accounts or funds, effect, 469.437 Terminates when, 469.417

Marital deduction, effect of, 469.437

Marital deduction, insufficient income, allowable actions, 469.445

Minerals and natural resources, interest in, allocation of, 469.441

Net income, beneficiaries' share, how determined, 469.415

Rental property, allocation to income, 469.431 Securities, asset-backed, allocation of, 469.449 Separate accounts or funds, effect of, 469.437 Severability clause, principal and income act, 469.465

Taxes, paid from income or principal, when, 469.459

Timber and related products, sale of, allocation of to net receipts, 469.443

Trustee to allocate, when, 469.419

Undistributed income, paid when, 469.421

Uniformity of application and construction of principal and income act, 469.463

Unitrust amount, determination of, definitions, applicability of section to certain trusts, 469.411

Water, interest in, allocation of, 469.441

Income tax, see INCOME TAX

Insurer's liquidation act, generally, 375.950 to 375.990

Inter vivos, jurisdiction of administration, 472.020

#### Investment

Higher education loan authority bonds approved, 173.435

Investments, multinational banks, securities and obligations of, when, 409.950

Multinational banks, securities and obligations of, when, 409.950

## **Judicial proceedings**

Probate code, procedure, 472.300

Life insurance proceeds payable to trust, provisions, 456.005

Liquidation, partial, money received as, when, 469.423

Lottery prizes paid into certain trusts, requirements, 313.285

Medical assistance, reimbursement of state, 475.092

Merger with corporation, 351.461

Minors, custodial trusts, 404.049

Nonresident decedent, law applicable, 473.675

Notice, 362.332

Objection to transfer, procedure, 362.332

Pansy Johnson-Travis memorial state garden trust fund, 253.380

Pecuniary transfers, affected by section, 456.001

#### 1. General Provisions — cont'd

Pecuniary transfers, satisfaction, procedure, 456.001

Perpetuities, rule inapplicable, when, 456.011 **Principal** 

Accounting records maintained separately by trustee, when, procedure, 469.427

#### Adjustments between principal and income

Adjustment, when, 469.461

Factors to consider, 469.405

No adjustment permitted, when, 469.405 Trustee's responsibility, 469.405

Allocation of by trustee, 469.423, 469.425

Allocations to, when, 469.429

Applicability of principal and income act, 469.467

Assets, average net fair market value of, exclusions, 469.411

Assets, ten percent of receipts from liquidation of allocated to income, remainder to principal, 469.439

Charitable contributions, how handled, 469.461 Collateral financial assets, allocation of, 469.449 Defined, 469.401

Definitions, 469.401

Depreciation, nontransferable, 469.455

Derivatives, transactions in, allocated to principal, 469.447

Disbursements between principal and income, fiduciary's responsibilities, 469.403

Disbursements from, 469.453

Estate tax marital deduction, how handled, 469.461

Fiduciary duty of trustee, breach of, bar on claim, when, applicable rules, 469.409

## Insubstantial allocations between income and principal

Allocated to principal, when, 469.435 Presumption of insubstantial amount, when, 469.435

#### Interest portion of payments

Adjustment between principal and income, when, 469.461

Allocation to income, 469.437

Remainder of payment allocated to principal, when, 469.437

Separate accounts or funds, effect, 469.437

Life insurance proceeds, allocated to principal, 469.433

Marital deduction, effect of, 469.437

Marital deduction, insufficient income, allowable actions, 469.445

Minerals and natural resources, interest in, allocation of, 469.441

Obligation to pay money, amounts received from sale, redemption or disposition of, allocated to principal, 469.432

Property, options to sell or buy, allocated to principal, 469.447

#### TRUSTS (CH. 456) — cont'd

#### 1. General Provisions — cont'd

#### Principal — cont'd

Securities, asset-backed, allocation of, 469.449 Separate accounts or funds, effect of, 469.437 Severability clause, principal and income act, 469.465

Taxes, paid from income or principal, when, 469.459

Timber and related products, sale of, allocation of to net receipts, 469.443

Transfers permitted for principal disbursements, 469.457

Uniformity of application and construction of principal and income act, 469.463

Unitrust amount, determination of, definitions, applicability of section to certain trusts, 469.411

Water, interest in, allocation of, 469.441

Principal place of administration of trust, defined, 456.027

Private foundation, administration, 456.019 Professional fiduciary, defined, 456.027

## Prudent investor rule

Application of rule, when, 469.911

Beneficiaries, multiple, duty of trustee, 469.906 Compliance with rule, required, when, 469.901

Construction of statute, 469.912

Costs, restrictions, 469.907

Definitions, 469.910

Delegation of management and investment functions, liability of trustee, 469.909

Diversification of investments required, exceptions, 469.903

Duty of trustee, owed to whom, 469.905

Expansion or restriction of rule by settlor, 469.901

Investing and management, relevant factors to be considered, 469.902

Powers and duties of trustees, 469.902

Retention and distribution of assets, duties of trustee, 469.904

Special skills or expertise of trustee, duty to use, 469.902

Standard of conduct, compliance determined, how, 469.908

Standards of investment, specific statutory standards to control, 469.913

Trust, defined, includes independently administered estates, 469.900

Trustee, definition, 469.900

Qualified beneficiary defined, 469.401

Qualified spousal trusts, property rights, effect of death of settlor, 456.950

## Registration of trust

Applies to inter vivos and testamentary trust,

Certified copies to be issued, fee, 456.031

Corporate trustee, 456.027

Cotrustees, 456.027

## 1. General Provisions — cont'd

## Registration of trust - cont'd

#### Effect of registering

Beneficiaries, 456.033

Interested parties, definition, 456.033

Internal affairs, defined, 456.033

Jurisdiction over parties, 456.033

Trustee, 456.033

Exception to right to register, 456.027

Oral trust, how registered, 456.029

Permissive not mandatory, failure to register, effect, 456.033

Principal place of administration of a trust, defined, 456.027

Probate division of circuit court, 456.027

Procedures, 456.029

Records to be kept by clerk of probate division,

circuit court, content, 456.031 Residence of trustee, when, 456.027

Trust, defined, 456.027

Rule against perpetuities, not applicable, when, 456.025

Rules against perpetuities, alienation and accumulations not applicable, when, 456.025

Savings and loan accounts, 369.179

Simultaneous death law, application, 471.060

Spendthrift trust, trusts for benefit of employees, 456.014

Spendthrift, subject to claims of wife and children, 456.014

Split-interest, administration, 456.019

Statute of uses, 456.003

Testamentary, jurisdiction, 472.020

Transfer of property to personal custodian, 404.400 to 404.650

Transfers to minors law, custodial trusts, 404.049 Transportation sales tax, special trust fund created to retire bonds, 94.745

#### **Trust companies**

Defined, 362.332

Demand deposits, 362.023

Powers, 362.105

#### Trustee

Absence of active duties not to curtail powers of trustee, 456.003

Banks and trust companies serving as trustee, investment and reinvestment of assets, powers, fees, 362.550

Death of, trustee, settlor, beneficiary, evidence of, presumption, when, 456.035

Delivery or payment to treasurer, bar to action, 456.041

Escheat to state, when, 456.039

Liability of trustee, 456.041

Procedure by trustee, 456.039

### Prudent investor rule

Application of rule, when, 469.911

Beneficiaries, multiple, duty of trustee, 469.906 Compliance with rule, required, when, 469.901

#### TRUSTS (CH. 456) - cont'd

#### 1. General Provisions — cont'd

Trustee — cont'd

#### Prudent investor rule — cont'd

Construction of statute, 469.912

Costs, restrictions, 469.907

Definitions, 469.910

Delegation of management and investment functions, liability of trustee, 469.909

Diversification of investments required,

exceptions, 469.903

Duty of trustee, owed to whom, 469.905

Expansion or restriction of rule by settlor,

Investing and management, relevant factors to be considered, 469.902

Powers and duties of trustees, 469,902

Retention and distribution of assets, duties of trustee, 469.904

Special skills or expertise of trustee, duty to use, 469.902

Standard of conduct, compliance determined, how, 469.908

Standards of investment, specific statutory standards to control, 469,913

Trust, defined, includes independently

administered estates, 469.900

Trustee, definition, 469.900

Registration of trust, 456.027 to 456.033

Unclaimed, determined, when, 456.037

#### **Unclaimed property**

Deemed unclaimed, when, 456.037

Delivery or payment to state treasurer, bar to suits or actions, 456.041

Escheats to state, when, 456.039

Filed with state treasurer, effect, 456.041

Liability of trustee, 456.041

Procedure by trustee, 456.039

Voting, corporation shareholders, 351.246

#### 2. Uniform Trust Code

Application of uniform trust code to existing relationships, 456.11-1106

Arbitration provisions, enforceability of, 456.2-205

Common law of trusts and principles of equity

supplement code, exceptions, 456.1-106 Construing uniform code, consider the need to

promote uniformity among the states, 456.11-1101

#### Creation and validity of trust

#### Animals, trust to care for

Animal alive during settlor's lifetime, 456.4-408 Distribution of trust if excessive to settlor or

settlor's successor in interest, 456.4-408

Enforcement of trust by person appointed in trust or by person appointed by court, 456.4-408

Enforcing trust, person of interest may request court to appoint or remove appointee, 456.4-408

Property of trust used only for purpose of trust exception, 456.4-408

#### 2. Uniform Trust Code — cont'd

## $Creation\ and\ validity\ of\ trust--cont'd$

#### Animals, trust to care for - cont'd

Termination on death of animal or animals last surviving, 456.4-408

Value determined by court to be excessive, effect, 456.4-408

#### Charitable trust

Community beneficial achievement, 456.4-405 Education or religion the advancement, 456.4-405

Governmental or municipal purposes, 456.4-405

Health promotion, 456.4-405

Relief of poverty, 456.4-405

Settlor of charitable trust among others may bring action to enforce trust, 456.4-405

Settlor's intent to be followed if ascertained, 456.4-405

Fraud, duress or undue influence used in creating, trust would be void, 456.4-406

### Methods of creating trust

Declaration by owner of property that owner hold identifiable property as trustee, 456.4-401 Family trust, court may order if in protectee's best interest, 456.4-401

Judgment for plaintiff or defendant who is a minor or disabled person, court directs transaction to achieve for security or care to meet needs, 456.4-401

Minor or disabled person establishing inter vivos trust, 456.4-401

Power of appointment exercised in favor of trustee, 456.4-401

Transfer of property to another as trustee during settlor's lifetime, 456.4-401

Will or other disposition taking effect on settlor's death, 456.4-401

## Noncharitable trust without ascertainable beneficiary

Distribution order by court to settlor if living or to settlor's successors in interest, when, 456.4-409

Enforcing trust by person appointed by trust or if not then court appointed, 456.4-409

Noncharitable but otherwise valid purpose selected by the trustee, 456.4-409

Property of trust applied only to intended use, 456.4-409

Twenty-one year limit on enforcing trust, 456.4-

Value of trust exceeds amount needed for trust purpose, court may order distribution, 456.4-409

#### Oral trust

Evidence to establish, terms need not be in writing, exceptions, 456.4-407 Instrument not required, exception, 456.4-407

#### TRUSTS (CH. 456) — cont'd

#### 2. Uniform Trust Code — cont'd

#### Creation and validity of trust - cont'd

#### Oral trust — cont'd

Lands as part of trust needs writing to establish, 456.4-407

Will in writing may be sufficient when, 456.4-

#### Purpose of trust

Achieving the purpose is possible, 456.4-404 Beneficiaries, must be for the benefit of, 456.4-404

Lawful purposes and not contrary to public policy, 456.4-404

#### Requirements to create

Animal trust for care of, 456.4-402

Beneficiary can not be sole trustee and sole beneficiary, 456.4-402

Beneficiary is definite and can ascertained now or in future, exception, 456.4-402

Beneficiary or charitable trust, 456.4-402

Created by judgment for minors or disabled, court order, 456.4-402

#### Indefinite class of beneficiary

Power fails, property subject to power passes to person who would have taken property if no power, 456.4-402

Power must be exercised in reasonable time or power fails, 456.4-402

Trustee may select a beneficiary, 456.4-402 Vaild, exception, 456.4-402

Noncharitable trust, 456.4-402

Settlor has capacity to create and intention to create trust, 456.4-402

Trustee must have duties to perform, 456.4-402

### Trust created in other jurisdiction

Complies with law where executed, 456.4-403 Property included in trust was located, 456.4-403

Settlor was domiciled in jurisdiction when created or was a national, 456.4-403

Trustee was domiciled or had a place of business in jurisdiction, 456.4-403

Trusts not created by will are valid if creation complies with law of jurisdiction, 456.4-403

Creditor claim, appointive property not subject to, when, 456.5-508

## Creditors claims spendthrift and discretionary trusts

## Credit claims against settlors

#### Irrevocable trust

Multiple settlors, creditors and assignees can reach only interest of individual settlor, 456.5-505

No spendthrift provision, creditor or assignee may reach maximum of distribution, 456.5-505

Spendthrift provision prohibits creditors from claim against trust, exceptions, 456.5-505

#### 2. Uniform Trust Code — cont'd

Creditors claims - spendthrift and discretionary trusts — cont'd

## Credit claims against settlors — cont'd Irrevocable trust — cont'd

Revokable trust living settlor, trust is subject to claims of creditor, 456.5-505

#### Settlor deceased, trustee duty to pay debts

Form of notice, content, 456.5-505

Notice required to be given county newspaper for four weeks, 456.5-505

Six month period to present claims or are barred, 456,5-505

#### Discretionary trusts effect of standard

Beneficiary's interest not enforceable, when, 456.5-504

Creditor's claim do not attach to distributions, when, 456.5-504

Trustee's abuse of discretion beneficiary has cause of action, 456.5-504

### **Exceptions to spendthrift provisions**

Child defined as any person whom an order or judgment for child support has been entered, 456.5-503

Child, spouse, former spouse, with judgment for support or maintenance, exception, 456.5-503 Judgment creditor providing services protecting beneficiary's interest may obtain by court order, 456.5-503

Judgment defined as judgment which may be executed in this state, 456.5-503

Spendthrift provision is unenforceable against state or United States, when, 456.5-503

### Overdue distribution

Creditors and assignees mandatory distribution of income or principal, when, 456.5-506 Distribution overdue apply to spendthrift trust

Distribution overdue apply to spendthrift trust creditors and assignee recover, claims, 456.5-506

Mandatory distribution defined, 456.5-506 Termination of trust, trustee failing to distribute in reasonable time creditors and assignees recover, 456.5-506

Property of trust not subject to trustees debts or insolvency, 456.5-507

## Rights of beneficiary's creditor or assignee

Assignee or judgment creditor may without court order use attachment, 456.4-501
Attachment of present and future distribution,

456.4-501 Beneficiary not protected by spendthrift

provision, 456.4-501 Limit award power of court, 456.4-501

#### **Spendthrift provisions**

Beneficiary is held subject to a spendthrift trust which restrains transfers, 456.5-502

Beneficiary may not transfer an interest in a trust violating spendthrift provision, 456.5-502

#### TRUSTS (CH. 456) - cont'd

#### 2. Uniform Trust Code — cont'd

Creditors claims - spendthrift and discretionary trusts — cont'd

### Spendthrift provisions — cont'd

Creditor or assignee of beneficiary may not reach distribution or interest before receipt by beneficiary, 456.5-502

Valid trust if it restrains either voluntary or involuntary transfers, 456.5-502

#### **Definitions**

Action, act of trustee or failure to act, 456.1-103

Ascertainable standard, 456.1-103

Beneficiary, 456.1-103

Charitable trust, 456.1-103

Conservator ad litem, 456.1-103

Conservator, 456.1-103

Environmental law, 456.1-103

Financial institution, 456.1-103

Guardian, not including guardian ad litem, 456.1-103

Interested party, 456.1-103

Jurisdiction, 456.1-103

Non-foreign bank, 456.1-103

Permissible distributee, 456.1-103

Power of withdrawal, 456.1-103

Principal place of administration of a trust, 456.1-103

Professional fiduciary, 456.1-103

Qualified beneficiary, 456.1-103

Revokable, 456.1-103

Settlor, 456.1-103

Spend thrift provisions, 456.1-103

Trust instrument, 456.1-103

Trustee, 456.1-103

Effective date of code is January 1, 2005, 456.11-

Electronic records and signatures sections of code supersede, modify and limit Global and National

Commerce Act 15 U.S.C. 7001, 456.11-1102 First and second trusts, distribution of income and principal, notice requirements, 456.4-419

Income and principal, distribution of to qualified remainder beneficiary, 456.4-418

## **Judicial proceedings**

## Jurisdiction over trustees and beneficiaries

Agents court to approve employment and compensation, 456.2-202

Alienation by beneficiaries exercise of powers of appointment validity, effect, 456.2-202

Appoint or remove trustee, 456.2-202

Approve a nonjudicial settlement, 456.2-202

Approve trustee's report or accounting, 456.2-202

Beneficial interest of trust beneficiaries

determination, 456.2-202

Breach of trust by trustee compel redress by any available remedy, 456.2-202

Combine trusts, 456.2-202

## 2. Uniform Trust Code — cont'd

#### Judicial proceedings - cont'd

## Jurisdiction over trustees and beneficiaries — cont'd

Compel a trustee to report or account, 456.2-202

Compensation for trustee court to determine, 456.2-202

Debts of a beneficiary and living settlor determine liability of a trust, 456.2-202

Deposit of assets, determined, 456.2-202

Direct trustee not to perform certain acts, 456.2-202

Distribution, timing and quantity, 456.2-202 Divide trusts, 456.2-202

Granting power to trustee, 456.2-202

Identity of trust beneficiaries, 456.2-202

Interpret terms of trust, 456.2-202

Investments property of, 456.2-202

Liability of a trustee, actions relating to the trust, 456.2-202

Methods of obtaining jurisdiction allowed though not in code, 456.2-202

Modify or terminate a trust, 456,2-202

Personal jurisdiction by accepting distribution of trust, 456.2-202

Principal and income allocations, 456.2-202 Principal place of administration in State of Missouri subject to jurisdiction, 456.2-202

Release trust registration of trust's principal place of administration, 456.2-202

Representative appointed for a beneficiary, 456.2-202

Request for instruction or to declare rights, 456.2-202

Resignation of trustee, court to accept, 456.2-202

Review actions of a trustee, 456.2-202 Validity of trust or terms, determining, 456.2-202

#### Venue

Court where proceeding starts if court determines venue in another court it shall transfer to the other court, 456.2-204

Proceeding in more than one court in this state the court where proceeding first started, 456.2-204

Trust not registered in this state where could be registered circuit court, 456.2-204

Trust not registered in this state, rules of civil procedure, 456.2-204

Trust registered in this state probate division of circuit court where registered, 456.2-204

#### Role of court in administering trusts

Court may intervene if revoked by an interested person, 456.2-201

Judicial proceeding may involve trust administration, request for instructions or action to declare rights, 456.2-201

#### TRUSTS (CH. 456) — cont'd

#### 2. Uniform Trust Code — cont'd

Judicial proceedings - cont'd

#### Role of court in administering trusts - cont'd

Judicial, continuing supervision would be by court order, 456.2-201

#### Knowledge

Organization must have exercised reasonable diligence which consists of certain factors, 456.1-104

Organization that conducts activities through employees has knowledge when, 456.1-104 Person has knowledge of a fact, when, 456.1-104 Reasonable diligence, what is required and what is not required, 456.1-104

## Liability of trustees and rights of persons dealing with trustee

Attorneys fees and cost, 456.10-1004 Breach, no liability if beneficiary consents, releases from liability ratifiys action, exception, 456.10-1009

Certification of trust, furnishing persons other than beneficiary a copy instead of trust instrument, content, 456.10-1013

#### Damages for breach of trust

Contribution from other trustees also liable, when, 456.10-1002

Profit that trustee made, 456.10-1002

Trustee is liable to beneficiaries to restore value if no breach occurred, 456.10-1002

## Damages in absence of breach

No liability by trustee for depreciation or loss of value of trust property, 456.10-1003

Trustee is accountable to beneficiary for profits made by trust, 456.10-1003

Events affecting administration or distribution such as divorce, death, marriage, trustee not liable, when, 456.10-1007

General partner in a general or limited partnership, not liable on contracts, when, 456.10-1011

Judicial proceeding involving administration of trust powers of the court, 456.10-1004

Limitation of actions against trustee, procedure required, 456.10-1005

Limitation on personal liability of trustee entering into contract as fiduciary, 456.10-1010

Person dealing with trustee not held to inquire as to trustee's powers, 456.10-1012

Person other than a beneficiary who in good faith assists a trustee not knowing exceeding powers, no liability, 456.10-1012

Reliance on certificate of trust person may enforce transaction, 456.10-1013

Reliance on trust instrument by trustee is not liable to extent breach resulted form the reliance, 456.10-1006

Relying on certificate of trust without knowledge that is incorrect, no liability, 456.10-1013

#### 2. Uniform Trust Code — cont'd

Liability of trustees and rights of persons dealing with trustee - cont'd

#### Remedies for breach of trust

Court to decide what remedy to apply, 456.10-

Violation by a trustee of a duty owes to beneficiary, 456.10-1001

Term relieving trustee for liability on breach of trust is unenforceable, when, 456.10-1008

Torts liability if committed in course of administering trust if trustee personally at fault, 456.10-1010

#### Mandatory rules

Court's powers, 456.1-105

Trust terms prevail over any provisions, exception, 456.1-105

Trustees powers and duties, 456.1-105

Mediation provisions, enforceability of, 456.2-205

#### Modification or termination of trust

#### Combination and division of trusts

Beneficiaries' interest must substantially remain same, 456.4-417

Division of trust into two or more.

requirements, 456.4-417

Notice to qualified beneficiaries, 456.4-417 Terms of trusts are not required to be identical, 456.4-417

Trustee to determine terms after combination, 456.4-417

Two or more trusts may be combined into a single trust, 456.4-417

#### Cy pres for charitable trust

Court may apply cy pres to modify or terminate when, 456.4-113

Cy pres law doctrine as near as possible if cannot be carried out as directed, 456.4-113 Impractical to achieve, 456.4-113

Property does not revert to settlor or settlor successors, 456.4-113

Purpose becomes unlawful, 456.4-113

Trust does not fail, 456.4-113

## Cy pres not to be applied

Distribution directed to noncharitable beneficiary, 456.4-113

Distribution to settlor, settlor alive, 456.4-113 Twenty-one years have elapsed sence trust created, 456.4-113

Impossible to achieve, 456.4-410

### Modification to achieve settlor's tax objectives

Court may modify terms not contrary to settlor's intent, 456.4-416

Retroactive effect, court may provide, 456.4-

#### Noncharitable irrevocable trust by consent

Agent with power of attorney, 456.4A-411 Beneficiaries not all consenting court may approve if all beneficiaries are protected, 456.4A-411

#### TRUSTS (CH. 456) - cont'd

#### 2. Uniform Trust Code — cont'd

### Modification or termination of trust — cont'd Noncharitable irrevocable trust by consent cont'd

Change times or amount of payments to

beneficiaries, 456.4-411B

Conservator ad litem, when, 456.4A-411

Court approval not required, exception, 456.4A-

Court approval required when, factors to determine, 456.4-411B

Distribution by trustee as agreed to by

beneficiaries, 456.4A-411

Modification, party seeking, must establish not inconsistent with purpose or not prohibited, 456.4-411B

Nonconsenting beneficiary, court may appoint a representative on motion of any party, exception, 456.4-411B

Purpose of trust, not an issue, 456.4A-411

Reduce or eliminate interest of some

beneficiaries and increase others, 456.4B.411

Settlor and all beneficiaries consent, 456.4A-

Settlor's conservator, when, 456.4A-411

Termination of trust at a time earlier or later than terms of trust, 456.4-411B

Termination, the party seeking must establish continuance of trust not necessary for its purpose, 456.4-411B

Proceeding to approve or disapprove modification or termination, 456.4-410

Purpose becomes unlawful, contrary to public policy, 456.4-410

Purpose of trust no longer remains, 456.4-410

#### Reformation to correct mistakes

Evidence required to correct, 456.4-415 Expression or inducement, mistake of fact or law, 456.4-415

Settlor's intent and terms of trust affected by mistake of fact or law, 456.4-415

Settlor's intent even if ambiguous, 456.4-415

Revocation or expiration pursuant to terms of trust, 456.4-410

Settlor may commence proceeding, 456.4-410

Settlor of a charitable trust may bring proceedings to modify, 456.4-410

Trustee or beneficiary may commence proceeding, 456.4-410

### Unanticipated circumstances or inability to administer

Modification if management will further purpose of trust, 456.4-412

Modification made with settlors probable intention, 456.4-412

Termination, trustee to distribute with purpose of the trust, 456.4-412

#### 2. Uniform Trust Code — cont'd

Modification or termination of trust — cont'd Unanticipated circumstances or inability to administer — cont'd

#### Uneconomic trust

Court may remove trustee and appoint new trustee, 456.4-414

Easements for conservation or preservation modification or termination not applicable, 456 4-414

Notice required to qualified beneficiaries, 456.4-414

Termination of trust, trustee to distribute, 456.4-414

Trust property less than \$100,000, cost of administration excessive, 456.4-414

No-contest clause, claims for relief, 456.4-420

#### Nonjudicial settlement agreements

Approval of trustees report or accounting, 456.1-111

Directing trustee from performing specific act, 456.1-111

Granting necessary power to a trustee, 456.1-111 Interested persons may enter into a binding nonjudicial settlement, 456.1-111

Interested persons, defined as person's required consent required for settlement to be approved by the court, 456.1-111

Interpretation of terms of trust, 456.1-111 Liability of a trustee for actions relative to trust, 456.1-111

Prohibited, nonjudicial agreement can not terminate or modify a trust, 456.1-111

Request to court to approve nonjudicial settlement, when, 456.1-111

Resignation or appointment of trustee, 456.1-111 Settlement agreement only valid that doesn't violate terms of trust, 456.1-111

Transfer of trust's principal place of administration, 456.1-111

Trustee's compensation, 456.1-111

#### Notice requirements that are permissible

Delivery to the person's last known address or business, 456.1-109

Electronic message properly directed, 456.1-109 First class mail, 456.1-109

Judicial proceeding notice must comply with rules of civil procedure, 456.1-109

Personal delivery, 456.1-109

Waiver by person to be notified, 456.1-109

#### Office of trustee

## Accepting or declining trusteeship

Accepting delivery of trust property, exercising powers and duties of trusteeship, 456.7-701 Accepting trusteeship with method in trust, 456.7-701

Declining trusteeship or if does not accept within reasonable time is deemed to have declined, 456.7-701

#### TRUSTS (CH. 456) - cont'd

#### 2. Uniform Trust Code — cont'd

Office of trustee - cont'd

#### Accepting or declining trusteeship - cont'd

Designation as trustee without accepting may act to preserve trust property, 456.7-701

#### **Bond to secure performance**

Amount of bond its liability court to determine, 456.7-702

Bond may be needed to protect interest of beneficiaries, 456.7-702

Court to determine whether bond is required, 456.7-702

Modifying or termination bond court to rule, 456.7-702

Terms of trust may require, court has not dispensed with requirement, 456.7-702

#### Compensation of trustee

Compensation, trustee is entitled to what is reasonable under circumstances, 456.7-708

Court may allow more or less compensation, when, 456.7-708

Reasonable compensation includes taking into account management of principal and income, 456.7-708

Trust terms may set compensation, 456.7-708

#### Cotrustees

Breach of trust by cotrustee, trustee to compel redress of breach, 456.7-703

Cotrustee may act alone if other trustee is unavailable due to absence, illness, disqualification of law, 456.7-703

Cotrustee may delegate performance to another trustee, 456.7-703

Delegation to cotrustee settlor believed would be performed jointly may be rescinded, 456.7-703

Dissenting trustee joins in an action at direction of majority after notice of dissent, not liable, exceptions, 456.7-703

Majority decision to govern, 456.7-703

Trustee not joining in action with another trustee is not liable for action, 456.7-703

Trustee to exercise reasonable care prevent cotrustee from committing breach of trust, 456.7-703

Vacancy occurs cotrustee may act, 456.7-703

#### Delivery of property by former trustee

Cotrustee remaining in office or court orders differently, trust property must be delivered, 456 7-707

Delivery of property to cotrustee, successor trustee or to other persons entitled, 456.7-707 Duty of former trustee to deliver property, to whom, 456.7-707

Property of trust, delivered by trustee who has resigned or been removed, 456.7-707

#### 2. Uniform Trust Code — cont'd

### Office of trustee - cont'd

Delivery of property by former trustee — cont'd

#### Reimbursement of expenses

Advance by trustee of money to protect trust, establishes lien against trust property, 456.7-709

Expenses incurred in administration of trust, 456.7-709

Lien for advance by trustee against trust property, with reasonable interest, 456.7-709 Trustee entitled to be reimbursed with interest, out of trust property for expenses, 456.7-709

#### Removal of trustee

Appointment of new trustee pending, court may act to protect trust property, 456.7-706

Corporation is trustee removed, replacement trustee, 456.7-706

Court may appoint new trustee when, 456.7-706 Court may remove trustee, grounds for removal, 456.7-706

Procedure to remove trustee, 456.7-706

Request of settlor, cotrustee, or a beneficiary to remove, 456.7-706

#### Resignation of trustee

Approval of the court, 456.7-705

Bond of resigning trustee for acts or omissions is not discharged or affected by resignation, 456.7-705

Court in approving resignation may issue orders for protection of the trust property, 456.7-705 Notice of at least thirty days to beneficiaries, settlor if living, all cotrustees, 456.7-705

## Vacancy in trusteeship appointment of successor

Additional trustee or special fiduciary may be appointed by court for administration of trust, 456.7-704

Cotrustees one or more remain, vacancy need not be filled, 456.7-704

Death of trustee, 456.7-704

Declines trusteeship, 456.7-704

Designation but cannot be identify or does not exist, 456.7-704

Disqualification or removal, 456.7-704

Guardian or conservator appointed for person serving as trustee, 456.7-704

Priority of how vacancy filled, 456.7-704

Priority, terms of trust, majority of

beneficiaries, or court to appoint, 456.7-704

Resignation of trustee, 456.7-704

Vacancy must be filled if no remaining trustee, 456.7-704

#### Others treated as qualified beneficiaries

Attorney general for interest in a charitable trust administered in this state, 456.1-110 Charitable organizations, 456.1-110

Exceptions, 456.1-110

#### TRUSTS (CH. 456) — cont'd

#### 2. Uniform Trust Code — cont'd

## Others treated as qualified beneficiaries — cont'd

Noncharitable purposes, 456.1-110

Person appointed for trust to care for an animal, 456.1-110

Specified charitable trust, defined, 456.1-110

#### Principal place of administration

Governing law, meaning and effect of that jurisdiction's law, exceptions, 456.1-107 Jurisdiction not included in terms of trust, effect, 456.1-107

Terms of trust designating principal place of administration controlling, when, 456.1-108

#### Transfer of principal place of administration

Court may order or disapprove trustee's right to transfer, 456.1-108

Notice must include certain information, 456.1-

Notice to beneficiary of proposed transfer, not less than sixty days before transfer, 456.1-108 Objection to transfer by beneficiaries when, 456.1-108

Trust property may be transferred by trustee to a successor trustee, on terms of trust or vacancy in trusteeship, 456.1-108

Trustee may transfer to another state or to a jurisdiction outside the U.S. when, 456.1-108

#### Representation

## Appointment of representative

Appointment of representative to represent minor, incapacitated, or unborn individuals, 456.3-305

Court determination that interest is not represented or inadequate may appoint, 456.3-305

Court may appoint representative to represent several persons or interests, 456.3-305

Identity or location unknown court may appoint, 456.3-305

Representative may consider benefits accruing to living members of individual families, 456.3-305

Consent by person representing is binding on person represented exception, 456.3-301

## Fiduciaries and parents

Agent having authority on certain dispute or question, 456.3-303

Conservator ad litem represents ward on quest or dispute which conservator does not have authority, 456.3-303

Conservator may represent estate and bind estate, when, 456.3-303

Guardian may represent and bind ward on question or dispute, when, 456.3-303

Parent may represent minor or unborn child, when, 456.3-303

Personal representative of a decedent's estate may represent, 456.3-303

## 2. Uniform Trust Code — cont'd

#### Representation — cont'd

#### Fiduciaries and parents — cont'd

Trustee may represent beneficiaries of the trust, 456.3-303

Notice to person representing same effect as if notice given directly to person represented, 456.3-301

Objection to consent by representing person by consent not binding, when, 456.3-301

### Persons having substantially identical interest

A minor, incapacitated or unborn individual, 456.3-304

Conflict of interest not permissible, 456.3-304

Person whose location or identity not reasonably ascertainable, 456.3-304

Qualified beneficiaries may bind other

beneficiaries with substantially identical legal interests, when, 456.3-304

Substantial identical interest on question or dispute, 456.3-304

Settlor lacking capacity may be represented to receive notice and consent, 456.3-301

Settlor may not represent or bind a beneficiary regarding termination or modification of a trust, 456.3-301

#### Testamentary power of appointment

Class of appointees, holders, holder's estate, holder's creditors, creditors of estate, 456.3-302 Persons who may be represented, 456.3-302 Testamentary power of appointment, defined, 456.3-302

#### Revocable trusts

### More than one settlor

Community property amended joint act by both spouses, 456.6-602

Community property revocation by either spouse, 456.6-602

Property not jointly held revocation or amending according to settlor's contribution, 456.6-602

#### Settlor

Agent with power of attorney may exercise settlor's powers, requirements, 456.6-602

Amendment or revocation of trust by settlor unless trust is irrevocable, 456.6-602

Capacity to amend or revoke is same capacity needed to make a will, 456.6-601

Conservators or conservators ad litem may exercise power with approval of the court, 456.6-602

Intent of settlor expressed in will or codicil, 456.6-602

Revocation or amendment, method set out by terms of trust, 456.6-602

### Settlor's death to revoke

Distribution under settlor's will, procedure, 456.6-604

#### TRUSTS (CH. 456) — cont'd

#### 2. Uniform Trust Code — cont'd

### Revocable trusts — cont'd

#### Settlor's death to revoke - cont'd

Invalid trust, beneficiary must return distribution, 456.6-604

Judicial proceeding to contest validity of trust, requirements, 456.6-604

Notice by trustee sent within six months, content required to interested parties contesting validity, 456.6-604

Trustee to distribute, not liable, exception, 456.6-604

Validity judicial proceeding filed within two years of death, 456.6-604

#### Settlor's powers

Affidavit of incapacity defined, 456.6-603 Incapacity of settlor, trustee to receive affidavit of incapacity, 456.6-603

Incapacity, may be adjudicated totally incapacitated, 456.6-603

Trustee's duties are owed exclusively to settlor or settlors, 456.6-603

#### Trustee

Duties of trustee are exclusively owed to settlor, 456.6-603

Incapacity of settlor requires for trustee an affidavit, 456.6-603

More than one settlor duty to each settlor, 456.6-603

Notice of revocation or amendment not given to trustee, no liability to settlor or successors in interest, 456.6-602

Revocation, trustee to distribute trust property at direction of settlor, 456.6-602

### Revokable will

#### Settlor's death to revoke

### Trustee

Distribution of trust property by terms of trust, duties, 456.6-604

Documentation, furnished to persons entitled to notice, 456.6-604

Liability not for trustees actions, exceptions, 456.6-604

Notice to person adversely affected by terms of trust, 456.6-604

Scope of the code what trusts are covered, 456.1-102

#### Settlor's marriage is dissolved or annulled

Relative of former spouse as a beneficiary or fiduciary, marriage status, affect, 456.1-112 Relative of the settlor's former spouse, defined, 456.1-112

Remarriage to same former spouse by settlor, affect, 456.1-112

Trust established after marriage is revoked or annulled with beneficial interest or fiduciary appointment for former spouse affect, 456.1-112

## 2. Uniform Trust Code — cont'd

## Settlor's marriage is dissolved or annulled — cont'd

Trust established before marriage is dissolved or annulled, revoked on date marriage is revoked or annulled, 456.1-112

Trust terms or contract that trust not affected by marital status prevents revocation, 456.1-112

Severability clause, 456.11-1103

Short title, how cited, 456.1-101

Transfer of assets to trust, subjects assets to terms of the trust, 456.1-113

## Trustee's powers and duties

#### Administration of trust

Administer trust in good faith in accordance with terms and purpose, 456.8-801

Beneficiaries interests protected, 456.8-801 reach of trust by former trustee known to the

Breach of trust by former trustee known to the trustee duty to redress, 456.8-812

Claims of trust to be enforced and duties to defend claims against, 456.8-811

Cost of administration, trustee to incur only reasonable costs for purpose of trust, 456.8-805

#### Delegation by trustee to agent

Agent to be chosen with care, skill and caution, 456.8-807

Agent's actions, trustee is not liable to beneficiaries for acts of agent, 456.8-807 Delegation to agent duties and powers, 456.8-

Jurisdiction of this state applys when agent accepts delegation, 456.8-807

Reviewing agents actions to monitor performance and compliance, 456.8-807

Terms and scope of the delegation consistent with terms of trust, 456.8-807

## Discretionary powers

Distribution to satisfy legal obligation of support owed by trustee prohibited, 456.8-814 Grant to trustee by terms of trust, 456.8-814 Power to be exercised in good faith in

accordance with terms and interest of beneficiaries, 456.8-814

Terms granting power absolute, sole, or uncontrolled, 456.8-814

Trustee also beneficiary under trust discretionary decisions for personal benefit of trustee, standards required, 456.8-814

## Discretionary powers, tax saving

Limit of power, remaining trustee may exercise if not court will appoint fiduciary, 456.8-814 Settlor's spouse who is trustee for which there is a marital deduction, tax saving, 456.8-814 Tax savings, qualification for annual exclusion, 456.8-814 Trustee, defined, for discretionary power and

Trustee, defined, for discretionary power and tax saving, 456.8-814

#### TRUSTS (CH. 456) — cont'd

#### 2. Uniform Trust Code — cont'd

Trustee's powers and duties — cont'd Discretionary powers, tax saving — cont'd Duty of loyalty

Interest of beneficiaries to administer trust, 456.8-802

## Investments, management, trustee's personal account, conflict of interest

Beneficiaries may consent to transaction, 456.8-802

Beneficiaries may void exceptions, 456.8-802 Contract entered into prior to trustee's

becoming trustee, 456.8-802

Court approved, 456.8-802

Judicial proceeding against transaction not started within time allowed, 456.8-802

Terms of trust authorize, 456.8-802

#### No presumption of conflict of interest

Appointment of trustee agreement with beneficiaries, 456.8-802

Compensation of trustee, agreement with beneficiaries, 456.8-802

Court may appoint special fiduciary on any transaction that might violate conflicts, 456.8-802

Delegation to agent of trustee notice required of any compensation paid to delegate, 456.8-802

Deposit of trust money in a finance institution operated by trustee, 456.8-802

Loan from trustee or its affiliate, 456.8-802 Securities broker, securities transaction same company as trustee, owned by trustee, 456.8-802

Securities of investment company trustee work with in another capacity, 456.8-802

Trust agreement with another trust, decedent's estate or conservatorship trustee is a fiduciary, 456.8-802

Trustees, its affiliate fees compensated for services, annual notice of rates, how determined, 456.8-802

Voting shares of stock of trust, trustee to act in best interests of beneficiaries, procedure, 456.8-802

## Presumption of conflict of interest

Agent or attorney of trustee entered into, 456.8-802

Corporation, trustee owns significant interest in might affect trustees judgment, 456.8-802 Descendants, siblings parents, or their spouses of trustee, 456.8-802

Spouse of trustee a party, 456.8-802

Transaction with beneficiary to advantage of trustee, undue influence voidable by beneficiary, 456.8-802

Trust property involved trustee takes personal advantage opportunity belongs to trust, 456.8-802

## 2. Uniform Trust Code — cont'd

Trustee's powers and duties — cont'd Duty of loyalty — cont'd

## Presumption of conflict of interest — cont'd General powers of trustee

Court not required to authorize general powers, 456.8-815

Investment management and distribution of trust property, 456.8-815

Power subject to fiduciary duties by code, 456 8-815

Powers conferred by terms of trust except limited by terms, 456.8-815

Powers conferred by uniform trust code, 456.8-

Trust property, all powers unmarried competent owner has of individually owned property, 456.8-815

Impartially, if two or more beneficiaries, due regard to all interests, 456.8-803

### Inform and report, duties

Beneficiaries to be kept informed to facts necessary to protect their interest, 456.8-813 Compensation of trustee, changes in rate or method of computing report to beneficiaries,

Confidentiality on assets of trust, beneficiaries may receive information about asset but confidentiality restriction, 456.8-813

Copy of trust instrument furnished by trustee to beneficiary promptly, 456.8-813

Copy of trust, beneficiaries informed of right to have copy of trust, 456.8-813

Creation of irrevocable trust beneficiaries informed, when, 456.8-813

Deceased or incapacitated trustee personal representative, conservator, or guardian report to beneficiaries, 456.8-813

Distributees of trust income or principal and to other beneficiaries who request annual report, 456.8-813

Fee may be charged by trustee for providing information, 456.8-813

Notice to beneficiaries of acceptance of trusteeship within sixty days, content, 456.8-813

Request by beneficiaries for information, response to be prompt, 456.8-813

Revocable trust has become irrevocable by death of settlor or otherwise, 456.8-813

Right of beneficiaries to receive report on certain reports, 456.8-813

Termination of trust duty to inform a report of trust assets and liability, content, 456.8-813

Trust's existance should be made known to beneficiaries, 456.8-813

Vacancy in position of trustee report by cotrustee, 456.8-813

#### TRUSTS (CH. 456) — cont'd

#### 2. Uniform Trust Code — cont'd

## Trustee's powers and duties — cont'd Inform and report, duties — cont'd

Waiver by beneficiaries of reports from trustee, 456.8-813

Waiver may be withdrawn as to reports by trustee, by beneficiaries, 456.8-813

## Power to direct, modify or revoke

Power to direct contrary terms of revocable trust, 456.8-808

Trust protector, appointment of, powers, limitations, 456.8-808

Property of trust, trustee has duty to compel former trustee or person to deliver trust property to trustee, 456.8-812

Prudent administration, trustee to exercise reasonable care, skill and caution, 456.8-804

## Record keeping and identification of trust property

Investing property of two separate trusts as a whole if records clearly indicate, 456.8-810

Property of trust to be kept separate from property of trustee, 456.8-810

Records if possible maintained by entity other than trustee, 456.8-810

Records of trust, trustee to keep adequate records, 456.8-810

Special skills or expertise, chosen as trustee, duty to use skills and expertise, 456.8-806

Specific powers, 456.8-816

Tangible personal property in a revokable trust not in possession or control of trustee, no responsibility, 456.8-809

Termination or partial termination of trust, procedure, 456.8-817

#### 3. Uniform Powers Of Appointment Act

Act to govern powers, when, exceptions, 456.985 Application and construction, uniformity, 456.1125 Beneficial interest, prohibition on limitation of, 456.1120

Breach of contract, remedy, 456.1095

Capture doctrine, 456.1055

Citation of act, 456.970

Classification, rules of, 456.1005

Common law and principles of equity, 456.980 Contract, power to, 456.1090

Creditor claims, 456.1100, 456.1105, 456.1115

Deceased appointee, appointment to, 456.1040

Definitions, 456.975

Disclaimer, 456.1080

Donor-imposed formal requirement, substantial compliance with, 456.1030

Electronic Signatures in Global and National Commerce Act, relation to, 456.1130

Exercise of power, intent, 456.1020, 456.1025

Exercise of power, requisites, 456.1015

Exercise of power, revocation or amendment, 456.1075

Existing relationships, application to, 456.1135

### 3. Uniform Powers Of Appointment Act — cont'd

Governing law, 456.980

Impermissible appointment, 456.1045

Nontransferrability, 456.995

Permissible appointment, 456.1035

Power of appointment, creation of, 456.990

Release, authority, method, revocation or amendment, 456.1085

Revocation and amendment, power to, 456.1010

Selective allocation doctrine, 456.1050

Unappointed property, disposition of, 456.1060, 456.1065, 456.1070

Unlimited authority, presumption of, exception, 456.1000

Withdrawal, power to, 456.1110

#### TRUSTS AND MONOPOLIES

See ANTITRUST LAW; RESTRAINT OF TRADE

#### **TUBERCULOSIS**

Correction centers testing rules authorized, 199.350 Crime, infecting another person, penalty, 199.275

Definitions, 199.170

Directly observed therapy, defined, 199.170

Health care workers, mandatory testing, 199.290

Incapacitated person, guardian's consent required for treatment of ward, 199.240

#### **Nursing homes**

Health care workers, annual testing, 199.350

Preadmission testing for residents, 199.350

Volunteers, annual testing, 1989.350

Outbreak, department's authority in response, 199.280 Patients, admitted, costs, how paid, 199.250

### Patients, commitment

Apprehension and return, 199.260

Care, department may contract for, when, 199.210

Confinement, duration, 199.230

Consent required for treatment, 199.240

Costs borne by county, 199.200

Counsel, patient's right, 199.210

Definitions of terms, 199.170

Emergency temporary commitment proceedings, 199.200

Emergency temporary commitment, when, 199.180 Exemption for those obeying health rules, 199.190

Order of court, 199.210

Petition by department or local authority, content, 199.180

Procedure, 199.200

Release, proceedings, appeal, 199.270

Review of court order, 199.220

Rights of patient, 199.210

Sheriff to take into custody and deliver to center, cost, how paid, 199.210

Transportation costs, 199.210

Sanatorium, state, see REHABILITATION

CENTER, STATE

Testing, mandatory when, 199.290

University and college students and faculty, mandatory testing, 199.290

#### TUBERCULOSIS HOSPITALS

#### County

Authority to establish, 205.376

Bond issue for, 205.376

Department of health and senior services, duty to provide for treatment and commitment of infected persons, 199.010

Employees, identification badges, required, when, 197.705

Identification badges, health care facility personnel required to wear, when, 197.705

State, see REHABILITATION CENTER, STATE

### TUBERCULOUS CATTLE

Appraisal and indemnity for, how paid, 267.170

Appraisal forms, procedure, 267.170

Branding and marking, 267.210

Dairy herds, examination and tests, 196.840; penalty, 196.845

Disposition of after condemnation, 267.210

Modified accredited area, establishment, 267.400

#### Quarantine

Allowed, when, 267.400

Breeding purposes, 267.220

Violation, penalty, 267.230

Rules and regulations, how made, 267.400

Sale or transfer, special permit, 267.220

Shipment, permit required, 267.210

Slaughter, when, 267.210

Testing, owner to cooperate, noncompliance, effect, 267.380

Veterinarian, state, interference, penalty, 267.230 Violations, 267.230

## TUITION

See SCHOOLS AND SCHOOL DISTRICTS

### TUNNELS

Cities over 100,000, authority to acquire and operate, 234.340

Union station companies, powers, 388.470

Water power, construction of, procedure, 236.280

#### **TURKEYS**

See LIVESTOCK

#### UNBORN CHILDREN

\* See also POSTHUMOUS CHILDREN

Abortion regulation, see ABORTION

Definition, 1.205, 188.015

Life, begins at conception, definition, 1.205

Partition suits, representation, 528.020

Prenatal care, failure to provide, no cause of action for, 1.205

Right to life, 1.205

Rights, definition, 1.205

#### **UNCLAIMED PROPERTY (CH. 447)**

See ABANDONED, LOST AND UNCLAIMED PROPERTY

## UNDERGROUND AND PETROLEUM STORAGE TANKS (CH. 319)

#### **Board**

Defined, 319.100

Fee, duty to establish, 319.133

Powers and duties, 319.132

Site assessment required, when, 319.133

### Certificate of registration

Application, forms, 319.120

Denial or invalidated by department, procedure, grounds, 319.125

Fee, amount, deposit in fund, 319.123

Issued, when, 319.120

Operation before certification, 319.120

Prior to issue of certificate, owner may operate, 319.120

Required, 319.120

Term of certificate, 319.120

Closure of tanks, requirements, notice, department to establish, 319.111

Conference, conciliation and persuasion, defined, 319.010

Confidential information not to be released to public, when, 319.117

Definitions, 319.100

Fee, suspension on certain balance in fund, reinstatement, when, 319.132

Financial responsibility required of owner to cover certain damages, rules, 319.114

Financial responsibility to be maintained for tanks and piping, amount, 414.035

Fund, underground storage program fund, establishment, purpose, 319.123

Information, some to be confidential, 319.117 Inspection, department of agriculture, may conduct, 319.117

### **Insurance fund**

Administration of fund, 319.129

Advisory committee, members, duties, 319.131

Amount fund will pay, 319.131

Application to be part of insurance pool, content,

Board of trustees, 319.129

Bodily injury coverage, 319.131

Contamination damage, coverage, 319.131

Coverage for cleanup and contamination caused by release and property damage, 319.131

## UNDERGROUND AND PETROLEUM STORAGE TANKS (CH. 319) — cont'd

### Insurance fund — cont'd

Damages covered, 319.131

Damages not covered, 319.131

Deductible for release, cleanup, 319.131

Deposit of fees by state treasurer, where, 319.129

Eligibility to participate in fund, 319.131

Established, 319.129

Expires, when, 319.129

Fee paid by owners per tank to board, 319.129

Financial responsibility requirements, 319.131

Installment payments for insurance authorized, when, 319.133

Interest earned on fees deposited, paid into fund, 319.129

Lapse into general revenue, prohibited, 319.129

Liability of fund, not states, 319.131

Not a state fund, 319.129

Participation in fund by owners authorized, effect of transfer of property, 319.131

Payment by owner, annually, amount established by rule, 319.133

Payments by installment for insurance authorized, when, 319.133

Petroleum pipeline terminals not eligible for participation in fund, 319.131

Petroleum products contained in tanks, owners may elect to participate, 319.131

Property damage coverage, 319.131

Refinery sites not eligible for participation in fund, 319.131

Reinsurance of fund, 319.129

Report, annual, on availability of private insurance, departments' duties, due when, 319.131

Revenue to pay fees over to fund, 319.129

School districts in certain counties eligible for cleanup money from fund, 319.131

Small retail storage tank, contamination, use of fund, when, 319.138

State and political subdivisions owning and operating tanks to pay fee, 319.129

Third-party claims, 319.131

Inventory control systems, standards, department to establish, 319.107

Leak detection systems, standards of performance and records, department to establish, 319.107

Leak detection, monitoring and testing, owner to be reimbursed for cost from storage tank insurance fund, 319.107

Liability on lenders-owners for precedent environmental conditions, state preemption of legislation, exception, 427.041

Ownership change, no new fee or registration, paid when annual fee due again, 319.133

Petroleum released at direction of coordinator, no liability for release, exception, 319.135

#### Registration of tanks

Closure of tanks, information, 319.103

Exceptions, 319.103

## UNDERGROUND AND PETROLEUM STORAGE TANKS (CH. 319) — cont'd

### Registration of tanks - cont'd

Forms, department of natural resources to furnish, 319.103

Information required, 319.103

Notice to purchaser of tanks by seller of registration, duties, 319.103

Out of operation, tank still to be registered, 319.103

Sale of tank, seller to notify purchaser of registration, duties, 319.103

Temporarily out of service, tank required to be registered, information required, 319.103

Time limitation on registering, 319.103

Reimbursement to owner on leakage, monitoring and testing for cost, 319.107

Release of petroleum, no liability if at direction of coordinator, exception, 319.135

Releases and corrective actions to be reported, standards, 319.109

#### Rules

Approval, disapproval, 319.137

Authority to adopt federal rules or to provide more stringent rules, when, 319.137

Invalid, when, 319.137

Publication in Missouri Register, required, 319.137 Review prior to publication, procedure, 319.137

Surcharge, rules and regulation authority, 319.132

Site assessment required, when, 319.133

Standards to be established for all new tanks and to upgrade existing tanks, 319.105

#### Surcharge on petroleum products per transport load

Board of trustees, duties, 319.132

Change in rate, procedure, 319.132

Deposit rate to be established, 319.132

Exceptions, 319.132

Rate suspended, when, 319.132

Refund, claim for, procedure, 319.132

Rules and regulation authority, 319.132

Tanks ineligible for delivery, deposit, or acceptance, when, red tag to be affixed, when, 319.136

Training program, hearing to be held, requirements, recordkeeping, 319.130

## Violations

### Administrative penalties for violation

Amount to be determined by rule, 319.139

Appeal, effect, 319.139

Civil action may be brought but precludes administrative penalty, exception, 319.139

Deposit of penalty in general revenue, 319.139

Judicial review, when, 319.139

Minor violation, defined, not imposed for, 319.139

Payment, due when, 319.139

Surcharge authorized for failure to pay, due when, 319.139

Time limitation to assess violation, 319.139 Trial de novo, when, 319.139

Affirmative defense, compliance, 319.127

## UNDERGROUND AND PETROLEUM STORAGE TANKS (CH. 319) — cont'd

## Violations — cont'd

Attorney general or prosecutors may take action on request, 319.127

Civil actions, when, 319.139

Injunctions, 319.127

Order to comply, failure to comply, effect, 319.127

Penalty, amount, disposition, 319.127

Requirements for compliance may not be amended for three years, exception, 319.127

Written notice of what compliance is required,

amendment prohibited, 319.127

### UNDERGROUND FACILITIES

See EXCAVATION; MINES AND MINING; PIPELINES AND PIPELINE COMPANIES; STORAGE; STORAGE TANKS; TELEGRAPH AND TELEPHONE COMPANIES; TUNNELS

#### UNDERTAKERS

See EMBALMERS AND FUNERAL DIRECTORS

## **UNEMPLOYMENT COMPENSATION (CH. 288)**

\* See also EMPLOYMENT SECURITY, DIVISION

Abrogation of certain case law, determining

misconduct, evidence of impairment, 288,046

Accounts, employers', joint employers, 288.100

Administration expenses, payable from

unemployment compensation fund, when, 288.350 Administration fund, 288.300

Agricultural labor defined, 288.034

Alcohol use, 288.045

Aliens ineligible, when, 288.040

American employer, defined, 288.034

#### Appeals

Conclusions of law not conclusive or binding in separate actions, when, 288.215

Conclusive, presumption, 288.190

Counsel, right to, 288.190

Determination, 288.070

Finding of fact, not conclusive in separate actions, when, 288.215

Judgments and orders not binding in separate actions, when, 288.215

Judicial review, 288.200

Procedure, 288.190 to 288.210

Time limitation, tribunal, authority to reconsider,

Applicability of law, community service by children, 211.083, 211.181

Application, termination of coverage, when, 288.080

Assessment or reassessment, 288.190

Attorney fees of claimant, approved by division, 288.380

## Average

Annual payroll defined, 288.124

Annual wage, Missouri, computation, applicability,

Weekly wage, Missouri, computation, 288.030

Beauty salons, owner not deemed to be employer, when, 288.032

### **UNEMPLOYMENT COMPENSATION (CH. 288)**

#### — cont'd

Benefit extension, when, time limit, 288.040

#### **Benefits**

Alternate base period, defined, 288.501

Amount, how calculated, 288.060

Assignment or encumbrance, void, penalty, 288.380

### Back-pay award to claimant

Damages, 288.381

Employers duty to deduct from back pay, 288.381

Payment to division, 288.381

Violations, 288.381

Benefit extension, when, time limit, 288.040

Charged against accounts, how, 288.100

#### Child support

Deduction for, authorized when, 288.380

Divisions, duties, 288.380

Notice to child support enforcement agency, 288.380

State or local child support enforcement agency, defined, 288.380

Support obligation, defined, 288.380

Claimants receiving benefits to report in person,

when, where, exception, 288.070

Claims for, procedure, 288.070

Collection, claimant later determined ineligible,

Deceased claimant, how paid, 288.060

Defined, 288.030, 288.037

Denied, when, 288.050

Duration of benefits, how determined, 288.060

Educational institutions, services performed for,

denial of benefits, when, 288.040

Electronic funds, use of, 288.060

Eligibility requirements, 288.040

Eligibility while pursuing retraining course, 288.055

Employing unit to provide notice of ineligibility to individuals whose services are not considered employment, 288.041

Execution or attachment, exempt from, 288.380

Extended maximum chargeable against employer's account, 288.100

Extended, eligibility, denial, when, 288.062

Extension of, when, 288.501

Federal moneys, use of, 288.501

Food stamps, overissuance and uncollected deduction from benefits, 288.380

Fraud, penalty for violation, 288.380, 288.395

Fraudulently obtained, deduction when, 288.380

Income tax, federal, debtor's refund may be intercepted, 288.175

Indian tribe, considered employer, when, 288.037 Ineligible claimant, collection from, 288.381

Ineligible, when, exceptions, 288.040

Job search assistance services, effect on, 288.040

Jury duty, claimant not to be deemed unavailable for work, 288.040

Maximum chargeable per quarter, 288.100

Maximum weekly benefit amount defined, 288.038

#### **UNEMPLOYMENT COMPENSATION (CH. 288)**

#### - cont'd

#### Benefits - cont'd

Minimum standards for payment, adoption, 288.390

Misconduct, effect, 288.050

Notice of charges against employer account,

288.100

Overpayments, 288.381, 288.382

Parent of dependent child, treated as unearned income, 208.041

Partial benefit, persons partially unemployed in any week, termination pay, severance pay or wages not considered wages for militia and elected officials, 288 060

Partial, how calculated, 288.060

Payable only from available funds, 288.330

Payment pending appeals, exceptions, 288.070

Pregnancy, cause of leaving employment, requirements for eligibility, 288.050

Protest against allowance of benefits, when, 288.070

Quitting unsuitable employment to train under Trade Act 1974, not to affect, 288.050

Railroad retirement, social security, payments

received not to reduce benefits, when, 288.040

Remote claims filing, procedure, 288.060

Retirement pay or pension plan affect on eligibility, when, 288.040

Social security, railroad retirement, payments received not to reduce benefits, when, 288.040

State not generally liable for, 288.330

States other than Missouri overpaying benefits to be offset by Missouri if other state has reciprocity, 288.380

Stoppage of work due to labor dispute, effect, 288.040

Substitute teachers as claimant not to be deemed unavailable for work, 288.040

#### Support obligation

Deduction for, when, authorized, 288.380

Defined, 288.380

Division, duties, 288.380

Notice to support enforcement agency, 288.380

Suspension from work for misconduct ineligible for waiting week creditor benefits, 288,040

Training under U.S. Trade Act 1974, not to affect, 288.040, 288.050

Uncollectible overpayments, 288.382

Waiting period, 288.040

Waiver, void, 288.380

#### Warrants

Canceled when, 288.060

Multiple week allowed, 288.060

Payment, form, 288.290

Weekly amount, maximum, 288.038

Certification of official acts, 288.230

Child support obligations, see Benefits, this heading Children performing community service not deemed

employees, when, 211.083, 211.181

### **UNEMPLOYMENT COMPENSATION (CH. 288)**

#### — cont'd

#### Claimant

Benefits not to be charged fees, penalty, 288.380 Defined, 288.030

Fraud, penalty for violation, 288.380, 288.395 Ineligible, collection of benefits, 288.381 Required to report in person, when, where, exception, 288.070

Collection agency, use of, authorized, 288.175 Collections on behalf of another state, 288.340

### Common paymaster arrangements

Approval, requirements, 288.090 Definitions, 288.090

Responsibilities, liabilities, 288.090

Confidential information, disclosure or failure to protect, violation, penalty, 288.250

Consumer reporting agencies, contracts with authorized, confidentiality of information, 288.398 Contributions or rates, interest due on unpaid contributions, exceptions, abatement, when, 288.128

#### Contributions or taxes

Additional assessment for interest on federal advancements, notice, delinquent when, 288.128

Agreement by worker to pay, void, 288.380

Assessment and reassessment, 288.160

Average annual payroll, defined, 288.124

Calculation, ineligible for, rate to be used, positive and deficit experience rate account balances, 288,126

Collection by civil action, parties, venue, 288.170 Compromise of delinquent, 288.180

Decreased, when, amount, table, effective when, 288.122

Deduction from wages of employees, prohibited, 288.090

Deductions from wages to pay, penalty, 288.380 Delinquent, certificate of, execution, 288.160

Determined, how, 288.120, 288.122

Due and payable, when, extension, 288.090

Employers subject to, 288.032

Employment, exempt from, 288.034

Failure to have chargeable account for 12 consecutive months preceding calculation date, rate, positive and deficit experience rate account balances, 288.126

Fraud, additional penalty for, 288.160 Increase in rate, when, 288.350

Indian tribe, considered employer, when, 288.037 Industrial classification divisions, average industry rate, 288.090

Interest due on unpaid contributions, exceptions, abatement, when, 288.150

Penalties and interest on delinquent, exceptions, 288 150

Preceding calendar year, used when, adjustment, 288.113

Prior to determination on basis of experience, 288.090

## UNEMPLOYMENT COMPENSATION (CH. 288)

#### - cont'd

### Contributions or taxes — cont'd

Rate, increased, when, amount, table, effective when, 288.121

Refunds, 288.140

Refusal to file, penalty, 288.160

Shared work plan, how computed, table, 288.120

Successor employer, 288.110

Surcharge imposed, when, 288.120

#### **Unpaid contribution**

Interest abatement, when, 288.150

Interest rate due, exception, 288.150

Voluntary, credited when, no refund, 288.125

Wages upon which computed, 288.036

Controlled substance use, 288.045

Cost of administration of law, fund, 288.300

Coverage, period, termination, extension, 288.080 Credit institutions, credit for payment, not allowed,

Least institutions, credit for payment, not all 148.140

Cross-check with new hire database, when, 285.300 Definitions, 288.030, 288.037

Depositary, duties, securities required, 288.290

Depositions, who may take, 288.230

Determination, benefits, procedure, effect, 288.070

Director, regulation for group accounts for payments in lieu of contributions, 288.090

Division of employment security, expenses form unemployment compensation administration fund, procedure to obtain, 288.300

Electronic funds transfer, allowable, 288.060 Eligibility for benefits, conditions, 288.040

Eligibility period, defined, 288.062

#### **Employer**

Accounts, benefits, how charged, 288.100

Accounts, transfer, 288.110

Additional assessment, when, 288.128

## Back-pay award to claimant receiving benefits

Damages, 288.381

Employer duty to deduct from back pay, 288.381 Payment to division, 288.381

Violations, 288.381

Beauty salons, owner not deemed to be employer, when, 288.032

Civil action for wrongful discharge, civil action, damages, statute of limitations, 288.375

Contribution rate payable, positive and deficit experience rate account balances, 288.126

#### Contributions

Decreased, when, amount, effective when, 288.122

Failure to make, penalty, 288.380

Indian tribes, when, 288.037

Overpayments, time limit for appeal, 288.120 Rate calculation, ineligible for, rate to be used,

positive and deficit experience rate account balances, 288.126

Rate, how determined, when, 288.120

Surcharge imposed, when, 288.120

# — cont'd

## Employer — cont'd

# Contributions — cont'd

Unpaid, interest rate due, exception, abatement, when, 288.150

Definition, 288.032, 288.037

Discharge of employee, prohibited, civil action, damages, statute of limitations, 288.375

Election to become subject, to, 288.080

Employment records to be kept, format, inspection, 288.130

Exceptions, 288.032

# Experience

Rating account, credited, when, 288.128 Rating account, effect on contribution rate, 288.120

Rating, 288.100

Fraud, penalty for violation, 288.380, 288.395 Indian tribe considered, when, 288.037

Inspection of records, refusal to permit, 288.380 Interest on underpayment, when, 288.113

# Lessor employing unit

Client lessee, protection against liability, employer lessor bonded, exceptions, 288.032 Compliance effective date, 288.032

Defined, 288.032

Liable for contribution on wages paid by lessor employing unit, when, 288.032

Private employment agencies providing temporary help, law not applicable, when, 288.032

Records to be kept, separate quarterly contributions and wage reports on client lessee,

Surety bond or deposit of securities with authority to sell to pay delinquencies, exceptions, 288.032

Liability determined, when, time limitation extended for cause, 288.130

Liability may be reconsidered, procedure, 288.130 Misrepresentation or failure to disclose, penalty, 288.380

Motor carriers for-hire not employers of lessors, when, 288.032

Rate, how determined, 288.037, 288.113 Records confidential, exception, information on benefits paid, furnished, when, 288.250

## Reports

By division on amount of benefits paid to each claimant, when, 288.100

Failure to make, penalty, 288.380

Privileged communications, 288.250; exception, 288.251

Shared work plan, contribution rate, how computed, table, 288.120

Statement relating to benefits, posting of, 288.080

Status, determination, 288.130

Subject to law, when, 288.080

Successor, rights, 288.110 Successor, when, 288.032

# **UNEMPLOYMENT COMPENSATION (CH. 288)**

#### cont'd

## Employer — cont'd

Termination of coverage, 288.080

Transfer, unemployment experience, how treated,

Unemployment experience upon transfer, how treated, 288.110

Withholding contributions from wages, penalty, 288.380

## **Employment**

Defined, 288.034

Income tax, federal, debtor's refund may be intercepted, 288.175

Independent contractor not subject to law, test, 288.034

Remodeling salesperson acting as an independent contractor not deemed employment, when, test, 288.034

Several states, interstate agreements, 288.340 Summer camp not included as employment, when, 288.034

Employment office, defined, 288.030

Exhaustee, defined, 288.062

Experience rating account, effect on contribution rate, 288.120

# **Extended benefits**

Defined, 288.062

Eligibility, denial, when, 288.062

Maximum chargeable against employer's account, 288.100

Period, defined, 288.062

Suspension of benefits for weeks of unemployment after March 6, 1993 and before January 1, 1995, 288.062

False representation relative to benefits, misdemeanor, penalty, 288.380

Farm, defined, 288.034

# Federal

Advancements to fund, application, authority, 288.330

Advancements to fund, interest, how paid, 288.128 Funds, how used, 288.320

Indian tribe, considered employer, when, 288.037 Unemployment trust fund deposits and requisitions, 288.290

Fraud, penalty for violation, 288.380, 288.395

Accounts in administration of, deposits, 288.290 Contribution rate decreased when, amount, table, effective when, 288.122

Contribution rate increased, when, amount, table, effective when, 288.121

Defined, 288.030

## Federal advancements, interest

Assessment for, excess funds credit to fund, when, 288,128

Paid, how, 288.128

Federal advances, application and repayment, authority, 288.330

#### — cont'd

## Fund — cont'd

Federal, reimbursed, when, 288.320 Unassigned surplus, disposition, 288.100

Income tax, federal, debtor's refund may be intercepted, 288.175

Independent contractor, not subject to law, test, 288.034

Ineligibility for, exceptions, 288.040, 288.050 Interest or penalties, erroneous calculation, 288.290 Interstate agreements, 288.340

Job search assistance services, effect on, 288.040 Joint accounts, establishment or dissolution, 288.100

## Judicial and commission's review

Conclusions of law not conclusive or binding in separate actions, when, 288.215

Finding of fact, not conclusive in separate actions, when, 288.215

Judgments and orders not binding in separate actions, when, 288.215

Judicial review, scope of, procedure, 288.210 Labor disputes, effect on benefits, 288.040

Law, changes in not to confer vested rights, 288.370

Law, to be liberally construed, 288.020

Limited liability companies, classification and treatment, 347.187

Maximum weekly benefit amount, defined, 288.038 Minimum standards for payment of benefits, adoption, 288.390

Misconduct, defined, 288.030

Misconduct, effect, 288.045, 288.050

# Missouri state unemployment council

Access to records, 288.475

Created, members, meetings, terms, duties, 288.475 Outside study authorized, 288.475

Proposals submitted to division, when, 288.475

Missouri state unemployment insurance operation, responsibility for, 288.220

Motor carriers, owner and operator with driver, leased to for-hire carriers, not deemed employee for compensation, exception, 288.035

Motor vehicle, owner and operator leasing with driver to carrier, not deemed employee for unemployment compensation, 288.035

# Nonprofit organization, governmental agency

Nonprofit organization, defined, 288.090
Payments in lieu of contribution, additional surcharge, how calculated, exceptions, 288.090

Payments in lieu of contributions, authorized when, how computed, 288.090

Surcharge when electing to make payments instead of contributions, how calculated, exceptions, 288.090

## Nonprofit organization, governmental entity

Election of payments in lieu of contribution, how, 288.090

Group accounts established for payments, how, 288.090

# **UNEMPLOYMENT COMPENSATION (CH. 288)**

#### -cont'd

# Nonprofit organization, governmental entity — cont'd

Past due payments in lieu of contributions, penalties, 288.090

Payments based on wages paid by more than one employer, 288.090

Payments not deductible from employees, 288.090

#### Notice

Benefits charged to employers' accounts, 288.100

Deemed filed, when, 288.240

Determination of benefits, 288.070

Extension of time, when, 288.070

Initial and renewed claims, filing, 288.070

Saturdays, Sundays or holidays, effect, 288.240

Termination of coverage posted, 288.080

Termination of liability of employer, 288.080

Oaths, who may administer, 288.230

Overpayment of benefits, recovery of, when, how, 288.380

Parent of dependent child, benefits treated as unearned income, 208.041

Partially unemployed, defined, 288.030

Pay period, defined, 288.034

Pension, effect on, 288.040

Policy of state, defined, 288.020

Political use of list of unemployed, misdemeanor, penalty, 288.380

Preemployment testing, alcohol and controlled substances, 288.045

Pregnancy, cause of leaving employment, requirements for benefits, 288.050

Probationary employment period, 288.100

Production of evidence, compelling, 288.230

Publication of data affecting fund, 288.100

Railroad retirement, payments received not to reduce benefits, when, 288.040

Rate of insured employment, how computed, 288.062 Rate of insured unemployment defined, 288.062 Real estate salesperson or broker, coverage, when,

# 288.034 **Records**

288.222

Certified copies, fees for, 288.360

Division records, evidence of date of mailing, 288 245

Reproduction, summarization and destruction of, 288.360

Reemployment services, defined, 288.040

Refunds of contributions, 288.140

Refunds of interest and penalties erroneously paid, how made, 288.290

Regular benefits, defined, 288.062

Reimbursement of federal funds, when, 288.320

Report of claimant, required when, exception, 288.040

Research subjects, scientific, medical or drug related testing, volunteers, coverage, when, 288.034 Resume retrieval program, division may administer,

#### — cont'd

Retraining course, eligibility to receive benefits during, 288.055

Rule or regulation violation, misdemeanor, penalty, 288.380

Rules and regulations, judicial notice, 288.210 Salespersons, consumer products in the home, coverage, when, 288.034

Self-incrimination by witnesses, 288.230

# Shared work program

Affected unit, defined, 288.500

## **Benefits**

Computed, how, 288.500

Exhaustee, defined, extended benefits, 288.500

Extended benefits, when, 288.500

Collective bargaining agreement, employees covered by, plan to be approved by bargaining agent, 288.500

Contribution rate for employers, how computed, table, 288.120

Created, 288.500

Definitions, 288.500

Employee deemed unemployed under program, when, 288,500

Employer's contribution rate, how computed, table, 288.120

Holidays, effect on benefits, 288.500

Ineligible persons, 288.500

## Plan

Approval or denial by division when due, 288.500 Collective bargaining agreement, employees covered by, approval by bargaining agent required, 288.500

Denial, review, submission of new plan allowed, when, 288.500

Effective, when, 288.500

Expires, when, 288.500

Ineligible persons, 288.500

New plan, submission on denial of plan allowed, when, 288.500

Requirements for approval, 288.500

Revocation causes, 288.500

Seasonal employers, no subsidy during offseason, 288.500

Written plan required, 288.500

Purpose of plan, 288.500

Reports required by division, duty of employers, 288.500

Rules and regulation promulgated by division to administer, plan, 288.500

Waiting week credit under program, how determined, 288.500; ineligible, when, 288.040

Social security, payments received not to reduce benefits, when, 288.040

Sports participant, ineligible when, 288.040

State "on" indicator, when, 288.062

State law, defined, 288.062

Statement relating to benefits, posting, 288.130

# **UNEMPLOYMENT COMPENSATION (CH. 288)**

#### — cont'd

States other than Missouri overpaying benefits to be offset by Missouri if other state has reciprocity, 288.380

Stoppage of work, defined, 288.040

Subpoena, refusal to obey, penalty, 288.380

Suitable employment, defined, 288.050

Suitable work, what deemed, 288.050

Surcharge, calculation of, 288.128

Suspension from work for misconduct ineligible for waiting week creditor benefits, 288.040

Suspension of law upon failure of federal tax law, 288.350

Tax, subject to, notice given, 288.379

Taxicab drivers not employees, exception, 288.032 Temporary employees, deemed to have voluntarily

quit, when, 288.050, 288.051

Temporary employees, defined, 288.051

Testing requirements, alcohol and controlled substances, 288.045

Title of law, 288.010

Title of law, 288.010

Total extended benefit amount, how computed, 288.062

Transient employer to post prominently notice of registration for unemployment insurance, failure to comply, penalty, 285.234

Treasurer, employment security division duties, 288.290

Trust fund account, requisitions, appropriations, investment, 288.290

Unassigned surplus, defined, pro rata credit, 288.100 Unemployment automation fund created, use of moneys, 288.132

Unemployment automation surcharge authorized, amount, 288.131

Unemployment compensation benefits, effect on, 288.040

Unemployment compensation funds, disposition on suspension of law, 288.330

United States, defined, 288.034

Unobligated funds, disposition of, 288.330 Violation of law, misdemeanor, penalty, 288.380

Volunteer research subjects, scientific, medical or drug related testing, coverage, when, 288.034

Wage credits, how established, 288.060

Wage credits, termination or severance pay included, when, 288.060

## Wages

Back pay awarded after claimant drawing benefits, employer to deduct from award and pay to division, 288.381

Defined, 288.036

Exempt from being included as wages, 288.036 Income tax, federal, debtor's refund may be intercepted, 288.175

Meals served to employee deemed wages, when, 288.036

Severance pay, how treated, 288.036 State taxable wage base, 288.036

#### — cont'd

# Wages — cont'd

Vacation and holiday pay included, when, 288.036 Waiting period, 288.040

# Waiting week credit

Ineligibility for overpayment of benefits, 288.040 Ineligibility for share work benefits, when, exceptions, 288.040

Ineligibility if claimant suspended for misconduct at work, 288.040

Ineligibility, exceptions, 288.040, 288.050 Stoppage of work due to labor dispute, effect, 288.040

Waiting week credits and benefits, 288.040
Waiver of benefit rights, void, penalty, 288.380
War on terror veteran, defined, eligible for benefits, time period, penalty, offer of similar wages, 288.042
Week of unemployment begins when, 288.030
Weekly extended benefit amount, how computed, 288.062

Witnesses, subpoenas, 288.230

Youth service, conservation corps, not deemed employment, when, 620.568

# UNIFORM COMMERCIAL CODE (UCC) (CH. 400)

- 1. General Provisions (Art. 1)
- 2. Sales (Art. 2)
- 3. Leases (Art. 2A)
- 4. Negotiable Instruments (Art. 3)
- 5. Bank Deposits and Collections (Art. 4)
- 6. Letters of Credit (Art. 5)
- 7. Bulk Transfers (Art. 6)
- 8. Bills of Lading (Art. 7)
- 9. Investment Securities (Art. 8)
- 10. Secured Transactions (Art. 9)
- 11. Miscellaneous Provisions

# 1. General Provisions (Art. 1)

Accelerations, 400.1-208

Accord and satisfaction, reservation of rights not to apply, 400.1-207

Bearer, defined, 400.1-201

Bills of lading, defined, 400.1-201

Construction against implied repeal, 400.1-104

Construction of law, 400.1-103

Course of dealing, defined, 400.1-205

Custom and usage of trade, defined, 400.1-205

Definitions, 400.1-201

Deliver, defined, 400.1-201

Fungible, defined, 400.1-201

General definitions and principles of interpretation, 400.1-201

Holder, defined, 400.1-201

Lease, when security interest created, 400.1-201

Leased goods, remaining economic life, 400.1-201

Money, defined, 400.1-201

Notice, defined, 400.1-201

Present value, defined, 400.1-201

Purpose, 400.1-201

Remedies, liberal administration of, 400.1-106

# UNIFORM COMMERCIAL CODE (UCC) (CH. 400) — cont'd

# 1. General Provisions (Art. 1) — cont'd

Reservation of rights, 400.1-207

Rights, accord and satisfaction, 400.1-207

Security interest, defined, 400.1-201

Severability clause, 400.1-108

Statute of frauds, certain goods, 400.1-206

Supplementary general principles, applicability,

400.1-103

Territorial application of code, 400.1-105

Third party documents, prima facie evidence, 400.1-202

Title, documents of, defined, 400.1-201

Transitional provisions, 400.11-103 to 400.11-108

Warehouse receipt, defined, 400.1-201

## 2. Sales (Art. 2)

Acceptance of goods, defined, 400.2-606

Assignment of rights, 400.2-210

Buyer, defined, 400.2-103

Conflict of laws, 400.1-105

Creditors, rights of, 400.2-326

Damages, seller's, 400.2-708

Delegation of performance, 400.2-210

Good faith, defined, 400,2-103

Identification of goods, 400.2-501

Index of definitions, 400.2-103

Insolvency, rights of buyer, 400.2-502

Insurable interests in goods, 400.2-501

Letters of credit, defined, 400.2-325

Market price, admissibility, 400.2-724; time and place, 400.2-723

Offers, 400.2-205

Passing title of goods, 400.2-401

Payment by buyer before inspection, 400.2-512

Recipt of goods, defined, 400.2-103

Replevin, 400.2-716

Sale of goods, contracts, requirements for, 400.2-201

Sale on approval and sale or return, 400.2-326

Specific performance, 400.2-716

Territorial application of code, 400.1-105

# 3. Leases (Art. 2A)

Conflict of laws, 400.1-105

Security interest, defined, 400.1-201

# 4. Negotiable Instruments (Art. 3)

Checks, lost, destroyed or stolen, definitions, claims against obligated bank, 400.3-312

Commercial paper, 400.3-101 to 400.3-605

# 5. Bank Deposits and Collections (Art. 4)

Definitions, 400.4-104, 400.4-105

Funds transfer, 400.4A-101 to 400.4A-507

Index of definitions, 400.4-104

# 6. Letters of Credit (Art. 5)

Security interest in a document, 400.5-118

# 7. Bulk Transfers (Art. 6)

Territorial application of code, 400.1-105

## 8. Bills of Lading (Art. 7)

Defined, 400.1-201

Warehouse receipts, 400.7-201 to 400.7-210

# UNIFORM COMMERCIAL CODE (UCC) (CH.

400) — cont'd

## 8. Bills of Lading (Art. 7) — cont'd

Warehouse receipts, defined, 400.1-201

## 9. Investment Securities (Art. 8)

Choice of law, 400.8-110

Control, when, 400.8-106

Perfection, effect of certain amendments, 400.8-601

Rights of purchaser, 400.8-302

Securities, effect of certain amendments, 400.8-601

Security entitlement, rights of purchaser from

entitlement holder, 400.8-510

Transfer of securities, delivery occurs, when, 400.8-

# 10. Secured Transactions (Art. 9)

Accession, defined, 400.9-102

Accessions, 400.9-335

Accounts and accounting, requests, 400.9-210

Advances, 400.9-204

After-acquired collateral, 400.9-204

Agricultural liens, conflicts, 400.9-322

Agricultural liens, perfection and priority, 400.9-

302, 400.9-308

Agricultural liens, priority interests, 400.9-317

Agriculture lien, defined, 400.9-102

Alienability of debtor's rights, 400.9-401

Article 2 or 2A, subject to Article 9, when, 400.9-

As-extracted collateral, defined, 400.9-102

Assignment, notice, 400.9-209

Assignments, 400.9-404

Attachment, 400.9-203

Attachment, perfection, 400.9-309

Bank deposits and collections, 400.9-104

Bills of lading, application of law, priorities and preferences, 400.9-331

Buyer in ordinary course of business, 400.9-320

Buyer, defined, 400.1-201

Certificate of title, perfection, exceptions, 400.9-

Certificate of title, priorities in goods covered by, 400.9-337

Certificated securities, 400.9-106

Change in governing law, effect of, 400.9-316

Chattel paper, defined, 400.9-102

Chattel paper, perfection, 400.9-312

Chattel paper, priorities, 400.9-330

Collateral, identity and identification, 400.9-207

Collateral, identity and identification,

reasonableness, 400.9-108

Commingled goods, 400.9-336

Commingling goods, 400.9-207

Conflict of laws, 400.1-105

Conflict of laws, 400.9-109

Consignees, priorities and preferences, 400.9-319

Costs, collateral, 400.9-207

Crops, priorities, 400.9-334

Debtor in tort, secured party not obligated on

contract, 400.9-402

Debtors, location, 400.9-307

# UNIFORM COMMERCIAL CODE (UCC) (CH. 400) — cont'd

# 10. Secured Transactions (Art. 9) — cont'd Default

Actions, deficiency or surplus, 400.9-626

Agricultural lien, time of default, 400.9-606

Collection and enforcement, 400.9-607

Collection or enforcement, application of

proceeds, 400.9-608

Commercially reasonable, determination of, 400.9-627

# Disposition of collateral

Acceptance in satisfaction of obligation, 400.9-

Acceptance, effect of, 400.9-622

Application of proceeds, 400.9-615

Compulsory disposition, 400.9-620

Contents and form, 400.9-613, 400.9-614

Liability, 400.9-615

Notification before, 400.9-611

Proposal to accept collateral, notification,

400.9-621

Redeeming collateral, right to, 400.9-623

Remedies, failure to comply, 400.9-625

Secondary obligors, rights and duties, 400.9-

Surplus or deficiency, explanation of

calculation, 400.9-616

Timeliness of notification, 400.9-612

Transfer of record or legal title, 400.9-619

Transferee, rights of, 400.9-617

Waiver, 400.9-624

Disposition of collateral, 400.9-610

Liability for deficiency, right to surplus, 400.9-

Liability, nonliability and limitations on, 400.9-

Possession, secured party's right to take, 400.9-609

Property or fixtures, agreement covers, procedure, 400.9-604

Rights after, judicial enforcement, 400.9-601

Standards for rights and duties, agreement on, 400.9-603

Unknown debtor or secondary obligor, 400.9-605 Variance of rights and duties, waiver of, 400.9-

Definitions, 400.9-102

Demand, 400.9-208

Deposit account, priorities, 400.9-327

Deposit accounts, 400.9-104

Deposit accounts, control, 400.9-342

Deposit accounts, powers and duties, 400.9-341

Deposit accounts, priorities and preferences, 400.9-304

Deposit accounts, recoupment, setoff and

counterclaim, 400.9-340

Descriptions, sufficiency, 400.9-108

Discharge of assignments, 400.9-406

Disposition of collateral, 400.9-315

# UNIFORM COMMERCIAL CODE (UCC) (CH. 400) — cont'd

# 10. Secured Transactions (Art. 9) - cont'd

Effectiveness of financing statements, 400.9-507, 400.9-508

Electronic chattel paper, 400.9-105

Farm products, defined, 400.9-102

Federal laws, perfection, 400.9-311

Fees, additional, expiration date, 400.9-528

## **Financial statements**

Acceptance of records, 400.9-520

Amendments, 400.9-512

Assignment of powers to secured party, 400.9-514

Claims, inaccurate or wrongfully filed records, 400.9-518

Collateral, 400.9-504

Consignment, leases and other bailments, filing, compliance with other statutes, 400.9-505

Contents, 400.9-502

Delay by filing office, 400.9-524

Description, collateral, 400.9-503

Duration and effectiveness, 400.9-515

Duty to report, 400.9-527

Effectiveness of filed record, 400.9-510

Errors or omissions, effect of, 400.9-506

Fees, 400.9-525

Filing, 400.9-501

Filing, what constitutes, effectiveness, 400.9-516

Form, uniform written statements, 400.9-521

Indexing errors, effect of, 400.9-517

Information from filing office, 400.9-523

Lapsed statement, effect of, 400.9-515

Maintenance and destruction of records, 400.9-

Numbering, maintaining and indexing records, 400.9-519

Office, filing, 400.9-501

Persons entitled to file a record, 400.9-509

Refusal to accept records, 400.9-520

Rules, filing office, 400.9-526

Sale or license of records, 400.9-523

Secured party of record, 400.9-511

Termination statement, 400.9-513

Time of filing, 400.9-502

Financial statements, incorrect information, priorities and preferences, 400.9-338

First to file, priorities and preferences, 400.9-322

Fixtures, priorities, 400.9-334

Fraud, 400.9-205

Future advances, 400.9-323

General intangible, defined, 400.9-102

Goods covered by negotiable instruments, 400.9-312

Goods, defined, 400.9-102

Instruments, priorities, 400.9-330

Intermediaries, 400.9-206

Investment property, perfection and priority, 400.9-

Investment property, priorities, 400.9-328

# UNIFORM COMMERCIAL CODE (UCC) (CH. 400) — cont'd

# 10. Secured Transactions (Art. 9) — cont'd

Investment securities, 400.9-106

Leases, assignments, 400.9-407

Letters of credit, control of, 400.9-107

Letters of credit, perfection and priority, 400.9-306

Letters of credit, priorities, 400.9-329

Letters-of-credit, restrictions on assignment, 400.9-

Licensee in ordinary course of business, priorities and preferences, 400.9-321

Liens, operation of law, priorities, 400.9-333

Modification of assignments, 400.9-405

Money security interests, priority of purchase, 400.9-324

New debtor, priorities and preferences, 400.9-326

New debtors, 400.9-203

Nonconsumer goods transactions, 400.9-103

Perfected security interests, 400.9-310

Perfection by control, 400.9-314

Perfection by possession or delivery, 400.9-313

Perfection, priority and preferences, 400.9-301

Place of business, debtors and creditors, 400.9-307

Preemption, 400.9-109

Pre-emption, perfection, 400.9-311

Public organic record, defined, 400.9-102

Purchase money security interests, 400.9-103

Restrictions on assignments, 400.9-406

Restrictions on assignments, ineffective, when, 400.9-408

Sales, legal or equitable interest, 400.9-318

Secured party, defined, 400.9-102

Secured party, powers and duties, 400.9-207

Securities subject to security interest, 400.9-203

Security agreement, general effectiveness, 400.9-201

Security entitlement, 400.9-106

Subordination, priorities and preferences, 400.9-339

Temporary perfection, 400.9-312

Territorial application of code, 400.1-105

Third parties, statements, records and recordation, 400.9-403

Title to collateral, 400.9-202

Transfer of money or funds from deposit account, 400.9-332

Transferred collateral, priority, 400.9-325

## Transition

2010 Amendments, 400.9-801 to 400.9-809 Actions taken before effective date, effect of,

400.9-705

Amendment of pre-effective date financing statement, 400.9-707, 400.9-807

Definition of act, 400.9-701

Effective date, effect of perfection, 400.9-703, 400.9-704

Effectiveness of action taken before effective date, 400.9-805

Initial financing statement, sufficiency of, 400.9-

706, 400.9-806

# UNIFORM COMMERCIAL CODE (UCC) (CH.

# 400) — cont'd

# 10. Secured Transactions (Art. 9) — cont'd Transition — cont'd

Local office to maintain former Article 9 records, 400.9-710

Persons entitled to file statements, 400.9-708, 400.9-808

Priority, 400.9-709, 400.9-809

Savings clause, 400.9-702, 400.9-802

Security interest perfected before effective date, 400.9-803

Security interest unperfected before effective date, 400.9-804

This act reference, 400.9-801

Transmitting utility, defined, 400.9-102

Uncertified securities, 400.9-106

## 11. Miscellaneous Provisions

Transition period, 400.10-101

# **Transitional provisions**

## Filing

Place of, change, filing in new place, required, when, 400.11-105

Requirements of, change, deemed perfect, when, 400.11-104

Fixture filing, changes, 400.11-105

Interpretation of Article 11, 400.11-108

Priorities, questions of, effect of change in law, 400.11-107

Refilings, required, when, 400.11-106

Transactions before and after changes, general rule, exceptions, 400.11-103

# **UNIFORM LAWS**

Abandoned or unclaimed fund, see UNCLAIMED PROPERTY

Aeronautics, 305.010 to 305.110

Anatomical gift act, 194.210 to 194.290

# Arbitration laws, exceptions

Contracts on houses, 435.350

Reinsurance contracts, 435.350

Arbitration, 435.350 to 435.470

Attendance of witnesses in criminal proceedings, 491.400 to 491.450

Bank deposits and collections, 400.4-101 to 400.4-504

Bills of lading and other documents of title, 400.7-101 to 400.7-603

Business records as evidence, 490.660 to 490.690 Commercial code (CH. 400)

Commercial code, Art. 7, conflict with certain laws, which control, 400.7-604

Commercial code, transitional provisions, 400.11-103 to 400.11-108

Commercial drivers license, 302.700 to 302.780, 390.066

Common trust fund, 362.580

Condominium property, 448.1-101 to 448.4-120 Corrections, interstate compact, 217.525 to 217.540

Criminal extradition (CH. 548)

# UNIFORM LAWS - cont'd

Criminal proceedings, witnesses, law to secure attendance from within or without state, 491.400 to 491.440

Detainers, interstate compact, 217.495 to 217.520

Documents of title, 400.7-101 to 400.7-603

Drugs, controlled (CH. 195)

Drunken drivers, fresh pursuit laws applicable, 544.155

Facsimile signature of public officials, 105.273 to 105.278

Fiduciaries, 469.240 to 469.350

Foreign country money-judgments, recognition, 511.770 to 511.787

Foreign judgments, enforcement, 511.760

Fraudulent transfers see FRAUDULENT

TRANSFERS

Fresh pursuit law, 544.155

Funds transfers, 400.4A-101 to 400.4A-507

Gifts to minors, law abolished, effect on transfers, 404.087

Gifts to minors, law abolished, see also MINORS, subheading, Transfer Of Property To Minors Law Individual accident and sickness insurance, 376.770 to 376.800

Interstate family support act, uniform law, 454.1500 to 454.1728

Investment securities, 400.8-101 to 400.8-511

Judicial notice of foreign law, 490.070 to 490.120

Leases, personal property, see LEASES

Letters of credit, 400.5-101 to 400.5-117

Limited partnership, see LIMITED PARTNERSHIP (CH. 359)

Mandatory disposition of detainers, 217.450 to 217.485

Minors, transfer to, see MINORS

Negotiable instruments, see NEGOTIABLE

INSTRUMENTS

Parentage Act, 210.817 to 210.852

Partnership (CH. 358)

Reciprocal enforcement of support (CH. 454)

Secured transactions, 400.9-101 to 400.9-710

Securities act (CH. 409)

Simultaneous death (CH. 471)

Trusts uniform code see TRUSTS (CH. 456)

Unclaimed Property, see ABANDONED, LOST AND UNCLAIMED PROPERTY (CH. 447)

Uniform child custody jurisdiction and enforcement act, 452.700 to 452.930

Veterans' guardianship, 475.380 to 475.480

Vital statistics, 193.005 to 193.325

Warehouse receipts and other documents of title, 400.7-101 to 400.7-603

Witnesses, uniform law to secure attendance, from within or without state, in criminal proceedings, 491.400 to 491.440

# UNIFORM TRADE SECRETS ACT

See TRADE SECRETS ACT (CH. 417)

# UNIFORM TRUST CODE

See TRUSTS (CH. 456)

# UNIFORMS

Allowance for, sheriff, full-time deputy, 57.295

Convicts, 217.240

Highway patrol, 43.130

Military forces to be furnished, 41.450; unauthorized use, penalty, 41.780

State employees using uniform rentals group deduction from compensation authorized, 33.103

## UNIONS

See LABOR UNIONS

# UNITED STATES

Acquisition of land, purposes, statutory authorization required, when, 12.010, 12.030, 12.050

Acts of Congress, printed books as evidence, 490.040

# Agreements for payments in lieu of taxes

Acceptance of share construed as approval, 70.160 Agreements, contents, 70.140

Amount of payments, how determined, 70.180 County commission, agreements with, 70.120 to 70.200

County commission, powers in behalf of political subdivisions, 70.130

## **County treasurer**

Bill United States for sums due, 70.150 Copy of agreement be filed with, 70.150 Distribution of sums paid, 70.160 Receipt for payment, to issue, 70.150

Definitions, 70.120

Money received, where deposited, 70.190 Political subdivision, may make requests and agreements, when, 70.170

Political subdivision, to be notified of agreement, 70.140

Refusal to accept share, refunded to United States, 70.160

Services to project may not be denied, 70.200 Agricultural standards, cooperation with, 265.040 Buy American, see subheading, Missouri Domestic Products Procurement Act, this heading Children's division, cooperation, powers, 207.020 Cigarettes, sales to, exempt from tax, when, 149.061 Citizens entitled to equality of law and justice, 1.200

# Congress, representatives, districts

# 2010 Census

Eighth congressional district, 128.458 Fifth congressional district, 128.455

First congressional district, 128.451

Fourth congressional district, 128.454

Second congressional district, 128.452

Seventh congressional district, 128.457

Sixth congressional district, 128.456

Third congressional district, 128.453

Definitions, 128.345

Eight districts to be established, 128.348

Establishing districts for election, 128.346

Map, graphical representation of boundaries to be published, 128.459

Tract-blocks, defined, 128.345

VTD, defined, 128.345

## UNITED STATES - cont'd

# Congress, representatives, districts — cont'd

Corrections, department, power to contract with U.S., 217.043

Court records and proceedings, evidence, 490.130

Dairy manufacturing plant inspection contract with

U.S. Department of Agriculture, 196.612

District of Columbia included, 1.020

Drainage ditches, consent of, when necessary, 243.020

Employee exchange, 105.600 to 105.650

Employee exchange, time limitation, exception,

federal government as sending agency, 105.610

Executive department, documents, copies, evidence, 490.230

Fiscal agent, bank may be, 362.160

Flag etiquette instruction in schools, rulemaking authority of state board of education, 161.104

Flag, desecration, penalty, 578.095

Flood control lands, distribution of funds, 12.080

Flood protection, cooperation with cities over 100.000, 70.330

Funds, held by banks and trust companies, security, 110.060

Funds, state transportation department, provisions for reception and use, 226.150

Gifts or grants from, reports to governor, general assembly, 33.080

Habeas corpus, prisoners not to be discharged by, 532.390

Jurisdiction, concurrent with state, national parks, crimes and offenses, certain national parks and historic sites, 12.027

Jurisdiction, lands acquired from state, 12.020, 12.040

# Korean Conflict veterans' award

Administration of, adjutant general, 42.200, 42.202

Application for, procedure, 42.202

Design form of medallions, duty of veterans' commission, 42.204

DIsallowance, statement of reason required, 42.202 Distribution of awards, 42.202

Eligibility, 42.200; determination by adjutant general, 42.202

Fund created, use of moneys, termination, 42.206 Rulemaking authority, 42.202

Veteran, defined, 42.200

## Land

Acquisition by (CH. 12)

Clearance projects, property conveyed to, when, 99.560

Office, certified copies of records, evidence, 490.200, 490.210

Used as federal penitentiary honor farm, concurrent jurisdiction, 12.025

Levee districts, consent necessary, when, 245.015, 245.290

Levee districts, cooperation with, 245.390 Manpower programs, cooperation, 288.345

## UNITED STATES - cont'd

# Meramec dam and lake project, conveyance to state

Committee established, qualifications, appointment, duties, 253.510

Disapproval of conveyance, exceptions, 253.500

# Fund

Funding, 253.520

Income and annual percentage of, authority of department of natural resources, 253.540

Meramec-Onondaga state park fund, created, purpose, 253.520

Treasurer, state, duties, powers, 253.530

Restrictive covenants, exceptions, 253.500

## Sale of land

Approval of general assembly not required, 253.510

Authority, procedure, 253.510

Proceeds of sale, distribution, 253.520

Merit system, grants for costs incurred by, 36.450 Migratory bird reservations, acquisition, 12.050 Mississippi river parkway concurrent jurisdiction ceded to, 226.400

# Missouri domestic products procurement act (Buy American)

Certificates, contents, retention period, 34.353 Contracts and leases for goods produced in United States, exceptions, procedure and certification, 34.353

Contracts for all goods and commodities by public agencies to be produced in the United States, 34.353

Definitions, 34.350

Public works, construction, United States products required, exceptions, procedure, 34.353

Purchases and leases by all state agencies and political subdivisions, law to affect, 34.353

Treaties and law agreements of United States to supersede, 34.359

Vendor misrepresenting facts in proof of compliance, penalty, 34.355

Vendors or contractors to furnish proof of compliance, 34.355

Motor vehicles owned by U.S., who may operate, 302.051

National forest reserves, distribution of money from, 12.070

National park, establishment in St. Louis city, 95.510, 95.525

National parks, U.S. and Missouri, concurrent jurisdiction, crimes and offenses, certain national parks and historical sites, 12.027

Noxious weed control areas, duties within, 263.458 Ozark national scenic riverways, jurisdiction within, 12.025

Passports, denial of, child support arrearage, procedure, 454.511

## Political subdivisions

Cooperative action or contracts with, 70.210 to 70.320

## UNITED STATES - cont'd

## Political subdivisions — cont'd

May contract with, 70.100

Public improvements, common service, cooperative action, 70.220, 70.240

Surplus property act, acquisition of property by, 70.110

Watershed protection and flood prevention, cooperation by, 278.260

## **Prisoners**

Admittance to state penal institution, escape, 217.225

County jails, confinement in, 221.270 to 221.290 Liability for, 217.225

Transfer by United States treaty with foreign government, powers, duties, 217.137

Property, service of process, 12.020, 12.040

Public improvements, common service, cooperative action, 70.210 to 70.320

Public library service funds received from, disposition, 181.025

Purchasing agent, state, may contract with, 34.110 Records, public offices, evidence, 490.220

Recreation works along rivers, cooperation by cities and counties, 70.115

Reservoir areas, cities may contract for recreational facilities, 70.325

Revenue, collection (CH. 14)

Savings bonds, salary withholding purchase plan,  $105.160\ to\ 105.200$ 

State aid for roads, assent to, 226.190

Statutes, official publications, evidence, 490.020

Surplus tools and equipment, state transportation department, purchase of, 226.150

Tax liens and collection, see FEDERAL TAX LIEN REGISTRATION ACT

Taxation of annuities, pensions, retirement allowance by state, 143.123, 143.124

Territories included, 1.020

Tract-blocks, defined, 128.345

Treasurer, state, to cooperate with law enforcement agencies of, when, 30.200

Unclaimed intangible property held by U.S. deemed abandoned, when, 447.532, 447.536

# Veterans

## Korean Conflict veterans' award

Administration of, adjutant general, 42.200, 42.202

Application for, procedure, 42.202

Design form of medallions, duty of veterans' commission, 42.204

DIsallowance, statement of reason required, 42.202

Distribution of awards, 42.202

Eligibility, 42.200; determination by adjutant general, 42.202

Fund created, use of moneys, termination, 42.206 Rulemaking authority, 42.202

Veteran, defined, 42.200

# UNITED STATES — cont'd

#### Veterans — cont'd

Korean Conflict veterans' award — cont'd **Operation Desert Shield and Operation Desert** Storm

Certificate, medal and medallion, 42.315 Eligibility, 42.315

# **Operation Iraqi Freedom and Operation New**

Certificate, medal and medallion, 42.310 Eligibility, 42.310

# Vietnam War medallion program

Adjutant general to administer, 42.222 Created, 42.220

Design of medallion, 42.224

Disallowance, statement required, 42.222

Eligibility determination, 42.222

Eligibility, 42.220

Fund created, use of moneys, termination, 42.226

Rulemaking authority, 42.222

Veteran defined, 42.220

Veterans commission, duties, 42.224

# World War II veterans' awards

Adjutant general to administer, 42.175

Application for, eligibility, 42.175

Deceased applicant, disposition of, 42.175

Design of, veterans' commission to control, 42.180

Fund created, 42.185

Fund, terminates when, disposition of funds, 42.185

Jubilee of Liberty medal, 42.190

Oualifications for, 42.170

Veterans' affairs, veterans' commission, cooperation,

Veterinarian, state, to cooperate with, 267.070 Vocational education, cooperation with state, 178.430 Weeds, noxious weed control area, duties within, 263.458

## World War II veterans' awards

Adjutant general to administer, 42.175

Application for, eligibility, 42.175

Deceased applicant, disposition of, 42.175

Design of, veterans' commission to control, 42.180

Fund created, 42.185

Fund, terminates when, disposition of funds, 42.185

Jubilee of Liberty medal, 42.190

Qualifications for, 42.170

Youth services, state division of, may contract with, 219.036

# UNITED STATES COAST AND GEODETIC **SURVEY**

Appeal from award of damages, 256.150

Damage to property, hearing to ascertain, notice,

Entrance of surveyors upon lands in Missouri, authorized, 256.120

Missouri coordinate system, see MISSOURI COORDINATE SYSTEM; SURVEYS

# UNITED STATES COAST AND GEODETIC SURVEY - cont'd

Tender of damages, effect on assessment of costs, 256.140

# UNIVERSITIES AND COLLEGES

See also EDUCATION, DEPARTMENT OF HIGHER; STUDENTS

- 1. General Provisions
- 2. Community College Districts And Community Colleges
- 3. Lincoln University (CH. 175)
- 4. State Colleges And State Universities (CH. 174)
- 5. University Of Missouri (CH. 172)
- 6. State Technical College of Missouri

## 1. General Provisions

Abortions, fees used to fund, no requirement to pay, procedure, 188.110

Access to higher education trust, see EDUCATION, subheading, Access To Higher Education Trust

Accident insurance, student, requirements, 376.425 Advance tuition payment contract, see

EDUCATION, subheading, Access To Higher

**Education Trust** Advanced placement incentive grants, amount,

eligibility, 173.1350

American history and institutions, required instruction, 170.011

American Sign Language courses, treatment as a foreign language, when, 160.075

Arboretum established at Northwest Missouri State University, other colleges and universities may participate, 174.705

Athletes, award of recognition by state for students or teams of Missouri schools, how chosen, qualifications, 160.350

Athletic championship events, sales of tickets exempt from sales tax, when, 144.030

Attendance policy for governing boards, 174.105

# **Board of governors**

Appointment for each public institution of higher education, certain requirements, 174.450

Appointment procedure, 174.453

Board of regents abolished, when, 174.450

Compensation, 174.457

Expenses, how paid, 174.455

Immunities and liabilities, 174.457

Nonvoting student members, terms, 174.453

Powers and duties, 174.457

Qualifications, 174.450

Residency requirement, 174.453

Terms, 174.453

Vacancies, how filled, 174.455

Voting members, terms, 174.453

Body, devise to, authorized, 474.310

Bond issues, interest rate, sale price, 108.170

# Bonds, notes, other evidence of indebtedness

Agents, Missouri banks to serve, exception, 108.175

Banks may serve as agents, requirements, exception, 108.175

#### 1. General Provisions — cont'd

# Bonds, notes, other evidence of indebtedness — cont'd

Facsimile signature, requirements, 108.175 Forms authorized, 108.170

Officer, facsimile signature on issue, replaced by another officer, effect, 108.175 Seals, 108.175

Bookstores, sales exempt from sales tax, when, 144.517

Bookstores, sales subject to tax, 144.513; exempt, when, 144.517

Budget, four-year institutions, annual request submitted to department, 173.1540

Buildings, construction, repairs, improvement projects, 8.310

# **Business assistance offices**

Contracting with department of economic development, requirements, 620.503
Established, purposes, procedure, 620.503
Information and records to be made available from department of economic development, 620.503

Campus free expression act, 173.1550 Capital improvement requests, division director to review, 8.315

# Centers for advanced technology

Applicants, defined, 348.272

Center for advanced technology, defined, 348.272 Definitions, 348.272

Department of economic development, duties, 348.272

Duties of corporation for science and technology, 348.272

Funding, duties of department of economic development, 348.272

Funds, use, purposes, limitation on use, 348.272 Grants, may be provided by department of economic development, 348.272

University, defined, 348.272

Combat veterans, tuition cap established, 173.900

# Community college courses, high school districts

Community college districts, established, procedure, boundaries, taxation, 178.400 Dissolved, how, 178.400

Higher education coordinating board, supervision, 178.400

School districts may provide, 178.370 State aid, continuance, conditions, 178.400 Supervision by higher education coordinating board, standards, 178.400

Tuition, 178.380; to other districts, payment, 178.390

# Compact

Midwestern higher education, 173.700 Concurrent enrollment pilot program, 173.2520 Condemnation, powers, 176.020 Conduct of students, community colleges, 178.835

## UNIVERSITIES AND COLLEGES - cont'd

## 1. General Provisions — cont'd

Confidentiality, board of governors, recusal, 174.621

Conflict of interest policy of institutions required, 173.735

Constitutions of United States and Missouri required instruction, 170.011

Construction materials, exempt from sales taxes, requirements for exemption, liability, 144.062

Contracts or leases for facilities funded by appropriations to be approved first by general assembly, 21.527

# Core curriculum transfer act

Common course numbering equivalency matrix, 178.786

Credit transfer requirements, 178.788

Definitions, 178.785

Employees of institutions, out-of-state travel, reporting duties, 105.498

Forty-two credit hour block, transfer of credits, 178.787

Recommendations for lower division core curriculum, 178,786

Rulemaking authority, 178,789

Transfer practices, criteria to evaluate, 178.788

Courses, transfer of between institutions, 173.005

Courtesy vehicle, registration of, 301.260

Credit to be given work completed in accredited schools, 171.171

Degree programs, 15 to finish act, 173.2510 Degree, false or misleading, unlawful use, 173.754 Delta Sigma Theta and Omega Psi Phi, special

license plate, application, fee, 301.3086 Depositaries of funds, requirements, selection,

110.010 to 110.110

Developing new programs, duties of the coordinating board, 173.051

Discipline of students, community colleges, 178.835

Dormitories and dining facilities, revenue bonds, 176.010, 176.050

Driver's training vehicles, registration of, 301.260 Driving instruction programs, rules, 302.765

Dual credit providers, application, approval, fund created, 173.2500

Dual credit scholarships, eligibility, amount, 173.2505

Electronic connection, other services, fees may be charged, 174.330

Elementary and secondary at risk students, support services, awards, applications, 167.280

Employees, member of public school retirement system, when, exception, 169.140

Energy conservation project loans, 640.651 to 640.686

# Exchange program and scholarships, international economic development

Eligible students, 173.264

# 1. General Provisions — cont'd

# Exchange program and scholarships,

# $international\ economic\ development -- cont'd$

Established in department of economic development, 173.264

Priority to be given to certain business exchange programs, 173.264

Program content, 173.264

Purposes, 173.264

Expressive activities on campus protected, 173.1550

Extension service, physical education, duties, 174.125

Eye protection, required when, 170.005

Faculty, no discrimination in hiring based on lack of graduate degree, 173.475

False or misleading degree, unlawful use, 173.754 Fees for certain services, electronic connection, may be charged, 174.330

Fees used to fund abortions, no requirement to pay, procedure, 188.110

Financial assistance for students, state, see STUDENTS

Financial assistance, limitations on awards for, 173,093

Foster and residential care students, tuition and fee waiver, when, 173.270

Foster children, higher education visit required, when, 453.350

Fraternity and sorority, how real property is assessed for taxes, 137.098

Funding formula, development by joint committee on education, 21.487

Funds exempt from transmittal to division of collection, 136.010

Gifts from foreigners, disclosure to department, when, contents, 173.275

Governing boards of all colleges and universities, defined, 176.010

Graduate teaching assistants, English language communications requirements, tests, reports, exceptions, 170.012

Greek organizations, special license plates, application, fee, 301.3109

Guided pathways to success, 173.2515

# Hazing (Public Or Private Colleges Or Universities)

Consent is not a defense to hazing, 578.365 Hazing, crime of, penalty, 578.365 Penalties, 578.365

Health and educational facility authority bonds, payment by governing body of state educational institution with appropriated funds, when, 176.085

## **Health education centers**

Council established, members, duties, 191.980 Program established to improve health care personnel and access to underserved populations, 191.980

## UNIVERSITIES AND COLLEGES — cont'd

## 1. General Provisions — cont'd

## Health education centers - cont'd

High schools, postsecondary degree options, 167.223

Higher education applied project fund, see Applied Project Fund, Higher Education, this heading Higher education capital fund, purpose, use of moneys, 173.480

# Independent colleges and universities in state or public institutions outside state

Contracts to provide instruction, professional or graduate, research, requirements, 173.051
Instruction, professional or graduate, may contract with coordinating board to furnish, requirements, 173.051

Research program, contract to provide, requirements, 173.051

Information technology certification program, components, 173,675

Innovation education campus, 178.1100

In-state tuition, Missouri National Guard and U.S.

Armed Forces reservists, 173.1153

Insurance, student accident, requirements, 376.425 Legal expense fund, coverage, to furnish own legal counsel, exception, 105.716

# Library records

Consent of person identified in record for release, 182.817

Court order for release, when, 182.817

Definitions for disclosure, 182.815

Disclosure not to be required, exception, 182.817 Privacy compromised, complaint procedure, 182.817

# License plates, colleges and university emblems

Contribution to institution, amount, use of funds, 301.449

Design approval, 301.449

Emblem use authorization, statement issued, 301.449

Failure to obtain use authorization annually, 301.449

Personalized license plate, fee required, 301.449 Rules and regulations, 301.449

Loan forgiveness, public service loans, department to create guidance on notice, 105.1445

Loan, students, see STUDENTS

Medical school loan repayment program, see STUDENTS

Medical schools, SAFE CARE providers, collaboration with, when, 334.950

Meetings and records, closed when, exceptions,

Meetings of board, closed to student representatives, when, 174.621

Meningitis, brochure to be made available to colleges and universities, 167.638

Meningococcal disease, on-campus students to be vaccinated, exemption, 174.335

Merit system, applicability, 36.031

#### 1. General Provisions — cont'd

# Midwestern higher education commission

Members, 173.705; vacancies, terms, 173.708 Midwestern higher education compact, 173.700 Military personnel separating from service, student resident status, when, 173.1150

Military personnel, dependents of, eligibility for instate tuition, when, 173.1155

Military personnel, resident status granted to children of, when, 41.890

Military service, student of higher education called to active duty, options, 41.948

Minority environmental literacy advisory committee, 173.240

Minority teaching scholarships, 161.415 to 161.424 Missouri Downtown and Rural Economic Stimulus Act, endowment at Carnegie Research I university included in development plan, requirements, 99.958, 99.1043

Motor vehicles, registration of courtesy and driver's education vehicles, 301.260

Ownership or membership interest in entities, entities not deemed governmental or quasi-governmental bodies, when, 173.1205

Printing, how purchased, 34.170

Public moneys, receipt of, dispute resolution requirements, 173.125

Real property, title to vest in the governing board of certain universities, conveyance procedure, 37.005 Records and meetings, closed when, exceptions, 610.021

## Records of library

Consent of person identified in record for release, 182.817

Court order for release, when, 182.817 Definitions for disclosure, 182.815

Disclosure not to be required, exception, 182.817 Privacy compromised, complaint procedure, 182.817

Recycling and waste program established for state colleges and universities, 34.032

Report of gifts, grants and certain funds received, 33.080, 136.010

Report, study on most frequently requested IT certification by employers, 173.680

# Retirement, education and outside employees

Actuarial evaluation performed at least biennially, 105 664

Board of trustees, Missouri state employees' retirement system, duties of, 104.1205

Contribution plan established, 104.1205 Credited service not permitted, 104.1210

Definitions, 104.1200

Education employee, defined, 104.1200 Election for membership, when, 104.1215 Information provided by institutions and

administrators, when, 104.1210 Outside employee, defined, 104.1200

## UNIVERSITIES AND COLLEGES - cont'd

## 1. General Provisions — cont'd

Retirement, education and outside employees — cont'd

# Revenue bonds (CH. 176)

Conversion into smaller denomination bonds, provision for, 176.055

Definition of terms, 176.010

Erection, acquisition of buildings, powers, 176.020

Forms, covenants, power of governing bodies, 176.070

Health and educational facility authority bonds, payment by governing body of state educational institution with appropriated funds, when, 176.085

Indebtedness, not to constitute, 176.040 Installment payment, may provide for, 176.055 Land for buildings, may acquire, 176.020 Negotiable instruments, law to govern, 176.050 Payment, manner of, 176.030

Power to issue, restrictions, 176.030 Priority of lien on revenue from projects, 176.030, 176.035

Refunding, 176,060

Registrable as to principal and interest, 176.055 Resolution to issue, vote required, 176.080 Rights of holders, 176.070

Sale, notice, 176.050

Types, terms, interest, payment, 176.050 Risk management associations, 176.500 to 176.540 Risk management associations, see also RISK MANAGEMENT

## **Scholarships**

Certification of registration required, 105.1216 Criteria, department to develop, 161.418 Minority and underrepresented environmental literacy program, 173.240 Minority teachers, 161.415 to 161.424

Required for state supported programs, 105.1213 See also SCHOLARSHIPS

School district property, conveyance to, authority, 177.051

Science, technology, engineering and mathematics initiative, purpose, matching grants, 173.670 Senior citizen tuition exemption, 173.091

Sexual assault, memorandum of understanding with law enforcement, contents, 173.2050

Smoking in designated areas to be provided, 191.767

Social work program, verification of completion documentation, 173.1400

Sorority and fraternity, how real property is assessed for taxes, 137.098

Speech, protected on campus, 173.1550

Stalking, memorandum of understanding with law enforcement, contents, 173.2050

Student loans, see STUDENTS

## 1. General Provisions — cont'd

## Student records

Address of child or custodial parent not to be released, when, 452.376

Graduation records, parents may view, 610.021 Parent's right to receive progress reports, 452.376

Probation, expulsion records, parent or guardian may view, student, when, 610.021

Students may view, when, 610.021

Test records, parent or guardian may view, student, when, 610.021

Student representative on board, meetings closed to, when, 174.621

Student resources, website for, 173.035 Students, financial assistance, state, see

STUDENTS

Survivors of war veterans, education grants for, 173.234

Suspension or expulsion, community colleges, 178.835

Tax credit accountability act of 2004, 135.800 to 135.830

Tax exemption, property tax, 137.100

#### **Teachers**

Certificates of license, may grant, 168.021 Other state's certificate, requirements for backdated certification, 168.021

Training in physical education, first aid and cardiopulmonary resuscitation, duties, 174.125

Training programs, evaluation by state board of education, 161.097

Teaching assistants, English language communication requirements, testing, reports, exceptions, 170.012

Textbooks purchased by students, when, 144.517 Transportation of students to publicly operated university laboratory schools, 167.231

Tuberculosis, mandatory testing of students and faculty, when, 199.290

Tuition cap, combat veterans, 173.900

Tuition exemption, senior citizens, qualifications, 173.091

Tuition, advance payment contracts, see EDUCATION, subheading, Access To Higher Education Trust

Veterans, credits for courses which are part of military training or service, 173.1158

Vocational education fund established, use, 178.520

# 2. Community College Districts And Community Colleges

Accreditation, 178.780

Annexation of school district, 178.890

Athletes, award of recognition by state for students or teams of Missouri schools, how chosen,

qualifications, 160.350

Board of governors, 174.450 to 174.457

Bond issues, elections, 178.840

Boundaries, 178.790

## UNIVERSITIES AND COLLEGES — cont'd

# 2. Community College Districts And Community Colleges — cont'd

Buildings, construction, repairs, improvement projects, 8.310

Capital improvement requests, division director to review, 8.315

Community college capital improvement subdistrict may be established, boundaries, taxation, dissolution, 178.881

Community community college, defined, 163.191 Conduct of students, authority over, 178.835 Conflict of interest policy of institutions required, 173.735

Construction, repairs, maintenance contracts, authority, 8.310

Corporate name and powers, 178.770

Courses to be provided, 178.850

## Crowder College

# Alternative and renewable energy center

Appropriations to center not to affect regular appropriations, 178.891

Contributions by state, how used, 178.891 Research in alternative energy, 178.891 State to assist in funding, when, 178.891

Direct deposit agreements, see HEALTH AND EDUCATIONAL FACILITIES AUTHORITY

Discipline of students, authority to, 178.835

Displaced homemakers, fee waivers, definitions, eligibility, 178.411

Election on proposal to establish, 178.800 Elections, when held, procedure, 178.840 Employees, appointment, compensation, 178.860 Energy conservation project loans, 640.651 to 640.686

Establishment, standards, 178.770

# Facilities and equipment agreements

Board's powers, 177.088

Bonds, notes not debt of district, 177.088 Bonds, notes, interest not taxable, exception, 177.088

Lease backs or purchases authorized, requirements, 177.088

Leases to be for one year, options for renewal limitation, 177.088

Notice of proposed project, publication requirements, 177.088

Payments received by district for selling or leasing to be placed in escrow, 177.088

Rental payments, how paid, limitation on amount, 177.088

Tax exemption, bond or note, interest, exceptions, 177.088

Fee waivers, displaced homemakers, definitions, eligibility, 178.411

Fraternity and sorority, how real property is assessed for taxes, 137.098

Gifts from foreigners, disclosure to department, when, contents, 173.275

# 2. Community College Districts And Community Colleges — cont'd

Grants for construction and renovation, see HEALTH AND EDUCATIONAL FACILITIES AUTHORITY

Guards and watchmen, 178.862

# Health and educational facilities authority

Authority to administer, 360.112

Bond issues for loans to or note purchases authorized for health and educational facilities authority, 360.106

Commissioner of education and state treasurer duties, 360.112

Participating district, defined, 360.106

Participation authorized in direct deposit agreement, 360.111

Participation in direct deposit agreement a waiver of bankruptcy, 360.111

High schools offering community college courses, established as community college district, procedure, 178.400

High schools, postsecondary degree options, 167.223

Homemakers, displaced, fee waivers, definitions, eligibility, 178.411

Jasper County, senior college established, when, 174.230

Maintenance and repair of community college district, 169.130

# New job training program

Additional application information required, 135.802

Additional information reported annually to administering agency, 135.805

Contingent expiration date, 135.284

Employment of unauthorized alien, effect of, 135.815

Failure to report, penalties, notice, change of address, 135.810

Provisions in addition to existing requirements, 135.830

Tracking system required, exception, 135.825 Training and educational tax credits, defined, 135.800

Verification of applicant's tax payment status, when, delinquency, 135.815

Newly formed, state aid, apportionment, 163.191 Operating costs to include maintenance, 163.191 Operating costs, defined, 163.191

Petition to establish, 178.800

Police officers, campus, appointment, qualifications, oath, duties, 178.862

Programs to be offered outside district, purpose, funding, 163.191

Public school retirement system, employees members of, 178.860

Publication of proposed projects, requirements, 177.088

## UNIVERSITIES AND COLLEGES — cont'd

# 2. Community College Districts And Community Colleges — cont'd

# Resource allocation model for distribution of funds

Adjustment annually for inflation, limited growth and program improvement, 163.191

Approval by coordinating board, 163.191

Department of higher education and colleges to develop, 163.191

Report on model submitted, when, 163.191

Requests for new districts how based, 163.191

Retirement system may merge with public education employees' retirement system of Missouri, 169.611

Retirement, public school retirement system, when, 169,140

Sorority and fraternity, how real property is assessed for taxes, 137.098

## State aid

Apportionment, 163.191

Maintenance and repair, annual appropriation, exclusive of capitol appropriations, 163.191

Newly formed community community college district, how computed, 163,191

Reduced, unreasonable refusal to annex district, 178.890

Supervision, duties of coordinating board for higher education, 178.780

Suspension or expulsion of students, 178.835

Tax rate, maximum, how increased and decreased, 178.870

Taxes, collection, rate not included in county average, 178.880

# Trustees

Buildings, construction, repairs, improvement projects, 8.310

Contracts, construction, repairs, maintenance authority, 8.310

Declaration of candidacy, 178.840

Election, qualifications, terms, 178.820

Election, when, 178.800

Oath, organization, seal, quorum, vacancy, 178.830

St. Louis City, requirements, 178.820

Tuition, 178.850

review, 8.315

Year, defined, 163.191

## 3. Lincoln University (CH. 175)

Agricultural school and demonstration farm, 175.070

Athletes, award of recognition by state for students or teams of Missouri schools, how chosen, qualifications, 160.350

Attendance policy for governing boards, 174.105 Board of governors, 174.450 to 174.457

Buildings, construction, repairs, improvement

projects, 8.310 Capital improvement requests, division director to

# 3. Lincoln University (CH. 175) — cont'd

Conflict of interest policy of institutions required, 173.735

Contracts or leases for facilities funded by appropriations to be approved first by general assembly, 21.527

# Curators, board of

Appointment, qualifications, 175.020 Buildings, construction, repairs, improvement projects, 8.310

Confidentiality, board of curators, recusal, 175.023

Open meetings law applicable, board included in definition of public governmental bodies, 610 010

Organization, powers, 175.040, 175.050

## Student representative

Appointment, term, 175.021

Expenses, reimbursement for, amount, 175.021

Meetings of the board closed to, when, 175.023

Meetings, participation, 175.021

Nonvoting and other limitations, 175.021

Qualifications and duties, 175.021

Vacancies or removal from office, 175.021

Term of office, expenses, 175.030

Electronic connection, other services, fees may be charged, 174.330

Fees for certain services, electronic connection, may be charged, 174.330

Fraternity and sorority, how real property is assessed for taxes, 137.098

Gifts from foreigners, disclosure to department, when, contents, 173.275

Graduate teaching assistants, English language communications requirements, tests, reports, exceptions, 170.012

Meetings of board, closed to student representatives, when, 175.023

Official name, 175.010

Public school retirement system, not applicable, 169.140

Recycling and waste program established for state colleges and universities, 34.032

# Retirement system

Members of state employees' retirement system, requirements, 104.342

Prior service credits to be accepted in state employees' retirement plan, requirements, 104.342

Social security, service not covered by, effect on retirement, 104.342

Termination of university plan for disability death benefit and retirement, when, 104.342

Sorority and fraternity, how real property is assessed for taxes, 137.098

State legal expense fund, coverage, 105.711
Teaching assistants, English language communication requirements, testing, reports,

exceptions, 170.012

## UNIVERSITIES AND COLLEGES — cont'd

3. Lincoln University (CH. 175) - cont'd

# 4. State Colleges And State Universities (CH. 174)

Accounting, master's degrees, Missouri Western and Missouri Southern may offer, requirements, 174.324

Agricultural education, standards for, 178.530

# Arboretum established at Northwest Missouri State University

Board of regents of Northwest Missouri State University to direct, 174.750

Colleges and universities may also participate, 174.755

Created under direction of board of regents of Northwest Missouri State University, 174.750

#### Director

Appointment, to be only employee of state, 174.753

Copies of resource record reproduction, duty to certify, 174.757

Powers and duties, 174.753

Report annually to board of regents, 174.757

Qualified arboretum sites may be accepted as members of arboretum to furnish diversity in plant testing and eradication, 174.761

Research not to be limited to Northwest Missouri State University, other colleges may participate, 174.755

Athletes, award of recognition by state for students or teams of Missouri schools, how chosen, qualifications, 160.350

Attendance policy for governing boards, 174.105 Board of governors, power to appoint police officers, 174.700

Board of regents, power to appoint police officers, 174.700

# Boards of governors

Appointment for each public institution of higher education, certain requirements, 174.450

Appointment procedure, 174.453

Board of regents abolished, when, 174.450

Compensation, 174.457

Expenses, how paid, 174.455

Immunities and liabilities, 174.457

Nonvoting student members, terms, 174.453

Powers and duties, 174.457

Qualifications, 174.450

Residency requirement, 174.453

Terms, 174.453

Vacancies, how filled, 174.455

Voting members, terms, 174.453

Buildings, construction, repairs, improvement projects, 8.310

Capital improvement requests, division director to review, 8.315

Central Missouri State University, employees retirement, mineral rights, conveyance, price proceeds, 173.042

Conflict of interest policy of institutions required, 173.735

# 4. State Colleges And State Universities (CH. 174) — cont'd

Contracts or leases for facilities funded by appropriations to be approved first by general assembly, 21.527

Coordinating board for higher education, duties, 174.630

Degrees conferred by, 174.160

Degrees, new programs subject to approval, 174.630

Districts, state to be divided, 174.010

Electronic connection, other services, fees may be charged, 174.330

Energy conservation project loans, 640.651 to 640.686

Extension service, physical education, duties, 174.125

## Facilities and equipment agreements

Board, defined, 177.088

Board's powers, 177.088

Bonds, notes, not debt of educational institution, interest not taxable, exception, 177.088

Lease backs or purchases authorized,

requirements, 177.088

Leases to be for one year, options for renewal limitation, 177.088

Notice of proposed project, publication requirements, 177.088

Payments received by educational institution for selling or leasing to be placed in escrow, 177.088

Publication of proposed projects, 177.088

Rental payments, how paid, limitation on amount, escrow, 177.088

Tax exemption, bond or note interest, exceptions, 177.088

Fees for certain services, electronic connection, may be charged, 174.330

Fraternity and sorority, how real property is assessed for taxes, 137.098

Funds not to be diverted, 174.200

Gifts from foreigners, disclosure to department, when, contents, 173.275

Graduate teaching assistants, English language communications requirements, tests, reports, exceptions, 170.012

Guards and watchmen may be appointed, not to have powers of police, 174.706

# Harris-Stowe State University

Board of regents, appointment, terms, 174.300 Facilities, transfer, operation funding, 174.310

Programs to be offered, 174.310

Retirement system, employees, provisions, 174.320

Retirement system, public school, may remain a member, exception, 174.320

High schools, postsecondary degree options, 167.223

Indebtedness, how paid, 174.210

## UNIVERSITIES AND COLLEGES — cont'd

# 4. State Colleges And State Universities (CH. 174) — cont'd

# International safety, health and environmental resource center (Central Missouri State University)

Construction costs to be paid by state appropriation contribution, 174.323

Contracting powers of university, 174.323

Effective, when, 174.323

Grants and federal funds may receive, 174.323

Prohibited use of state appropriation, 174.323

Lincoln University, see 3. Lincoln University, under this heading

Masters programs, new, approval by coordinating board required, 174.324

# Missouri Southern State University

Associate degree program, discontinuation of, when, 174.231

# **Board of governors**

Appointment procedure, 174.453

Nonvoting student member, 174.453

Board of governors, 174.450

Effect of establishment on territory formerly in another district, 174.270

Established, when, location, district, 174.230

Funds, source, 174.261

Governing board, 174.450

Law applicable, 174.270

Master's degrees in accounting, requirements, 174.324

Mission statement, 174.231

Three-year plan, review, approval, 174.233

## **Missouri State University**

Governing board, members, appointment, 174.450

Land grant designation, not to seek, 174.225

Research designation, not to seek, 174.225

University of Missouri, cooperation with in offering certain programs, 174.225

Missouri State University budget request to include West Plains campus, 174.500

Missouri Western State and Missouri Southern State may offer master's degrees in accounting, requirements, 174.324

# Missouri Western State University

Associate degree programs discontinued, when, 174.251

Board of governors, appointment, 174.453

Effect of establishment on territory formerly in another district, 174.270

Established, when, location, district, 174.250

Funds, source, 174.261

Law applicable, 174.270

Master's degrees in accounting, requirements, 174.324

Mission statement, 174.251

Three year plan, review, approval, 174.253

Motor vehicles on campus subject to general state motor vehicle laws, 174.712

# 4. State Colleges And State Universities (CH. 174) — cont'd

#### Names

Change of name, board authorized, no change in powers or authority, but no limit on missions, 174 030

Harris-Stowe State University, 174.020

Missouri Southern State University, 174.020

Missouri State University, 174.020

Missouri Western State University, 174.020

Northwest Missouri State University, 174.020

Southeast Missouri State University, 174.020

State Technical College of Missouri, 178.631 Truman State University, 174.600

University of Central Missouri, 174.020

Northwest Missouri State University, board of regents, members, terms, quorum requirement, 174.332

Old age and survivor's insurance, extended to employees, when, 105.353

Plan required, contents, report, organization, 174.630

## Police officers

Arrest power of officer, 174.703

Board of regents or board of governors may appoint, 174.700

Fresh pursuit, powers, 544.157

Guards or watchmen may be appointed but not to have powers of police officers, 174.706

Motor vehicles on campus subject to general state motor vehicle laws, 174.712

Number, as many as necessary, 174.700

Oath and certificate of appointment issued, 174.703

Powers of officers, 174.703

Powers, 174.700

Training or experience requirement, 174.703

Vehicular traffic, control of, 174.709

Printing, form of, how determined, 34.180

# Projects for stimulating economic opportunities

Purpose, 173.500

Recycling and waste program established for state colleges and universities, 34.032

# Regents or governors, board of

Appointment, 174.060

Buildings, construction, repairs, improvement projects, 8.310

Compensation, 174.100

Gifts from foreigners, disclosure to department, when, contents, 173.275

Meetings, 174.100

Member residing in territory becoming part of another college district, effect, 174.270

Members, residence, 174.050

Name, powers, 174.040

Officers, 174.080

Open meetings law applicable, board included in definition of public governmental bodies, 610.010

## UNIVERSITIES AND COLLEGES — cont'd

# 4. State Colleges And State Universities (CH. 174) — cont'd

# Regents or governors, board of - cont'd

Powers generally, 174.120

President, appointment and removal, 174.140

President, duties, bond, 174.180

Quorum, 174.090

Report to state board of education, contents, 174.170

Retirement plan contributions, 174.140

Rules and regulations, 174.110

Secretary, duties, compensation, 174.190

# Student regent

Appointment, term, 174.060

Expenses, how paid, 174.060

Qualifications, 174.060

## Student representative

Appointment, term, 174.055

Expenses, authorized, 174.055

Powers, duties, limitations, 174.055

Qualifications, 174.055

Reimbursement of expenses, 174.055

Removal from office, 174.055

Vacancy, 174.055

Teachers' suspension, appeal to, 174.150

Terms, 174.070

Textbooks, determined by, 174.120

Workers' compensation, may extend, 174.140

# Retirement system, state employees

Electing system, when, 104.342

# Medical benefits

Certain retirees may apply for, eligibility, contribution amount, time limitations, 104.403, 104.404

Eligibility, 104.403

New teacher to be in state system, 104.342

Public school retirement system electing to

remain, to be noncontributory members, 104.342

Public school retirement system to pay amount to state system, 104.342

Referendum required for certain schools,

affirmative vote required, 104.342

Refund to teachers remaining in public school

retirement system, amount, when, 104.342 Refund to teachers, if elect state employee

aviation visitoria interest 104 242

system, when, interest, 104.342

Service credit not to be granted for more than one system, 104.342

Social security, service not covered by, effect on retirement, 104.342

# Teachers may elect system

Central Missouri State University, procedure to elect. 104.342

Election must be made when, failure to elect effect, 104.342

Harris Stowe State College, procedure to elect, 104.342

Missouri Southern State College, procedure to elect, 104.342

# UNIVERSITIES AND COLLEGES - cont'd 4. State Colleges And State Universities (CH. 174)

# — cont'd

# Retirement system, state employees - cont'd Teachers may elect system - cont'd

Missouri Western State College, procedure to elect, 104.342

Northwest Missouri State University, procedure to elect, 104.342

Social security, service not covered by, effect on retirement, 104.342

Southeast Missouri State University, procedure to elect, 104.342

Southwest Missouri State University, procedure to elect, 104.342

Truman State University, procedure to elect, 104.342

Sale of school supplies, officer not to be interested, 174.220

Scholarship, Jim Sears leadership scholarship program, Truman State University, 174.770 Sorority and fraternity, how real property is assessed for taxes, 137.098

State legal expense fund, coverage, 105.711

# State Technical College of Missouri (CH. 178)

# Advisory committee

Appointment, 178.560 Compensation, not authorized, 178.560 Qualifications, 178.585

# **Board of regents**

Appointment, qualifications, 178.632 Bonds deemed debt of board, how retired, 178.635

Expenses, how paid, 178.634

Governing board of colleges, 176.010, 178.632

Immunity, 178.635

Powers, duties, 178.635

Report to state board of education, form, 178.530

Residency requirements and limitation, 178.632

Terms of nonvoting members, 178.633

Terms of voting members, 178.633

Vacancies, how filled, 178.634

Certificates, diplomas and applied science associate degree authorized, 178.420, 178.636

Coordinating board for higher education, duties and powers of oversight, budget responsibilities, 178.638

Degrees, limitation, 178.420, 178.636

Established by gift of property and money of the Osage R-II school district to state, 178.631

Formerly known as East Campus of Linn

Technical College, 174.020

Funding by state and vocational technical education reimbursements, 178.638

Funds disbursed at direction of state board of education and amount, when, 178.530

Grant awards, percentage, 178.585

Inspection, annually by state board of education, 178.530

## UNIVERSITIES AND COLLEGES - cont'd

# 4. State Colleges And State Universities (CH. 174) - cont'd

# State Technical College of Missouri (CH. 178) cont'd

Loans to students, qualified for, 178.637

Performance funding measures, increases

distributed, amount, 178.638

Purpose and mission of colleges, 178.420,

178.636

Report by board of regents to state board, form, 178.530

# Retirement system, Missouri

Employees eligible for retirement system, 178.639

Failure of employee to elect within time limit, effect, 178.640

Options on retirement for employees, time limit to make election, 178.640

Service credit limited to one system for same period of time, 178.640

Scholarships and grants for students qualified, when, 178.637

Standards to be set by state board, 178.530

State board of education, duties, 178.638

Students, admission, requirements, 174.130

#### Teachers

Causes for removal, notice, 174.150

May elect to be covered by state system, certain colleges, 104.342

Training in physical education, first aid and cardiopulmonary resuscitation, duties, 174.125

Teaching assistants, English language communication requirements, testing, reports, exceptions, 170.012

# Truman State University (Kirksville)

# **Board of governors**

Appointment of members, qualifications, 174.610, 174.620

Expenses, 174.620

Governing authority, 174.610

Immunities, 174.630

Nonvoting members, 174.610, 174.620

Powers and duties, 174.630

Student member, nonvoting, 174.620

Terms, 174.620

Vacancies, 174.620

Voting members, 174.610, 174.620

Change of name from Northeast Missouri State University, 174.600, 174.601

Established as university of liberal arts and sciences, 174.600

Scholarship, Jim Sears leadership scholarship program, 174.770

Teachers may elect state retirement system, procedure, 104.342

University of Missouri, see University Of Missouri (CH. 172), 5. under this heading

West Plains Campus of Missouri State, mission implementation plan, funding, 174.500

4. State Colleges And State Universities (CH. 174) - cont'd

# 5. University Of Missouri (CH. 172)

# Advisory board

Meeting to select peer review, open to public,

Research project selection, peer review standards, open to public, 172.801

Selection of project, peer review procedure, open to public, 172.801

Agricultural and mechanical college lands, use, conveyance, 172.740

Agricultural business development program, duties,

Agricultural extension programs, county, duties, powers, 262.553 to 262.620

## Agriculture, college of

See College of agriculture, this heading 5.

# Alzheimer's disease and related disorders, research project

# Advisory board

Appointment, qualifications, terms, 172.805 Defined, 172.800

Dismissal procedure, 172.805

Expenses, 172.805

Research project selection, procedure, 172.801

Alzheimer's disease and related disorders,

defined, 172.800

Award of funds, requirements, 172.803

Board of curators, defined, 172.800

Definitions, 172.800

Funding, duties of board of curators, 172.801

Funds awarded, requirements, 172.803

Research project, defined, 172.800

Research projects priorities and selection by advisory board, procedure, 172.801

Task force, defined, 172.800

Athletes, award of recognition by state for students or teams of Missouri schools, how chosen, qualifications, 160.350

Attendance policy for governing boards, 174.105 Bank depository selection by bid, policies and rules, 172.320

# **Board of curators**

Alzheimer's disease and related disorders, research project, powers and duties, 172.801 to 172.807

Closed meeting permitted, when, 172.037 Confidentiality, 172.037

Recusal of board members, when, 172.037 School of optometry, St. Louis, authority to establish, costs, how paid, 172.780

# Transfer of the rehabilitation center to the curators of Missouri

Land, powers of curators to convey, 172.852 Procedure, 172.852

Title of land is vested in governor, conveyance of, proceeds, 172.852

# UNIVERSITIES AND COLLEGES — cont'd

# 5. University Of Missouri (CH. 172) - cont'd Board of curators - cont'd

# Transfer of the rehabilitation center to the curators of Missouri - cont'd

Buildings, construction, repairs, improvement projects, 8.310

Capital improvement requests, division director to review, 8.315

## College of agriculture

Agriculture, director of, cooperation with,

Agroforestry program, 252.303

Dairy husbandry, chair of established, 172.480 Dairy husbandry, professor of, duties, 172.490

Dean, soil and water districts commissioner, 278.080

Degrees, right to confer, 172.460

Economic diversification and afforestation act, 252.303

Established, 172.430

Extension service, demonstration awards from department of agriculture, 261.105

Faculty, 172.450

Fund established, 172,470

Members of water resources interagency task force, 640.430

Purpose, 172.440

Research, factors used in property tax assessment of agricultural property, 137.021

Students, rights, 172.470

College of veterinary medicine, horse racing commission testing facility to be considered, 313.560

Condemnation, powers of, 172.020

# **Conflict of interest**

Curator, not to take part in board decisions, duty to disclose, 172.320

Policy of institutions required, 173.735

Rules promulgated by board of curators, 172.320

# Contracting with

Interest in, duty to disclose and not take part in decision, 172.320

Leases or contracts for facilities funded by appropriations to be approved first by general assembly, 21.527

University, have direct or indirect interest permitted when, duty to disclose, violation, penalty, 172.320

Created, 172.010

# Curators, board of

Admission of students, rules for, duties, 172.360 Agricultural and mechanical college lands, powers, 172.740

Appointment, number, qualifications, 172.030

Appropriations, duties, 172.250

Attendance policy, 172.070

Bank depository selection by bid, policies and rules, 172.320

# UNIVERSITIES AND COLLEGES — cont'd 5. University Of Missouri (CH. 172) — cont'd

# Curators, board of - cont'd

Buildings, construction, repairs, improvement projects, 8.310

Conflict of interest, rules promulgated by board of curators, 172.320

Contracts, interest in, penalty, 172.320

Conveyances, duties of president, 172.380,

Crippled children's hospital, see CRIPPLED CHILDREN

Degrees, authority to confer, 172.280

Executive board, appointment, removal,

compensation, 172.230

Expenses allowed, 172.040

Faculty, employees, appointment, removal,

compensation, 172.300

Fees, collection, 172.360

Governed by, 172.010

Government, rules for, 172.100

Grants for specified purposes, limitation on, 172.290

Indebtedness, limitation, 172,250

Inventory and appraisal of property, duties, 172 270

Journal of proceedings, how kept, 172.170 Lands, sale and conveyance, 172.380, 172.390, 172.740

Meetings, 172.110, 172.120, 172.130

Oath, 172.080

Office park projects, establishing, powers, procedure, 172.273

Officers, term, appointment, 172.090

Open meetings law applicable, board included in definition of public governmental bodies, 610.010

Police officers, appointment, 172.350

Presiding officer, 172.150

Property, protection and improvement, 172.260

Quorum, 172.140

Records, open to public, 172.180

Relatives, employment prohibited, 172.310

Report, 172.210, 172.220

Research development projects establishing, powers, procedure, 172.273

Research to stimulate economic opportunities, powers, duties, 173.515 to 173.535

Salaries of employees, suspension, 172.340

School of optometry, authority to establish,

agreements, costs, how paid, 172.775

School of optometry, St. Louis, authority to establish, costs, how paid, 172.780

Secretary, duties, compensation, 172.160

## Seminary fund

Accounts, 172.661

Administrative duties, 172.610 to 172.640, Art.

IX, Sec. 6

Annual income, duties, 172.720

## UNIVERSITIES AND COLLEGES — cont'd

# 5. University Of Missouri (CH. 172) — cont'd

# Curators, board of - cont'd

# Seminary fund — cont'd

Southwest Missouri agricultural research center, duties, 172.495

Speed limits on campuses, signs posted, duty, 172.747

# Student representative

Appointment, term, 172.035

Expenses, how paid, 172.035

Powers, duties, limitations, 172.035

Oualifications, 172.035

Reimbursement of expenses, 172.035

Removal from office, 172.035

Rotation of campuses, 172.035

Vacancy, 172.035

Terms of office, 172.040

Traffic regulations for campuses, powers and duties, 172.745; publication and distribution, duties, 172.747

# Treasurer

Bond, renewed when, requirements, 172.200 Compensation, duties, bond, 172.190, 172.200

Duties, compensation, how set, 172.190

Vacancies, president to notify governor, how filled, 172.050 to 172.070

Delta research center, establishment, functions, 172.493

Donor records, confidentiality of, 172.950

Electronic connection, other services, fees may be charged, 174.330

Employees, appointment, removal, compensation, 172.300

Employees, interest in contracts, penalty, 172.320

# **Endowment fund**

Investment, 172.410

Transfer from county treasuries, 172.400

Use of income from, 172.420

# Engineering schools, grants

Amounts, how computed, 172.287

Expires when, 172.287

Funding, if insufficient, all grants reduced pro rata, 172.287

Purposes for use, 172.287

# Facilities and equipment agreements

Bonds, notes of corporation, interest not taxable, exception, not debt of educational institution, 177.088

Lease backs or purchases authorized,

requirements, 177.088

Leases to be for one year, options for renewal limitation, 177.088

Notice of proposed project, publication requirements, 177.088

Publication of proposed projects, 177.088

Payments received by educational institution for selling or leasing to be placed in escrow, 177.088

Rental payments, how paid, limitation on amount, 177.088

# 5. University Of Missouri (CH. 172) — cont'd

# Facilities and equipment agreements — cont'd

Tax exemption, bond or note interest, exceptions, 177.088

# **Faculty**

Appointment, removal, compensation, 172.300 Contracts, interest in, penalty, 172.320 Suspension of salaries, 172.340

Fees for certain services, electronic connection, may be charged, 174.330

Fees, collection, 172.360

Fraternity and sorority, how real property is assessed for taxes, 137.098

Funds exempt from transmittal to division of collection, 136.010

Gifts from foreigners, disclosure to department, when, contents, 173.275

Graduate teaching assistants, English language communications requirements, tests, reports, exceptions, 170.012

High schools, postsecondary degree options, 167.223

Historical society, state, transferred to, 173.005 Holocaust education and awareness commission, president to be member, 161.700

Income, statement of, preparation, 172.250 Incorporation, powers, 172.020

Lands, sale and conveyance of, 172.380, 172.390, 172.740

# Missouri State Military School

Cadets' responsibility for property, 172.600 Corps of cadets, how constituted, 172.570 Created, 172.560

Government of cadets, how prescribed, 172.590 Officers, appointment, commissioned how, 172.590

Organization of cadets, 172.580

Property, cadets to constitute a guard, 172.600

Missouri State Vocational School, see

# VOCATIONAL EDUCATION

Oil and gas council, member, 259.010, 259.020 Organ transplant assistance program established, pharmaceuticals and services, 172.875

Petitions, right of students to present, 172.370

# Police officers

Appointment, 172.350

Oath, powers, training, 172.355

Poultry experiment station assigned to University of Missouri, 173.005

Printing, form of how determined, 34.180 Psychiatry, Missouri institute of, transferred to University, purposes, appropriations, 630.003

Public school retirement system, not applicable, 169 140

Recycling and waste program established for state colleges and universities, 34.032

Report of gifts, grants and certain funds received, 136.010

Research and experimental farms, duties, 172.495

## UNIVERSITIES AND COLLEGES — cont'd

# University Of Missouri (CH. 172) — cont'd Research funds for specified disease processes and injuries

Advisory board, members, terms, 172.796 Board of curators to award funds, 172.792 Definitions, 172.790

Proposals submitted, selection procedures, 172.792

Rulemaking authority, board of curators, 172.798 Selection of award recipients, requirements, 172.794

Research project, Alzheimer's disease and related disorders, see Alzheimer's Disease And Related Disorders, Research Project, this heading

# Research projects to stimulate economic opportunities

Administration by board of curators, duties, powers, 173.515 to 173.535 Purpose, 173.500

Selection of project, 173.520, 173.535

# Research, development and office park projects

Annexation of contiguous land by municipalities, when, 71.275

Certificates may be requested from city or county, when, wrongful or negligent issuance, sovereign immunity, 172.273

City or county plan commission may hold public hearings, 172.273

Conveyance, no current resolution required, 172.273

Curator's powers, 172.273

Eminent domain, power, 172.273

Established, purposes, 172.273

Exemption from tax for leases for property being used for research and nonrecreational use, 172.273

Hearing by city or county, when, 172.273 Inspections may be requested from city or county, when, 172.273

Licenses may be requested from city or county, when, wrongful or negligent issuance, sovereign immunity, 172.273

Permits may be requested, when, wrongful negligent issuance, immunity of city or county, 172.273

Procedure to establish, 172.273

Relocation assistance for persons or entities, 172.273

Tax exemption not extended to recreational use of property, 172.273

Taxes, exempt from, exception, 172.273 Zoning and local ordinances, not subject to,

permits, licenses and certificates may be requested from city or county, when, 172.273

Retirement, death, disability plans for faculty and employees, 172.300

Rolla campus, course of study, 172.500

Rolla campus, degrees, right to confer, 172.500

Salaries, how paid, 172.330

# 5. University Of Missouri (CH. 172) — cont'd

Salaries, suspension, 172.340

Sale of property, restrictions, approval by general assembly, rules, notice, 172.020

# **School of Mines**

Established, 172.430

Faculty, 172.450

Fund established, 172.470

Purpose, 172.440

Students, rights, 172.470

# Seminary fund

Accounts to be kept by board of curators, 172.661

Administration, 172.610

Bonds, investment in, 172.640

## Certificate of indebtedness

Amount, rate of interest, 172.611

Cancellation, 172.612

Custodian, 172.660

Unconvertible, liquidation, 172.650

Consolidation of existing certificates, 172.611

Created, 172.610

Income, disposition, 172.720

Investment, 172.610 to 172.640, Art. IX, Secs. 4,

6

Matured bonds, reinvestment, 172.651

Sources, 172.610, Art. IX, Sec. 6

State treasurer, duties, 172.680

Show-Me extension for community health care outcomes (ECHO) program, 191.1140

Sorority and fraternity, how real property is assessed for taxes, 137.098

Spinal cord injury fund created, uses, 304.027

## **State Cancer Center**

Appropriations, purposes, 172.820

Benefits, employees, 172.815

Discrimination, prohibited, 172.830

# Employees

Benefits, election of, procedure, 172.815

Disciplinary procedures, 172.817

Duties, assigned by curators, 172.817

Retirement benefits, 172.815

Funds, cancer center, institutional gift trust,

transfer of, control, 172.825

Gifts, curators authorized to accept, how, 172.812

Nonresident patient treatment, when, 172.830

Patients, payment for services, how determined, 172.830

Payment for services, how determined, 172.830 Property, transfer of, procedure, 172.812

Transfer to University of Missouri, procedure, 172.810

State legal expense fund, coverage, 105.711

# State rehabilitation center

Brain injuries, duty to provide care for, 199.010 Employees, transfer from state rehabilitation center to University of Missouri, 172.854, 172.856

State treasurer, report to general assembly, 172.660 Students, admission, 172.360

# UNIVERSITIES AND COLLEGES — cont'd

# 5. University Of Missouri (CH. 172) — cont'd

Students, right to present petitions, 172.370

Teaching assistants, English language

communication requirements, testing, reports,

exceptions, 170.012

Timber or minerals, sale, restrictions, rules, notice, 172.020

#### Traffic laws

General traffic laws to be applicable on university campuses, 172.743

Points assessed as violations of county or city ordinances, 172.749

Points assessed only for moving violations, 172.750

Publication and distribution of regulations by board of curators, 172.747

Regulation, powers of university requirement of consistency with general traffic laws, 172.745

Signs displaying speed limit duty to post, 172.747

Speed limit, signs to be posted, 172.747

Speed limits and regulations, authority of university, 172.745

Violations, same effect as on public roads and highways, 172.743

Violations, same effect as violation of municipal ordinances, 172.749

Veterinary medicine, college of, testing facility, horse racing commission to consider establishing, 313.560

Water resources, interagency task force to be members, college of agriculture, 640.430

# 6. State Technical College of Missouri Advisory committee

Appointment, 178.560

Compensation, not authorized, 178.560

Qualifications, 178.585

# **Board of regents**

Appointment, qualifications, 178.632

Bonds deemed debt of board, how retired, 178.635

Expenses, how paid, 178.634

Governing board of colleges, 176.010, 178.632

Immunity, 178.635

Powers, duties, 178.635

Report to state board of education, form, 178.530

Residency requirements and limitation, 178.632

Terms of nonvoting members, 178.633

Terms of voting members, 178.633

Vacancies, how filled, 178.634

Certificates, diplomas and applied science associate degree authorized, 178.420, 178.636

Coordinating board for higher education, duties and powers of oversight, budget responsibilities,

Degrees, limitation, 178.420, 178.636

Established by gift of property and money of the

Osage R-II school district to state, 178.631

Former name of college, East Campus of Linn Technical College, 174.020

# 6. State Technical College of Missouri - cont'd

Funding by state and vocational technical education reimbursements, 178.638

Funds disbursed at direction of state board of education and amount, when, 178.530

Grant awards, percentage, 178.585

Inspection, annually by state board of education, 178.530

Loans to students, qualified for, 178.637

Performance funding measures, increases

distributed, amount, 178.638

Purpose and mission of colleges, 178.420, 178.636 Report by board of regents to state board, form, 178.530

## Retirement System, Missouri

Employees eligible for retirement system, 178.639

Failure of employee to elect within time limit, effect, 178.640

Options on retirement for employees, time limit to make election, 178.640

Service credit limited to one system for same period of time, 178.640

Scholarships and grants for students qualified, when, 178.637

Standards to be set by state board, 178.530 State board of education, duties, 178.638

# UNLAWFUL ASSEMBLIES

Civil disorder promotion, training, demonstrations, penalty, 574.070

Defined, penalty, 574.040

Refusal to disperse, 574.060

Riots, defined, penalty, 574.050

Suppression, third class cities, 77.570; fourth class cities, 79.450

# UNLAWFUL DETAINER

See FORCIBLE ENTRY AND UNLAWFUL **DETAINER** 

# UNSOUND MIND

See DISABLED PERSONS; INCAPACITATED PERSONS; MENTALLY ILL, DEFICIENT OR **DEFECTIVE** 

# URBAN HOMESTEAD PROGRAM (CH. 99)

See HOMESTEAD PROGRAM, URBAN (CH. 99)

# URBAN REDEVELOPMENT

Buildings and structures, mandatory demolition or repair, ordinances, 67.410 to 67.450

## Commission

Bids and proposals, procedure to be established by commission, 99.820

Conflict of interest, requirements, 99.820

Created, appointment, powers, 99.820

Distribution of surplus funds, procedure, 99.820 Failure to appoint within thirty days of notice of

project, effect, 99.820

Powers and duties, 99.820

School boards to appoint two members with redevelopment area, 99.820

Terms, 99.820

## URBAN REDEVELOPMENT — cont'd

#### Commission — cont'd

Vacancies, how filled, 99.820 Community improvement district act, 67.1401 to

67.1571

# Corporations (CH. 353)

Acquisition and sale of land by city, 353.170

Articles of agreement, contents, 353.030

Bonds of, who may invest in, 353.150

Borrowing of money, security, authority, 353.150

Citation of law, application, 353.010

Condemnation for by city, 353.170

Condemnation, procedure, limitation, 353.130

Conveyances by fiduciaries or public agencies, 353.120

Definitions, 353.020

Dividends, not to be paid, when, 353.100

Easements or right-of-way interests acquired by condemnation proceedings, definitions, remedies, 523.283

Federal aid or loans, may accept, 353.160

General corporation laws, applicable, when,

353.070

Improvement of land by city, 353,170

Income debentures, holders treated as stockholders, when, 353.080

Interest on income debentures, not to be paid, when, 353.100

Land clearance redevelopment authority, may acquire land from, 353.060

Life insurance company, operating as, limitation on earnings, 353.040

Meetings, notice to holders of income debentures, 353.080

Mortgages, lien on what property, 353.150

Organization, 353.030

Power of eminent domain limited, how, procedure, 523.262, 523.271, 523.286

Powers granted, public hearing required, 353.060

Project, may operate one or more, 353.060

# Real property

Acquisition, manner, limitation, 353.130

Defined, 353.020

Disposition, 353.150

Occupancy by previous owner or tenant, effect, 353.140

Security for money borrowed, 353.150

Transfers by public agencies as fiduciaries,

Redevelopment plan to contain relocation plan for displaced persons, 523.205

Redevelopment, use of term in name prohibited, when, 353.050

Relocation assistance for displaced persons, businesses, violations, no eligibility for tax

Reserves to be maintained, 353.090

abatement, 523.205

Securities of, who may invest in, 353.150

Stock, purchase of by corporations, 353.180

# URBAN REDEVELOPMENT - cont'd

# Corporations (CH. 353) — cont'd

Tax abatement or exemption requirement for governing body of city to comply, 353.110 Taxation, exemption and relief from, 100.570,

# Downtown revitalization preservation program

Adoption of plan, when, 99.1086

Allocation of moneys, 99.1092

Application to department for approval of project costs, 99.1090

Boundaries, no change after adoption of plan, 99.1088

Definitions, 99.1082; contingent effective date, 135.204

Fund established, 99.1092

Plan, changes to without further hearing, 99.1088

Public hearing required, notice, 99.1088

Redevelopment plan, contents, 99.1086

Rulemaking authority, 99.1090

Title of law, 99.1080

Emergency service districts, reimbursement from special allocation fund, amount, exception, 99.848 Emergency services, reimbursement when, amount, 99.847

Enterprise zones, assistance, tax credits, exemptions, see ENTERPRISE ZONE, URBAN DEVELOPMENT

# Land clearance for redevelopment

Annual report, 99.620

# Authority

Bonds, right to issue, 99.480

City or county projects, may assume, when, 99.630

Condemnation, right of, 99.460

Conveyance to federal government, when, 99.560

Cooperation, between two or more, 99.610

Creation, procedure, 99.330

Defined, 99.320

Delegation of powers, 99.420

Powers generally, 99.420

Property, disposal, procedure, 99.450

Report, 99.620

# **Bonds**

Additional powers of authority, 99.520

Commissioners not liable personally, 99.500

Commissioner's signature, validity, 99.510

Community may issue, when, 99.600

Default, rights of obligee, 99.530

Income tax, exemption, 99.500

Interest rate, sale price, 108.170

Investment, who may make, 99.550

Issuance, 99.480

Sale at par, interest, 99.490

## Bonds, notes, other evidence of indebtedness

Agents, Missouri banks to serve, exception, 108.175

Banks may serve as agents, requirements, exception, 108.175

Facsimile signature, requirements, 108.175

## URBAN REDEVELOPMENT — cont'd

# Land clearance for redevelopment — cont'd

# Bonds, notes, other evidence of indebtedness cont'd

Forms authorized, 108.170

Officer, facsimile signature on issue, replaced by

another officer, effect, 108.175

Seals, 108.175

## Commissioners

Appointment, qualifications, term, 99.340

Bonds, not liable personally for, 99.500

Bonds, signatures valid, when, 99.510

Interest in project prohibited, 99.400

Meetings, quorum, employees, 99.350

Removal, causes, procedure, 99.390

Condemnation, right of, 99.460

Construction of law, 99.650

Debt limitation on local government, value of property in redevelopment areas included,

assessor's duties, 99.845

Definition of terms, 99.320 Execution, property exempt, 99.570

Land clearance project, 99.320

Master plan, power to prepare, 99.640

Notice not required, when, 99.590

Obligee, rights when bonds defaulted, 99.530, 99.540

Plans, redevelopment, contents, procedure, modification, 99.430

Policy, declaration, 99.310

Powers, supplemental to other laws, 99.660

Property, disposed, how, 99.450

Public bodies, powers generally, 99.580

## Regional authority

Area of operations, 99.360

Commissioners, 99.370 to 99.400

Creation, 99.360

Resolution creating deemed conclusive, when, 99.410

Satisfactory progress determination, procedure,

notice, public hearing, 99.620

Satisfactory progress of project, procedure to determine, 99.860

School, state aid formula increase not to be used until cost of project paid, 99.845

Severability clause, 99.860

Title of law, 99.300

Vacant land, developed, when, 99.470

Main street program, see MAIN STREET

**PROGRAM** 

# Missouri Downtown and Rural Economic Stimulus Act

# **Downtown Economic Stimulus Act**

Adoption of authorizing ordinance, procedure, hearing, notice, 99.951

Board of commissioners, how appointed, terms, vacancies, 99.924

Calculation basis of taxes, tax increments, and revenues for out-of-state business, 99.919

# URBAN REDEVELOPMENT — cont'd Missouri Downtown and Rural Economic Stimulus

# Act — cont'd Downtown Economic Stimulus Act — cont'd

Contracts with the authority, procedure, actions challenging validity of authority restricted, when,

Creation authorized, powers, restrictions, duties, board members, 99.921

Debt service levies computed, requirements, 99.968

Definitions, 99.918; contingent effective date, 135.204

Development areas within more than one municipality, permission required, 99.945

Development financing adoption procedure, county assessor's duties, division of certain revenues, deposit of funds, 99.957

Development financing terminated, when, procedure, 99.965

Development plan required, elements, procedure for adoption, 99.942

Development plan status report required, elements, penalty for failure to file, 99.980

Development project costs financing requirements, obligations, restrictions on retiring or refinancing debt, 99.954

Disadvantaged business enterprise program to be implemented (Kansas City, St. Louis, St. Louis County), 99.933

Disposal of real property, procedure, 99.936 Endowment at Carnegie Research I university included in development plan, requirements, 99.958

Fund established for community development corporations, administration, revenue source, uses of revenues, 99.939

Levies upon taxable real property in such development area by taxing districts, defined, 99.957, 99.1042

Limitations on approval of applications, requirements, 99.975

Powers of the authority, interest in property disclosed, when, 99.933

Powers of the board, internal organization, expenses compensated, removal, 99.927

Powers of the municipality creating an authority, requirements, 99.948

Project costs to be approved, application contents and time limit, disbursement amount limits, 99.960

Public statement and hearing required, when, 99.980

State supplemental downtown development fund, how funded and administered, limits and uses of revenues, 99.963

Law, how cited, restrictions on funding purposes, 99.915

Motor vehicle manufacturers or assemblers, strategic initiative investment income tax refund, 135.270

## URBAN REDEVELOPMENT — cont'd

Municipal land reutilization law, St. Louis city, 92.705 to 92.920

# Real property tax increment allocation development

Certain property taxes not altered by TIF, 99.845 Debt limitation on local government, value of property in redevelopment areas included, assessor's duties, 99.845

Increase in taxes generated from net new jobs, effect, limitation on appropriation, 99.845 Lien created, when, effect, 99.845

Lien created, when, effect, 99.843

Obligations, authority to issue, 99.835

Taxes, other than ad valorem, deposited in fund, when, amount, 99.845

# Real property tax increment allocation redevelopment

Ad valorem taxes, how divided until cost of projects paid, 99.845

Adoption of tax increment financing by ordinance, 99.845

Bids and proposals, procedure, alternative proposals allowed, public disclosure, 99.820

Certain property taxes not altered by TIF, 99.845 Collection of payments in lieu of taxes, penalties and interest, procedure, 99.845

# Commission

Hearing required for adoption of ordinance to be set by commission, 99.825

Obligations issued, no personal liability for commission member, 99.835

Protests to be heard by commission, 99.825

Conflict of interest by officials and commission, prohibited, requirements, 99.820

County assessor's duties, 99.855

County clerk's duties, 99.855

County collector's duties, 99.835

County may implement plan within boundaries of city, 99.815

County to be included in definition of municipality, 99.815

Debt limitation on local government, value of property in redevelopment areas included, assessor's duties, 99.845

Definitions, 99.805

Dissolution of area designation, 99.850

Dissolution of fund, 99.850

Economic development area, restrictions on projects, 99.825

Emergency services, reimbursement when, amount, 99.847

Fund, special allocation, established, exclusions, on 845

Gifts, grants, authority to accept, 99.820

Greenfield areas, no new projects to be designated, when, 99.843

Hearing required for adoption of ordinances, objections, procedure, 99.825

Increase in taxes generated from net new jobs, effect, limitation on appropriation, 99.845

# URBAN REDEVELOPMENT — cont'd Real property tax increment allocation redevelopment — cont'd

Law, how cited, 99.800

Municipalities, powers and duties, 99.820

Municipality definition to include county, 99.815

## Notice

Changes in plans, area not substantial, not required, 99.825

Contents, 99.830

Copies of all notices to be given to director of economic development, 99.830

Hearing adoption of ordinance for redevelopment, publication, 99.825

Mailing requirements, 99.830

Publication, 99.830, 99.860

Satisfactory progress hearing, 99.860

Objection, procedure, 99.825

## **Obligations**

Bonds, loans, debentures, notes, special certificates included, 99.835

Definitions, 99.805

Elector's approval not required, 99.835

Liability not to be general obligation of municipality, county or state, 99.835

Municipal officers or commissioners not to be

personally liable, 99.835 Projects already operating may qualify for

refunding, 99.840 Rates, how set, 99.835

Refunding, 99.840

Retired, how, maturation limitation, 99.835

Sale, public, private, 99.835

Secured by special allocation fund, 99.840

Obligations, defined, 99.805

Ordinance adoption approving designation of redevelopment area, requirements, 99.820

Payment in lieu of taxes, deposited in fund, 99.845

Protests, commission to hear, 99.825

Public disclosures, requirements, 99.820

# Redevelopment plan

Approval by ordinance, 99.820

Area required to be blighted, conservation area or economic development area, 99.810

Contents, 99.810

Cost benefit analysis, economic impact, contents, 99.810

Definition, 99.805

Director of department to report, when, 99.810

Eminent domain, property acquired for project,

time limitation, 99.810

Findings, necessary for adoption, 99.810

Hearing on plan, notice to whom, ordinance proposal procedure, 99.825

Ordinance to establish, procedure, 99.825

Report by commission, when, 99.810

Time limitations, 99.810

Report made annually, content, public access,

failure to comply, 99.865

Reports, contents, publication, 99.860

## URBAN REDEVELOPMENT — cont'd

# Real property tax increment allocation redevelopment — cont'd

Satisfactory progress of project, procedure to determine, 99.860

Satisfactory progress, how determined, public hearing, when, notice, publication, 99.865

School, state aid formula increase not to be used until cost of project paid, 99.845

Severability clause, 99.860

Supplemental tax increment financing fund

established, disbursement, 99.845

Surplus funds distribution when, redevelopment projects, costs are paid, 99.850

Surplus funds to be distributed annually, exception, procedure to distribute, 99.835

Tax increment allocation on real property, see URBAN REDEVELOPMENT, subheading, Real

Property Tax Increment Allocation Redevelopment

Tax rate for districts containing project, how established, 99.855

Termination of method to extend taxes, when, 99.855

# Redevelopment authorities, certain fourth class cities

# Bonds, instruments of indebtedness

Authority to issue, 79.555

Recognized as securities, 79.557

Tax-exempt status, 79.557

City officials, no financial interest in authority operations allowed, 79.565

Contractual authority, 79.555

Cooperation of other political subdivisions, how, 79.560

Dissolved, when, 79.560

Established, who may, how, 79.550

Expenses of members, limitations, 79.552

Financial interest in authority operations, certain city officials, prohibited, 79.565

Limitations of authority, 79.560

Members, appointment, qualifications, terms, 79.552

Political subdivisions, cooperation with authority, how, 79.560

Powers, 79.555

# Redevelopment authorities, certain municipalities Bonds, instruments of indebtedness

Authority to issue, 79.555

Recognized as securities, 79.557

Tax-exempt status, 79.557

City officials, no financial interest in authority operations allowed, 79.565

Contractual authority, 79.555

Cooperation of other political subdivisions, how, 79.560

Dissolved, when, 79.560

Establishment, who may, how, 79.550

Expenses of members, limitations, 79.552

Financial interest in authority operations, certain city officials, prohibited, 79.565

## URBAN REDEVELOPMENT — cont'd

# Redevelopment authorities, certain municipalities — cont'd

Limitations of authority, 79.560

Members, appointment, qualifications, terms, 79,552

Political subdivisions, cooperation with authority, how, 79.560

Powers, 79.555

## Relocation assistance for displaced persons

Actual reasonable costs of relocation, 523.205 Advance relocation needed due to hardship, 523.205

Businesses displaced, costs paid, 523.205

Definitions, 523.200, 523.205

Displaced person, defined, 523.200

Handicapped persons, defined, 523.205

Initiation of negotiations, defined, 523.205

Minimum standards, additional requirements may be provided, 523.205

Notice, requirements, ninety days to vacate, 523.205

Options of displaced residential persons as to payment, 523.205

Referral program, content, 523.205

Referral sites for handicapped persons, 523.205

Relocation plan to be a part of redevelopment plan, 523.205

Transportation to referral sites, 523.205

Urban redevelopment corporation, defined, 523.200

Urban redevelopment corporation, violations not to be eligible for tax abatement, 523.205

Waiver of relocation payments, procedure, when, use, 523.205

Repair or demolition, mandatory, ordinance, 67.410 to 67.450

St. Louis City blighted housing site, redevelopment of, retention of federal geospacial intelligence jobs, 99.866

Strategic initiative investment income tax refund, manufacturers or assemblers, motor vehicles, 135.270

Vacant structures, violating housing codes, certain cities in Jackson County, registration, foreclosure, redemption, 67.399

Vacant structures, violating housing codes, registration fee, failure to pay, foreclosure, redemption, 67.399

## **USE TAX (CH. 144)**

\* See also SCHOOLS AND SCHOOL DISTRICTS Action to collect, venue, execution, 144.690 Additional assessment, when, notice, 144.670, 144.720

# Additional local use tax

Additional assessments, when made, 144.720 Ballot of submission, 144.757

Collection by director of revenue, 144.759

## Community comeback act

Ballot of submission, 144.757

Distribution by director of revenue, 144.759

# USE TAX (CH. 144) — cont'd

# Additional local use tax — cont'd

# Community comeback act — cont'd

Established, 144.759

Rate, 144.757

Rate, ballot of submission, 144.757

Repeal or amendment of, 144.761

Cost of collection, 144.759

Deposit in fund, 144.759

Distribution to counties and municipalities, how calculated, 144.759

# Fund, local use tax fund

Additional assessments, when made, 144.720 Distribution by director of revenue, 144.759 Established, 144.759

Rate, 144.757

Rate, ballot of submission, 144.757

Repeal or amendment of, 144.761

Agreements with other states, enforcement of sales tax laws, 136.073

Application, 144.610

Assumption of tax by vendor, holding out, penalty, 144.730

Aviation fuel, collection and enforcement, 155.080

#### Boats

County tax, how collected, how distributed (St.

Louis County), 66.630

Exemption from tax, when, 144.450

Exemption transfer certificate, beneficiary form on death, 301.684

Registered with federal government, exempt, 306.016

Trade-in or rebate, exemption, 144.025

Broadcast equipment, exempt from tax, 144.811

Bullion and investment coins, exemption, 144.815 Claim for refund, time for making claim, interest,

144.696

Coins, investment and bullion, exemption, 144.815

# Collection

Enforcement, procedure, 144.690

Sales agent relieved of liability to collect tax, when, 144.635

Tax, receipt, 144.635

Conservation, percentage levied for conservation department, Art. IV, Sec. 43(a)

County employee benefits sales tax, St. Francois County, 67.583

# Court or administrative hearing decision, unexpected

Applicable only after most recently ended tax year, 143.903

Assessments only for periods after most recently ended tax period, 143.903

Credits, refunds only for periods after most recently ended tax period, 143.903

Income tax and sales tax also applicable to, 143.903 Unexpected, defined, 143.903

## USE TAX (CH. 144) — cont'd

Court or administrative hearing decision, unexpected — cont'd

## Credit

# Recycling cellulose, flexible casing for production of meat or poultry

Tax credit accountability act of 2004, 135.800 to

Data storage centers, exemption from taxation, procedure, 144.810

Definition of terms, 144.605

Delinquent, failure to file returns or remit, penalties, exceptions, 144.665

Delinquent, penalties, notice, 144.720

Director of revenue, duties, 136.073

Enforcement, 144.705

Enforcement, reciprocal agreements with other states, 136.073

Exclusions, 144.610

Executions, 144.690

# **Exemptions**

Advertising and advertising products, 144.034 Aircraft, interstate transporting, tangible personal property use in conducting business purchased or stored in state, expires when, 144.807

# Aircraft, transporting sale or use of jet fuel

Expires, when, 144.805

Interstate transporting exempt, procedure, 144.805

Amusement and vending machines or parts for, sales and use tax, when, 144.518

Aviation jet fuel, 144.809

Boats and vessels registered with United States Coast Guard, 306.016

Broadcast equipment, 144.811

Broadcasting materials and equipment, 144.054

Bullion and investment coins, 144.815

Coins, investment and bullion, 144.815

Corporations and shareholders, certain transactions, 144.617

Farm products sold at farmers' markets, 144.527 Limit, 144.655

Materials and utilities used in producing products, 144.054

Motor vehicles and trailers, certificate of ownership, transfer on death, beneficiary form,

Outboard motors and vessels, certificates of title, transfers on death, beneficiary form, sales and use tax, 301.684

Partnerships and partners, certain transactions, 144.617

Political subdivision sales and leases, 144.054 Property, uses and consumption exempt from, 144.030, 144.615

Purchases made by certain contractors, 144.054 Railroad infrastructure, 144.054

State legislators, purchases, when, 144.039

Tangible personal property, 144.057, 144.615

Textbooks purchased by students, when, 144.517

# USE TAX (CH. 144) — cont'd

# Exemptions — cont'd

Textile facilities, commercial or industrial laundry materials, goods, and energy, 144.054

Trade-in, exchange allowance or rebate, 144.025

Vending and amusement machines or parts for,

sales and use tax, when, 144.518

Farm machinery and equipment, exempt from, when, 144.053

Federal, heavy vehicle, use tax, payment required for registration of motor vehicles, 301.025

Fencing material and agricultural motor fuel use, exempt from, when, 144.063

Fraud or evasion, penalty, notice, 144.675

Hearings, investigations, procedure, 144.645

Imposed, inapplicability when, 144.610

# Liability for, when discharged, 144.610

Litigation expenses Allowed, certain cases, when, 136.315

Burden of proof, 136.315

Definitions, 136.315

Procedure, 136.315

Reduction or denial of award, when, 136.315

Manufactured homes, exempt from, 144.440, 144.450

Motor fuel, see MOTOR FUEL USE TAX

## Motor vehicles

County tax, how collected, how distributed, (St.

Louis County), 66.630

Exemption from tax, when, 144.450

Exemption transfer certificate, beneficiary form on death, 301.684

Trade-in or rebate, exemption, 144.025

Notice of tax law modification, when, 144,026

Notices, how served, 144.715

# **Outboard motors**

County tax, how collected, how distributed (St.

Louis County), 66.630

Exemption transfer certificate, beneficiary form on death, 301.684

Parks, state, see Conservation For Soil And Water, State Parks, this heading

# Payment under protest

Appeal or stay, effect, 144.700

Deposited in general revenue, 144.700

Records of amount paid in to general revenue, duty, 144.700

Refund, amount and interest allowed, 144.700

Payment, failure to make, penalty, 144.735

Penalties, 144.720

Penalty, failure to file return, 144.665

Penalty, using bad check to pay taxes, 139.235

Presumption, applicability of tax, 144.620

Purchaser's certificate, purchase for resale, 144.620 Rate, 144,610

Records, duty of taxpayer, examination, 144.640, 144.645

Records, refusal to produce, penalty, 144.725

Refunds, 144.695

Refunds, overpayment, interest, how determined, 144.696

# USE TAX (CH. 144) — cont'd

Remittance in excess of amount due, disposition, 144.695

## Returns

Estimated on failure to file, penalty, 144.665 Failure or refusal to furnish, penalty, 144.735 Failure to file or remit, penalties, exceptions,

False, penalty, 144.740

Time filed, extension, powers of director, 144.660 Vendor's, when filed, contents, remittance, 144.655

Revenue, disposition, 144.700

Rules and regulations, filing, copies available, 144.705

Sales agent relieved of liability of collecting tax, when, 144.635

# School district trust fund

Amount to be held and placed in fund, 144.700 Collection fee allowed state, amount, how determined, 144.701

Created, investment, 144.701

Distribution, 163.087

Local tax designation, 144.701

Transfer to general revenue prohibited, 144.701

Selling agent not liable for tax, when, 144.635

Service of process on vendor, 144.630

Setoff, health insurance pool assessments, if assessment exceeds one year payable to offset in succeeding years till exhausted, 376.980

# Simplified sales and use tax administration act

Agreement considerations, 144.1015

Citation of act, 144.1000

Definitions, 144.1003

Delegate duties, agreement elements, 144.1012 Effect of agreement, implementation by general assembly, report, 144.1009

Multistate discussions authorized, delegates appointed, duties, 144.1006

Storage, defined, 144.605

Tangible personal property, defined, 144.605

# Tax amnesty

Abatement of sales and use taxes assessed, taxpayer requirements, review by administrative hearing commission, 32.375

Detrimental reliance upon tax amnesty agreement by taxpayer, effect, applicability to certain sales tax only, 32.381

Director may compromise any tax, grounds, taxpayer requirements, statute of limitations tolled, procedures, 32.378

Tax compact, multistate, 32.200

Taxpayer, defined, 144.605

Title of law, 144.600

Trade-in or rebate, exemption, 144.025

## Trailer

County tax, how collected, how distributed (St. Louis County), 66.630

Exemption from tax, when, 144.450

Exemption transfer certificate, beneficiary form on death, 301.684

# USE TAX (CH. 144) — cont'd

# Trailers — cont'd

Use, defined, exception for certain property temporarily stored in Missouri, 144.605

## Vendor

Agent for service of process, designation, 144.630 Agent's to furnish statement of compliance, 144.650

Bond for security, required when, 144.625

Certificate from purchaser intending resale, 144.620

Collection of tax, duties, 144.635

Deduction allowed from remittance, 144.710

Defined, 144.605

Deposit account, duty to notify director name and address of financial institution, 32.052

Deposit of taxes when, in separate account, how designated, until payment, 32.052

Director of revenue, duties, 32.052

Failure to comply after notice deemed, intent to defraud, 32.052

Holding out tax will be assumed, penalty, 144.730

Notice cancellation, effective when, 32.052

Notice, content, how delivered, 32.052

Returns, when filed, contents, remittance, 144.655 Selling agent relieved of liability to collect tax, when 144.635

Violations, penalty, 144.745

Water and soil conservation, see Conservation For Soil And Water, State Parks, this heading

Witness, refusal to testify, penalty, 144.725

# USES AND TRUSTS

See TRUSTS

# USURY

See INTEREST

## UTILICARE

Administration of heating and cooling assistance programs, 660.110

Appropriation for funding, 660.135

Cited how, 660.100

Cold weather rule, reconnect and provide services, when, 660.122

Definitions, 660.100

Disabled, defined, 660.100

Disconnected or discontinued services for failure to pay, eligibility, 660.122

Eligibility, age, income, 660.105

Eligible household, defined, 660.105

False claims, defined, 660.125

Federal low income energy assistance program, administration to be same as, utilicare program, exceptions, 660.110

Forms, authority for, 660.130

# Fund, utilicare stabilization

Creation, administration, use of moneys, 660.136

Payments made from, when, 660.115

Funds from sale proceeds of recycling and waste reduction program of state to benefit utilicare, when, 34.032

Hot weather rule, discontinuance of services prohibited, when, 393.108

Income, defined, 660.105

# UTILICARE — cont'd

Insulation requirements, 660.130

Low income weatherization assistance program,

funds applied to, when, 660.135

Notices of program to be posted, 660.130

Payment by utilicare, procedure, limitation, 660.115

Payment for reconnecting or maintaining utilities, procedure, cold weather rule, 660.122

Primary and secondary heating or cooling sources to be covered, 660.122

Purpose, to be administered by, department of social services, 660.100

Rules and regulations, authority for, rule requirements, 660.130

## Utilicare stabilization fund

Creation, administration, use of moneys, 660.136 Payments made from, when, 660.115

Rate refunds generated by natural gas or electric rates remaining unclaimed, transferred to fund, exception, 470.270

# UTILITIES

Accounting standards relating to retirement employee benefits, 386.315

## Acquisition of small water or sewer corporation

Alternatives, factors considered, 393.146

Definitions, 393.146

Permitted, when, 393.146

Plan for improvements required, 393.146

Price for acquisition, 393.146

Rate case procedure to be used, 393.146

Rulemaking authority, 393.146

# Assistance for elderly and disabled

Cold weather rule, reconnect and provide services, when, 660.122

Disconnected or discontinued services for failure to pay, eligibility, 660.122

Payment for reconnecting or maintaining utilities, procedure, 660.122

Primary and/or secondary heating and cooling sources to be covered, 660.122

Utilicare program, heating and cooling, 660.100 to 660.136

Utilicare stabilization fund, use of moneys, 660.136 Assistance program for persons of low-income, recipients exempt from interest charges, 34.055 Bills for customers to be furnished in Braille or boldfaced type on request, 393.300

# Cities

# Billing, sewer and water service, occupant and owner

Action by sewer district to collect for services authorized against owner and occupant, 250.140

Attorney fee to be set by court, 250.140

Payment delinquency, 250.140

Service deemed to be to both owner and occupant, 250.140

Termination of service notice to occupant and to owner, when, 250.140

Termination of service notice to owner to be requested in writing by owner, 250.140

# UTILITIES - cont'd

#### Cities — cont'd

# Billing, sewer and water service, occupant and owner — cont'd

Contract with corporation to provide, majority vote of voters required, 71.530

Franchises or contracts, granting, extending or renewing, 88.251

Construction costs, electric companies not transferable till operative, 393.135

Delinquency in payment, deposit or guarantee to continue service prohibited, 393.152

Disasters, emergency utility response permits issued for transport of repair equipment, 304.180

Electric service furnished by rural electric cooperative and area is annexed by city with own utilities, who serves, procedure, 386.800

Electrical suppliers, continuation of services by municipally owned utility, 91.025

Emergencies to restore service, use of local commercial vehicles with maintenance permit to operate beyond license zone, 301.175

Emergencies, utility service drivers intrastate, driver's hours not subject to hour regulation, when, 307.400

Energy conservation loans, local governments, see NATURAL RESOURCES, DEPARTMENT OF

Home energy audits, definitions, certification process, 640.153

Hot weather rule, discontinuance of services prohibited, when, 393.108

# **HVAC** services, prohibited participation

Affiliate, defined, 386.754

Burden of proof in commission proceedings, 386.764

Definitions, 386.754

Emergency service permitted, 386.756

Exceptions, 386.756

HVAC service, defined, 386.754

Inspection, audit of books, investigation authority of public service commission, 386.762

Penalty for violations, 386.756

Prohibited actions, civil penalty, 386.756

Public service commission to administer and ensure compliance, 386.760

Rules, authority for public service commission, 386.760

Utility contractor, defined, 386.754

Utility, defined, 386.754

Letters of credit or escrows in lieu of bonds for subdivision infrastructure, requirements, exceptions, 89 410

# Master-metered multitenant dwelling, heat-related utility service

Delinquency, defined, 441.650

Master-metered multitenant dwelling, defined, 441.650

Owner, defined, 441.650

Owner's duties in contempt of court, when, 441.650

Receivership, when, procedure, duties, how

terminated, 441.650

## UTILITIES - cont'd

# Master-metered multitenant dwelling, heat-related utility service — cont'd

Termination of service, duties, prohibited when, 441.650

Metal belonging to, scrap yards not to purchase, 407.302

Municipally owned, service outside municipal boundaries prohibited, exceptions, 386.800

# **Public service commission**

# **HVAC** service

Authority, 386.762 Duties, 386.760

Rates, employees' wages, benefits subject to collective bargaining not to be changed in setting rates, 386.315

Receivership, water or sewer corporation, procedure, 393,145

Rural electric cooperatives, see RURAL ELECTRIC COOPERATIVES (CH. 394)

See also PUBLIC UTILITIES

Sewer corporation, receivership authorized, procedure, 393.145

Sewer service, nonpayment of bill, termination of water service, 393,015

Taxation, real property, classification, 137.016

# Telephone, economy rates for elderly and handicapped

Exemption from certain taxes, 660.149
Sales and use taxes, exemption, 660.149
Taxes, sales and use, gross receipt, exemption, 660.149

# Territorial agreements

Antitrust law not applicable, when, 416.041 Boundaries to be set, how, hearing, when, public service commission approval required, procedure, 394.312

Water corporation, receivership authorized, procedure, 393.145

Water services, disconnection of for failure to pay sewer bill, allowed when, cities, 250.236

Water, territorial agreements authorized, procedure, 247.172

# UTILITY VEHICLES

Defined, 304.032

License to operate motor vehicle required, 304.032

Operation, limitations, 304.032

Passengers prohibited, exceptions, 304.032

Prohibited operation on highways, streams or rivers, exceptions, 304.032

Violations, penalty, 304.032

# UTILIZATION REVIEW AGENTS (HEALTH CARE) (CH. 374)

# Certification

Agents to be certified, exceptions, 374.523 Application for certifications, content, form, fee, department's duties, 374.505 Certificate, defined, 374.500 Definitions, 374.500 Director, defined, 374.500

# UTILIZATION REVIEW AGENTS (HEALTH CARE) (CH. 374) — cont'd

# Certification — cont'd

Enrollee, defined, 374.500

Information required by department of insurance,

Minimum requirements for agents, 374.510

Provider of record, defined, 374.500

Utilization review agent, defined, 374.500

Utilization review plan, defined, 374.500

Utilization review, defined, 374.500

Discipline powers of director, 374.512

Penalties for violations, 374.512

Rules and regulations authorized, 374.515

Violations by agents, notice to agent by department, when, 374.512

# VACANCIES

\* See also VACANCIES IN OFFICE

Accountancy, state board, 326.259

Advisory commission for marketing Missouri agricultural products, 261.235

Arthritis advisory board, 192.707

Arthritis program review committee, 192.710

Board members appointed by governor, residency requirement, effect of move from state, 26.301

Board of governors, Northeast Missouri State University, 174.620

Board of governors, state colleges, universities, community and technical colleges, 174.455

Candidates, political subdivisions and special districts filing requirement and procedure, 115.127

Capitol commission, members, 8.003

Clean water commission, 644.021

Commission members appointed by governor, residency requirements, effect of move from state, 26.301

Commission of the southeast Missouri regional water district, 256.651

Commission, regional convention and visitor, St. Louis County and City, 67.601

Curators, board of, University of Missouri, student representative, 172.035

Dispatching centers, board members, 190.339 Emergency communication system, commissioners, 650.393

Emergency response commission, hazardous substances in workplace, 292.602

Greater St. Louis sports authority commissioners, 67,660

Health plan, consolidated, state employees and participating political subdivision, board of trustees, 103.008

Home equity program commissioners, 67.1609 Judicial finance commission, 477.600

Labor and industrial commission how filled, 286.020 Law enforcement district, board member how filled, 67.1874

Liming materials, agricultural advisory committee, 266.545

Merit system, state, how filled, 36.300 Metropolitan park and museum subdistrict

commissioners, 184.358 Mississippi River parkway commission, 226.445

Museum district board of directors, 184.830

Nursing home district director, 198.280

Peace officers standards and training commission, 590.120

Penitentiary redevelopment commission, 217.903 Real estate appraisers commission, 339.507

Regents or governors, board of, state colleges, student representatives, 174.055

Respiratory care board, 334.830

Retirement system, state employees, board of trustees, 104.470

Sewer district's board, county, second classification, 247.774

# VACANCIES - cont'd

Sheltered workshop board, how filled, 205.970 Tower Grove park, board of commissioners, 90.101 Veterans' commission, 42.007 Women's council, 186.007

# VACANCIES IN OFFICE

Administration, commissioner, 37.010

Air conservation commission, state, 643.040

# Airports, zoning for hazardous areas and compatible use of land

Board of adjustment, 67.1220

Planning commission, 67.1210

Ambulance districts, 190.052

Arts, Missouri state council on the, 185.020

Attorney general, 105.050

Bi-state development agency, 70.400

Board members appointed by governor, residency requirement, effect of move from state, 26.301

Board of adjustment, zoning, cities, 89.080

Board of equalization, St. Louis city, 138.140

Board of trustees, St. Louis City police retirement system, 86.217

Bond insufficient, failure to give additional security, 107.140

Capitol commission, members, 8.003

Children's trust fund board, 210.170

Chiropractors, board of examiners, 331.090

Circuit attorney, 105.050

Circuit attorneys and assistants, suspension, 56.410

Cities, fourth class, 79.280

Cities, third class, 77.450; commission form, 78.080

Cities, third class, offices other than mayor, 77.450

Civil service commissioners, third class cities,

commission form, 78.330

Clean water commission, 644.021

Clerk, Marion County district two, 483.445

Clerks of courts of record, 483.020

Commission members appointed by governor, residency requirements, effect of move from state, 26.301

Community college district trustees, 178.830

Coroner, 58.040, 58.070, 58.600

Corporations, directors, 351.320

Council, third class cities, city manager form of government, how filled, 78.460

# **County auditor**

First class counties not having charter, 55.050 First class counties with charter form, 55.010

Second class counties, 55.050

County clerk, 51.090

County collector, 52.050, 52.400; appointee, 52.150; bond, 52.090

County commissioners, 49.060

County highway engineer, 61.290

County officers, failure to perform duties, 54.140

County or city committees, political parties, how filled, 115.617

County planning board, certain first class counties, 64.215

County seat commissioner, 47.280

## VACANCIES IN OFFICE — cont'd

County seat removal and site selection

commissioners, 47.150

County surveyor, 60.040, 60.070

County treasurer, 54.140; when, 54.080

County, failure to give additional security, 107.030, 107.040

Drainage districts, board of supervisors, 242.160, 242.170

Education, state board of, 161.052

Election judges, 115.093

Elective state and county offices, how filled, exceptions, 105.030

Elevator safety and inspection board, 701.353

Emergency communication system, commissioners, 650, 202

Equalization, board of, taxation assessment, certain first and second class counties, 138.085

Firemen's retirement board, St. Louis city, 87.140

General assembly, 21.090

Health centers, county, board of trustees, 205.031

Health, state board of, 191.400

Higher education loan authority, 173.365

Home service advisory council, 197.450

Housing development commission, Missouri, 215.020

Human rights commission, 213.020

Impeachment of state elective officers, how filled temporarily, 106.060

Incapacitated, certification, 475.350

Industrial development corporation directors, 349.045

Insurance, director of, 374.020

Interpreters for the deaf, board for certification, 209.287

Interpreters for the deaf, state committee, 209.319 Jackson County sports complex authority, 64.930

Kansas-Missouri air quality commission, 643.600, 643.610

Labor and industrial commission how filled, 286.020 Law enforcement district, board member how filled, 67.1874

Levee districts, board of directors, 245.350

Lincoln University student representative to board of curators, 175.021

Mayor, third class cities, 77.240

Mediation, state board of, 295.030

Medical/vision advisory board, 302.292

Nursing home district director, 198.280

Personnel advisory board, 36.050

Personnel director, 36.080

Pharmacy, board of, 338.110

Planning and recreation commission, second class counties, 64.350

Police board, Kansas City, 84.360

Police board, St. Louis city, 84.070

Police, board of commissioners, St. Louis city, 84.030

Police, Kansas City, 84.590

Probation and parole, state board of, 217.665

Prosecuting attorney assistants, 56.220

Prosecuting attorneys and assistants, 105.050; cities over 100,000, 56.410

## VACANCIES IN OFFICE — cont'd

Public service commission, 386.050

Real estate appraisers commission, 339.507

Real estate commission, 339.120

River basin conservancy district trustee, 257.160

# **School board**

Failure to attend board meetings, seven-director and urban districts, 162.303

Metropolitan districts, 162.611

Seven-director districts, 162.261

Trustees, population 400,000 to 700,000, 169.291

Urban districts, 162.471

School retirement system, trustee, 169.020, 169.450

Secretary of state, 28.190

Seismic safety commission, 44.227

Sheriff, 57.040, 57.080; coroner to perform duties, powers, 58.200

Sheriff, special election, when held, 57.080

Sports complex and convention regional authority,

commissioners, St. Louis, 67.652

Sports complex authority commission, 64.930

St. Louis city, board of equalization, 138.140

State auditor, 29.280

State treasurer, 30.060, 30.070

Street light maintenance districts, directors, 235.130

Tourism commission, 620.455

Township, 65.200

Trustees, board of, towns, 80.230

Trustees, land tax collection law, 141.720

United States senator, 105.040

Water supply districts, county board of directors, 247.060

Zoo district board, Springfield, 184.602

## VACCINATION

Bovine breed males, powers of department of agriculture, 267.625

Cattle, buffalo, brucellosis, see also BRUCELLOSIS (CH. 267)

# Consent to immunization by relative caregiver

Affidavit required, contents, 431.058

Definitions, 431.058

Delegation of authority by parents, manner, effect, 431.058

Health care provider, definition, 431.058

# Day care centers

Exceptions, medical, 210.003

Exemptions, procedure to exempt child, 210.003

Objections, procedure to exempt child, 210.003

Parental notification, when, 210.003

Records, what required for proof, 210.003

Reports, content, availability for review, forms, 210.003

Health insurance, mandated coverage, exceptions, 376,995, 376,1215

Hepatitis B vaccine for at-risk state employees, 292.650; see also HEPATITIS B

Hog cholera virus, live virulent, use regulated, 267.605

Immunization records of children, disclosure, to whom, unauthorized disclosure, 167.183

## VACCINATION — cont'd

Livestock, livestock marketing law, 277.100 Livestock, state department may prescribe type and kind, 267.595

# School requirements for pupils

Cost paid for, how, 167.181

Diphtheria, 167.181

Disclosure of records to whom, unauthorized

disclosure, 167.183

Exceptions, 167.181

Hepatitis B, 167.181

Measles, rubella and rubeola, 167.181

Mumps, 167.181

Polio, 167.181

Time period for immunization, 167.181

State at-risk employees to receive hepatitis B vaccination, 292.650

#### VANDALISM

## Cemeteries

Destroying or defacing any cemetery, penalty, 214.455

# Institutional vandalism

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

Private plots, penalty, 214.131

# Churches

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

# Clinics, religious

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

# Community centers, religious

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

# Hospitals, religious

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

# **Institutional vandalism**

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

Juvenile, liability of parent or guardian, limitation, 537.045

Minor, liability of parent or guardian, limitation, 537.045

# Monuments, military

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

## Mortuaries

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

School motor vehicle, vandalism, penalty, 574.085

# VANDALISM — cont'd

## Schools, religious

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

## Synagogues

Civil action, damages or injunction, attorney fees and costs awarded, when, 537.523

Penalty, criminal code, 574.085

## VEHICLES

\* See also MOBILE HOME STANDARDS; MOTOR VEHICLES

Abandoned motor vehicles removal from highways by department of transportation, requirements, limitations, 226.1115

Animal-driven, lights required, violations, penalty, 307.125

Bicycles, safety appliances required, generally, 307.180

Cities, towns and villages, power, 80.090

# Electric personal assistive mobility device (EPAMD)

Age requirement, exception, disabilities, 307.205 Cities or towns by ordinance may add regulations for operation within city limits, 307.205

Defined, 307.205

Operation of, where, 307.205

Operators rights, 307.205

Speed limit, 307.205

Lien for storing, materials and labor, 430.020, 430.040 to 430.060

Signal of any law enforcement officer or firefighter, duty to stop, failure or refusal, penalty, 575.145 State agencies, responsibility for obtaining inspection

# State controlled

Biodiesel fuel, use in department of transportation vehicles, definitions, 414.365

Biodiesel fuel, use of, 414.407

for vehicles it owns, 307.402

## Liability insurance

Coverage provided, limits, 105.1073

Definitions, 105.1077

Provided for, when, 105.1070

Purchase for highways and transportation commission employees, authorized operators, 226.092

Transportation, department of, arbitration required for cause of action, when, 226.095

Volunteers, conservation department, use of, liability, 252.245

# Vehicle fleet manager, state

Appointment, 37.450

Created, 37.450

Definitions, 37.450

Duties, authority, 37.450

Fee to be paid by state agencies, purpose, 37.450

Fleet to be used only for state business, 37.450

Report annually to legislature, 37.450

Sale of surplus vehicles, proceeds go to owning agency, exceptions, 37.452

# VEHICLES - cont'd

## Vehicle fleet manager, state - cont'd

Sale of vehicles in fleet, proceeds deposit, use of proceeds, 37.450

Suspension of agency use for noncompliance, 37.450

# VENDING FACILITIES

State property, see PUBLIC BUILDINGS

# VENDING MACHINES

## Cigarettes, sale to minors prohibited

Defense to liability reasonable reliance on proof of identification, 407.929

Definitions, 407.925

Failure to display sign, penalties, 407.931

Penalties for violation, 407.931

Person liable for failure to display sign, 407.931

# Required prevention methods

Lock-out devices, specifications, 407.931 Unobstructed line of sight and direct adult supervision, 407.931

Sign, form required, notice that sales to minors prohibited, display required, 407.927

Exemption from license tax, 316.040

# Possessing a tool to break into with intent to steal

Civil action for damages by vending machine owners, when, 569.075

Penalty, 569.075

Tools, listed, as machines or devices for opening vending machines, 569.075

# Sales tax

Cigarettes, cigars, tobacco sold from vending machines exempt, 144.012

Computation, how paid, 144.012

Definitions, 144.012

Local sales tax based on business location of owner or operator, 144.012

Nonprofit organizations, exempt when, 144.012

Photocopies sold, exempt, 144.012

Sales to owners or operators of tangible property deemed sales at retail, subject to certain taxes, exceptions, 144.012

Schools, exempt when, 144.012

Sales tax exemption, machine or parts for, when, 144.518

# VENDOR AND PURCHASER

\* See also CONVEYANCES; DEEDS; FRAUDULENT CONVEYANCES; SALES; STATUTE OF FRAUDS

Buyer in ordinary course of business, defined, general provisions, lease of goods, 400.2A-102

Buyer, buying, defined, general provisions, lease of goods, 400.2A-103

Catalytic converters, purchase records required, when, 407,300

Commercial code, buyer, defined, 400.1-201

Copper wire and scrap metal, purchase records required, when, contents, exempt transactions, 407.300

Credit or debit cards, protection of account numbers, prohibited acts, penalties, 407.433

# VENDOR AND PURCHASER — cont'd

Donated goods, resale of by nonprofit and veterans organizations, no zoning law, ordinance or code to prevent operation in area with other retailers, limitation, 407.489

Engages in business activities within state, definition, use tax, 144.605

Maintains a place of business within this state, defined, 144.605

Purchaser, defined, use tax, 144.605

Sales agent relieved of duty of collecting use tax, when, 144.635

Sales tax, see SALES TAX

Selling agent definition, use tax, 144.605

# Serial or identifying numbers

Altered or removed, sale or purchase, prohibited, penalty, 570.085

Altered or removed, sale, certain vehicles and equipment, penalty, 570.085

Use defined, exception for certain property temporarily stored in Missouri, 144.605

Use tax, deduction, deduction from remittance for collecting, 144.710

Use tax, see also USE TAX

Vendor, defined, use tax, 144.605

Vendor's lien, mortgage on one of several tracts, effect, 443.010, 443.020

Vendor's lien, mortgage, probate code, 472.010

## **VENUE**

# **Actions against**

Instituted by attachment, 508.020

Instituted by summons, 508.010

Nonresident owner of watercraft, 506.330

Addition or removal of plaintiff of defendant prior to trial, effect on venue, 508.012

Administration, estates of decedents, 473.010

Adoption petition, 453.010

Antitrust law, 416.131

Appraisers, real estate, licensing and certification, violations, 339.549

Arbitration, uniform law, 435.435

Ballot title or fiscal note challenges for constitutional amendment or initiative and referendum, 116.190 Candidates, financial interest statement, failure to file,

misrepresentation, 105.492

## Change of venue

Agreement of the parties, 508.080

Application, by whom made, 545.460

Application, made when, contents, 508.130

Associate circuit court, how made, when, 517.061

Circuits of one county with more than one judge, procedure, 508.110

Condemnation proceedings, cities, 88.067

Conservatorship proceedings, when, 475.040

Costs, how taxed, how paid, 508.190

County ordinance prosecutions, 66.120

Docketing and trial after transfer, 508.180

Grounds, 508.090

Grounds, civil cases, Cape Girardeau County, 508.310

# VENUE — cont'd

# Change of venue — cont'd

Guardianship proceedings, 475.040

Hearings, evidence to be given, 508.140

Judge to award, exceptions, 508.140

Jurisdiction of court to which removed, 508.250

Marion County district number two, grounds,

508.320, 508.330, 508.340

Multiparty actions, 508.140

Notice to adverse party, 508.140

Number permitted, 508.090

Order, when set aside, 508.240

Petition for, contents, affidavit, 508.130

Pleadings to be filed before granting, 508.160 Prejudice of inhabitants, counties over 65,000,

Prejudice of inhabitants, counties over 65,00 508.140,

Procedure, Cape Girardeau County, 508.300

#### Record

Clerk receiving, duties, 508.180

Failure to transmit, loss, procedure, 508.240

Removal by consent of parties, 508.080

Rent, action to recover possession on default, 535.100

River basin conservancy district, organization proceedings, 257.030

Transmittal, penalty, 508.170

Vacation, awarded in, duties of judge, 508.150 Charities, solicitations, consumer fraud law, petition

to extend return date, 407.070

Charities, solicitations, consumer fraud, proceeding under, 407.020, 407.030

Checks, returned, suits by department of revenue, 508 072.

Child abduction, 565.156

Child abuse, records decision to retain, appeal to circuit court, 210.152

Child support, administrative modification of court order, judicial review, procedure, 454.496

Cities, towns and villages, actions against, 508.050

Condemnation proceedings by utilities, 523.010

Conservator, appointment for disabled persons, 475.035

Consumer fraud law, proceedings under, 407.020, 407.030, 407.070, 407.090

Corporate farming law, divestiture of land, attorney general to commence action, 350.030

# Corporations

Appeals from action of secretary of state, 351.670 Dissolution, two equal shareholders, 351.467

Liquidation proceedings, 351.486

Provisional director, action to appoint or remove, 351.323

Counselors, professional, violations of law, injunctions, refund of fees, 337.530

Counties, actions against, 508.060

Credit union, cease and desist order, hearings and review, 370.140

Criminal cases, see VENUE IN CRIMINAL CASES Dams and reservoirs safety and permit violations, 236.495

#### VENUE - cont'd

Defamation, actions for, 508.010

Delinquent tax suit, 242.600

Dismissal for improper, effect, 510.150

Domestic violence, 455.015

Drainage district proceedings, 242.650

## Driver's license

Revocation for refusal to submit to chemical test, hearing, 577.041

Suspension or revocation, administrative review hearing, 302.530

Suspension or revocation, trial de novo, 302.535

Employees of the state accused of violation of agency mismanagement right to action for damages, 105.055

Estates of decedents, real property sale, 473.510

Family courts, see FAMILY COURTS (CH. 487)

Financial interest statement, failure to file,

misrepresentations, 105.492

Forcible entry and unlawful detainer, 534.060

Grandparents right to visitation, mediation, 452.403

Guardian, appointment for incapacitated or minor, 475.035

Habeas corpus proceedings, 532.030

Health care services, failure to render, action to be brought where, 538.232

# Health maintenance organizations

Director of insurance may issue administrative order, 354.444

Human rights, commission on, appeal from, 213.085 Identity theft, 506.290

Improper filing, Jackson County circuit court, effect of, 478.462

Improper, may be raised by motion, 509.290

Injunction, proceedings to stay action or judgment, 526.090

Insurance director's order of forfeiture, 374.280

Interference with custody, 565.150

Interpreters for the deaf, certification and licensing violations, venue, 209.337

Invasion of privacy, actions for, 508.010

# **Jackson County**

Circuit courts, division, eastern and western portions, 478.461

Circuit courts, filing, effect of, 478.462

Improper filing, Jackson County circuit court, effect of, 478.462

Split venue, circuit court division, eastern and western portion, 478.461

Jury selection and service costs paid by county, 508.190

Juvenile court, jurisdiction transfers to another county, when, procedure, 211.031

Land tax collection law, 141.390

Leases, personal property, motor vehicles, failure to return, penalty, 570.057

Levee districts, procedure, 245.255

Limited liability companies, 347.069

Livestock that are diseased, injunction against owner, 267.604

#### VENUE — cont'd

Local government employee's retirement system, 70.605

Lottery, state, civil actions, 313.350

Marital and family therapists law, violations, 337.733

Milk sales practices law, actions under, 416.545

Mine inspection director's actions, appeals from, 293.680

Name, change, 527.270

## Nonresident

Defendant, replevin, 508.020

Motorists, actions against, 506.290

Owner of watercraft, actions against, 506.330

Odometer fraud, civil action for damages, 407.546

Optometrists, injunctions against, 336.115

Parental kidnapping, 565.153

Partition of realty, 528.040

Partnership, registered limited liability partnership, 358.150

Paternity actions, 210.829

Pesticides, use of by state agencies or political subdivision, 281.045

Physicians and surgeons, unlawful practices, injunction, when, procedure, 334.230

#### Podiatrist, injunctions

License holder a danger to health and safety, 330.195

Podiatrist, injunctions practice without a license, 330.195

Police commissioners, board of, St. Louis city, 84.095 Psychologists, violations of law, injunctions, refund of fees. 337.065

Quiet title, 527.180, 527.190

Quo warranto proceedings, 531.010

Real estate appraiser licensing and certification, violations, 339.549

Real property, actions affecting, 508.030

Registered limited liability partnership, 358.150

Rentals, personal property, failure to return, penalty, 570.057

Replevin, 508.020

Riverboat gambling violations, venue, 313.830

Sales tax, action to collect, 144.400

Small claims courts, 482.330

Social workers, clinical, violations of law,

injunctions, refund of fees, 337.633

Solicitations, charitable, consumer fraud law, petition to extend return date, 407.070

Special tax bill, enforcement of lien, 508.030

Split venue, Jackson County circuit court division,

eastern and western portion, 478.461

St. Louis board of police commissioners, 84.095

State employees' retirement system, actions against, 104.530

Teachers' retirement system, appeals from decision of board of trustees, 169.020

Therapists, marital and family, violations, 337.733

Tort actions, 508.010

Tort actions, statutes prevail over conflicting

Supreme Court rule, 508.011

#### VENUE — cont'd

Transfer of case based on addition or removal of a plaintiff or defendant prior to trial, 508.012
Transfer of case filed in wrong jurisdiction, 476.410
Trustee's action, default by housing development commission on its bonds, 215.180

## Trusts uniform code

Court where proceeding starts if court determines venue in another court it shall transfer to the other court, 456.2-204

Proceeding in more than one court in this state the court where proceeding first started, 456.2-204

# Trust not registered in this state

Circuit court, registered, when, 456.2-204

Rules of civil procedure, 456.2-204

Trust registered in this state probate division of circuit court where registered, 456.2-204

Tuberculosis patients, commitment proceedings, 199.180

Tuberculosis patients, proceedings for release, 199.270

Unemployment compensation, review of decisions, 288.210

Use tax, suit to collect, 144.690

Will, probate, 473.010

Zoning and planning order violation, civil action for, 89.491

## VENUE IN CRIMINAL CASES

Accessory to felony, 541.110

Antitrust law, 416.131

Candidates, financial interest statement, failure to file, misrepresentation, 105.492

#### Change of venue

Application, counties of 75,000 or less, 545.490

Application, when made, 545.470, 545.480

Child abduction, 565.156

Circuits, removal to different, 545.450

Clerk, duties, penalty, 545.630

Cole County, grounds, procedure, notice, contents of application, denial by state, filed when, 545.473

Costs, 488.5356, 545.620; defined, how paid, 550.120

Counties, court held in two places, 545.440

Custody of defendant, transfer, county jail to house, 545.550

Defendant entitled to, when, 545.430

Grounds for by defendant, 545.430

Interference with custody, 565.150

Joint defendants, how affected, 545.640

Judge prejudiced, multiple judge circuit, 545.650

Judge, disqualification, 545.660; effect, 545.690

Jurisdiction, lack of, 541.120

Jury, how affected, 541.130

Law applicable, 541.150

Notice to witnesses, 545.610

## Order of removal

Contents, 545.500

Filing, 545.510

Recognizance, 545.520 to 545.540

## VENUE IN CRIMINAL CASES — cont'd

#### Change of venue - cont'd

## Order of removal - cont'd

Removal of defendant, county jail to house, 545.550

Second removal prohibited, 545.540

Sheriff's duties, 545.560

Transcripts, 545.570 to 545.590

Void when, 545.540

Witnesses, attendance, 545.600

Parental kidnapping, 565.153

Prisoner, how affected, 541.140

Special judges, 545.690

Checks, returned for insufficient funds or no account, issued to department of revenue, notice of election of venue, when, 508.072

# Cole County, change of venue

# Application by defendant

Contents, 545.473

Filed when, 545.473

Denial by state, filed when, 545.473

Grounds, procedure, 545.473

Notice, 545.473

Counselors, professional, licensure law, 337.530

County in which offense committed, 541.033

Elements of offense committed in more than one

county, 541.033

Embezzled property, 541.060

Failure to report to state agency, 541.035

Financial interest statement, failure to file,

misrepresentations, 105.492

Fraudulent use of a credit device, where prosecuted, 541.155

Identity theft, 541.033

Indictment or information to show, 545.160

Judge, disqualification, 545.690

Judge, indictment against, 545.420

Larceny in another state, 541.040

Offense, elements of which committed in more than one county, 541.033

Psychologists, licensure law, 337.065

Social workers, clinical, licensure law, 337.633

Stolen property, 541.060, 541.070

Transfer of case filed in wrong jurisdiction, 476.410

## Wounded

Another state, dying this state, 541.100 In one county, dying in another, 541.080 This state, dying in another, 541.090

#### VERDICT

Acquittal on ground of mental incompetency, to so state, 552.030

After trial motion to set aside, procedure, 510.290

Coroner's inquest, duty, procedure, 58.360

Degree of offense, must show, 546.400

Directed, motion for, effect, procedure, 510.280

Exemplary or punitive damages, how stated, 510.270

Forcible entry and unlawful detainer, 534.310 to

534.330

Forcible entry and unlawful detainer, effect of verdict for complainant, 534.330

#### VERDICT - cont'd

General, defined, 510.220

General, when rendered, 510.230

Issues, how disposed, 510.260

Judgment notwithstanding, motion for, abolished, 510.380

#### Jurors

Number who must agree, 494.490

Subscription, necessity, 494.490

Jury, to assess amount of recovery, 510.270

Penal bonds, action on, 522.230

Rendering, criminal cases, 546.390

Set aside, criminal action, when, 547.010

Special, defined, 510.220

Sunday, receiving authorized, 476.250

Tort damages against municipality, amount, 71.185

#### VESSELS

See BOATS

# VETERANS

\* See also VETERANS' GUARDIANSHIP (Uniform Law)

Armories, free use for meetings, when, 41.670

Barbers, relicensure, 328.110

Bingo regulations, see BINGO

Burial, honor detail, compensation, rules, 41.958

#### Cemeteries

Executive director of veterans' commission to

control, accept funds for, 42.012 Limited to veterans and eligible dependents, 42.010

Veterans' commission to establish and maintain, 42 010

Certificate of war service, furnished free, 41.170

Certified copies of public records free, when, 41.420

#### Commission, Missouri veterans

Commission, defined, 42.002

Established in department of public safety, 42.007

Ex officio member, 42.007

Expenses, 42.007

Gifts, grants, bequests, real and personal property, title to vest in governor, purpose, 42.115

Korean Conflict veterans' award, commission to design medallions, 42.204

Medical assistance benefits, commission to assist family support division in determining veterans' eligibility for veterans benefits instead of public

Meetings, 42.007

assistance, 208.143

Members of commission, qualifications,

appointment, terms vacancies, 42.007

Missouri veterans cemeteries, defined, 42.002

Officers, terms, 42.007

Powers and duties, 42.007

Staff, 42.007

Volunteers deemed unpaid employees, liability, expenses, use of state vehicles, 42.007

## World War I and II memorial trust funds

Administration of funds, duties of commission, 301.3031, 301.3033

Created, 301.3031, 301.3033

#### VETERANS - cont'd

Commission, Missouri veterans — cont'd World War I and II memorial trust funds cont'd

Deposit of funds and investment, 301.3031, 301.3033

License plates, military applicants notified of opportunity to donate to World War I memorial trust fund, 301.3033

Purpose of funds, 301.3031, 301.3033

## World War II veterans' awards

Adjutant general to administer, 42.175 Application for, eligibility, 42.175 Deceased applicant, disposition of, 42.175 Design of, veterans' commission to control, 42.180

Fund created, 42.185

Fund, terminates when, disposition of funds, 42.185

Qualifications for, 42.170

Courts, treatment of veterans, authorized, requirements, 478.008

Cremated remains, release of, when, 194.360

Definition, merit system, 36.020

Diplomas, honorary high school, awarded to veterans and POWs, 160.360

## Disabled

Defined for merit system, 36.020

# Special license plates

Application for, 301.072

Duration, annual proof required, exceptions, restrictions, 301.074, 301.142

Eligibility, 301.071

Fee not required, 301.075

Issuance, 301.073

State and political subdivision contracts, preference to be given, when, 34.074

Tax credit on property, eligibility, 135.010

Discharge from active duty, effect on driver's license, 302.173

Donated goods, resale of by nonprofit and veterans organizations, no zoning law, ordinance or code to prevent operation in area with other retailers, limitation, 407.489

Driver's license, duplicates, when, 301.185; designation as veteran on, when, 302.188

Driver's licenses, after discharge from active duty, effect, 302.173

Firemen's pensions, effect of military service, 86.580 Fourth of July celebration, temporary license, sale of wine, malt liquor, 311.218

#### **Funds**

Capital improvement fund, veterans commission, created, purpose, 42.300

Missouri veterans' home fund, purpose, deposit of funds and interest, lapse into general revenue prohibited, 42.121

#### Veterans' trust fund

Contributor list to be confidential, violation, penalty, exception, 143.1001

#### VETERANS — cont'd

#### Funds — cont'd

#### Veterans' trust fund — cont'd

Costs of collection to be paid to department of revenue, how set, limitation, 42.135 Disbursement of funds, purpose, 42.135 Earnings from investments, available for

disbursement, when, 42.135

Established, purpose, 42.135

Lapse into general revenue, prohibited, 143.1001

Tax refund, designation to fund, amount,

procedure, 143.1001

Taxpayer's, individual's or corporation's designation of tax refund to fund, amount, procedure, director of revenue, duties, costs, 143.1001

War on terror unemployment compensation fund created, use of money, 288.042

Funerals, honor detail, compensation, rules, 41.958 Gifts, motor vehicles donated to assist veterans, title returned to donor, when, 34.115

# Guardian

Action in name of, permitted when, 507.010, 507.020

Declaratory judgment, right to obtain, 527.040 Heroes way designation program, honors veterans killed in action, 227.297

Higher education, credits for courses which are part of military training or service, 173.1158

Highway patrol and transportation department employees' retirement system, purchase of creditable service for military service, 104.040

Homeless, may use address of charitable or religious organization to receive state or federal assistance, when, 42.035

Honor detail, funerals, compensation, rules, 41.958 Hospitals, bingo games, exempt from frequency provisions, proceeds, 313.060

## Job training

Armed forces of United States, defined, 285.235 Disabled veteran, defined, 285.235

Eligible veteran, defined, 285.235

Employment opportunities, priorities in hiring, when, 285.237

Priorities for certain veterans, 285.237 Special disabled veteran, defined, 285.235

Target specific veteran, defined, 285.235

Vietnam, veteran of, defined, 285.235

Judges, retirement system, purchase of creditable service, 476.524

# Korean Conflict veterans' award

Administration of, adjutant general, 42.200, 42.202 Application for, procedure, 42.202

Application for, procedure, 42.202

Design form of medallions, duty of veterans' commission, 42.204

DIsallowance, statement of reason required, 42.202 Distribution of awards, 42.202

Eligibility, 42.200; determination by adjutant general, 42.202

Fund created, use of moneys, termination, 42.206

#### VETERANS — cont'd

# Korean Conflict veterans' award — cont'd

Rulemaking authority, 42.202

Veteran, defined, 42.200

Korean War Veterans Day, how observed, 9.080

## License plates

Air medal award, special license plate, 301.3115 Air medal award, special license plate, application, fee, 301.3115

Armed Forces expeditionary medal special license plate, 301.3040

Bronze star military service award, special plates, 301.3075

Combat action badge special license plate, 301.477 Combat medic badge, special plates, 301.3076

Desert Shield, special plates, application procedure, fees, design, 301.3077

Desert Storm, special plates, application procedure, fees, design, 301.3077

Disabled American Veterans, special license plate, application, fee, 301.3061

Distinguished Flying Cross military service award, special plates, 301.3053

Gulf War veterans, special plates, application procedure, fees, design, 301.3077

Honorable discharge from the military, special license plate, 301.3054

Korean Defense Service Medal special license plate, application, fee, 301.474

Korean war veteran, special plates, design, fees, restrictions, 301.464

Military and military reserve, certain vehicles, special licenses, 301.448

Military killed in line of duty, special license plate, application, fee, 301.3142

Military service during a period of war, special motorcycle license plates, qualifications, application procedure, design, fee, limitations, 301.4000

Navy cross, special license plates, 301.3052 Operation Enduring Freedom, special plates, qualifications, application procedure, design, fee, limitations, 301.3090

Operation Iraqi Freedom, special plates, application, procedure, fees, design, 301.3078 Operation Noble Eagle, special plates, qualifications, application procedure, design, fee,

limitations, 301.3116 Pearl Harbor survivors, certain vehicles, special

license plates, design, transferable when, 301.447 Prisoner of war, commemorative special plate, 301.3055

Prisoners of war, special license plates, 301.443 Purple Heart medal, recipients, 301.451 Retired military, special license plates, 301.441 Silver Star, special license plates, application procedure, design, fees, restrictions, 301.456 Some Gave All, special license plate, application, fee, 301.3141

#### VETERANS - cont'd

#### License plates — cont'd

Surviving spouse of individual eligible to own special military license plates, application, limitations, 301.3121

U.S. Marine Corp, active duty in combat special plates, application, procedure, design, fee, limitations, 301.3085

U.S. Navy, active duty in combat special plates, procedure, application, design, fee, limitations, 301.3085

Veterans of Foreign Wars, special plates, application procedure, design, fee, 301.3105

Vietnam veterans, special license plates, application procedure, design, fees, restrictions, 301.457

World War II veteran, special plates, design, fees, restrictions, 301.465

#### Liquor, intoxicating

Sale by drink on premises or premises in close proximity, requirements, 311.090

Sales outside city limits, when, 311.090

# Temporary permit

Issued for sale by drink on premises, 311.482 Nonintoxicating beer, 311.482

Special occasions, 311,482

Medical services, family support division to determine eligibility for veterans benefits instead of public assistance, 208.143

Merit system, definition, 36.020

Merit system, preference, 36.220; Art. IV, Sec. 19 Military discharge document, definition, 59.480 Minor spouse of, disability removed, 442.095

#### Minors

Conveyances by, validity, 442.090 Disability removed, 442.100

Evidence of eligibility to convey property, 442.110 Loans to authorized, 442.120

Missing in action, persons, commemorative special plate, 301.3055

Missouri Remembers, special commemorative plates for prisoners of war and persons missing in action, 301.3055

## Missouri veterans' home

Admission of veterans, qualifications, 42.105 Definition, 42.007

Fund, Missouri veterans' home, purpose of funds and interest, unexpended balance not to lapse into general revenue, 42.121

License for nursing homes not required for veterans' home, 42.130

National Guard veterans eligible, preference, 42.105

Participation in federal per diem grant program, 42.127

Rules and regulations by commission, 42.100 Sale of real or personal property given as gifts or bequests, when, 42.115

Spouses residing in home on August 28, 1989, not to vacate, 42.105

Missouri war records, where kept, 41.170

#### VETERANS — cont'd

Misuse of military medals, misrepresentation as a veteran, penalties, 570.350

#### Motor vehicles

Donation of motor vehicle to assist veterans, title return to donor, when, 34.115

# Operation Desert Shield and Operation Desert Storm

Certificate, medal and medallion, 42.315 Eligibility, 42.315

# Operation Iraqi Freedom and Operation New Dawn

Certificate, medal and medallion, 42.310 Eligibility, 42.310

Parking, metered, free for veterans displaying special license plates or Bronze Star recipients, 304.725 Pearl Harbor Remembrance Day, 9.110

Police force, preference for reappointment, Kansas City, 84.550

Police pensions, effect of military service, 86.580 Police retirement system, service creditable, St. Louis city, 86.253

POW/MIA flag, display of encouraged on certain dates, 9.136

POW/MIA Recognition Day, third Friday of September, how celebrated, 9.072

Power of attorney to act for veterans', when, 42.012 Programs, general assembly to encourage development of through appropriations, 42.014 Purple heart state, Missouri designated as, 42.045 Real or personal property exempt from taxation, when, requirements, 137.100

Recording of military discharge without compensation, recorder may refuse to accept, when, 59.480

Retirement system, political subdivisions member may purchase prior military service for credit, 70.640

# Retirement system, state employees Creditable prior service, 104.340

Prior service credit, 104.330
Purchase creditable service, when, 104.340
Scholarships, Vietnam veterans survivors, 173.236
School retirement system, prior service credit, 169.050

## School teachers discharged from armed services

Contribution by member that he would have paid but for service authorized, 169.589

Discharge, defined, 169.589

Reemployment by school district of member, employees' contribution to be paid for period of service, plus interest, when, 169.589

Retirement to include benefits, 169.589

# Services to veterans by commission

#### Services to veterans, duties

# Claims, assistance and prosecution

Benefits, 42.007 Compensation, 42.007 Education, 42.007 Hospitalization, 42.007

#### VETERANS — cont'd

# Services to veterans by commission — cont'd Services to veterans, duties — cont'd

## Claims, assistance and prosecution - cont'd

Insurance benefits, 42.007

Free of charges, services, violation, penalty, 42 027

Information on rights of veterans, duty to provide, 42.007

Offices to establish throughout state, 42.007

Penalty for charging for services, 42.027

Prosecution of claims, duties, 42.007

Veterans' home, admission, 42.105

Volunteer services, equipment and facilities, duties, 42.007

State employee's retirement prior service credits, 104.330

State public assistance, payments from Agent Orange not income in determining eligibility, 208.012 Survivors of war veterans, education grants for, 173.234

Tax credit accountability act of 2004, 135.800 to 135.830

Tax credit on property, eligibility for, when, 135.010 Training, acceptance of federal acts and funds, 178.430

Training, duties of state board of education, 161.172 Transportation department, state, job preference, 226.080

Tuition assistance for returning combat veterans, 173.900

U.S. Submarine Veterans' Memorial Highway, portion of interstate 70 designated as, 227.346

#### **Unemployment Compensation**

War on terror veteran, defined, eligible for benefits, time period, penalty, offer of similar wages, 288.042

Utilicare program, eligibility, see UTILICARE Veterans commission assigned to, department of public safety, 650.005

Veterans day observance required in schools, when, length of observance, 170.049

Veterans Highway, portion of state route J designated as, Lincoln County, 227.349

Veterans Memorial Bridge designated, Route 364 connecting St. Louis and St. Charles counties, 227 321

Veterans memorial highway designated, Poplar Bluff, 227.311

Veterans Memorial Parkway designated in Johnson County, 227.361

Veterans of Operation Iraq/Enduring Freedom day designated, when, 9.086

# Veterans service officer program

Application, 42.300

Commission to approve, 42.300

Grants to fund, 42.300

Vietnam veterans day designated, when, 9.085 Vietnam veterans survivors scholarship program, 173.236

#### VETERANS — cont'd

## Vietnam War medallion program

Adjutant general to administer, 42.222

Created, 42.220

Design of medallion, 42.224

Disallowance, statement required, 42.222

Eligibility determination, 42.222

Eligibility, 42.220

Fund created, use of moneys, termination, 42.226

Rulemaking authority, 42.222

Veteran defined, 42.220

Veterans commission, duties, 42.224

## World War I and II memorial trust funds

Administration of funds, duties of commission, 301.3031, 301.3033

Created, 301.3031, 301.3033

Deposit of funds and investment, 301.3031, 301.3033

God Bless America special license plate, fee given to fund, 301.3097

License plates, military applicants notified of opportunity to donate to World War I memorial trust fund, 301.3033

Purpose of funds, 301.3031, 301.3033

#### World War II veterans' awards

Adjutant general to administer, 42.175

Application for, eligibility, 42.175

Deceased applicant, disposition of, 42.175

Design of, veterans' commission to control, 42.180

Fund created, 42.185

Fund, terminates when, disposition of funds, 42.185

Jubilee of Liberty medal, 42.190

Qualifications for, 42.170

Veterans' commission capital improvement trust fund, use of moneys, 42.300

World War II D-Day veterans, Jubilee of Liberty medal, general assembly to appropriate for, 42.190

# VETERANS' AFFAIRS, DIVISION OF

Donations to, governor's power of sale, use for benefit of homes, 42.115

Transferred to Missouri veterans' commission, 42.007

## VETERANS' COMMISSION (CH. 42)

Cemeteries, authority to control and accept money, 42.012

Cemetery, Missouri veterans, defined, 42.002

Commission, defined, 42.002

Compensation, not to receive, 42.012

Definitions, 42.002

Diplomas, honorary high school, awarded to veterans and POWs, 160.360

Duties, 42.010

Established in department of public safety, 42.007

## **Executive director**

Appointment, qualifications, 42.012

Attorney in fact for veterans, when, 42.012

Bond, executive director, authority to execute, 42.012

Cemeteries, authority to control and accept funds, 42.012

Compensation, 42.012

# VETERANS' COMMISSION (CH. 42) — cont'd

#### Executive director — cont'd

Defined, 42.012

Oaths, authority to administer, 42.012

Power of attorney to act for veterans, when, 42.012

Powers and duties, 42.012

Qualifications, appointment, 42.012

Records, state and political subdivisions, director's access, copies without charge, 42.012

Staff to be under merit system, exception, 42.012

Staff, duty to employ, qualifications, 42.012

Executive director, qualifications, compensation, to be under merit system, exceptions, 42.012

Expenses, 42.007

Family relief fund created, use of moneys, 41.218 Family relief fund, grants and financial assistance

from, who may authorize, 41.216

#### Funds

Applications for grants, 42.010

Capital improvement fund, veterans' homes, created, purpose, 42.300; gambling proceeds transferred to, 313.835; nonseverability clause, 313.836

Missouri veterans' home fund, purpose, deposit of funds and interest, lapse into general revenue prohibited, 42.121

## Veterans' trust fund

Contributor list to be confidential, violation, penalty, exception, 143.1001

Costs of collection to be paid to department of revenue, 42.135

Disbursement of funds, purpose, 42.135

Earnings from investments, available for

disbursement, when, 42.135

Established, purpose, 42.135

Lapse into general revenue, prohibited, 143.1001

Taxpayer's, individual's or corporation's

designation of tax refund to fund, amount, procedure, director of revenue, duties, costs,

143.1001

# World War I and II memorial trust funds

Administration of funds, duties of commission, 301.3031, 301.3033

Created, 301.3031, 301.3033

Deposit of funds and investment, 301.3031, 301.3033

License plates, military applicants notified of opportunity to donate to World War I memorial trust fund, 301.3033

Purpose of funds, 301.3031, 301.3033

World War II veterans' recognition award fund, 42.185

World War II veterans recognition fund, terminates, when, 42,185

Korean Conflict veterans' award, commission to design medallions, 42.204

Meetings, 42.007

Members of commission, qualifications, appointment, terms, vacancies, 42.007

Merit system applicable to staff, exception, 42.012

#### VETERANS' COMMISSION (CH. 42) — cont'd

Missouri veterans' cemeteries, defined, 42.002

## Missouri veterans' home

Admission of veterans, qualifications, 42.105 Definition, 42.007

Fund, Missouri veterans' home, purpose, deposit of funds and interest, unexpended balance not to lapse into general revenue, 42.121

Gifts, grants, bequests, real and personal property, title to vest in governor, purpose, 42.115

License for nursing homes not required for veterans' home, 42.130

National Guard veterans eligible, preference, 42.105

Participation in federal per diem grant program, 42.127

Payment by residents, not to exceed costs, 42.110

Payment by residents, when, amount, how

determined, limitation, 42.110

Rules and regulations by commission, 42.100

Sale of real or personal property given as gifts or bequests, when, 42.115

Spouses residing in home on August 28, 1989 not to vacate, 42.105

Officers, terms, 42.007

Powers and duties, 42.007

Programs, general assembly to encourage development of through appropriations, 42.014

#### Services to veterans, duties

# Claims, assistance and prosecution

Benefits, 42.007

Compensation, 42.007

Education, 42.007

Hospitalization, 42.007

Insurance benefits, 42.007

Free of charges, services, violation, penalty, 42.027 Information on rights of veterans, duty to provide, 42.007

Offices to establish throughout state, 42.007

Penalty for charging for services, 42.027

Prosecution of claims, duties, 42.007

Veterans' home, admission, 42.105

Volunteer services, equipment and facilities, duties, 42.007

Staff, 42.007, 42.012

Veterans' cemeteries, established, 42.010

Vietnam War medallion program, duties, 42.224 Volunteers deemed unpaid employees, liability,

expenses, use of state vehicles, 42.007

## World War II veterans' awards

Adjutant general to administer, 42.175

Application for, eligibility, 42.175

Deceased applicant, disposition of, 42.175

Design of, veterans' commission to control, 42.180

Fund created, 42.185

Fund, terminates when, disposition of funds, 42.185

Jubilee of Liberty medal, 42.190

Qualifications for, 42.170

# VETERANS DAY

See HOLIDAYS

# **VETERANS' GUARDIANSHIP (UNIFORM LAW)**

## Accounts of guardian

Acting for more than five wards, 475.395

Filing and notice of hearing, 475.425

Penalty for failure to account, 475.430

## Administrator

Certificate, evidence of necessity for appointment, 475.405, 475.410

Defined, 475.380

Necessary party, in interest, notice, 475.385

Appeal, right to, 475.475

Application of law, 475.390, 475.480

# Appointment of guardian

Administrator, party in interest, 475.385

Administrator's certificate, evidence of necessity

for, 475.405, 475.410

Notice of petition, 475.415

Petition, 475.400

Procedure, 475.390

Banks, appointment of guardian, 475.400

Banks, exception as to limitation of number of wards, 475.395

Bond of guardian, 475.420

Certificate of veterans administration, evidence of

majority or competency, 475.455

Citation of law, 475.470

Commitment of incompetent veterans, 475.460

Compensation of guardian, 475.435

Construction of law, 475.465

Definitions, 475.380

Extraordinary services, additional compensation, 475.435

Federal farm loan bonds, investment in, 362.175

Home for ward, purchase by guardian, 475.450

Incompetents, appointment of guardian, 475.400

Incompetents, evidence of necessity for guardian, 475.410

Investments by guardian, notice, 475.440

Jurisdiction of veteran committed to veterans

administration or federal agency, 475.400 Jury trial, right to, 475.475

Law applicable, 475.015, 475.475

Limitation on number of wards, 475.395

Maintenance and support of others, notice, 475.445

Minor, evidence of necessity for guardian, 475.405

Modification of prior laws, 475.475

#### Notice

Application of funds, petition, hearing, 475.445

Commitment, 475.460

Discharge of guardian, 475.455

Hearing of accounts of guardian, 475.425

Hearing on investment of funds, 475.440

Petition for appointment, 475.415

Purchase of home for ward, hearing, 475.450

Veterans administration, required when, 475.385

Penalty for failure to account, 475.430

Petition for appointment of guardian, 475.400

Prima facie evidence of necessity for appointment, 475.405, 475.410

Purchase of home, other realty, when, 475.450

## **VETERANS' GUARDIANSHIP (UNIFORM LAW)**

#### - cont'd

Real estate, protection of interest in powers, 475.450 Release of sureties, 475.455

Removal of guardian failing to file account, 475.430 Removal of guardian, administrator party in interest, 475.385

Support of ward, 475.445

Surplus funds, investment, 475.440

Title of law, 475.470

Trust companies, appointment as guardian, 475.400

# Veterans administration

Application of funds, notice, 475.445

Commitment of incompetents to, 475.460

Copies of certified accounts to be sent to, 475.425

Defined, 475.380

Discharge of guardian, notice, 475.455

Investment of funds, notice, 475.440

Notice of petition for appointment of guardian, 475.415

Notification of proceedings, 475.385

Powers, exceptions, 475.015

Purchase of home for ward, notice, 475.450

Wards, number limited, 475,395

#### **VETERANS' HOME**

Admission of veterans, qualifications, National Guard preference, 42.105

Bequests to, 42.115

Definitions, 42.007

Donations to veterans' homes, governor's power of sale, use for benefit of homes, 42.115

Donations, unusable, sale by agency for surplus property, income credited to veterans' homes fund, 42.115

Fund, Missouri veterans' home, purpose, deposit of funds and interest, unexpended balance not to lapse into general revenue, 42.121

# Funding

Appropriations, 42.100

Veterans commission fund, 42.300

Gambling proceeds transferred to veterans commission capital improvement fund, amount, 313.835; nonseverability clause, 313.836

Gifts, grants, bequests, real and personal property, title to vest in governor, purpose, 42.115 Grants to, 42.115

License for nursing homes not required for veterans' home, 42.130

National guard veterans eligible, preference, 42.105 Participation in federal per diem grant program, 42.127

Payment by residents not to exceed costs, 42.110 Payment by residents, when, amount, how

determined, limitation, 42.110

Rules and regulations by commission, 42.100

Sale of real or personal property given as gifts or bequests, when, 42.115

Spouses residing in home on August 28, 1989, not to vacate, 42.105

## VETERINARIAN, STATE

Animal death, large scale, powers, duties, 269.020 Animal health diagnostic laboratories established,

Applications for permits, dead animals, issuance, 269.050

Appointment, 261.020; term, qualification, 267.020

Bang's disease, see BANG'S DISEASE

Bond and oath, 267.030

Certification as disease free herd, cancellation, 267.640

Compensation and expenses, 267.060

Dead animals, disposal of, violations of law, penalty, 269,020

Defined, livestock marketing law, 277.020

Definitions, 267.010

Deputies and employees, appointment, qualifications, 267 050

Disinfectants, to prescribe, enforce use of, 267.120 Dog and cat care and shelter facilities regulations, duties, 273.331, 273.348

Embargo or restriction of entry of livestock, authority, 267.595

Emergencies involving dead animals, powers, duties, 269.020

Facilities, dead animals, inspection duties, 269.060 Federal officers, cooperation with, 267.070

Fees, funds, transfer to general revenue, when, 267.122

Fees, official laboratories, 267.122

Health, department of, duty to aid, 267.100

Inspection and review, dead animal facilities, 269.060

Interference with, misdemeanor, penalty, 267.230

Investigation of permits, dead animals 269.050

Investigations, duty to make, 267.110

Laboratories, animal health, fees to be assessed, 267.122

Livestock dealers, see LIVESTOCK DEALERS

## Livestock marketing

Bond or security required, duty, 277.080

Bribes to violate, penalty, 277.180

Definitions, 277.020

Injunction powers, 277.170

Inspecting veterinarians, dismissal request by market operator, procedure, 277.100

Inspection of markets to be by persons approved by state veterinarian, 277.100

License authority to issue, 277.040

License fee to be set by rule, duty, 277.040

Records, inspection, power of subpoena,

confidential, exceptions, 277.120

Revocation of livestock marketing, license procedure, 277.050

Rules and regulations, authority to promulgate, 277 160

Office, where located, clerical help, 267.030

Official laboratories, established, fees, 267.122

Permits, dead animals, grounds for refusal, 269.075

Permits, dead animals, issuance, 269.050

## VETERINARIAN, STATE - cont'd

#### **Quarantine**

Area, authority, procedure, 267.595

Livestock, powers and duties, 267.590

Testing, retesting livestock, order for treatment or removal, 267.603

Records, inspection by law enforcement, when, 277.190

Removal from office, 267.020, 267.040

Reports, when and to whom made, publication, 267.080, 267.090

Services, petition for, contents, procedure, 267.100 Slaughter, diseased livestock, powers and duties, 267.611

#### Substations for dead animals

Application for permit, contents, 269.045

Duty to retain permits, 269.030

Permit to operate, issuance, 269.072

## Transportation of dead animals

Application for permit, contents, 269.040

Duty to retain permits, 269.030

Issuance of permit, 269.070

Transportation permit, livestock, 267.570

Transportation regulations, diseased livestock, duties, 267.240, 267.250

#### **Tuberculous cattle**

Disposition, duties, 267.210

Indemnity paid, amount determined by, 267.170

Quarantine for breeding purposes, duties, 267.220 Rules and regulations, duties, 267.400

Testing, duties, 267.380

# VETERINARIANS (CH. 340)

Abandoned animal, definition, procedure, 340.288 Accredited approved veterinarian, defined, scabies control, 267.670

Accredited approved veterinarian, disease control law, 267.565

Across state lines, practice of veterinary medicine, defined, restrictions, 340.217

Actions, where commenced, 340.276

Animal health diagnostic laboratories established, 267.122

Application for license, 340.228

# Board

Appointees to, orientation program, 324.026

Appointments to, affirmative action required,

discrimination prohibited, 324.021

Assigned to division of registration and

examination, 160.210

Assignment to division of professional registration, 324.001

Authority not limited, when, 340.224

Chairperson, 340.206

Complaint procedure to be established by, 324.002 Complaint, filing of, grounds, procedure, 340.264

Created, 340.202

Default decision against licensee entered or set aside, when, 324.045

Defined, 340.200

## VETERINARIANS (CH. 340) — cont'd

#### Board — cont'd

Denial of license, felony not to be sole ground, 324.029

Duties, 340.206

Expenses, 340.208

Fees, 340.210

Immunity, persons cooperating with board, 340.282

Inspections authorized, 340.210

License revoked, effect, 340.204

License status changes to be reported to current

employer, 324.014

Lists authorized, 340.212

Members, 340.202

Oaths, may be administered, 340.280

Open meetings, 340.206

Opinions on qualifications, functions or duties,

issuance of, 324.023

Personnel, employment of, 340.210

Powers, 340.210

Public member, 340.202

Records discoverable, 340.270

Refusal to issue or renew certificate, 340.264

Residence of member, transfer of, effect, 340.204

Rules authorized to promulgate, 324.022, 340.210

Seal, 340.210

Special meetings by telephone conference, 340.206

## Subpoenas

Chairman or vice chairman, authority to issue, 340.210

Enforcement of, 340.280

Power of board to issue, 340.280

Technician, registration, 340.296

Terms, 340.202

Transfer of residence of member, effect, 340.204

Vacancies, 340.202

Veterinary faculty license authorized, conditions, revocation or suspension, cancellation, when,

340.247

College of veterinarian medicine, faculty license authorized, conditions, cancellation, 340.247

Compacts, negotiation authorized, 340.238

Continuing education course, may be required, 340.268

Danger to public health, expedited hearing authorized, 340.272

Definitions, 340.200

Disciplinary actions, lists of, 340.212

Disciplinary proceedings against persons or entities

licensed by professional registration, time limitation to commence action, exceptions, 324.043

Disclosure of information, required, when, 340.286

Diseases, livestock, failure to report unlawful, 267.595

Display of license required, 340.252

Disposal of abandoned animals, 340.288

Drugs, controlled, authority to prescribe and

administer, 195.070

Embryo, transplant of, considered practice, when,

340.220

## VETERINARIANS (CH. 340) — cont'd

Emergency treatment of animals authorized, 340.216 Emergency treatment, accident scene, immunity from liability, when, 340.287

Employer of veterinarian, licensure requirements, 340.226

#### Examination

Admittance, 340.234

Board's powers, 340.210

Failure to qualify, notice, contents, appeal, 340.236

Failure, effect of, 340.232

Fee, return of, 340.232

Licensure without examination, 340,234

Reinstatement of license, 340,268

Expedited hearings authorized, when, 340.272

Examination, 340.232

Expired license, fee for renewal, 340.262

Failure of examination, effect of, 340.232

Fund, created, 340.214

Reciprocity, 340.238

Registration, 340.232

Foreign veterinary graduate certificate, 340.230

Fund, to lapse into general revenue, when, 340.214

Fund, veterinary medical board fund, created,

340.214

Hearings, 340.210

Immunity from liability, emergency treatment at an

accident scene, 340.287

Immunity, persons cooperating with board, 340.282

Information, privileged, waiver, 340.286

Injunctions, authorized, 340.276

Investigations of complaints, 340.210

Liability, immunity from, emergency treatment at an accident scene, 340.287

# License

Acts not requiring licensure, 340.216

Administrative hearing commission, powers and

duties, 621.045, 621.100

Application, 340.228

Automatic denial, when, grounds, 340.274

Automatic reinstatement, when, grounds, 340.274

Automatic revocation, when, grounds, 340.274

Complaint, filing of, grounds, procedure, 340.264

Default decision against licensee entered or set

aside, when, 324.045

Defined, 340.200

Discrimination prohibited, 340.236

Display of, required, 340.252

Evidence of intent to engage in practice, 340.218

Exclusive authority of board, temporary or

provisional licensure, 340.250

Exemptions and exceptions, 340.216

Existing certificate, affect, 340.254

Expedited hearing to discipline, 340.272

Expiration, 340.258

Expired, renewal, when, 340.262

False statements, 340.228

Fee, registration and examination, 340.232

Foreign graduates, 340.230

## VETERINARIANS (CH. 340) — cont'd

#### License - cont'd

Hearing on refusal to grant by administrative

hearing commission, procedure, 621.120

Inactive status, procedure, 340.217

Licensee status change to be reported to employer, 324.014

Licensure without examination, 340.234

Lists authorized, 340.212

Noncurrent, license declared as, when, 340.258

Out-of-state practioner, licensed not required, when,

Practice after declaration of noncurrency, penalty, 340.260

Practice without license, prohibited, 340.216

Qualifications for, 340.228

Reciprocity, requirements, 340.238

Refusal to issue or renew certificate, 340.264

Reinstatement, period, 340.266

Reinstatement, when, conditions, 340.278

Relicensing, when, 340.278

Renewal application, contents, 340.258

Renewing inactive license, procedure, 340.217

Retirement, affidavit required, 340.256

## Temporary or provisional

Out-of-state practitioner, 340.217, 340.248

Requirements, 340.246

Revocation of, 340.250

Veterinary faculty license authorized, conditions, revocation or suspension, cancellation, when,

340.247

Licensing by cities, when, 71.620

## Loan repayment program

Areas of defined need, designation as by

department, 340.339

Contract contents, specific practice site stipulation

permitted, 340.343

Definitions, 340.337

Eligibility standards, 340.341

Established, 340.335

Fund created, 340.335

Large animal veterinarian, defined, 340.337

# Large animal veterinary medicine

Action to recover amounts due permitted, 340.393

Advisory panel, members, duties, 340.375

Amount of award, 340.384

Application procedure, 340.384

Citation, 340.381

Contracts for assistance, 340.387

Contracts not required, when, 340.396

Deferral of loan repayment, when, 340.390

Department to administer program, 340.375

Employment obligations, failure to meet, effect of, 340,390

Forgiveness of loan, when, 340.387

Fund created, use of moneys, 340.381

Number of applicants to be awarded, 340.384

Program created, 340.381

Repayment, 340.387

Rulemaking authority, 340.375

## VETERINARIANS (CH. 340) — cont'd

## Loan repayment program - cont'd

# Large animal veterinary medicine - cont'd

Liability, breach of contract, 340.347

Limitation of loan of \$10,000 annually, 340.345

Principal, interest and related expenses included, 340.345

Rulemaking authority, 340.350

Meat inspectors, must be licensed, 265.330, 265.340

Meats section, 265.330

Military service, exemption from certification

requirements, 41.950

Minimum standards, defined, 340.200

## Missouri veterinary medical board

Additional requirements may be imposed, 340.224

Authority not limited, when, 340.224 Complaint, filing of, grounds, procedure, 340.264

Created, 340.202

Immunity, persons cooperating with board, 340.282 Members, 340.202

Oaths, may be administered, 340.280

Public member, forfeiture of membership, when, 324.028

Refusal to issue or renew certificate, 340.264

Subpoenas, enforcement of, 340.280

Subpoenas, may issue, 340.280

Technician, registration, 340.296

Terms, 340.202

Necropsy authorized, when, 340.288

Notice of failure to qualify for examination, contents, appeal, 340.236

Offenses against animals, exemption, 578.007

Out-of-state practitioner, temporary license, 340.248

Partnerships, corporations or other business

organizations, licensure requirements, 340.226

Penalty, 340.294

Pesticide law, exempt from, when, 281.080

Practice without license prohibited, 340.216

Preemption, local fees and taxes prohibited, 340.214

Privilege, information, waiver, 340.286

Provisional licensure, requirements, time, 340.246

Reciprocity, licensure, requirements, 340.238

Records of patients, discoverable, 340.270

Records, required maintenance, 340.284

Reinstatement of license, time period, 340.266

Renewal of license, 340.258

Restraining orders, authorized, 340.276

Retirement, affidavit required, 340.256

Rulemaking procedure, board, 340.210

Severability, 340.292

Subpoenas, enforcement of, 340.280

Supervision, defined, 340.200

Supervisor, responsible and liable, when, 340.222

Taxation by municipalities, when, 71.620

# Technicians, veterinary

Application, 340.300

Application, contents, 340.316

Continuing education, may be required, when, 340.312

## VETERINARIANS (CH. 340) — cont'd

## Technicians, veterinary — cont'd

Continuing education, requirement for renewal of certificate, 340.324

Declaration of noncurrency of certificate, 340.318

Disciplinary action authorized, when, 340.330

Emergency treatment, may provide for, 340.328

Employment, termination of, notice required, 340.312

## Examination

Admittance, 340.304

Application, fees, when, 340.308

Fee, consequences of failure, 340.302

Notification of results, 340.308

Notification to successful examinees, 340.310

Waiver, grade score transfer permitted, when, 340.306

Expiration of certificate, 340.314

Failure to qualify, 340.304

Failure to renew certificate, 340.318

False statement on application, penalty, 340.316

Fees, return of, when, consequences of failure on exam, 340.302

Immunity, emergency treatment, 340.328

Inactive status, renewal of certificate, 340,322

Inactive status, when, 340.312

Practice after revocation of certificate, penalty, 340.320

Provisions applicable, 340.298

Qualifications, 340.300

Registration fee, consequences of failure on exam, 340.302

Registration, 340.296, 340.300

Renewal of certificate, 340.314

Responsibility, liability, when, 340.222

Supervision required, 340.326

Waiver of examination, grade score transfer permitted, when, 340.306

Temporary license for out-of-state practitioner, 340.248

Transplant of embryo, considered practice, when, 340.220

Veterinary faculty license authorized, conditions, revocation or suspension, cancellation, when, 340.247

## VETO

Appropriations, authority of governor, 26.030; Art. IV, Sec. 26

Laws passed over, authentication, effective date, 21.250

Mayor, fourth class cities, 79.140

Mayor, third class cities, 77.270, 77.280

## VIADUCTS

Acquisition and construction, constitutional charter cities, 234.310 to 234.330

Acquisition and construction, special charter cities, 234.310 to 234.330

# VICTIMS OF CRIMES, COMPENSATION

See CRIME VICTIMS' COMPENSATION

#### VIDEO

Instructional materials, captioning of electronic video, 170.135

## Video services providers

Annual report required, 67.2705

Audits authorized, 67.2691

Cable operator, defined, 67.2677

Citation of law, 67.2675

Complaints, filing of, 67.2692

Confidentiality of subscriber information, 67.2694

Customer service requirements, 67.2692

Definitions, 67.2677

Discrimination prohibited, 67.2705

Disputes, cause of action for, procedure, 67.2691

Effective date, 67.2714

Expiration of authorization, when, 67.2685

FCC requirements for emergency messages,

compliance with, 67.2683

Fee authorized, amount, 67.2689

Franchise, defined, 67.2677

Gross revenues, defined, 67.2677

Household, defined, 67.2677

Immunity of political subdivisions, when, 67.2695

Indemnification, when, 67.2695

Inquiries, process for handling, 67,2692

National electric safety code, compliance with required, 67.2709

Noncommercial channels, designation of, 67.2703

Noncompliance, effect of, 67.2711

Notice of commencement of service, when, 67.2687

PEG channels, requirements, 67.2703

Political subdivisions, prohibition on certain

regulations, 67.2707

Preemption of regulation, 67.2679

Purpose statement, 67.2679

Records, availability of, expenses, 67.2691

Regulation of providers, 67.2707

Report, contents, 67.2693

Separate franchise by political subdivision not required, 67.2681

State-issued authorization required, procedure, 67.2679

Toll-free number required, 67.2692

Transferability of authorizations, procedure, 67.2701

Video programming, defined, 67.2677

Video service, defined, 67.2677

Waiver permitted, when, 67.2705

#### VIDEOTAPE

Child victim protection law, testimony, videotaping ordered, when, procedure, 491.699

#### Children

Protection order, testimony at hearing may be videotaped, 455.516

Protection orders, child's testimony may be videotaped for hearing, 455.516

Deposition taken by state, authorized when, used when, exceptions, 492.303

Intellectual property, misappropriation of, penalty, 570.225

#### VIDEOTAPE - cont'd

## Prison conditions and young offenders

Distribution to all school districts, rules authorized, duties, 161.203

Funding, 161.203

Production by department of corrections in cooperation with department of elementary and secondary education, 161.203

Required viewing for student misdemeanor offenders and status offenses, exceptions, 161.203 Rules regulating distributions, 161.203

Rentals exempt from sales tax, when, 144.030

## Violent and morbid

Definitions, 573.090

Display to be separate, 573.090

Sale or rental to persons under seventeen, penalties, 537,090

#### VILLAGES

See CITIES, TOWNS AND VILLAGES

## VISITATION RIGHTS

See DISSOLUTION OF MARRIAGE (CH. 452)

# **VITAL STATISTICS (CH. 193)**

# Adoption

Birth certificate for children adopted from other countries, 193,125

Birth certificates, original may be obtained by adopted person, when, 193.128

Certificate of decree of, required, contents, filing, 193.125

Decree certificate, 453.100

Decree, amendment or annulment, report, 193.125 Records, required contents, closed, opened when, 193.125

Reports of decrees, annulments, amendments, required, 193.125

Amendment of certificates, 193.215

Amendment of registered certificate or report, procedure, appeal, 193.215

Appeal from denial of registration of delayed birth certificate, 193.105

Appeal, refusal to amend vital record, 193.215

## Birth certificate

Adopted person, preparation, filing, secrecy, opened, when, 193.125

Adoption, new one issued, old a closed record, 193.135

Amended, paternity action, when, 210.849

Amended, when, 193.135

Annulment of adoption decree, original restored, new one a closed record, 193.135

Court order to establish, when, petition, form, procedure, 193.115

Delayed or amended, probative value, how determined, 193,235

Delayed, court order to establish, procedure,

Delayed, form, filing and registration, denial, appeal, 193.105

# VITAL STATISTICS (CH. 193) — cont'd Birth certificate — cont'd

Father, name entered, administrative order of paternity, division of child support enforcement, 454.485

Filing and registration, requirements, 193.085 Infant of unknown parentage, 193.095

## Missing children, flagged records

Procedure for providing marked records, notice to patrol of request for, 43.407

Removal of flag, when, 43.409

Names entered on certificate if parents unmarried, 193.085

Paternity action, amended, when, 210.849
Paternity, administrative order, duty of clerk to file with vital statistics and department of health, 454.485

Records, duties of state registrar, secrecy, when opened, 193.135

Sex change by surgery, amendment, requirements, 193.215

# Social security number of parents

Confidentiality, 193.075

Department of health may use for statistical purposes, 193.075

Family support division may use to enforce support obligation only, 193.075

Filed with information not to be recorded on birth certificate, 193.075

Penalties, 193.075

#### Births

Artificial insemination, certificate requirements, 193.085

Attestation as to personal data on certificate, 193.085

Institution of occurrence or en route, duties, 193.085

Late, denial of filing and registration, appeal, 193.105

Legitimation, new one issued, original, closed record, when opened, 193.135

Moving conveyance, occurring on, place of registration and birth, 193.085

Name change, amendment, voluntary acknowledgment, order of court, 193.215

Names entered on certificate if parents unmarried,

New, established when, original, closed record, when opened, 193.135

Parentage, entry on certificate, 193.085

Paternity, administrative order, duty of clerk to file with vital statistics and department of health, 454.485

Paternity, amendment to show, requirements, 193 215

# Paternity, voluntary acknowledgment

Filed with birth certificate by hospital, form, contents, 193.087, 193.215

Law of another state, effect of acknowledgment signed under, 210.823

## VITAL STATISTICS (CH. 193) — cont'd Births — cont'd

# Paternity, voluntary acknowledgment — cont'd

Legal consequences, 210.823

Misidentification of parent, intentional, penalty, 193 087

Rescission of, filed with bureau, when, effect, 210.823

Revocation of, filed with bureau, when, effect, 210.823

Surname, change, 193.215

Physician or person attending, duties, 193.085 Place of, and registration, determination, 193.085

## Social security number of parents

Confidentiality, 193.075

Department of health may use for statistical purposes, 193.075

Family support division may use to enforce support obligation only, 193.075

Filed with information not to be recorded on birth certificate, 193.075

Penalties, 193.075

Births and deaths, registration, 192.060

Cemeteries, endowed care fund, expenses of administration, 193,265

Cemeteries, endowed care fund, lapse into general revenue, limitation, 193.265

Certificate or report registered, how amended, 193.215

Citation of law, 193.005

Counterfeiting, altering, mutilating a certificate, record or report, 193.315

Cremation of dead body, authorized when, identification, 193.175

# Dead body

Defined, uniform law, 193.015

Release, transport, final disposition, records, duties, 193.275

## Death certificate

Authority for local registrar to issue, 193.065 Cause of death, who determines and certifies, 193.145

Contents, place and date of death, other, 193.145 Coroner to furnish, when, 58.455

Cremation, shall be filed prior to, authority, 193.175

Delayed or altered, probative value, how determined, 193.235

Delayed, form, filing, registration, 193.155

Filing and registration requirements, time limited, 193.145

Infant sudden death syndrome, contents, 194.117 Issued, when, 193.265

Medical certification, completed and returned by whom, 193.145

Moving conveyance, occurring on, place of registration, 193.145

Place of death, how determined, 58.451, 58.720, 193.145

Presumptive death, court order required, 193.145

## VITAL STATISTICS (CH. 193) - cont'd

## Death certificate - cont'd

Sudden infant death syndrome, contents, 194.117 Death, all legal purposes, defined, 194.005

Death, notification, form, filing, effect, identification, 193,175

Deception, furnishing, using, selling certificate, record or report for purposes of, penalty, 193.315

Defined, uniform law, 193.015

Definitions, uniform law, 193.015

Department of health, duties, 192.060

Department, defined, uniform law, 193.015

Districts, registration, division of state into, 193.055

Duties, neglect or refusal to perform, penalty, 193.315

Endowed care fund cemeteries, expenses of administration, 193.265

Evidence, bureau of vital statistics, records of, certified copies, admissibility, 302.312

False statements or information, penalty, 193.315

Federal agencies furnished copies or data, costs shared, 193.255

#### Fees

Certifications, searches, other services, exceptions, 193,265

#### Final disposition of dead body

Authorization, exceptions, identification, 193.175 Defined, uniform law, 193.015

Records, duties, 193.275

Forms of certificates and reports, requirements, 193.075

Forms, to be prescribed, furnished and distributed, 193.045

Health agencies, state and local, registrar to provide data, 193.045

Infant of unknown parentage, report, duty of custodian, secrecy, 193.095

Inspection, records of release, transport, disposition of dead body, state registrar's powers, 193.275

Institution, defined, uniform law, 193.015

Institution, records of data, duties, 193.275

Law, application, provisions nonseverable, 193.325 Law, provisions, nonseverable, void when, 193.325

Live birth, defined, uniform law, 193.015

## Marriage

Annulment, record, preparation, filing, registration, 193.205

Certificate of dissolution or annulment, duties of court clerk, 193.205

Certificate to be issued to parties, 193.185

Dissolution, record, preparation, filing registration, 193.205

License recording fee, 193.195

License, certification and return, time limited, witnesses to sign, 193.185

Record of dissolution or annulment to be filed with petition, 193.205

Report, month, form, filing, registration, 193.185 Name change, procedure, 193.215

Office establishment, purpose, 193.025

#### VITAL STATISTICS (CH. 193) - cont'd

Paternity, order establishing, entered when, effect, duties of department of health, 454.485

Physician, defined, uniform law, 193.015

Public or private agencies, copies, when furnished, 193.255

Reciprocity, agreements, 193.255

Recording, 59.330

Records, see Vital Records, this heading

Refusal to provide information required by law, penalty, 193.315

# Registrar, state

Administrative duties, 193.045

Adoption decree report form, duty, 453.100

Adoption, records, duties, 193.125

Designation, 193.045

Local registrars, may appoint, 193.065

Registration districts, division of state into, 193.055

Reports to election authorities, when, contents, 115.195

# Registrars, local

Appointment, powers and duties, 193.065

Certificates and reports, transmission to state registrar, 193.285

Death certificate, authority to issue, 193.065; when,

193.265 Deputies, may appoint, when, 193.065

Fee, deposited where, 193.265

Qualifications, 193.065

Reports to election authorities, when, contents, 115.195

St. Louis City, recorder of deeds appointed local registrar, 193.065

# Reports

Amendment of vital record, 193.215

Certificate or report registered, how amended, 193.215

Custodian of infant of unknown parentage, secrecy, duties, 193.095

# Paternity, voluntary acknowledgment

Filed with birth certificate by hospital, form, contents, 193.087, 193.215

Law of another state, effect of acknowledgment signed under, 210.823

Legal consequences, 210.823

Misidentification of parent, intentional, penalty, 193.087

Rescission of, filed with bureau, when, effect, 210.823

Revocation of, filed with bureau, when, effect, 210.823

Surname, change, 193.215

State registrar, duties, 193.045

Rulemaking power void if review power held void, 193 325

Rules and regulations, department of health, may promulgate, 193.035, 193.105, 193.325

Sex change by surgery, amendment of birth certificate, requirements, 193.215

# VITAL STATISTICS (CH. 193) - cont'd

Spontaneous fetal death

Birth certificate may be requested and issued, 193.165, 193.255

Definitions, uniform law, 193.015

Investigation, required when, 193.165

Moving conveyance, occurring on, 193.165

Records, use for medical and health purposes only, disposition, released to whom, 193.165

Report required, when, by whom, time limited, released to whom, 193.165

State registrar, defined, uniform law, 193.015 System of vital statistics, defined, uniform law, 193.015

System of, establishment, to be the only system, 193.025

Training programs, purpose, state registrar to conduct, 193.045

Unauthorized issuance or preparation of certificates or copies prohibited, 193.255

Unlawful possession of certificate, record or report, penalty, 193.315

Violations of law, penalties, 193.315

Violations of laws and regulations, local registrars to report, 193.065

#### Vital records

Amendment, refusal, appeal, 193.215

Certified copies, admissibility, 302.312

Certified copies, issuance to whom, how marked, 193.255

Copies, unauthorized, lawful, 193.245

Dead body, release, transport, final disposition, records, duties, 193.275

Definitions, uniform law, 193.015

Delayed or amended, probative value, how determined, 193.235, 193.255

Disclosure or inspection, lawful, unlawful, 193.245

Disposition those permanently reproduced, 193.225

Fees for certifications, searches, other agencies, exceptions, 193.265

Forms, to be furnished and distributed by registrar, 193.045

Free copies for persons on relief to establish certain claims, 193.265

Inspection or disclosure, lawful, unlawful, 193.245 Institutions, information and data, duties, 193.275

Local registrar, transmission to state registrar, 193.285

## Paternity, voluntary acknowledgment

Filed with birth certificate by hospital, form, contents, 193.087, 193.215

Law of another state, effect of acknowledgment signed under, 210.823

Legal consequences, 210.823

Misidentification of parent, intentional, penalty, 193.087

Notice, oral, provided how, 193.215

Rescission of, filed with bureau, when, effect, 210.823

## VITAL STATISTICS (CH. 193) - cont'd

Vital records — cont'd

## Paternity, voluntary acknowledgment — cont'd

Revocation of, filed with bureau, when, effect, 210.823

Surname, change, 193.215

Preservation, 193.025

Preservation, methods authorized, 193.225

Reciprocity, agreements, 193.255

Reproductions, certified, value as evidence, 193.225

Requirements, methods of registering and filing, 193.075

Spontaneous fetal death, use for medical and health purposes only, disposition, released to whom,

Unauthorized inspection or disclosure, unlawful, 193.245

Unauthorized issuance or preparation of certificates or copies prohibited, 193.255

# VOCATIONAL EDUCATION

Accreditation by federally recognized agencies, effect, 173.604

Administration of law, powers and duties of board, 173.612

Administration, duties of commissioner of education, 178.540

Advertising, requirements, 173.640

# Advisory committee

Defined, 173.600

District, 178.560

Members, appointment, qualifications, terms, powers and duties, 173.614

Members, duties, 178.585

Agent, defined, 173.600

Agricultural education, standards for, 178.530

Appeal from denial of certificate, 173.606

## Board

Certificates of approval, issuance, 173.604

Defined, 173.600

Injunction, unlawful practices, powers, 173.618

Minimum standards, duties, 173.604

Powers and duties, 173.612

Rules and regulations, filing, suspension, reinstatement, 173.612

Bond, failure to file, penalty, 173.618

Bond, security, may be required to file, coverage, 173.612

# Certificate of approval

Application, contents, 173.606

Defined, 173.600

Denial, right of appeal, 173.606

Exempt schools and programs may apply, 173.616

Fee, amount, credited to certification fund, 173.608

Issuance, requirements, 173.604

Nontransferable, 173.606

Operation without, penalty, 173.618

Required, 173.602

Suspension or revocation, completion of programs, powers of board, 173.612

#### VOCATIONAL EDUCATION — cont'd

## Certificate of approval — cont'd

Temporary, issuance, duration, 173.612

## Council on vocational education

Assigned to department, 161.193

Established by executive order, 161.193

Reports required to be furnished to whom, 161.193

Definitions, 173.600, 178.420

Department of higher education, defined, 173.600

Displaced homemakers, fee waivers, definitions, eligibility, 178.411

Enhancement grants, 178.585

Exempt schools and courses of instruction, 173.616

Expenditures, administration expenses, authorized, 178 570

Eye protection, required when, 170.005

Failure of state to appropriate, how funds obtained, 178 520

Federal act, administration, agency, 178.440

Federal acts and funds, acceptance, 178.430

Federal and state aid to approved schools, 178.480; disbursements, 178.530

Fee waivers, displaced homemakers, definitions, eligibility, 178.411

Fees, obligation or instrument of payment, defenses, setoffs, 173.610

Full-time technical school, defined, 178.420

Funds, state treasurer, custodian, 178.460

Grants, enhancement, 178.585

# Handicapped children, special school districts for education and training of

Authorized, 162.815

Provide to children under age twenty-one, 162.895 Tuition, when required, 162.940

Homemakers, displaced, fee waivers, definitions, eligibility, 178.411

Injunction, unlawful practices, powers of board, 173.618

Inspection and approval of schools, standards, 178.530

Investigation of applicants for certificate, 173.606 Manpower programs, 288.345

Metropolitan school districts, hours of school day limited, 171.031

Minimum standards, requirements, 173.604

Operation to complete enrolled programs, board may order, 173.612

Out-of-state applicants, certification, 173.604

Ownership, transfer, what deemed, requirements, 173.606

Part-time schools, funds available, when, 178.320

Programs, completion when certificate revoked, powers of board, 173.612

Report of receipt and disbursement of funds, 178.470 Report to general assembly, administration and expenditures, 178.580

Report, students participating, procedure, contents, 161.610

Rules and regulations, adoption, procedure, 173.619 School day, hours limited, 171.031

#### VOCATIONAL EDUCATION — cont'd

School districts, contracts with other districts, 178.490, 178.500

Security for indemnification of students and others, may be required, 173.612

Security, failure to file, penalty, 173.618

See also YOUTH SERVICES, DIVISION OF

State aid, apportionment, 178.510

## State Technical College of Missouri

## Advisory committee

Appointed, 178.560

Member qualification, 178.585

# **Board of regents**

Appointment, qualifications, 178.632 Bonds deemed debt of board, how retired,

178.635

Expenses, how paid, 178.634

Governing board of colleges, 176.010, 178.632

Immunity, 178.635

Powers, duties, 178.635

Report to state board of education, form, 178.530

Residency requirements and limitation, 178.632

Terms of nonvoting members, 178.633

Terms of voting members, 178.633

Vacancies, how filled, 178.634

Certificates, diplomas and applied science,

associate degree authorized, 178.420, 178.636

Coordinating board for higher education, duties and powers of oversight, budget responsibilities, 178.638

Defined, 178.420

Degrees not entitled to grant, 178.420

Degrees, limitation, 178.420, 178.636

Established by gift of property and money of the

Osage R-II school district to state, 178.631 Former name of college, East Campus of Linn

Technical College, 174.020

Funding by state and vocational technical education reimbursements, 178.638

Funds, federal and state, disbursed semiannually, 178.530

Governing board, appointment, 178.420

Grant awards, percentage, 178.585

Inspection, annually, 178.530

Loans to students, qualified for, 178.637

Occupations, list to be furnished, 178.585

Performance funding measures, increases

distributed, amount, 178.638

Purpose and mission of colleges, 178.420, 178.636

Purpose to prepare students for profitable

employment, 178.420

Report to state board of education by governing body, 178.530

# Retirement system, Missouri

Employees eligible for retirement system, 178.639

Failure of employee to elect within time limit, effect, 178.640

Options on retirement for employees, time limit to make election, 178.640

## VOCATIONAL EDUCATION — cont'd

# State Technical College of Missouri — cont'd Retirement system, Missouri — cont'd

Service credit limited to one system for same period of time, 178.640

Scholarships and grants for students qualified, when, 178.637

Standards set, 178.530

State board of education, duties, 178.638

Strategic plan, formulation, 178.550

Student transcripts and records, requirement, 173.604

Students, rights, 173.604

Teachers, training of, 178.440

Textbooks, sales exempt from tax, when, 144.517 Transfer of ownership, what deemed, requirements,

173.606

#### Tuition

Contracting district to pay, 178.510

Defense, setoff, obligation or instrument of payment, 173.610

Fees, refund policy required, requirements, 173.604

Unlawful practices, injunction, penalty, 173.618

Veterans' training, authority of state board of education, 161.172

Violations, injunction, penalty, 173.618

Vocational technical certification, contact hours included in professional development requirements, 168.023

Vocational education fund established, use, 178.520

## VOCATIONAL REHABILITATION

\* See also YOUTH SERVICES, DIVISION OF

Acceptance of federal acts, 178.590

Administration, cooperation between state agencies, 178.620

# Centers for independent living

Board of directors, organization, percentage

disabled, 178.656

Definitions, 178.651

Disabilities served, 178.656

Duties of division, 178.652, 178.654

Financial assistance, how provided, when, 178.654

Funding, restrictions, 178.658

Grants, state, provided when, 178.654

Location of centers, restrictions, 178.658

Programs, evaluation, accountability, standards, 178.654

Rulemaking authority, procedure, 178.652

Services provided, 178.656

Staff, percentage disabled, 178.656

State aid, how provided, when, 178.654

## Fund

Custodian, disbursements, 178.600

Established, 178,630

Gifts and donations, disposition, report, 178.630 State board of education, powers and duties, 178.610

Workers' compensation, severely injured employees, 287.143 to 287.149

#### **VOLUNTEERS**

Ambulance districts, authority to provide for, 190.060

#### VOLUNTEERS — cont'd

## Child abuse, neglect and custody cases

Abused and neglected children, cases involving, 210.160

Child abuse cases, 210.160

Conservation, department of, liability, expenses, use of state vehicles, 252.245

Corrections department program, requirements, workers' compensation to cover, 217.055

# Day care centers criminal record review of staff

Confidentiality, violation, penalty, 43.540

Definitions, procedures, 43.540

Information released, 43.540

#### Disasters

Volunteer program for disasters, 44.023

# Elderly in-home respite care, volunteer program Assistance for volunteers and beneficiaries

Eligibility, how determined, 208.305

Financial need not a factor, 208.305

Funding if required, 208.305

Notice to division of aging, 208.305

Paid assistance, when, rate, 208.305

Procedure to obtain, qualifications, 208.305

Report by division, content, when, 208.305

Assistance needed by volunteer, qualifications, procedure to obtain, 208.305

Beneficiary, designated by volunteer, 208.300

Credits for hours of service, limitation, 208.300

Established, 208.300

# Not for profit organizations or agencies providing services for elderly

Credit received by, 208.300

Division to approve, 208.300

Report by division, content, when, 208.305

Requirements, 208.300

# Elders volunteer for elders project

Aging, division of, duties, 208.313

Application, contents, 208.313

Community provider organizations, defined, 208.309

Definitions, 208.309

Demonstration projects authorized, where, 208.309

Expansion of projects, when, 208.315

Purposes, 208.311

Emergency management agency, duties, 44.125

Fire protection associations, 320.300 to 320.310

Fire protection districts, benefits for volunteers,

spouses and children, authorized, 321.220

Fire protection volunteer association, see also FIRE PROTECTION (CH. 320)

Fire protection volunteers to report to state fire

marshal, when, 320.271

Firefighter serving without salary or benefits declared to be state public safety officer, 320.320

Firefighters, volunteers, grants for workers'

compensation premiums, 287.245

Good samaritan law, see GOOD SAMARITAN LAW

# Guardian ad litem for children, abused and neglected

Appointed when, 210.160

#### VOLUNTEERS - cont'd

# Guardian ad litem for children, abused and neglected — cont'd

Background checks authorized, 210.160

Duties, 210.160

Expenses, 210.160

Qualifications and training, 210.160

Records, to have access, 210.160

Volunteer advocates may be appointed to assist, 210 160

#### Guardian ad litem, volunteer advocates

Abused and neglected children, proceedings involving, appointed when, duties expenses, access to records, training qualifications, 210.160

#### Home health care agencies

Confidentiality, penalty, 43.540

Definitions, 43.540

Information for release, 43.540

Procedure, 43.540

Staff, record check required, 43.540

# Hospitals record check of staff

Confidentiality, violation, penalty, 43.540

Definitions, procedures, 43.540

Information released, 43.540

# Liability limitation, certain organizations and government entities

Conduct not qualifying, 537.118

Definitions, 537.118

Effective, when, 537.118

Nonprofit organization, defined, 537.118

Scope of duties, requirement, 537.118

# Long-term care facility, ombudsman program

Immunity from suits for performance of duties, 192.2315

Training seminars for volunteers, 192.2305 Use of volunteers for program established,

192.2305

# Nursing home record check of staff

Confidentiality, violation, penalty, 43.540

Definitions, procedures, 43.540

Information released, 43.540

Nursing home volunteers, annual tuberculosis testing, 199.350

Officers and members of certain organizations immune from liability, when, 537.117

Physicians and surgeons, gratuitous services by

licensee of other state, allowed when, 334.044

## Probation, local volunteer community boards

Local volunteer community board, defined, 217.010 Training and selection, 217.777

# Red Cross volunteers, disaster relief

Disaster service volunteer, defined, required to be certified, 105.267

Discrimination or discharge for activities prohibited, 105.267

Leave granted with pay, when, additional employees granted leave, when, 105.267

Leave status not to be affected by leave used in disaster relief, 105.267

Time limitation for leave, 105.267

#### VOLUNTEERS - cont'd

## Red Cross volunteers, disaster relief - cont'd

Shared work unemployment compensation program, voluntary, 288.500

State buildings energy efficiency work groups, 8.815

State parks, volunteers, status, expenses, 253.067

Veterans' commission, deemed unpaid employees,

liability, expenses, use of state vehicles, 42.007

Volunteer firefighters salary or benefits, authorized

for, 320.320

Workers' compensation, certain employees exempt, may be covered, how, 287.090

# Youth service agencies criminal record review of staff

Confidentiality, violation, penalty, 43.540

Definitions, procedures, 43.540

Information released, 43.540

#### VOTERS

#### Absentee

Absentee ballot, defined, 115.275

Address confidentiality program voters, 115.279

Appeal, refusal to deliver ballot, 115.287

Application by facsimile transmission, 115.279

Application, time limitation on acceptance, 115.279

Assistance in voting, when, 115.291

Assisting persons with certain impairments in marking ballots, statement required, 115.283

Ballot delivery by bipartisan team, when, how selected, 115.287

Ballot envelope, failure to state reason for voting absentee not to affect, 115.294

Challenged, how, 115,303

Disabled persons, provisions for, deadline for delivering ballot, 115.284

Facsimile transmission of application authorized, acceptance required, when, 115.279

Failure to designate which ballot, primary election, 115.279

Fax transmission authorized, when, 115.291

Illiterate, handicapped, assisted, how, 115.291

Interstate former resident, accepted where, when, 115.279

Intrastate new resident, application form, execution, 115.279

New resident, application form, filing, 115.279

Notary seal or signature not required, when,

limitations on notary charges, 115.283

Overseas voter, 115.279

Procedure, 115.291

Received by election authority, when, 115.293

Refusal to deliver ballot, 115.287

Registration by mail and voting absentee, sworn affidavit required, exception, 115.290

Returned to election authority, 115.291

See also ABSENT VOTING

Statement required, forms of, 115.283

Team delivery may be waived and performance of duties by certain family members if voter is disabled, 115.287

Uniformed services voter, 115.279

## VOTERS — cont'd

#### Absentee - cont'd

Unlawful assistance, effect of, 115.291

Voting absentee when person has registered by mail, sworn affidavit required, exception, 115.290

Affidavit of qualifications, may be required, when, 115.193, 115.429

Candidates to receive list of, fee, deposited in secretary of state's technology trust fund account, 115.157

Canvass for registration, see Registration Canvass, this heading

Challengers may engage attorney, 115.553

Challenges, procedure, 115.429

Challenges, returns, right of, 115.553

Change of name of registered voter, procedure for, 115,167

Change of name, vote under previous name, when, 115.167

Cities, third class, councilmen, optional city manager form of government, eligibility, 78.720

Convicted persons, voting qualifications,

determination, 115.199

Convictions of felony or misdemeanor,

disqualification as voter, exceptions, 561.026

Cost, how determined, 115.157

Deceased, removed from register, 115.199

Definition of term voter, 1.035

Definition, statewide ballot measures, 116.010 Disabled persons, absentee voting, provisions for,

deadline for delivering ballot, 115.284

## **Election offenses**

#### A. First Class

Apply for ballot having already voted, 115.631 Applying for ballot under another's name, 115.631

Assisting person not legally entitled to assistance or influencing how an assisted person votes, 115.631

Conspiracy to cause illegal voting, 115.175 Defined, 115.175

Knowingly voting more than once, 115.631 Registers with intent to vote more than once, 115.175

Voting with knowledge, not entitled, 115.631

## **B. Third Class**

Third class, asking for or taking consideration for vote, 115.635

Third class, voter registration solicitors, requirements, oath, penalty, 115.205

# C. Fourth Class

Fourth class, compensation for registering voters prohibited, registration applications delivered, 115.203

Fourth class, false statements, inability to mark ballot, 115.637

Fourth class, intentionally showing voted ballot, 115 637

Fourth class, stealing or defacing yard signs, 115.637

## VOTERS — cont'd

# Election offenses — cont'd

# C. Fourth Class — cont'd

Eligible only if registered, exception, 115.425 Employer, interference voting, election offense, 115.639

Failure to vote or transfer, investigation, when, 115.221

Fair ballot language statements posted at polling place, 116.025

False affidavit of qualifications, class one offense,

Felony conviction report to election authority, when, 115.195

Felony or misdemeanor convictions disqualified, when, 115.133

## Handicapped persons

Accessibility, plan for increasing, contents, 115.115 Caregivers, special provision, 115.436 Household members, special provisions, 115.436 Inability to enter polling place, judges duties,

115.436 Polling places, exception to provision, 115.115

Special provision, 115.436 Help America Vote Act of 2002, duties of secretary

Help America Vote Act of 2002, duties of secretary of state, complaint procedures, 28.035

#### **Identification certificate**

Form of, signature required, 115.427 Identification, acceptable forms of, requirements, 115.427

Unable to sign name, procedure, 115.427 Improperly removed from register, may vote, 115.193 Inactive, when, 115.193

Incapacitated persons so adjudged, not qualified to vote, 115.133

Incapacitated persons, removed from register, 115.199

Investigative authorization, election authority, when, 115.191

Lists of, may be sold, fee deposited in secretary of state's technology trust fund account, 115.157

Mail-in voting, procedures, allowed when, 115.655 Military and overseas voters, uniform act, 115.900 to 115.936

Missouri Voter Protection Act, citation of law, 115.002

Name changed after registration closes may vote at that one election under previous name, 115.167

Name in precinct register, required, 115.425

Name stricken from register, when, 115.193

New law not to interfere with present voter, registration, 115.177

Not allowed to vote, appeal, 115.429

Ownership of real property, requirement to vote, 115 137

Pardoned persons, voting qualifications determined, 115.199

Persons not entitled to vote, 115.133

# Polling places

Sample ballot posted, 115.417

## VOTERS - cont'd

#### Polling places — cont'd

Voter instruction cards and posters, contents, 115.417

Polls to remain open to permit voting, when, 115.407

## **Primary election**

Independent candidates, right to choose, 115.397 Nonpartisan candidates, procedure, 115.397 Party ballot not desired, procedure, 115.397

Receive one party ballot, 115.397

Write-ins not counted, exception, 115.395

Probation or parole after felony conviction, disqualified, when, 115.133

Provisional voting permitted, procedure, ballot, voter's certificate, duties, ballot counted, when, considered as registration application, when, 115.427, 115.430

Qualifications, 115.133; generally, Art. VIII, Sec. 2 Registered voter, may vote in all elections, exception, 115.137

## Registration

Age, seventeen years and six months may register to vote in election held after eighteenth birthday, 115.133

Cards, registration, certain facts on cards released to public, exceptions and procedure, 115.157

Computer data, requirements, 115.157

Deadline to register, exception intrastate new residents and interstate former residents, 115.135 Deadlines to register to vote, exceptions, 115.133

Form, secretary of state's duty to make uniform, 115.155

Forms to be provided to public agencies, duty to assist in registration, 115.162

Mail and voting absentee, sworn affidavit required, exception, 115.290

Military service, registration, when, 115.135

National Voter Registration Act, duties of secretary of state, 115.136

Registration in jurisdiction prior to deadline, exceptions new intra or interstate residents, 115.113

Requirements, 115.133

See also REGISTRATION OF VOTERS

Time limitation, 115.135

Transfer required, when, 115.165

Voter history to be entered by election authority and forwarded to centralized voter registration system, 115.157

Where, when, requirements, 115.135

## Registration canvass

Canvasser, refusal, neglect of duties, election offense, 115.637

Canvassers, report, 115.185

House-to-house canvass, report, 115.185 Voter not at address, notice, 115.185

When, 115.179

Registration cards, certain facts on card released to public, exceptions and procedure, 115.157

#### VOTERS - cont'd

Registration forms to be provided to public agencies, duty to assist in registration, 115.162 Registration of voters, see REGISTRATION OF

VOTERS

Registration required, 115.133

Removed from register improperly, may vote, 115.193

Residence change, 115.165

Special charter cities, 81.230

Time off, three hours to vote, when, 115.639

Unregistered voter may not vote, exceptions, 115.139 Verification, electronic system or pad authorized, 115.230

Voter history to be entered by election authority and forwarded to centralized voter registration system, 115.157

Voter registration system, secretary of state to establish and maintain, 115.158

Voting booth, allowed in, when, 115.435

Voting denied, appeal, 115.429

# **Voting procedures**

Assistance, voting, when, by whom, 115.436, 115.445

Ballot spoiled, marked wrong, exchanged, 115.439

Delay voting prohibited, 115.441

Disability, assistance allowed, 115.445

Electronic ballot, 115.443

Illiterate, assistance allowed, 115.445

Immediate family may assist to vote, when, 115.445

Paper ballot folded, place in ballot box, 115.443

Vote once for candidate, 115.439

Voter only in booth, exception, 115.445 Voting machine, how, 115.439

Write-in, how to, 115.439

Voting records inspected, 115.221

Write-in votes, see ELECTIONS

## Youth election

Confidentiality, requirement, 115.106

Grant, loan, or other aid program administered by secretary of state to encourage youth voting programs, federally funded, 115.801

Oath, persons administering youth election, 115.106 Polling place, persons administering youth election admitted, 115.106

Removal of persons administering youth election for misconduct, 115.106

## VOTING MACHINES

See also ELECTRONIC VOTING EQUIPMENT

- 1. General Provisions
- 2. Automated or electronic

#### 1. General Provisions

County clerk's staff, operation, maintenance of, when, 115.051

Election commissioners employ staff to operate and maintain, when, 115.045

Election contest, procedure, 115.495

Election judges at polls, duties, 115.423

Inspection by verification board, how, 115.503

#### VOTING MACHINES - cont'd

## 1. General Provisions — cont'd

Secured after election and to remain secured, opened when, exceptions, 115.495 Secured, when, 115.483: exception, 115.495 Unsecured, when, 115.495

Voter instruction cards and posters, contents, 115.417

#### 2. Automated or electronic

Abandonment authorized, 115.267 Adoption authorized, 115.267

## **Ballots**

Separate paper ballots not prohibited, 115.255 Counter showing number of people voting on machine, 115.249

Demonstration, instruction, exhibition authorized, 115.269

Expense of transporting, use by organizations, 115.271

Experiment with, authorized, 115.267 Handling machine during election, who may, exception, 115.263

## Inoperative voting machine

New machine replacing inoperative, votes from both totaled, 115.265

Notice to election authorities, 115.265

Paper ballots to be used, when, procedure, 115.265

Procedure to follow, 115.265

Repair, authorized, 115.265

Replaced by new machine, 115.265

Use of paper ballots, statement required, 115.265

Inspection at polls, election judges authorized, when, 115.259

Instruction use, prohibited, when, exception, 115.267

Law, provisions apply, when, 115.273

Lease authorized, how, 115.267

Liability, damages, loss, use by organizations, 115.271

Light provided, voter to view clearly, 115.249

Loaned for instruction to groups, when, procedure, 115.271

Locked, not to be opened during election, exception, 115.261

Locks to prevent tampering, 115.249

Opening during election, by whom, procedure, 115.261

Placement in polls, 115.259

## Preparation prior to election

Absentee ballot procedure, 115.257

Adjusted by election authority, when, 115.257

Notice, contents, to whom, when, 115.257

On-site storage of voting machine, 115.257

Preparation open to whom, 115.257

Witnesses required, number of, qualification,

Primary election, vote for one party, 115.249 Protective counter, detecting vote before, after elections, 115.249

## VOTING MACHINES — cont'd

## 2. Automated or electronic — cont'd

Records and counts accurately, 115.249

Recount, procedures, general election, 115.585

Recount, procedures, primary, election

irregularities, 115.541

Rental, other groups for elections, 115.271

Secrecy, 115.249

Secret ballot, polls, responsibility of election

judges, 115.259

Standards required, 115.249

Visible to election judges at polls, when, 115.259

Vote for all questions, allowed, 115.249

Voter allowed to vote for all candidates, permitted, 115.249

Write-in, all allowed, standards for voting machines, 115.249

#### WAGERING

See HORSE RACING

#### WAGES

Action to recover, equal rates for women law, burden of proof, 290.440

Action to recover, jurisdiction, limitations, 290.450 Arbitration, uniform law, 435.350 to 435.470

#### Assignments

Adult abuse action, 455.055

Deemed interest, when, 408.210

Loans, security for, overage deemed interest, when, 408 210

Written, when, 432.030

Cafeteria plan, employee deductions, not to affect workers' compensation claim, 287.252

Claims against decedent's estate, how classified, 473.397

Claims for, priority, 430.360

Compensation of state officers and employees, see COMPENSATION OF OFFICERS AND EMPLOYEES

Complaint by female, insufficient rate, 290.420 Corporations and railroads, payment, when, penalty, 200.080

Discharged employee, action for, 290.130

Discharged employee, payment to, 290.110, 290.120

Disputes, equal rates for women, mediation, 290.430

Earned out of state, not to be garnished, 525.300

Equal wages for women, definitions, 290.400

Exempt from execution, when, 513.440

Females, rate to be not less than that for men, exceptions, 290.410

Firemen, disputes, see ARBITRATION AND AWARD

# Garnishment

Petition and service, 525.290

Prohibited against party alleging no current or unpaid child support is due, 454.472

Restriction as to amount, 525.030

Liability on violation of law, 290.090

Limitation on actions for unpaid, 516.140

Minimum wage law, 290.500 to 290.530

Order to withhold earnings, defaulted student loans,

hearing, procedure, appeal, 173.115

Payment, when, penalty, 290.090

Political subdivisions, limited to federal and state minimum wage and benefit requirements, 285.055

Preferred claim, when, procedure, 513.055, 513.060

## Public works, prevailing

Actions for, by workers', attorneys' fees, effect of judgment, 290.300

Advertising for bids, determination prior thereto, 290.320

Awarding of construction contract, determination prior thereto, 290.325

Call for bids to specify rate of, 290.250

Certified copies of determinations, filing, 290.260

Complaints as to violations, 290.250

Compliance with provisions, time allowed for, enforcement, 290.335

#### WAGES - cont'd

## Public works, prevailing - cont'd

Construction of law as to hours and maximum wages, 290.270

#### Contractor

Affidavit of compliance, 290.290

Penalty for paying less than stipulated rate, 290.250

Contracts in existence on Oct. 16, 1969, 290.345

Contracts to stipulate payment, 290.250

Convicted violators, contracts with, forbidden for period of time, 290.330

Convicted violators, listing with secretary of state, 290.330

Copies of determinations supplied on request, 290.260

Deduction from wages of cost of various items provided by contractor, requirements, 290.315

Department to determine, 290.250

Determinations, periodically, 290.260; final, when, 290.270

Enforcement of law, 290.240

Hearings on determinations, notice, procedure, 290.260

Intervenors in proceedings re: determinations, 290.260

Invitations for bids outstanding on Oct. 16, 1969, 290.345

Kickbacks prohibited, exception, union dues and assessments, 290.305

Legal tender, payment of wages in, required, 290.315

Local wage rates considered, 290.260

Locations and occupations, determination of, procedures, 290.262

Minimum wage law to be observed, 290.263

Missouri highways and transportation commission, determination, annually, 290.260

Notice of violation, 290.335; of conviction for violation, 290.330

Objections to determinations, procedure, 290.260

Occupations and locations, determination of, procedures, 290.262

Payment of not less than, required, 290.230

Policy of state, 290.220

Posting by contractor of notice of hourly rates, 290.265

Records, requirements as to keeping, inspection, 290.290

Resolution or ordinance to specify rate of, 290.250 Review of determinations, procedure, 290.260 Rules and regulations, department to establish, 290.240

Statute of limitations on actions, 516.130 Subcontractors, violations, remedies, 290.250 Subpoenas, issuance and enforcement, 290.280

## Violations

Attorney general to bring suit to enjoin award, 290.335

Injunctions, appeal, 290.335

#### WAGES - cont'd

## Public works, prevailing - cont'd

# Violations — cont'd

Penalty, 290.340

Temporary restraining order to issue, plaintiff to post bond, 290.335

Volunteer labor, person not employed upon public works, 290.210

Withholding of sums owed to violators, 290.250 Witness, oaths and depositions, department's

powers, 290.280 Workmen covered, 290.230

Reduction, notice, penalty, 290.100

Regulations, equal rates for women, duties of industrial commission, 290.430

Salaries, see SALARIES

State or municipal employees, garnishment, 525.310

Statements of deductions, penalty, 290.080

Student loans, default, withholding of earnings, hearing, procedure, appeal, 173.115

Support court orders, withholding to pay, 452.350

# **Unemployment compensation**

Back pay awarded after claimant drawing benefits, employer to deduct from award and pay to division, 288,381

Defined, 288.036

Exempt from being included as wages, 288.036 Meals served to employee deemed wages, when, 288.036

Severance pay, how treated, 288.036

State taxable wage base, 288.036

Vacation and holiday pay included, when, 288.036

Voting, wage deduction for time taken prohibited, penalty, exceptions, 115.639

Wage rates, defined, equal wages for women law, 290.400

# Withholding

Amount of, 290.090

Concurrently running processes, limitations, duties of employer, family support payment center, 452.350

Contempt, failure to obey orders to pay family support payment center, 454.554

Limitations, concurrently running obligations, family support payment center duties, 452.350 Student loan, default, hearing, procedure, appeal,

Wages to pay child support obligation, prohibited, when, 454.472

Wages to pay support obligation, notice, 452.350 Withholding of wages prohibited against party alleging no current or unpaid child support is due, 454.472

# WAGONS

#### Licensing and regulation

Special charter cities, 94.360 Third class cities, 94.110 Towns and villages, 80.090

#### WAIVER

Administrative agency disciplinary action, hearing, 621.110

Adoption proceedings, consent, 453,040, 453.050

Air quality attainment act, emissions inspection program, amount, procedure, 643.335

Bids, state authorized to waive, when, 34.042 to

Blind employee, right to damages, 537.170

Buyer's clubs, waiver of law, unenforceable, 407.678

Corporations, equivalent to notice, when, 351.655

Corporations, notice of meeting, attendance

constitutes, exception, 351.230, 351.340

Criminal defendants, waiver of counsel, 600.051 Election against will, spouse, 474.220

Estates of decedents, notice of settlement, filing, 473.587

Extradition proceedings, 548.260

Fire insurance loss, notice, appearance of adjuster,

Fire insurance, failure to furnish forms, 379.190

Foreclosure consultants, waiver of regulations void and prohibited, penalty, 407.941

Homestead allowance, estates of decedents, 474.290 Insurer's defense, accident and sickness, acts not constituting, 376.785

## Invention development service contract law

Waiver of confidentiality, procedure, 417.427 Waivers void if contrary to public policy, 417.424 Jury trial, associate circuit court, when, 517.091 Jury, power of infant's guardian or next friend, 507.184

## Leases, personal property

Attempt at modification or rescission of lease contract, 400.2A-208

Course of performance of lease contract, 400.2A-

Lessee's objections, 400.2A-514

Renunciation of claim or right after default, 400.2A-107

Rights, waiver of lessee's objections, 400.2A-514

Notice, probate proceedings, 472.130

Objections, in responsive pleading, civil action, 509.400

Objections, raised by motion, 509.340

Planning commission's approval of proposed improvements, 64.820

Pleadings and motions filed simultaneously, 509.330

Preliminary examination, felony, 544.250

Procedural requirements in administrative

proceedings, 536.060, 536.063

Retail credit sales law, void, 408.350

Retirement benefits, cost of living increase, state employee, 104.415

Retirement benefits, state employee, 104.401

Sales commissions, express or by contract, invalid, 407.915

Service of process, effect, 506.150

Small claims courts, jurisdictional limits, amendment upon transfer, 482.315

#### WAIVER - cont'd

#### Social services

Self-sufficiency program, AFDC, federal requirements, 208.325

State competitive bids, when, 34.042 to 34.046

Trial by jury, civil action, 510.190

Unemployment compensation benefits, void, 288.380

Wheelchair, Lemon Law or for other assistive

devices, waiver of consumer rights void, 407.965

Workers' compensation waiver of compensation,

reasons, procedure, forms, 287.804

Workers' compensation, employee's rights, invalid, when, 287.390

#### WAR

Levying against state, penalty, 576.070

Tax deduction for restitution received by victims of National Socialist (Nazi) persecution, 143.127

#### WARDEN

See PENAL INSTITUTIONS

# WAREHOUSE RECEIPTS

\* See also DOCUMENTS OF TITLE

Agricultural commodities, 400.7-201

Alcoholic beverages, 400.7-201

Alteration, 400.7-208

Bonded storage, 400.7-201

Claims, presenting and instituting actions, time for, 400.7-204

Commercial code, transitional provisions, 400.11-103 to 400.11-108

Commingling fungible goods, 400.7-207

Damages, 400.7-204; overissue, 400.7-402

Defeat of title, 400.7-205

Defined, 400.1-201

#### Delivery of goods

Bailee's duty, 400.7-403

Generally, 400.7-206

Good faith, liability of bailee, 400.7-404

Stoppage by seller, 400.7-504

Under missing document, 400.7-601

Description of goods, 400.7-202; reliance, 400.7-203

Deterioration of goods, sale, 400.7-206

Due negotiation, requisites, 400.7-501

Enforcement of lien, 400.7-210

Essential terms, 400.7-202

Field warehousing arrangement, 400.7-202

Form, 400.7-202

# Fungible goods

Commingling, effect, 400.7-207

Generally, 400.7-207

Title, 400.7-205

Generally, 400.7-201 to 400.7-210

#### Grain

"Duplicate" stamped on face, representation,

Alteration, effect on liability of warehouseman,

411.551

Cancellation and reissue, 411.200

Consolidation or division, requirements, 411.451

Containing false statement, issuance, penalty,

411.621

#### WAREHOUSE RECEIPTS - cont'd

#### Grain — cont'd

Contents, 411.381

Counterfeit, issuance, penalty, 411.371

Destruction of, presentation of receipt for

settlement, 411.290

Director of agriculture, forms, duties, 411.371

Document of title, defined, 411.026

Endorser not liable for failure by warehouseman or prior endorser, 411.591

Evidence, prima facie of holder's claim to grain, 411.381

Failure of warehouseman to take up, liability to purchaser in good faith, 411.531, 411.541

Failure to indicate thereon part delivered, liability to purchaser in good faith, 411.541

Inventory required to be maintained on outstanding receipts, 411.515

#### **Issuance**

By licensed public warehousemen, form, 411.371

By warehouseman for own grain, 411.323

By warehouseman knowing grain has not been received, penalty, 411.611

Laws applicable, construction, 411.020

Loss or destruction, procedure, 411.420

Notification of holders of discontinuance of

warehouse business, 411.671

Numbering, issuance of duplicates, 411.410

Register of receipts to be maintained, procedure, 411.383

Requirements for issuing, surrendering and canceling, 411.451

Sale or pledge of receipts issued by warehouseman for own grain, 411.391

Scale ticket, nonnegotiable, 411.518

Scale ticket, prima facie evidence of holder's claim to grain, 411.518

Separately stored, to indicate and state number of bin, 411.341

Taking and negotiation with intent to defraud, penalty, 411.651

Transfer for value by delivery when endorsement required, effect, 411.571

Unlawful issuance, penalty, 411.371

Unused, disposition on cessation of business or change in ownership, 411.671

Warehouseman's failure to fill out, violation, 411.381

Warehouseman's ownership of grain, issuance without showing populty, 411,621

without showing, penalty, 411.631 Warranties on negotiation or transfer, 411.581

Irregularity in issue, 400.7-401

Issuance, 400.7-201

Laws not repealed by commercial code, 400.10-102

#### Lien of warehouseman

Enforcement, 400.7-210

Lost how, 400.7-209

Termination of storage, 400.7-207

What included, 400.7-209

Limitations, damages, 400.7-204

## WAREHOUSE RECEIPTS - cont'd

Locker plant receipts not deemed to be, 196.510

Misdescription, damages, 400.7-203

Negotiability, 400.7-104

Negotiation, form of, 400.7-501

Nonreceipt of goods, damages, 400.7-203

Notice to holders when license revoked, 411.275, 411.285

Overissue, liability of warehousemen, 400.7-207

Sale, enforcement of lien, 400.7-210

Sale, warehouseman, rights of purchaser, 400.7-210

Signature, 400.7-202

Termination of storage, warehouseman's option, 400.7-206

Title, fungible goods, 400.7-205

Unregistered, duties of warehouseman issuing, 411.135

Warehouseman's liability, 400.7-204

## WAREHOUSEMEN

\* See also GRAIN WAREHOUSE LAW

Banks and trust companies deemed to be, when,

Bond, amount, condition, 415.030

Cigarettes, duties, reports required, liable for tax, 149.045

Commingling goods, fungible goods, 400.7-207

Definition, commercial code, 400.7-102

Delivery of goods, 400.7-403

In-transit storage, tax exemptions, see

WAREHOUSES

#### Lien

Enforcement, 400.7-210

Property in storage, when, commercial code, procedure, 400.7-209, 400.7-210

Warehouse receipts, included, what, 400.7-209 Warehouse receipts, lost, how, 400.7-209

Locker plant operators not deemed to be, 196.510 Lost and unclaimed property, duties, 447.070 to 447.100

Obligation to deliver goods, excuse, 400.7-403 Right to sell or dispose of goods, 400.7-206 Standard of care, 400.7-204

#### WAREHOUSES

\* See also GRAIN WAREHOUSE LAW; WAREHOUSEMEN; STORAGE FACILITIES,

SELF-SERVICE

Applicability of laws to self-service storage facilities, 415.050

Bond, amount, condition, 415.030

Bond, doing business without, penalty, 415.040

Condemnation, exemption, 393.450

Condemnation, telegraph and telephone companies not to enter, 523.080

Conservation commission, agent, authority to inspect, refused to allow, penalty, 252.090

Cooperative marketing association contracts, soliciting breach of, penalty, 274.270

Cooperative marketing associations, may organize, 274.220

#### WAREHOUSES — cont'd

Drugs, controlled, public nuisances, defendants to suit, 195.253

Industrial inspection, 291.060

# In-transit storage, tax exemption

Assemblage, disassembled, divided, for resale or

redelivery, exempt, when, 137.910

Certification for no situs claims, 137.930

Exemption not granted, when, 137.900

In-transit, defined, 137.920

Private warehouse, defined, 137.900

Private warehouse, duty, 137.920

Public warehouse, defined, 137.900

Public warehouse, duty, 137.920

Records required to be kept, inspection, 137.920

Repackaged, relabeled in warehouse for resale or redelivery, exempt, when, 137.910

Temporary consignment, exempt, 137.910

Warehouseman, defined, 137.900

#### License

Operation without, 415.050; penalty, 415.040

Required, issuance, renewal, 415.020

Special charter cities, 94.360

Third class cities, 94.110

Liens on property in storage, when, procedure, 400.7-209

Public, defined, 415.010

Receipts, see WAREHOUSE RECEIPTS

Storage facilities, self-service, see STORAGE

FACILITIES, SELF-SERVICE

Tax exemption, in-transit storage, see

WAREHOUSES

Warehousemen, defined, 400.7-102

#### WARRANT OF ARREST

Arrest warrant, may issue by probation or parole officer, when, 217.541

Complaint, form, county ordinances (St. Louis), 66.020

Complaint, issuance upon, 544.020, 544.030

Disciplinary segregation unit, violation of rule or regulation of division or facility, violation hearing, 217.380

Doors may be broken open in service of, when, 105.240

Escaping prisoner, 544.100

Executed, where may be, 544.090

# Execution

County ordinance, 66.040

Return, 544.250

Sheriff to execute, when, 455.080

Extradition, 548.071, 548.081, 548.201, 548.221;

issuance, 548.131

Felon, fleeing, how arrested, 544.110

Habeas corpus, annexed to petition, when, 532.050

Habeas corpus, execution, return, 532.290

House arrest, violation of condition, arrest warrant may issue, 217.541

Indictment, issuance upon, 544.060

Issuance, information filed, 545.310

Issuance, permitted by whom, 544.070

#### WARRANT OF ARREST - cont'd

Jailers authorized to serve on inmates, when, 221.515

Municipal procedure, 479.100

Officers who may issue, 542.020

Parole violation, 217.541, 217.720

Prisoner, conditional release, violation, 217.720

Warrant for arrest, may issue by probation or parole officer, when, 217.541

#### WARRANTIES

\* See also BANK DEPOSITS AND

COLLECTIONS; NEGOTIABLE INSTRUMENTS; and SECURITIES

## Bank deposits and collections

Encoding and retention warranties, 400.4-209

Presentment warranties, 400.4-208

Transfer warranties, 400.4-207

Collector, sale of land for taxes, action, 140.300

#### Condominiums

Breach of, actions for, 448.4-116

Exclusion or modification, 448.4-115

Express, 448.4-113

Implied, 448.4-114

Conveyance by personal representative, decedent's estate, 473.310

Farm machinery, nonconformity, procedure, see FARM MACHINERY

Grain warehouse receipt, negotiation or transfer, 411.581

Insurance policy, construction, 379.165 to 379.175

# **Investment securities**

Brokers, 400.8-306

Certificated security, 400.8-208, 400.8-306

Originator of instruction, 400.8-306

Presentation for registration of transfer, 400.8-306

Transfer agent, registrar, certificated securities, 400.8-208

## Leases, personal property

Accepted goods, damages for breach of warranty, 400.2A-519

Action for default under lease contract, statute of limitations, 400.2A-506

## Breach of

Accepted goods, damages, 400.2A-519

Effect of acceptance of goods, 400.2A-516

Lessee's incidental and consequential damages,

lessor's default, 400.2A-520

Statute of limitations, 400.2A-506

Third-party beneficiaries of express and implied warranties, 400.2A-216

Claim or right after default, waiver or renunciation, 400.2A-107

Conflict of, cumulation of, express or implied

Conflict of, cumulation of warranties, 400.2A-215

Damages, 400.2A-519

Exclusion, 400.2A-214

## **Express warranties**

Cumulation and conflict, 400.2A-215

Generally, 400.2A-210

Third-party beneficiaries, 400.2A-216

Fitness, implied warranty of, 400.2A-213

#### WARRANTIES — cont'd

# Leases, personal property — cont'd

## **Implied warranties**

Cumulation and conflict, 400.2A-215

Fitness for particular purpose, 400.2A-213

Third-party beneficiaries, 400.2A-216

Interference, 400.2A-211

Lessee under finance lease as beneficiary of supply contract, 400.2A-209

Lessee's remedies for breach of warranty, 400.2A-508

Merchantability, implied warranty of, 400.2A-212 Modification, 400.2A-214

Rights and remedies, third-party beneficiaries of express and implied warranties, 400.2A-216

Third-party beneficiary, express and implied warranties, 400.2A-216

Lemon Law, wheelchair and other assistive devices for the handicapped, warranty required, express or implied, 407.953

Letters of credit, 400.5-110

Letters of credit, see LETTERS OF CREDIT

Lineal and collateral abolished, deeds, 442.500

Livestock, merchantability, 277.141

Merchantability and fitness, human tissues, 431.069

#### Motor vehicles

New vehicle nonconformity, see LEMON LAW (NEW MOTOR VEHICLES NOT

CONFORMING TO WARRANTY)

Sale, 301.210

## Warranty repairs

Compensation to dealer, amount, how

determined, 407.583

Labor costs, compensation to dealer, 407.583 Manufacturer and distributors to compensate dealer, 407.583

Motor vehicles and vessels, warranty repairs, compensation to dealer, amount, how determined, 407.583

#### Negotiable instrument

Presentment warranties, 400.3-417

Transfer warranties, 400.3-416

Power equipment, reimbursement for warranty work performed by certain retail sellers, 407.857

Sales, see SALES

Securities, direct holding, 400.8-108

# Vehicle protection products

Citation of law, 385.400

Definitions, 385.403

Enforcement authority, administrative orders permitted, 385.430

Legal proceedings, admissibility of failure to comply evidence, 385.436

Sale prohibited unless warrantor ensures adequate performance, how, 385.412

Seller requirements, exclusions, 385.406

Warrantor record keeping requirements, 385.427

Warrantor registration requirements, records,

content, fees, notice for failure to register, 385.409

## WARRANTIES - cont'd

## Vehicle protection products — cont'd

Warranty content, cancellation terms and condition required, written notice of cancellation required, 385.421

Warranty content, language required; copy of warranty to be provided to purchaser, 385.418 Warranty reimbursement insurance policy, requirements, 385.415

Warranty, prohibited names and terms, 385.424

## WARRANTS

\* See also COUNTIES; particular classes of counties under appropriate headings; SCHOOLS AND SCHOOL DISTRICTS

Adult abuse protection, physical harm, abuse or neglect, warrant to enter, 192.2445

Animals, abused or neglected, to inspect private property for, 578.018

Arrest warrant, may issue by probation or parole officer, when, 217.541

Boundaries of land, decayed corners, issuance, 446.050

Coroner's inquest, to summon jury, 58.260, 58.270 Court cost bills, criminal cases, 550.260

Court of appeals, expenditures, 377.140, 377.150

#### Distress

County collector, failure to perform, 139.270 Fees for collection thereunder, 136.230

Governor, authority to purchase realty at sale, 26.040

Issued by state director of revenue, 136.200 Revenue, state director of, shall issue, 136.180; form of, 136.190

Sheriff, penalty for nonperformance of duty, 136.220

Doors may be broken open in service of, when, 105.240

Drainage and levee districts, tax anticipation, 246.060 to 246.130

Drainage districts, 242.210, 242.480, 242.630 Drugs, controlled, inspection, department of health, 195.375

Fee bills, criminal cases, 550.260

Firemen's pension fund, how drawn, 87.075, 87.415 General assembly, issuance in election contest, 128.100

House arrest, violation of condition, arrest warrant may issue, 217.541

Lead inspection, warrant to inspect, 701.304, 701.311 Levee districts, 245.235, 245.495, 245.500

Parole violation, 217.541

Police retirement systems, how drawn, 86.560

## Road district

Interest to be paid, when, 233.140 Issuance of check warrants, 233.135 Paid, how, 233.140

Search and seizure, contents prescribed, Art. I, Sec. 15; issued by whom, 542.266

# Seizure of officers' records

Authority of officer executing, 109.050

#### WARRANTS - cont'd

#### Seizure of officers' records - cont'd

Penalty, 109.060

Remedy of person aggrieved by, 109.070

Social services department issuing to assistance recipients, how prepared, procedure, how paid, 208.160

Social services may issue checks or warrants to assistance recipients by electronic transfer, 208.160 Treasurer, state, may develop a signature for checks and warrants by data processing system, 30.205 Unemployment compensation, when canceled, 288.060

Warrant for arrest, may issue by probation or parole officer, when, 217.541

Water supply districts, county, 247.100

#### WARRANTS ON STATE TREASURY

Certification for payment, 30.180

Commissioner of administration, duties, 33.160

Disbursal to be by, exceptions, 30.170

Duplicate, when and how issued, 33.190

Encumbrance against appropriation removed, when, 33.195

Form, exceptions, negotiability, 33.160

Impossibility of delivery or payment, effect, 33.195 Lost or destroyed, affidavit deemed request for replacement, 33.190

Lost or destroyed, replacement, 33.190

Payroll checks, state, lost or destroyed prior to delivery to payee, reissue procedure, 33.190

Requirements for payment, 30.180

Supreme court library accounts, payment, 180.100

Treasurer to certify for payment, when, 30.180 Treasurer, duties, 30.180

# WASTE

\* See also HAZARDOUS WASTE

 $MANAGEMENT; SOLID \ WASTE \ DISPOSAL;$ 

WASTE ENERGY FACILITY

Action for, who may maintain, 537.430

#### Autopsy, disposal of infectious waste

Infectious waste, defined, 260.360

Penalties for violation, 260.425

Bi-state metropolitan development agency, powers, acquisition and operation of facilities to convert waste to energy, bond issues authorized, 70.373

Committed pending suit, effect, 537.500

Conservator and protectee, liability, 537.470

County property, action for, damage to, 49.490

Damages, amount recoverable, 537.480, 537.490

Damages, verdict, forcible entry and unlawful detainer, 534.310

Disposal wells, 577.155

Environmental control, see ENVIRONMENTAL CONTROL

Garbage, see SOLID WASTE DISPOSAL

Governmental, joint committee on government accountability established, duties, 21.820

Heirs, action by, when, 537.440

# Hospitals, infectious waste disposal

Definitions, 260.360

#### WASTE - cont'd

## Hospitals, infectious waste disposal - cont'd

Department of health, powers and duties to regulate, 260.203

Injunction, 260.425

Prohibited act, placing in solid waste disposal area, exception, 260.203

Rules and regulations authorized as to disposal, 260.203

Transporting, requirements, 260.203

Treatment by autoclaving, incineration, chemical sterilization, or other methods, 260.203

Violations, penalties, 260.425

Industrial waste, see SOLID WASTE DISPOSAL Judgment, probate division, appeal, when allowed, 472.160

Metallic minerals waste management, 444.350 to 444.380

Partnership, administration of estate of decedent, 473.227

Penalty for depositing solid waste in receptacle of another without permission, 260.216

Plastics, see PLASTICS; SOLID WASTE DISPOSAL

Purchaser at tax sale committing, effect, 140.320 Radioactive waste low-level midwest interstate compact, see RADIOACTIVE WASTE LOW-LEVEL MIDWEST INTERSTATE COMPACT

Recycling and reduction of waste, see RECYCLING AND WASTE REDUCTION

Refuse, see SOLID WASTE DISPOSAL

# Surgical waste disposal if contaminated

Duties, 260.203

Infectious waste, defined, 260.360

Penalties for violations, 260.425

Survival or revival of actions, 537.510

Tenants' liability to cotenants, when, 537.460

Tenants, possession after alienation, liability, 537.450 Trash removal, cities, 71.285

Treble damages, when, 537.420

# WASTE ENERGY FACILITY

## Waste to energy facility

Definitions, 260.800

Electricity generated, electrical supplier to purchase, when, rate, 260.805

Interconnection charges, extraordinary costs, payable by governing body, maximum amount, 260.810

Revenue loss to electrical supplier, recovery, public service commission, 260.815

#### WATER

Boating safety, identification card required, when, temporary card authorized, 306.127

Contamination, crime of, penalty, 577.078

Landowners right to private water systems protected, 640 648

Real estate subdivision with approved installation of water lines, certain district not to refuse water (Jackson County), 247.227

#### WATER — cont'd

Sewer districts may establish, construct, maintain and operate a public water system, requirements, procedure, 249.900

Water service inquires of multi residential or commercial development construction to give notice to city and district, when, content, 247.228

#### WATER COMPANIES

Access, right to, multifamily residential dwellings, 393.550 to 393.565; wrongful action, recovery of damages and costs, 488.474

Accounting standards relating to retirement employee benefits, 386.315

# Billing, sewer and water service, occupants and owners, cities

Action by sewer district to collect for services authorized against owner and occupant, 250.140

Attorney fee to be set by court, 250.140

Payment delinquency, 250.140

Service deemed to be to both owner and occupant, 250.140

Termination of service notice to occupant and to owner, when, 250.140

Termination of service notice to owner to be requested in writing by owner, 250.140

Bills for customers to be furnished in Braille or boldfaced type on request, 393.300

Capitalization of franchise or contract for consolidation or lease, 393.200

Certificate of convenience and necessity, required, when, expiration, 393.170

Charges, action to collect, defense, 393.280

Cities' power to fix rates, 77.490

Complaints, investigation, procedure, 393.260, 393.270

Condemnation, 393.020 to 393.090; payment of costs, 488.473

Defined, public service commission law, 386.020 Definitions, 393.120

Delinquency in payment, deposit or guarantee to continue service prohibited, 393.152

Deposits on water and sewerage services accrue interest in certain home rule cities, when, rate, 393.130

Depreciation account, regulation, 393.240

Disconnection on behalf of cities, when allowed, procedures, 250.236

Discrimination or preference prohibited, 393.130 Equipment, installation, cities may authorize, 71.520 Fire hydrants, cities and fire protection districts not

required to pay costs of, 393.130

Fluoridation modification, public water systems to notify department and customers, 640.136

Franchise, transfer or encumbrance, procedure, 393 190

Law, application, 393.110

Licensing and regulation, 94.110, 94.270, 94.360 Loan programs, public service commission may establish, how, allowed when, 393.147

## WATER COMPANIES - cont'd

Measuring devices regulated by weights and measures not applicable for water meters, 413.226 Municipalities to jointly contract, see PUBLIC UTILITIES, subheading, Joint Municipal Utility Commission

## Nonprofit water companies

Articles of conversion, how approved, 393.903 Articles of incorporation, amendment, merger, consolidation, conversion or dissolution to be filed with secretary of state, 393.915

Articles of incorporation, contents, filing, 393.900; amended, how, 393.909

Board of directors, powers, duties, number, terms of office, 393.927

Claims against insured company after dissolved, how asserted, 393.954

Conversion from other corporation into nonprofit water company, how, 393.903

Election of corporate law, options, 393.948

Judgments against insured company after dissolved, enforceable when, 393.954

Law of nonprofit water companies, 393.900 to 393.954

Liability of members for debts of company, 393.951

Meetings of, quorum, procedure, voting, 393.921 Members required to use services of company if available, 393.921

Membership nontransferable, exception, 393.921 Natural resources, department of, compliance with rules regarding certain physical operations of company, 393.933

Officers, qualifications, powers, duties, terms, 393.930

Powers and duties, 393.906

Prepayment of indebtedness permitted, 393.939 Principal office, how changed, 393.912

Private property of members not reachable, 393.951

Public service commission, no jurisdiction over, exception for companies regulated by the commission converting to nonprofit water companies, 393.933

Revenues, permissible uses, to be distributed to members, when, 393.936

Securities law not to apply, when, 393.918

Suits against, where brought, 393.954

Voluntary dissolution and wind up of affairs after commencing operation, 393.945

Voluntary dissolution before commencing operation, 393.942

Voting districts for distribution of directors allowed, 393.924

Who may organize, 393.900

Periodic rate adjustments, approval of rate schedules, 386.266

Powers generally, 393.010

Property, transfer or encumbrance, regulations, 393.190

## WATER COMPANIES — cont'd

Property, transfer, impact on local tax revenues, information required, procedure, 393.190 Public service commission, general powers, 393.140 Rates and service, regulation, 393.130, 393.140, 393.150, 393.270

Rates, established by PSC not to change terms of employment subject to collective bargaining, 386.315

Real estate subdivision with approved installation of water lines, certain district not to refuse water (Jackson County), 247.227

Real property, reclassified personal property, taxes resulting are recoverable in service rates, when, 386.371

Reclassification of personal property as real property, taxes resulting are recoverable in service rates, when, 386.371

Records to be available to sewer districts, when, 249.645

Regulation, see NATURAL RESOURCES, DEPARTMENT OF

Reorganization, supervision, 393.250 Reports, duty to make, penalty, 393.140 Securities, 393.180 to 393.220; acquisitions, regulation, 393.190

Sewer districts may establish, construct, maintain and operate a public water system, requirements, procedure, 249.900

Sewer service, nonpayment of bill, termination of water service, 393.015

State to pay late payment charges for supplies and services, when, procedure, interest rate, 34.055 Stock dividends, authorization for, 393.210

Task force appointed, cost recovery and implementation of conservation and weatherization programs, 386.266

Tax on gross receipts, St. Louis County, 66.300 Taxation, local, impact of property transfer on, information required, procedure, 393.190

Taxes and costs of reclassification of personal property to real property recoverable in service rates, when, 386.371

Valuation of property, procedure, review, 393.230 Water contamination, crime of, penalty, 577.078

# Water corporations, infrastructure system replacement (St. Louis County)

Definitions, 393.1000

Pretax revenues, factors to be considered, 393.1006 **Rates** 

Authorization to change, 393.1006 Changes, documentation required, notice, 393.1006

Procedure to establish or change rates, 393.1006 Proposal for rate change, examination, procedure, 393.1006

Revised schedule, filed when, 393.1006 Rulemaking authority, 393.1006

Water mains, construction, 393.020

## WATER COMPANIES - cont'd

Water quality requirements, new, grandfathering provision, 644.029

Water supply, acquisition and distribution, 393.030 Water well drillers, regulation, well installation board created, members, qualifications, 256.605

## WATER CONSERVANCY DISTRICTS

See RIVER BASIN CONSERVANCY DISTRICTS

#### WATER PATROL, DIVISION

\* See also WATER SAFETY, DIVISION OF Boat commission abolished, 650.005 Boat dealers and manufacturers, licensing, certification of application, when, 301.560

# **Boating safety**

Education courses required for offenders, when, 306.128

Identification card required, when, requirements, fee, temporary card authorized, 306.127 Offenses, offender requirements, 306.128 Rulemaking authority, 306.129

Child less than seventeen years of age taken into custody, record of law enforcement agency required, 210.004

Cooperation with other jurisdiction, powers of patrolmen, 306.167

Created, 43.390

Disability benefits, members, 104.410, 104.518 Disasters, closing of certain waters, violation, penalty, 306.124

Employees, powers, instructional requirements, 306.165

Inspections by, refusal of, interference with, penalty, 306.215

Juvenile less than seventeen years of age taken into custody, record of law enforcement agency required, 210.004

Law enforcement training course required, 306.165 Marking of water areas authorized, procedure, 306.124

Patrol officers, cooperation with other jurisdiction, powers, when, 306.167

Patrol officers', powers of, 43.390, 306.165 Recreational water use, brochures, distribution, 306.910

Regulations, duties, 306.130

Retirement, membership options, 104.810

Salaries, expenses and compensation, 43.390

# Scholarships or grants for survivors and disabled personnel killed or injured in the line of duty

Child's eligibility, 173.260

Coordinating board of higher education, duties, 173.260

Definitions, 173.260

Disabled officer or employee, eligible, when, 173 260

Disabled officer or employee, no longer disabled, effect on grants, 173.260

Requirements, limitations, 173.260

Spouse of officer or employee, eligibility, 173.260

## WATER PATROL, DIVISION - cont'd

# Scholarships or grants for survivors and disabled personnel killed or injured in the line of duty — cont'd

Transfer from one institution to another, no effect on scholarship, adjustment of grant, 173.260

Withdrawal of student, refund of fees to board by institution, 173.260

Search warrants, patrol may serve, jurisdiction, 306.168

Transferred to Missouri state highway patrol, 650.005 Uniformed members, retirement system, defined, 104.010

# Water patrol division fund

Created, 306.185

Use of proceeds, 306.185

#### **WATER POLLUTION (CH. 644)**

\* See also CLEAN WATER COMMISSION; HAZARDOUS WASTE MANAGEMENT

Board of fund commissioners, authorized to issue, 644.500, 644.502

Board of fund commissioners, investment of funds, 644.526

Board, carryover of existing duties, 644.126

#### Boats, marine sanitation device

Definitions, 306.300

Lease agreements, duties, 306.300

Penalty for violation, 306.300

Requirements, 306.300

Vessels exempt from operating on the Mississippi and Missouri Rivers, 306.300

## **Bond** issues

Additional, 644.502 to 644.504

Authentication of, procedure, 644.505

Proceeds of sale, additional bonds, how handled, 644.521

Sale of, expenses, proceeds, how deposited, 644.516

## Water pollution control board and interest fund

Investment of moneys, 644.535 Use of proceeds, 644.531

#### **Bonds**

Auditor, duties, 644.505, 644.510 Authorization, 644.500, 644.502

## **Board of fund commissioners**

Authorized to issue, 644.500, 644.502

Borrowing additional funds, authority, 644.508 Construction and finance of improvements for rural water and sewer projects, borrowing of

additional \$10,000,000 authorized, 644.568

Construction and finance of improvements for rural water and sewer projects, borrowing of additional \$20,000,000 authorized, 644.574, 644.575

Construction and finance of improvements in water facilities, borrowing of additional \$10,000,000 authorized, 644.572, 644.573

Construction and finance of improvements in water facilities, borrowing of additional \$2,500,000 authorized, 644.566

# WATER POLLUTION (CH. 644) — cont'd Bonds — cont'd

#### Board of fund commissioners - cont'd

Construction and finance of stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$20,000,000, 644.577

Construction and finance of stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$40,000,000 authorized, qualifications and proced

Construction and finance of stormwater control plans, disbursal of moneys directly to certain districts, 644.570, 644.576, 644.577

Form, to prescribe, 644.505

Interest, to notify commissioner of administration of required amount, 644.530

Issuance, method and expenses, 644.515, 644.560 Payment, maturity, 644.505

Proceedings, by resolution, 644.560

Stormwater control plans, borrowing of additional \$20,000,000 authorized, 644.577

Water pollution, drinking water, stormwater, borrowing of additional \$10,000,000 authorized, 644.572, 644.573

Water pollution, drinking water, stormwater, borrowing of additional \$15,000,000 authorized, 644.566

Investment of proceeds authorized, 644.526

Rate determination by board, exception to bond rate limitation, 644.507

Reports, treasurer, 644.555, 644.556

Treasurer, reports, 644.555, 644.556

Citation of law, 644.006

# Clean water commission

Appeals to be heard by administrative hearing commission, 621.250, 640.013

Bond, required when, 644.051, 644.061

Bonds for members and employees, 256.230

Civil action, 644.076

Created, 644.021

Designation as official agency for water pollution, powers, 644.136

Drinking water, commission to consider impacts of groundwater contamination on, 644.143

Employees, 644.026

Enforcement, 644.076

Federal aid determination and implementation, 644.116

Federal stimulus moneys available, 644.101

Funds authorized for drinking water, pollution and storm water control, 644.509

Funds, to administer, 644.111

Governmental agencies and subdivisions, to assist, 256 250

Groundwater remediation, commission to establish procedures for, 644.143

Hearings, 644.026

## WATER POLLUTION (CH. 644) — cont'd

## Clean water commission — cont'd

Losing streams defined, a rebuttable presumption, how determined, rules, duty of commission, 644.042

Marine toilets, duties, 306.280

Member, oil and gas council, 259.010

Members, appointment, qualifications, terms, 644.021

Natural springs, commission to consider impacts of groundwater contamination on, 644.143

Orders, approval, 644.066

Permits established by rule, 644.026

Power to resolve disputes over use of common sewer district system, 204.330, 644.330

Powers and duties, 256.200, 640.755

Project assistance for Clean Water Act and Safe Drinking Water Act projects for drinking water or water pollution control, 644.101

Project assistance for construction of public drinking water and pollution control by state, 644.101

Protection of public interests in federal reservoirs, 256.360

Reasonable use, defined, in cases involving surface water in flood prone areas, 644.018

Render final decisions, when, 621.250

Reports, 256.260, 644.026

Rules and regulations, 644.026

Sewage, on-site disposal systems, innovations, consultation with, 701.033

Sewage, on-site disposal systems, violations, may take action, when, 701.039

Standards, to issue, 644.126

Subpoena, 644.026

Vacancy, how filled, 644.021

## Variances to permit structure

Authorized to grant, 644.061

Violations, administrative penalties, duties, 644.079 Wastewater projects, implementing the safe drinking water commission's plan, rules, duties, 644.116

# Water and wastewater loan fund

Clean Water Act projects, eligibility for, 644.122 Deposits, 644.122

Disbursements, 644.122

Established, 644.122

Exempt from transfer to general revenue, 644.122

Public drinking water to include, 644.122

Purposes for use, 644.122

Safe Drinking Water Act projects, eligibility for, 644.122

Water pollution control projects to include, 644.122

Water quality standards revised, when, evaluation, 644.058

Water resources board, all duties, powers and functions transferred to clean water commission, 640.010

## WATER POLLUTION (CH. 644) — cont'd

#### Clean water commission — cont'd

#### Water supply storage

Municipal and industrial appropriations, 256.340 Municipal and industrial funds, duties, 256.300 Municipal and industrial projects, powers and duties, 256.300 to 256.330

Municipal and industrial reports to legislative sessions, 256.330

Clean water commission, powers and duties, 640.755 Common sewer districts, see SEWER DISTRICTS Concentrated animal feeding operations, 640.700 to 640.758

Contracts, state and subdivisions prohibited to enter with certain persons, 644.091

## Control projects

#### Administrative fees

Delinquent repayments, effect of, when, 644.125 Repayment, delinquent, withholding of sales tax revenues, how, 644.125

Assistance, state may provide, how, 644.101 Delinquent loans, interest limitations, 644.106 Interest on loans, limitation, exceptions, 644.106 Limitation on state contribution, 644.106

Rules and regulations as to priorities and standards, wastewater projects, 644.116

Rules and regulations, 644.121

Rural small communities, percentage of funds, when, 644.117

Damages, state or subdivision may recover, 644.096 Dead animals, penalty, 577.076

Definitions, 644.016

Designation of certain areas by governor, effect, termination, how, 644.141

Executive secretary, qualifications, 644.021 Federal water pollution control act, see Control

Projects, this heading

# Fees

Permit, 644.051

Permits, nonpayment of fees, penalties, 644.055 Variance petition, 644.061

Fund, water pollution control, investment authorized, 644.526

Funds for control projects, see Control Projects, this heading

#### Hearings

Authority to hold, subpoena, 644.026

Notice, 644.036

Permit, 644.051

Rules, public required, 644.036

Variance, 644.061

Violations, 644.056

Impaired waters, listing as, procedures, required to be sent to federal Environmental Protection Agency for approval, 644.036

Injunction, 644.076

Interstate agencies, 644.141

Investigation of violations, procedure, 644.056 Judicial review of all final orders, when, 644.071

## WATER POLLUTION (CH. 644) — cont'd

Judicial review, variance decisions, generally, 644.061, 644.071

Land reclamation commission, plant construction, water pollution treatment, duties, 444.940

Legal remedies, not abridged, 644.131

Liability on lenders-owners for precedent

environmental conditions, state preemption of legislation, 427.041

Marine sanitation device, 306.300

#### Notice

Rules, hearings, 644.036

Special meetings, 644.021

Violation hearings, 644.056

Nuisances, policy, 644.011

Nuisances, suppression, rights not abridged, 644.131

Orders, procedure, 644.066

#### **Penalties**

Civil, 644.096

Discharging water contaminants without a permit, 644.082

Exemptions, 644.076

#### **Permits**

Affordability finding required, when, exception, annual report, 644.145

Animal feeding operation permit, 644.053

Aquaculture permits, requirements, 644.051

Construction permit, 644.053

Discharging water contaminants, violation, penalties, 644.082

Exclusions, when, 644.051

Fees, wastewater treatment permits, 644.052

Modification of wastewater treatment permits, 644.052

Municipality, requirements, duties, 644.051

Renewal of, procedure, 644.051

Review procedures, 644.051

Rules, 644.051

Site-specific operating permits, application review procedure, rules, 644.051

Permits established by rule, 644.026

Planning and management agencies, powers, 644.141 Policy, stated, 644.011

Pollution control facility, see AGRICULTURE AND SMALL BUSINESS DEVELOPMENT

Powers and duties of commission, 644.026 Prohibited acts, 644.051

Provisional variances granted, when, 644.062

## **Public hearings**

AUTHORITY

Discovery rules of civil cases to apply, 644.066

Final orders how approved, 644.066

Hearing officer appointed by commission chairman to be member of bar, duties, 644.066

Number of commissioners required on all rules,

limitations and areas, 644.066

One commission to hear, when, 644.066

Procedure, how conducted, 644.066

Subpoenas to be issued in name of commission an enforced, 644.066

## WATER POLLUTION (CH. 644) — cont'd

## Public hearings - cont'd

Transcript, to be available to whom, 644.066 Variances, public hearing, when, 644.066

Reasonable use, defined, 644.018

Remedies, not abridged, 644.131

Reports, authority to require, 644.026

## Rules and regulations

Authority to issue and amend, 644.026

Control projects, wastewater priorities and

standards, 644.116

Effective, when, 644.036

Effluent control, 644.041

Existing rules of board, valid, when, 644.126

Hearings, 644.036

Procedure, expiration date, 644.036

Violation, investigation procedure, 644.056

See also HAZARDOUS WASTE MANAGEMENT

Sewage treatment facilities, definition, 644.502

Sewage, on-site disposal systems, regulations,

701.025 to 701.039

Standards, existing valid, when, 644.126

State grants, control projects, see Control Projects, this heading

State parks, penalty, 577.073

#### Storm water control

Certain counties and cities, administration of funds, 644.031

Disbursal of funds directly to certain counties and cities, 644.031

Streams, contamination, misdemeanor, 252.210

Subdivision, defined, 644.150

Surface coal mining and land reclamation standards, 444.855

# Unlawful acts, penalties

Attorney general or prosecutor to represent

department, 644.076

Criminal penalty, 644.076

Exceptions, 644.076

False statements, 644.076

Fines, amount, 644.076

Injunction, when, 644.076

Negligent acts, 644.076

Penalties, 644.076

Venue, 644.076

## Variances to permit structure

Bond, required, amount, 644.061

Burden of proof on petitioner, 644.061

Filing fee, 644.061

Granted, when, 644.061

Hearing may be held or may be granted without,

644.061

Investigation of request for variances, time

limitation, 644.061

Judicial review of all final orders, when, 644.071

Petition filed with commission to request, 644.061

Procedure, 644.061

Public hearing required, when, 644.061

Revocation of variance, when, 644.061

Variances, authorized, 644.061

## WATER POLLUTION (CH. 644) — cont'd

Violation of standards or rules, investigation procedure, 644,056

#### Violations

## Administrative penalty

Amount to be determined by rule, 644.079

Appeal, effect, 644.079

Civil action precluded by administrative penalty, exception, 644.079

Commission, clean water, duties, 644.079

Deposit of penalty in general revenue, 644.079

Judicial review, when, 644.079

Minor violation, defined, not to be imposed for, 644.079

Payment due, when, 644.079

Surcharge authorized, forfeiture to pay, due when, 644.079

Time limitation to assess violation, 644.079

Trial de novo in jurisdiction of violation, 644.079

#### Permits

Abatement orders, when, 644.056

Appeal, effect, hearing held, when, 644.056

Final order, notice to be given, how, 644.056

Hearing, notice, procedure, 644.056

Investigations, when, 644,056

Misrepresentation or failure to disclose a

violation, 644.056

Permits terminated, when, 644.056

Terminated on violation, procedure, 644.056

Violators, state and subdivisions may not contract with, 644.091

# Wastewater treatment local sales tax (Christian and Greene Counties)

Authorized when, 644.034

Ballot language, 644.034

Bond option, 644.034

Procedures, imposition and collection, 644.034

Rate, 644.034

Refunds, authorized, 644.034

Revenue, purposes for which used, 644.034

Trust fund established, 644.034

## Wastewater treatment plants, fees

Construction permit, 644.053

Effective date of permit and construction fees,

644.054

Expiration of permit and construction fees, 644.054

Fund, natural resources protection fund, fees

deposited, 644.055

Permits, 644.052

Rules and regulations, 644.054

Variances granted, when, 644.054

Violation failure to pay, penalties, collection action

by attorney general, 644.055

# Water and wastewater loan fund

Clean Water Act projects, eligibility for, 644.122

Deposits, 644.122

Disbursements, 644.122

Drinking water projects, 644.122

# Drinking water revolving fund

Established, 640.107

# WATER POLLUTION (CH. 644) — cont'd

# Water and wastewater loan fund — cont'd Drinking water revolving fund — cont'd

Projects eligible, 640.107

Purpose of federal Safe Drinking Water Act, grants and loans, 640.107, 644.122

Safe Drinking Water Act, assistance available, 640.107

Subfund of wastewater fund established, 640.107 Training and technical assistance provided to certain public water systems, 640.107

Established, 644.122

Exempt from transfer to general revenue, 644.122 Investment, 644.124

Public drinking water to include, 644.122

Purposes for use, 644.122

Safe Drinking Water Act projects, eligibility for, 644 122

Water pollution control projects to include, 644.122 Water pollution control, board of fund commissioners authorized to borrow an additional \$10,000,000, 644.578, 644.581, 644.584

#### WATER RESOURCES

Clean water commission to consider impact of groundwater contamination on drinking water, natural springs and public water supply, 644.143 Contamination, crime of, penalty, 577.078 Drought relief, emergency, funding assistance, 644.564

Funding for water pollution control, 644.564 Landowners right to private water systems protected, 640.648

# Multipurpose water resources program for water supply and storage projects

Ballot form, 256.445

Bonds, procedure to issue, 256.445

Citation of law, 256.435

Contributions, grants, may be received for construction or renovations, costs limitation, 256.443

Definitions, 256.437

Plan, content, approval of plan by director, requirements, 256.443

Rules authorized, 256.447

State may participate in projects, when, 256.440 Taxes submitted to voters, rate of tax, collection, 256.445

Voter approval to incur debt, issue bonds, levy and collect taxes, 256.445

Water resource program established, 256.440

# Water supply and sewer systems, grants by state

Appropriations made to department of natural resources to administer, 640.610

Eligible projects, 640.605

Flood impacted-communities, exception to grant, limitation, 640.620

Limitation on grants, exception, flood-impacted communities, 640.620

Primary financial source of funds must be obtained before applying for grant, 640.615

#### WATER RESOURCES - cont'd

# Water supply and sewer systems, grants by state — cont'd

State may make direct grants, 640.600

Water supply systems, funding assistance, 644.564 Water supply systems, loans, state assistance by

# linked deposit program, 30.750 to 30.765 WATER RESOURCES BOARD

See WATER POLLUTION, subheading, Clean Water Commission

## WATER RESOURCES LAW (CH. 640)

\* See also WATER SUPPLY; WATERWORKS

Citation of law, 640,400

Conflict of duties, effect, 640.435

Definitions, 640.403

Interagency compact, duties of department of natural resources, 640.405

Interagency task force established, members, who shall serve, meetings, purpose, 640.430

Interagency task force, consulting duties, 640.418 Interstate use of water and interstate compacts, duty of department, consultation with general assembly and agencies affected, 640.405

Judicial review from final orders of department procedure, 640.435

Landowners right to private water systems protected, 640.648

Multipurpose water resource program renewable water program fund, 256.438

Orders, judicial review, when, procedures, 640.435

## Plan, state water resources

Established by department for use of surface and groundwaters, 640.415

Powers of department to require certain information and reports, 640.415

Report, annually, content, 640.415, 640.426 Report by department, annually, content, 640.415, 640.426

## Special water protection areas

Boundaries to be set, 640.418

Definition, 640.403

Information program established, purpose, department's duties, 640.420

Interagency task force, consultation, 640.418

Notification, cities and counties, within area, 640.418

Order issued, when, content, 640.418

Procedure to establish, 640.418

Public hearing or meeting, 640.418

Removal from designation as protection area, when, 640.423

Special water protection area, defined, 640.403

## Surface and groundwater

Groundwater, defined, 640.403

Inventory to be maintained on ground and surface water uses, quantity and users, 640.412

Monitoring program, purpose, duties of department, 640.409

Plan, state water resources established for use of surface and ground waters, report, 640.415

## WATER RESOURCES LAW (CH. 640) — cont'd

Surface and groundwater - cont'd

Surface water, defined, 640.403

#### WATER SUPPLY

\* See also NATURAL RESOURCES, DEPARTMENT OF

## Aid in financing, grants by state

Appropriations made to department of natural resources to administer, 640.610

Criteria for grant, 640.615

Eligible projects, 640.605

Flood impacted-communities, exception to grant, limitation, 640.620

Limitation on grants, exception, flood-impacted communities, 640.620

Primary financial source of funds must be obtained before applying for grant, 640.615

State may make direct grants, 640.600

Backflow prevention assembly tester, political subdivisions may set additional standards for, 640.100, 650.295

## **Board of fund commissioners**

Construction and finance of improvements for rural water and sewer projects, borrowing of additional \$10.000.000 authorized. 644.568

Construction and finance of improvements for rural water and sewer projects, borrowing of additional \$20,000,000 authorized, 644.574, 644.575

Construction and finance of improvements in water facilities, borrowing of additional \$10,000,000 authorized, 644.572, 644.573

Construction and finance of improvements in water facilities, borrowing of additional \$2,500,000 authorized, 644.566

Construction and finance of stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$20,000,000, 644.577

Construction and finance of stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$40,000,000 authorized, qualifications and proced

Construction and finance of stormwater control plans, disbursal of moneys directly to certain districts, 644.570, 644.576, 644.577

Stormwater control plans, borrowing of additional \$20,000,000 authorized, 644.577

Water pollution, drinking water, stormwater, borrowing of additional \$10,000,000 authorized, 644.572, 644.573

Water pollution, drinking water, stormwater, borrowing of additional \$15,000,000 authorized, 644,566

Bond issues authorized for purpose of aid, 644.564 Cities authority to contract for, 71.530, 71.540 Cities, fourth class, 88.773

Contamination, crime of, penalty, 577.078 Distribution, territorial agreements authorized, procedure, 247.172

#### WATER SUPPLY - cont'd

## Drinking water revolving fund

Established, 640.107

Projects eligible, 640.107

Purpose of federal Safe Drinking Water Act, grants and loans, 640.107, 644.122

Safe Drinking Water Act, assistance available, 640.107

Training and technical assistance provided to certain public water systems, 640.107

Drinking water supply lake authority, Sullivan and

Christian counties, 67.4500 to 67.4520

Drought relief, emergency assistance, 644.564

Fees for cost of tests, amount, 640.100

Fluoridation modification, public water systems to notify department and customers, 640.136 Fund, defined, 256.280

Fund, Missouri water development, created, use, 256.290

Grants and loans for rural water and sewer, board of fund commissioners may borrow additional \$10,000,000 for, 644.579, 644.582, 644.585 Hotels, how regulated, 315.024

Laboratory services, fee, amount, expires when, 640.100

Landowners right to private water systems protected, 640,648

Lead free material to be used in construction or repair of waterworks system or buildings connected to waterworks, exception, 640.120

## Loans, state assistance by linked deposits

Application, content, certification of use of loan, 30.756

Certification by institution of applicant's eligibility, 30.756

Definitions, 30.750

Deposit of linked deposit to mature, when, 30.758

Eligible use of loan, 30.756

Interest rate, how set, 30.760

Limitation on investment, 30.753

Linked deposit, renewal, limitation, 30.758

Payment of loan, state and treasurer not liable, 30.765

Proceeds to be used for authorized purposes, failure, effect, return of unused funds and repayment of funds improperly spent, 30.760

Report, contents, state treasurer, duties, 30.760 Lodging establishments, how regulated, 315.024

Mains, third class cities, 88.650 to 88.663

# Major water users

Cities, towns and villages furnishing report may charge fee on tax bill for improvements, 71.287

Cities, towns and villages, voluntary reports to division, content, 71.287

Common law water rights, law not to limit, 256.430 Definitions, 256.400

Exemptions, 256.405

Gifts and grants to departments, 256.430 Information to be compiled by division, to determine water needs, staff limitation, 256.425

#### WATER SUPPLY - cont'd

#### Major water users — cont'd

Injunctions, dissolved when, 256.415 Inspection by state geologist, court order if permission refused, 256.420

Law applicable to certain water usage, exemptions, 256.405

Major water users, defined, 256.400 Nuisance, declared as, when, 256.415

Purposes, 256.405

Registration, withdraw or diverting water, filed where, content, 256.410

Withdrawal or diversion, limitation on, Southeast Missouri regional water district, 256.433

Motels, how regulated, 315.024

Nonprofit water companies, 393.900 to 393.954

Pollution, see WATER POLLUTION

Public water system, defined, 640.102

#### **Public water systems**

Administrative penalty, 640.131

Alteration of system, 640.115

Clean water commission to consider impact of groundwater contamination on drinking water and public water supply, 644.143

Construction of systems, financial assistance, 640.140

Continuing operating authority, requirements, 640.115

County water service line fee, St. Louis County, collection, purpose, administration, vote required, 66 405

Emergency orders, appeal, procedure, 640.130 Emergency orders, endangered public safety, injunction, fine, 640.130

Exemptions, variances, may be authorized, 640.120 Fluoride, department not to promulgate rules, 640.135

Funds authorized for drinking water, pollution and storm water control, 644.509

Information required to be furnished, 640.115 Inspection, denial of entry, effect, 640.120

Investigation by department, information to be furnished, 640.125

Jackson County, municipal water customers may retain municipal service even if public water supply district claims exclusive right to provide, 91.055

Notice to users, noncompliance exemptions, variances, 640.125

Permit of approval required, 640.115

Permits, appeal by aggrieved persons, 640.115 Plans and surveys, filed where, 640.115

Project assistance for Clean Water Act and Safe Drinking Water Act projects for drinking water or water pollution control, 644.101

Project assistance for construction of public drinking water and pollution control by state, 644.101

Quality, natural resources to control, 640.010 Reports of all tests required, 640.125

#### WATER SUPPLY - cont'd

#### Public water systems — cont'd

Rules and regulations, see NATURAL RESOURCES, DEPARTMENT OF

Source water of public water systems, duties of department, petition program authorized, 640.137 St. Louis County water service line fee, collection,

purpose, administration, vote required, 66.405 Tests required, entry for inspection notice, 640.120

Violations, administrative penalties, 640.131 Publication, water quality of community, report by

department of natural resources, content, annually, 640.120

Real estate subdivision with approved installation of water lines, certain district not to refuse water (Jackson County), 247.227

Regulation by cities, authority, 71.700, 71.710

Regulations, noncompliance, penalty, 192.320

Reports of supplies, approval, 640.115

Resorts, how regulated, 315.024

Rules for quality, procedure, 640.100

Rural water and sewer grants and loans, board of fund commissioners may borrow additional \$10,000,000 for, 644.579, 644.582, 644.585

Safe drinking water commission, rules for quality, testing, certification of laboratories, fees, 640.100 Sale or lease, special charter cities, 81.190

Samples to be collected at tap in private property, permission required, 640.120

#### Sewer and water lines

Public roads, when permitted, limitations and requirements, 67.1848

Sewer districts may establish, construct, maintain and operate a public water system, requirements, procedure, 249.900

Source water of public water systems, duties of department, petition program authorized, 640.137

#### Storage

Dry fire hydrant purchases, tax credit, amount, requirements, procedure, expiration, reporting, 320.092, 320.093

Municipal and industrial, purchase, 256.290 Projects, municipal and industrial, 256.300 to 256.320, 256.340

Rights of political subdivisions to contract for reserved, 256.350

Tax credit accountability act of 2004, 135.800 to 135.830

Water storage for dry hydrants, tax credit, amount, requirements, procedure, expiration, reporting, 320.092, 320.093

Subdivision, defined, 644.150

Survey of state resources, state geologist, 256.060 Tampering with, penalty, 577.150

Territorial agreements, water suppliers, procedure, 247.172

Tests and analysis, departments of natural resources and health to make, 640.100

Tests of quality may be made by laboratories certified by department of natural resources, 640.100

#### WATER SUPPLY — cont'd

Tests required, when, 640.120

Tourist camps, how regulated, 315.024

Towns and villages, power, 80.090

Tracing, registration required, 256.621

Water quality requirements, new, grandfathering provision, 644.029

Water quality testing, voluntary reporting by permit holders, department to notify local health department, 640.128

#### Water resources law

Citation of law, 640.400

Definitions, 640.403

Interagency compact, duties of department of natural resources, 640.405

Interagency task force established, members, who shall serve, meetings, purpose, 640.430

Interagency task force, consulting duties, 640.418 Interstate compact, duties of department of natural resources, 640.405

Interstate use of water and interstate compacts, duty of department, consultation with general assembly and agencies affected, 640.405

Interstate use of water, duties of department of natural resources, consultant with general assembly and agencies, 640.405

Judicial review from final orders of department procedure, 640.435

Orders, judicial review, when, procedures, 640.435

#### Plan, state water resources

Established by department for use of surface and groundwaters, 640.415

Powers of department to require certain information and reports, 640.415

Report, annually, content, 640.415

Report by department, annually, content, 640.426

#### Special water protection areas

Boundaries to be set, 640.418

Definition, 640.403

Information program established, purpose, department's duties, 640.420

Interagency task force, consultation, 640.418 Notification, cities and counties, within area, 640.418

Order issued, when, content, 640.418 Procedure to establish, 640.418

Public hearing or meeting, 640.418

Removal from designation as protection area, when, 640.423

#### Surface and groundwater

Groundwater, defined, 640.403

Inventory to be maintained on ground and surface water uses, quantity and users, 640.412

Monitoring program, purpose, duties of department, 640.409

Plan, state water resources established for use of surface and ground waters, report, 640.415 Surface water, defined, 640.403

Water supply systems, qualities in each community, 640.120

#### WATER SUPPLY - cont'd

#### Water resources law — cont'd

Water, territorial agreements authorized, procedure, 247.172

Well installation board created, members, qualifications, 256.605

Wells and pump installations threat to groundwater, subject to regulation, 256.620

#### WATER SUPPLY DISTRICTS

Airline companies tax, apportionment, 155.050, 155.060

Annexed municipal territory, water service to, agreement may be developed, procedure, 247.165 Appropriations made to department of natural resources to administer, 640.610

#### Bonds

Certification, effect of, 108.240

Interest rate, sale price, 108.170

Issue of general obligation bonds if not required by petitioners forming a new water supply district, procedure, 247.040

Joint venture, 644.375

Bonds and debt, outstanding, proportion authorized, calculation based on assessed valuation of real and tangible personal property in the area, 247.171

#### Bonds, notes, other evidence of indebtedness

Agents, Missouri banks to serve, exception, 108.175

Banks may serve as agents, requirements, exception, 108.175

Facsimile signature, requirements, 108.175 Forms authorized, 108.170

Officer, facsimile signature on issue, replaced by another officer, effect, 108.175 Seals, 108.175

Cities with existing water services may join, when, 247.030

Construction and finance of improvements for rural water and sewer projects, borrowing of additional \$10,000,000 authorized, 644.568

Construction and finance of improvements for rural water and sewer projects, borrowing of additional \$20,000,000 authorized, 644.574, 644.575

Construction and finance of stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$20,000,000, 644.577

Construction and finance of stormwater control plans in first class counties and in the city of St. Louis, borrowing of additional \$40,000,000 authorized, qualifications and proced

Construction and finance of stormwater control plans, disbursal of moneys directly to certain districts, 644.570, 644.576, 644.577

#### County

#### Annexation

Court may order annexation when finds in the public interest, 247.030

Procedure, subdistricts, 247.030

Publication of notice, not required, when, 247.030

#### WATER SUPPLY DISTRICTS - cont'd

#### County - cont'd

#### Annexation - cont'd

Territory among contiguous districts, authorized when, 247.030

#### Bonds

Interest rate, sales price, 108.170

Issuance, procedure, 247.130

Issue of general obligation bonds if not required by petitioners forming a new water supply district, procedure, 247.040

Borrowed money, authority for, 247.130

Boundaries, extension, procedure, 247.030

Condemnation, procedure, 247.210

Consolidation procedure, decree of court filed when, fees, 247.217

Costs of proceedings, how borne, 247.040

Declaration of purpose of law, 247.010

Delinquencies, penalties, 247.110

#### **Detachment from district**

Annexed to city, 247.170

Petition for territorial detachment form, content, 247 031

Proposal fails, resubmitted, when, 247.170

Subdistrict boundary lines changed by court, effective when, 247.031

When, procedure, costs, 247.031

#### Directors, board of

Appointment, when, terms, 247.060

Attendance fee, 247.060

Bonds of employees, 247.080

Bonds, issuance, duties, 247.130

Cities, sale of equipment to, duties, 247.160

Contracts, how made, 247.080

Duties, 247.100

Election for board members, held when, ballot to be nonpartisan, 247.060

Meet and organize, when, 247.070

Meeting absences, deemed vacation of seat, when, 247.060

Meetings, how and when held, 247.080

Officers, election, terms, 247.070

Power to sell property, procedure, 247.085

Powers and duties, generally, 247.080

Qualifications of members, terms of office, 247.060

Quorum, majority constitutes, 247.090

Rates and charges, duties, 247.110

Refunding bonds, duties, 247.150

Residency in subdistrict, requirement, exception, 247.040

Residency requirements, exception, 247.040, 247.060

Revenue bonds, duties, 247.140

Sale of property, funds, disposition, 247.085

Seal, 247.080

Suspension of members, when, 247.060

Taxes, levy and collection, duties, 247.120

Treasurer, duties, bond, 247.100

Vacancies, how filled, 247.060

#### WATER SUPPLY DISTRICTS - cont'd

#### County - cont'd

#### Directors, board of - cont'd

Warrants, how issued, 247.100

Dissolution and sale of equipment, disposition of, proceeds, 247.215

Dissolution, procedure, conditions, 247.220

#### Election

Bond issue, notice, how conducted, 247.130

Bond issues, held when, 247.180

Bond issues, percentage of qualified voters

required to pass, 247.130

Detachment of part, 247.170

Detachment proposal, fails, resubmitted, when, 247.170

Held, when, 247.180

No election required if there is no candidate or only one candidate in any subdistrict, 247.180

Emergencies, access to water supply granted, when, 320.095

Formation, procedure, 247.040

Highways, laying of mains in, procedure, 247.200 Lien, on land for delinquencies when, procedure, 247.110

Mains and equipment, sale, procedure, 247.160 Mains may be placed in streets and highways, 247.200

Number to be assigned, 247.020

Petitioners for new water supply district not requiring authority to issue general obligation

bond, procedure, 247.040

Political corporations, 247.020

Powers, generally, 247.050

Rates and charges, how fixed, 247.110

Real estate subdivision with approved installation of water lines, certain district not to refuse water (Jackson County), 247.227

Refunding bonds, issuance, 247.150

Revenue bonds, issuance, 247.140

Sale of equipment to cities, procedure, 247.160 Sale of plant and equipment, condition procedure, 247.215

Sale of property to city furnishing water, procedure, 247.085

St. Louis County water service line fee, collection, purpose, administration, vote required, 66.405 Streets, laying of mains in, procedure, 274.200

#### Tax

Authority to levy, limitations, 247.050 Levy and collection, procedure, 247.120

To pay bonds, how levied, limits, 247.130 Territory, what may be included, 247.030

Water service inquires of multi residential or commercial development construction to give notice to city and district, when, content, 247.228

Depositaries of funds, requirements, selection, 110.010, 110.020

Detachment, order, costs, 247.160

Dissolution when no particular statutory method specified, 67.950

#### WATER SUPPLY DISTRICTS - cont'd

Eligible projects, 640.605

Emergencies, access to water supply granted, when, 320.095

Enlargement of boundaries, procedure, 247.030 Flood impacted-communities, exception to grant, limitation, 640.620

Fluoridation modification, public water systems to notify department and customers, 640.136

Jackson County, municipal water customers may retain municipal service even if public water supply district claims exclusive right to provide, 91.055

#### Joint municipal utility commission

Additional municipalities and districts may become parties, procedure, 393.710

Audit, annual, contract to provide for, 393.710 Board of directors, appointment, number, term, vacancies, duties, 393.710

Board of directors, voting requirement for board action, quorum, 393.710

#### **Bonds**

#### Election

Conducted how, ballot form, expense, 393.760 Issuance, prior actions required, notice, contents, alternate procedure, 393.760 Vote by municipalities participating in project, 393.760

Expenses, how paid, 393.760

Facsimile signature of officer permitted, 393.725 Form, content, 393.725

Issuance, authorized how, procedure, 393.725 Obligation of commission only, 393.725

Payable at places within or without state, 393.725 Public hearing in each municipality participating in project, 393.760

Public sale, exception, private sale, when, 393.725

Resolution, authorizing requirements, contents, 393.730

Revenue bonds only to be issued, 393.725 Signature of ex officer on bond, effect, 393.725 Temporary bonds, permitted, exchange for definite bonds, when, 393.725

Budget, establishing and maintaining contract to provide for, 393.710

Contract, specify manner to permit additional parties, 393.710

Contract, to establish, contents, terms, 393.710 Distribution, or purchase, outside state services, electric power, energy, gas, water, sewer, 393.715 Eminent domain, authority, 393.715

Established, by contract, contents, purposes, 393.710

Financing, contract to specify manner of, 393.710 Liabilities and rights, of parties existing prior to entering contract, effect, 393.710

Powers of commission, 393.715

Purchase agreements authorized, terms, not to constitute debt, of municipality, 393.770

#### WATER SUPPLY DISTRICTS - cont'd

#### Joint municipal utility commission - cont'd

Purchase agreements, defaults by purchaser, effect, 393.770

Purchase of private water utility serving beyond city limits, effect, 393.715

Rates, authority to fix, revise, 393.715

Resolution, authorizing bond requirements, contents, 393.730

Successorship, continued and new service authorized, when, 393.715

Transmission line, location restricted, 393.715

Water distribution within area of water corporation under public service commission prohibited, exception, 393.715

Water service beyond limits of municipalities, allowed when, 393.715

Joint municipal utility commission act, see PUBLIC UTILITIES

Large water public utilities, acquisition of small water utility, establishment of ratemaking rate base, procedure, 393.320

Limitation on grants, exception, flood-impacted communities, 640.620

#### Loans, state assistance by linked deposits

Application, content, certification of use of loan, 30.756

Certification by institution of applicant's eligibility, 30.756

Definitions, 30.750

Eligible use of loan, 30.756

Interest rate, how set, 30.760

Limitation on investment, 30.753

Linked deposit of linked deposit to mature, when, 30.758

Linked deposit renewal, limitation, 30.758 Payment of loan, state and treasurer not liable, 30.765

Proceeds to be used for authorized purposes, failure, effect, return of unused funds and repayment of funds improperly spent, 30.760

#### Metropolitan

Bonds, authority to issue, procedure, election, 257.550

Bonds, payable, interest, execution, denomination, when, 247.580

Boundaries, changes, procedure, effect, 247.520 Condemnation, right, 247.440

Counties, 247.230

Current revenue bonds issued when, 247.590

#### Decree of incorporation

Effective when, 247.350 Filing, fee, effect, 247.370

Final, when, 247.360

Delinquent taxes, procedure for collection, 247.510

#### Directors, board of

Additional tax levy, may make when, 247.490 Appointment, term, first board, 247.350 Audits, duty to make, 247.420

Compensation of members, 247.410

#### WATER SUPPLY DISTRICTS - cont'd

#### Metropolitan — cont'd

#### Directors, board of - cont'd

Election, procedure, 247.430

Financial statement, how made, filed, 247.400

Meetings, quorum, 247.420

Oath, bond, 247.380

Organization, officers, 247.390

Powers, generally, 247.440

Removal of members, 247.410

Tax levy, certification after election, 247.480

Taxes, authority to levy and collect, 247.450

Taxes, levy, duties, 247.460, 247.470

Treasurer, duties, bond, 247.400

Vacancies, how filled, 247.420

Dissolution, effect, 247.640

Dissolution, proceedings, 247.620, 247.630

Election to accept, how held, notice, 247.350

Election, tax levy, 247.470

Elections, when held, 247.600

Emergencies, access to water supply granted, when, 320.095

Exclusion of property, procedure, 247.530

Funds, transfer provisions, 247.560

General obligation bonds, issuance, 247.560

Hearings, priority in circuit court, 247.660

Incorporation, 247.250

Mains, laying, 247.440

Notice defective, effect, procedure, 247.650

#### Organization

Appeal prohibited, 247.330

Deposit for costs, 247.280

Hearings, when held, notice, 247.290

Jurisdiction of circuit court, 247.300

Order approving, to include what, effect, 247.340

Protest to petition, filing, content, 247.320

#### Petition to form

Amendment, defects, effect, 247.310

Contents, 247.270

Dismissed when, costs, 247.330

Signatures, filing, 247.260

Purpose of law, 247.230

Rates, how fixed, 247.440

Sale of water outside district, prohibited, 247.670

#### Sewage treatment facility

Construction, operation, maintenance, authority to establish, 247.445

Petition to circuit court, content, 247.445

Procedure to establish, 247.445

Voter approval not required, 247.445

Special revenue obligation bonds, issuance, 247.570

#### Taxes

Collection, lien, 247.500

#### Levy

Certification to county commission, 247.470

Limits, 247.350

Procedure, rate, 247.460

Property subject to, 247.540

Territory, what may be included, 247.240

#### WATER SUPPLY DISTRICTS - cont'd

#### Metropolitan — cont'd

Trustee, after dissolution, appointment, bond, duties, 247.640

Nonprofit water companies, 393.900 to 393.954

Not for profit corporation, may incorporate as,

Open meetings and records law, see OPEN

MEETINGS AND RECORDS LAW

Outstanding bonds and debt, proportion authorized,

basis for calculation, 247.171

Primary financial source of funds must be obtained

before applying for grant, 640.615

Project assistance for Clean Water Act and Safe

Drinking Water Act projects for drinking water or

water pollution control, 644.101

Project assistance for construction of public drinking water and pollution control by state, 644.101

#### Railroad tax

Apportionment, 151.080

Levy, 151.140

Local assessment and rate certified, 151.120

Receivership, water corporations, procedure, 393.145 Records to be available to sewer districts, when,

249.645

River basin conservancy districts law, effect,

cooperation, 257.320

Service lines, repair programs, fee, ballot language, 67.319

Sewer districts may establish, construct, maintain and operate a public water system, requirements,

procedure, 249.900

Sewer treatment facilities, construction and

maintenance, when, procedure, 247.035

State may make direct grants, 640.600

Storage, right reserved to contract with federal government, 256.350

Stormwater control plans, borrowing of additional \$20,000,000 authorized, 644.577

Stormwater control plans, contingent effective date, 644.571

Territorial agreements, water suppliers, procedure, 247.172

Water quality requirements, new, grandfathering provision, 644.029

Water service lines within right-of-way, new installation, requirements, 319.033

Water supply and sewer systems, state aid, grant criteria, 640.615

Water supply district, defined, joint municipal utility commission act, 393.705

Water, territorial agreements authorized, procedure, 247.172

#### WATERCOURSE

All-terrain vehicles (ATVs) prohibited on,

exceptions, 304.013

County boundary, how fixed when bounded by watercourse, 46.010

Dams established thirty years, riparian right, 236.255

#### WATERCOURSE - cont'd

Dams, construction without authority, penalty, 236.270

Improvement, construction of levees, cities over 100,000, 70.330, 70.340

Missouri River, interstate compact to develop barges, Iowa, Missouri, Kansas, Nebraska, 237.400

Third class cities, control, 77.140

Township lines, established surveys, 46.010 Utility vehicles prohibited on, exceptions, 304.032 Watercraft, operation upon, regulation, 306.020 to

306.150, 306.170 to 306.210

#### WATERCRAFT

See BOATS

#### WATERSHED PROTECTION

See SOIL AND WATER CONSERVATION DISTRICTS LAW

#### WATERWAYS

Alcoholic drinking devices and containers, prohibited on rivers, penalty, 306.109

Boating safety, identification card required, when, temporary card authorized, 306.127

Contamination, crime of, penalty, 577.078

Natural streams or waterways, procedure for counties to adopt, resubmission to voters, when, 64.975

#### WATERWORKS

Appropriations made to department of natural resources to administer, 640.610

Backflow prevention assembly tester, political subdivisions may set additional standards for, 640.100, 650.295

Bonds for erection or purchase, city may issue, 95.405

#### Cities

## Billing, sewers and water service, owners and occupants

Action by sewer district to collect for services authorized against owner and occupant, 250.140

Attorney fee to be set by court, 250.140

Payment delinquency, 250.140

Service deemed to be to both owner and occupant, 250.140

Termination of service notice to occupant and to owner, when, 250.140

Termination of service notice to owner to be requested in writing by owner, 250.140

Termination of water service for nonpayment, 393.016

Fluoridation modification, public water systems to notify department and customers, 640.136 Fourth class, 79.380

Generally, 250.020 to 250.100, 250.120, 250.140, 250.190 to 250.250

Powers, 250.231

Private property, right to enter and survey, when,

Rules and regulations authority, 250.231 Third class, commission form, franchises, 78.190 Third class, may construct, 88.633

Eligible projects, 640.605

#### WATERWORKS — cont'd

Fees for cost of tests, amount, 640.100

Flood impacted-communities, exception to grant, limitation, 640.620

Indebtedness, incurrence, limits, procedure, 95.130 Inspection for quality, 640.100

Laboratory services, fee, amount, 640.100

Lead free material to be used in construction or repair of waterworks system or buildings connected to waterworks, exception, 640.120

Limitation on grants, exception, flood-impacted communities, 640.620

Municipally owned, see CITIES, TOWNS AND VILLAGES; particular classes of cities under appropriate headings

Nonprofit water companies, 393.900 to 393.954 Primary financial source of funds must be obtained before applying for grant, 640.615

Project assistance for Clean Water Act and Safe Drinking Water Act projects for drinking water or water pollution control, 644.101

Project assistance for construction of public drinking water and pollution control by state, 644.101

Public water system, defined, 640.102

Public water system, fluoridation modification, notice required, 640.136

Publication, water quality of community, report by department of natural resources, content, annually, 640.120

Rates, established by PSC not to change terms of employment subject to collective bargaining, 386.315

Rules and regulations, see NATURAL RESOURCES, DEPARTMENT OF, subheading, Water Supply

Safe drinking water commission, rules for quality, testing, certification of laboratories, fees, 640.100 Samples to be collected at tap in private property, permission required, 640.120

Sewer districts may establish, construct, maintain and operate a public water system, requirements, procedure, 249.900

Source water of public water systems, duties of department, petition program authorized, 640.137

State may make direct grants, 640.600

Tests and analysis, departments of natural resources and health to make, 640.100

Tests of quality may be made by laboratories certified by department of natural resources, 640.100

Tests required, when, 640.120

Water service inquires of multi residential or commercial development construction to give notice to city and district, when, content, 247.228 Water supply and sewer systems, state aid, grant criteria, 640.615

#### WEAPONS

\* See also CONCEALED WEAPONS; DEADLY WEAPONS; FIREARMS

Emergency, state of, no restrictions on firearms or ammunition permitted, 44.101

#### WEAPONS - cont'd

Firearms or ammunition manufacturer or dealer, frivolous actions by political subdivision, 67.138 Firearms, ammunition, legislation preemption by general assembly, exceptions, 21.750

Firearms, ammunition, no cause of action against manufacturer or dealer, when, 21.750

Frivolous actions against firearms or ammunition manufacturer or dealer by political subdivision, 67.138

Gunshot wounds, duty to report, certain professions, immunity, violation, penalty, 578.350

Hunter injuring person mistaken as game, judicial review, 252.043

## Injuries inflicted on another person mistaken for game

Hearing, procedure, 252.043 Hunter safety course required, 252.043 License revoked, 252.043 Penalties, 252.043

License to hunt revoked for injuring another mistaken as game, hearing procedure, 252.043

Nuisance, not deemed, when, 21.750

Prisoners, county jails, furnishing or attempting to furnish, concealment, penalties, 221.111

School discipline policy, mandatory suspension, student not deemed a dropout, 160.261

Search warrant for, 542.271

Shooting, failure to report, penalty, 577.068

#### WEARING APPAREL

Exemption from execution, when, 513.430 Sunday sales prohibited, penalty, exceptions, 578.100 Tenement-made, restrictions, 292.560; violation, penalty, 292.570

#### WEEDS

#### **Brush removal**

Certain township counties, county option, 263.247 County roads, certain counties, county commission may remove, procedure, 263.245

Discontinuance of enforcement of brush control program, 263.247

#### Canada and Scotch thistles

St. Louis city, law applies, 263.200 Violation, certain section, penalty, 263.240 County commission, duties and powers to control,

County commission, duties and powers to control 263.200

County roads, certain counties, brush to be removed, when, 263.245

County roads, to be cut, when, 61.243 Johnson grass, see JOHNSON GRASS

Marijuana, duty of owner to destroy, 263.250

Marshal may order abatement, when, 71.285

Notice by county commission before county may control, 263,200

#### Noxious weed control areas

Board, members, terms, 263.454 Chemicals, approval of required, 263.464

#### County weed control board

Appointment, 263.454 Creation, 263.454

#### WEEDS - cont'd

#### Noxious weed control areas — cont'd County weed control board — cont'd

Duties, 263.456

Election procedure, 263.452

Election, Johnson grass extermination area, conversion of, 263.474

Fund, may be established, 263.468

Inspection of lands, 263.456

Johnson grass area, conversion to noxious weed area, 263.472

Johnson grass, extermination area, prohibition against declaration, 263.470

Notice after election, 263.454

Nuisance, declaration of, 263.460

Standards of control, 263.474

Termination of, 263.466

Noxious weed seeds, defined, 266.021

Noxious weeds, owners to control, 263.190

Nuisance abatement ordinances, debris or noxious weeds on property, effect of failure to remove nuisance, penalty, 67.398

Prohibited seeds, defined, 266.021

#### Railroads

Public grade crossings to be cleared of vegetation and underbrush, 389.665

Right-of-way to be cleared, 389.665

Removal, cities, 71.285

Seeds, defined, 266.021

Special tax, collection, lien against property for control by county, 263.200

State agency purchasing nondomestic seeds containing noxious weeds, liability, 263.243

Violation of certain provisions relating to, misdemeanor, 263.240

Weed control board, Johnson grass areas, 263.257

#### WEIGH STATIONS

Appointment of personnel by superintendent of highway patrol, 304.230

Cargo and driver inspection, when, 304.230

Commercial vehicle inspectors, powers, 304.230

Enforcement officers, authority, 304.230

Inspectors, commercial vehicles not authorized to bear arms, 304.230

Powers of weigh station personnel, 304.230

#### WEIGHTS AND MEASURES (CH. 413)

Advertising packaged commodity stating retail price, quantity, also required on package, 413.165

Bulk sales, delivery ticket required, when, content, 413.125

Buyer falsifying amount taken, penalty, 570.140 Calibration of weights and measures as prescribed by national institute of standards and technology, 413.045

#### Coal mines

Inspection, fraudulent weighing, penalties, 293.430 Weighing regulations, 293.420

Complaints, investigations by director, 413.130

## WEIGHTS AND MEASURES (CH. 413) — cont'd Deceptive business practices

Buyer takes more than represented quantity when he furnishes weight or measure, 413.115

Delivers or sells less than represented quantity, 413.115

Devices for falsely determining quality or quantity, 413.115

Misrepresentation of quantity or price, 413.105 Misrepresents quantity or price, 413.115

Sale of misbranded commodities, 413.115

Definitions, 413.005

Delivery ticket required for bulk sales, when, content, 413.125

Device for false weight measure, possession, use, penalty, 570.140

# Devices for measuring that are exempt from weights and measures law

Fuels, gasoline, diesel fuel, heating oil, kerosene, jet fuel, 413.226

LPG or natural gas, 413.226

Meters for gas, water or electricity, 413.226

Directors of division, powers and duties, see

WEIGHTS AND MEASURES, DIVISION OF

#### Division

Created, 413.015

Definitions, 413.005

Department of agriculture, division to be a part of, 413.015

#### Director

Compensation and expenses, 413.015

Complaints, investigations by director, 413.130

Concurrent power with city and county appointed officials, 413.085

Duties, generally, 413.065

Enforcement of laws and regulations, powers of the director, 413.075

Impersonation of, prohibited, 413.195

Investigations by director, when, 413.130

Jurisdiction of county and city officials, 413.085 Powers, 413.075

Functions, 413.015

Impersonation of director, or inspectors, prohibited, 413.195

Interference with officials performing duties, 413.135

Investigations by superintendent, when, 413.130 Jurisdiction of county and city officials, 413.085 Staff, expenses, 413.015

Division of weights and measures, see WEIGHTS AND MEASURES, DIVISION OF

Dual declaration, advertising packaged commodity, requirements, 413.165

Enforcement of laws and regulations, powers of the director, 413.075

Fees, rate, due at time of inspection, failure to pay, effect, penalty, 413.225

Grain movements, scale tickets issued when, contents, 411.518

Information required on packaging for sale, 413.145

#### WEIGHTS AND MEASURES (CH. 413) - cont'd

Injunctions, temporary or permanent, when, 413.205 Inspection, fees, rates, due when, failure to pay, penalty, 413.225

Investigations by director, when, 413.130

Liquid form commodities, how sold, and if not in liquid form, how sold, 413.115

Misrepresentation of quantity or price, prohibited, 413.105

Packages containing random weights to state price per single unit of weight, 413.155

Packaging for sale, certain information on package required, 413.145

Packaging material, component content regulation, see PACKAGING

Powers and duties, 413.015

Presumption, rebuttable, device in business place for weighing or measuring, used for business, 413.215

#### Prohibited acts

Disposal of rejected or condemned weight contrary to regulation, 413.135

Falsifying weight or measure, instrument in possession or use, 413.135

Hindering or obstructing weight and measure officials, 413.135

Impersonation of director, or inspectors, 413.195 Incorrect weight or measure in use or possession, 413.135

Positioning of weight or measure so it cannot be read by customer and operator, exception, 413.135

Removal of tag, seal or mark from weight or measure without authority, 413.135

Selling, advertising contrary to law or regulation, 413.135

Tag, seal or mark placed by director, removal, 413.135

Weight or measure not sealed by director, use or possession, exception, 413.135

Random weight packages, price per single unit of weight to be stated, 413.155

Registration, fees, rates, 413.225

Sales or purchases of commodity or service, duty of buyer and sellers as to quantity, 413.095

Scale sales, dealers and manufacturers to furnish labeling information if not in compliance that device is not legal for commercial use, 413.175

#### Scales

Commercial use to comply with standards, 413.175

#### Hay, licensing

Special charter cities, 94.360

Third class cities, 94.110

Specifications, tolerance and other technical requirements adopted, 413.055

Standards and systems to be used, 413.035

Standards, establishment and enforcement by director of agriculture, 261.030

Taximeter increments, 413.139

Towns and villages, power, 80.090

#### Violations, procedure

Appeal, jurisdiction, 413.227

#### WEIGHTS AND MEASURES (CH. 413) — cont'd

#### Violations, procedure — cont'd

Criminal penalties, 413.229

Hearing, 413.227

Notices, content, 413.227

Penalty deposited in general revenue, 413.227

Penalty, amount, 413.227

Undercharges, not violation, 413.227

#### WELFARE, PUBLIC

See FAMILY SERVICES, DIVISION OF; RELIEF WELLS

Groundwater heat pump wells exceptions to prohibitions of waste disposal wells, 577.155

#### Irrigation wells

Audit annually, report on file, where, 256.657 Boundaries of district to be set at meeting of landowners, notice requirements, 256.645

Chairman and secretary to be elected, 256.647

#### Commission

Govern the district, 256.643

Meetings, held where, 256.651

Memberships, one person from each county in district, 256.643

Powers and duties, 256.653

President and secretary to be elected,

qualifications, terms, 256.653

Qualifications, 256.643

Rules, authority to promulgate, 256.653

Staff and equipment, 256.657

Terms of office, how determined, 256.651

Treasurer, salary, expenses, 256.657

Treasurer, secretary to serve, duties, bond

required, 256.657

Vacancies, 256.651, 256.653

Counties not joining subsequently deciding to join, procedure, 256.649

Definitions, 256.641

Deposit of funds, duty of treasurer, 256.657

Disincorporation of district procedure, 256.660

Election, purposes, procedure, 256.643

#### Fees

Established for irrigation wells, qualifications, limitation, 256.655

Limitation per well, 256.655

Raising fees must be submitted to voters, 256.655

Notice of meeting, content, publication

requirements, 256.645

Plan adoption, meeting to be held, when, 256.645

Southeast Missouri regional water district, certain counties may be included, 256.643

Vote required to become a part of district election procedure, 256.647

Warrants, forms, 256.657

Landowners right to private water systems protected, 640.648

Liens for digging, 429.015

#### Regulation, cities

Fourth class, 79.390

Generally, 71.700, 71.710

Third class, 77.140

#### WELLS - cont'd

#### Regulation, cities — cont'd

Towns and villages, power, 80.090

Waste disposal, prohibited, penalty, 577.155

Water well drillers' act, 256.600

#### WETLANDS

See NATURAL RESOURCES, DEPARTMENT OF

#### WHARVES

Condemnation for, third class cities, 88.497

Lease by cities, 237.210

Towns and villages, power, 80.090

Wharfage tax, cities, 50,000, more than, may collect, 154.040

Wharfage tax, payment under protest, procedure, 139.031

## WHEELCHAIR, LEMON LAW AND ASSISTIVE DEVICES FOR THE HANDICAPPED (CH. 407)

Arbitration of disputes, filing fee, procedure, 407.965 Consumer rights, waiver void, 407.965

Damage actions, amount allowed plus court costs and attorney's fees, 407.967

Definitions, 407.950

#### Lease

Early termination, reasonable allowance for use,

how computed, 407.959

Unenforceable against consumer after refund, 407.961

#### Nonconformity

Defined, 407.950

Not repaired within reasonable time, options of consumer, 407.957

Repair to be at no cost, 407.955

Reasonable attempt to repair, defined, 407.953

Refund or consumer to receive comparable device, procedure, 407.961

Repairs of nonconforming assistive devices to be at no cost, 407.955

Resale or lease of returned device, full disclosure required, 407.963

Returned device, resale or re-leasing device, full disclosure required, 407.963

Rules, procedure to adopt, suspend and revoke, 407.970

Waiver of consumer rights are void, 407.965

Warranty express or implied, required, 407.953

#### WIDOWER

## \* See also ESTATES OF DECEDENTS; DESCENT AND DISTRIBUTION

Allowance from estate of deceased spouse, 474.260

Election against will, 474.160

Heir, probate code, 472.010

Homestead allowance, 474.290

Inheritance rights, 474.010

Property of deceased spouse to which entitled, 474.250, 474.260

#### WIDOWS

## \* See also ESTATES OF DECEDENTS; DESCENT AND DISTRIBUTION

Allowance from estate of deceased spouse, 474.260 Election against will, 474.160

#### WIDOWS - cont'd

Heir, probate code, 472.010

Homestead allowance, 474.290

Inheritance rights, 474.010

Partition sales, bar to dower, when, 528.420

Property of deceased spouse to which entitled, 474.250, 474.260

#### WIFE

See HUSBAND AND WIFE

#### WILD ANIMALS

Endangered species, importation, transportation, sale, prohibited, exceptions, 252.240

#### Fish and game law

Arrests, 252.080

Complaints, search warrants, penalty for resisting, 252.100

Corporations, violating, procedure, 252.110

Definitions, 252.020

Donation of wild game, when, 252.244

Enforcement of law, 252.070

Fines, costs, failure to pay, procedure, 252.130

Fur dealers and buyers, violation of record keeping, fine, 252.040

Inspection, by commission agent, penalty, 252.090 Licenses, inspection, penalty for refusal, 252.060

Limitation of prosecution, 252.120

Preparation and service of wild game permitted, when, notice posted, 252.244

Taking of, rules and regulations, 252.040

Title to, 252.030 Violations, penalty, 252.040

Wild game, defined, 252.244

Fishing permit records, contents, who may access, closed, when, 252.228

Fur dealers or buyers violating record keeping rules, fine, 252.040

Hunting permit records, contents, who may access, closed, when, 252.228

Hunting, fishing or trapping, interference, penalty, 578.151, 578.152

Penalty for sale of animals, parts of, or eggs in violation of commission's rules, penalties, 252.235

Records, hunting, fishing and trapping permits, closed, when, 252.228

Sale of animals or parts, including eggs in violation of rules, sales and property, defined, 252.235

Trapping permit records, contents, who may access, closed, when, 252.228

Wildlife violators compact, interstate, authorization for entry, 252.244

#### WILDLIFE

Deer-hunting season, while hunting deer certain clothing in orange colors to be worn, violation, penalties, hearing procedure, 252.041

Fishing permit records, contents, who may access, closed, when, 252.228

Hunter injuring person mistaken as game, judicial review, 252.043

Hunting and fishing on private land, limitation on permission of owner, 537.355

#### WILDLIFE — cont'd

Hunting or fishing when license has been revoked, suspended, or denied, penalty, 252.241

Hunting permit records, contents, who may access, closed, when, 252.228

Hunting related shooting, failure to report, penalty, 577.068

Injuries inflicted on another person mistaken for game, penalties, hearing, hunter safety course required, 252.043

Interstate wildlife violators compact permitted, rulemaking authority, 252.247

License to hunt revoked for injuring another mistaken as game, hearing procedure, 252.043

Natural resources protection fund and chemical emergency preparedness fund, uses for damages, 640.235

Natural resources protection fund, uses for damages, 640.235

Penalty, hunting or fishing when license is revoked, suspended, or denied, 252.241

Records, hunting, fishing and trapping permits, closed, when, 252.228

Trapping permit records, contents, who may access, closed, when, 252.228

Wildlife violators compact, interstate, authorization for entry, 252.244

#### WILLS

Bequest of body or parts thereof, see UNIFORM ANATOMICAL GIFT ACT

Certificate of ownership, motor vehicles and trailers, beneficiary form, may not be revoked by will, 301.681

Certificate of probate or rejection, 473.047; contents, annexation, 473.080

Certificate of title, outboard motors and vessels, beneficiary form may not be revoked by will, 306.461

Certified copy as evidence, 473.080

Certified copy of record of unacknowledged instrument as evidence, 490.350

Children, failure to name, effect, 474.240

Circumstances, change as revocation, 474.420 Class gift terminology includes certain persons and

relationships, how determined, 474.435

Construction, jurisdiction, probate division of circuit court, 472.020, 474.520

Contents, court to find, when, 473.080

#### Contest

Appeal, right of, 473.083

Compromise of controversy as to probate, binding when, persons bound, 473.084

Compromise, court approval, procedure, 473.085 Compromise, trial court where action pending to approve settlement, 473.085

Effect on granting of letters, 473.137

Foreign, 474.390

Minors, incapacitated person, guardian ad litem, appointed, when, 473.083

Parties not necessary to join, effect, 473.083

#### WILLS - cont'd WILLS - cont'd Contest - cont'd Foreign Petition, time limit, 473.083 Contest, 474.390 Procedure, 473.065, 473.083 Law applicable, 473.675 Probate, 474.380 State of Missouri, party, 472.025 Contract to convey property, effect, 474.440 Recording, effect, 474.370 Contract to make or revoke will, how established, Forfeiture of inheritance, withdrawal of life support procedures, contrary to declarant's wishes, 459.045 Form, 474.320 Conveyance law not applicable, 442.350 Conveyance under power in, 473.457 Intention, enforced by courts, 474.430 Copies, probated in another state, effect, 474.370 Joint wills, no presumption of a contract not to Custodian, duties, 473.043 revoke, 474.155 Definition, probate code, 472.010 Lapse of devises, 474.460 Delivery on death of testator, 474.510 Later found, revocation of letters, 473.143 Delivery to court, 473.043 Life insurance proceeds payable to trust, provisions, Deposited, with probate division, procedure, 474.510 Devise, failure, becomes part of residue, how Limitations, conditions, effect, 474.160 distributed, 474.465 Living wills, see MEDICAL PROCEDURE Directions, duties of courts, 474.430 REGULATION; RIGHT TO DIE Minors, emancipated, authority, 474.310 Disclaimer Mortgage or lien, effect, 474.450 Acceptance precludes later disclaimer, how shown, 469.030 No-contest clauses, application of, 474.395 Contingent interests, 469.070 Nonprobate transfers, see NONPROBATE Delivery, 469.020 TRANSFERS (CH. 461) Effect, 469.010 Nonresident, law applicable, 473.675 Exclusivity, 469.110 Nuncupative Filing, 469.020 Proof, 473.067 Requirements, 474.340 Majority, 469.100 Per stirpes transfers, 469.080 Revoked, how, 474.350 Representative, made by, 469.030 Partial revocation, remainder probated when, 473.081 Retroactive effect, 469.120 Partition contrary to, prohibited, 528.130 Revocable transfers, 469.040 Partition of realty, terms to control, 528.130 Right to disclaim, 469.020 Pecuniary bequests, satisfaction procedure, 456.015; Separate interests, divisible, 469.050 which ones affected by section, 456.001 Special rules, 469.090, 469.100 Perpetuities, other provisions in instrument violating Transfer, not applicable, when, 469.040 rule against valid, when, 442.555 Writing required, 469.020 Perpetuities, reformation of provisions violating rule Divorce, effect, 474.420 against, 442.555 Effectual, when, 473.087 Personal custodian law, future transfers, 404.460, Election against, barred, when, 474.180 404.480 Personal property disposition, separate list not part of Election of spouse to take against Disabled or incapacitated person, guardian ad litem will, requirements, 474.333 appointed, when, 474.170 Portion of will probated, when, 473.081 Effect, 474.160 Posthumous heirs in gestation, mother has right to file Election if disabled, guardian ad litem or action, time limitation, 473.070 conservator, may elect for, 474.200 Power of appointment exercisable on death of donee, Election not transferable, cannot be exercised after perpetuities period runs from time of death of donee, 442.557 death, 474.200 Form, filing, 474.190 Pretermitted children, 474.240 Notice by clerk to spouse, when, 474.170 Probate Emancipated minors, authority, 474.310 Admitted, when, 473.073 Encumbrance, effect, 474.450 Application by interested person, 473.020 English translation required, when, costs, 474.382 Final, when, 473.083 Executed or created before or after Oct. 13, 1969 Foreign will, 474.380 section on pecuniary interest to apply, when, Necessary, 473.087 456.001 Time, allowed to present, 473.050 Execution, 474.320 Time, to institute proceedings, 473.070 Exoneration from encumbrances, 474.450 Venue, 473.010 Probated, set aside, effect on letters, 473.143 Fee simple, how devised, 474.480

Proof, 473.053; when taken, 473.050

Fee tail, effect, 474.470

#### WILLS - cont'd

Property given by testator during life is satisfaction of devise, when, valuation, 474.425

Property undisposed of, distribution, 474.030

Proving written will, self-proved, procedure, form, 474.337

Record of testimony, evidence, when, 473.063

Record, probate division, 472.280

Recorded but unacknowledged, notice, 490.340

Recorded ten years, effect, 474.530

Recording, where, 474.500

Reopened, when, 473.077

Reserved property, 473.467

Revival of revoked will, 474.410

Revocation of subsequent will also revokes first will,

exception, 474.410

Revocation, effect on prior will, 474.410

Revoked, how, 474.400, 474.420

Second, effect of destruction, 474.410

Self-proved, written will, exception, procedure, form,

seal required, 474.337

Shelley's case, rule abolished, 474.470

Signature, 474.320

Simultaneous death law, application, 471.060

Specific devises reserved from sale, 473.467

Stealing, penalty, 570.030

Survival requirements, devisee, must survive testator by 120 hours, failure, effect, exception, 474.455

Survival requirements, testator survives devisee,

effect, 474.460

Testament included, 1.020

Transfers, nonprobate, see NONPROBATE

TRANSFERS (CH. 461)

Trusts may be revoked by will, distribution of trust property by trust terms, 456.6-604

Valid, if executed in compliance with law, written will, 474.360

Who may make, 474.310

#### Witnesses

Absent, commission to take attestation, 473.057, 473.060

Dead or absent, procedure, 473.053

Examination, 473.053

Interest, effect, 474.330

Mentally incapacitated, recorded testimony

admissible, when, 473.063

Qualifications, 474.330

Required, 474.320

Testimony, how recorded, 473.063

Witness, mentally incapacitated, procedure, 473.053

#### WINE

\* See also LIQUOR, INTOXICATING (CH. 311) Additional charge, collected by director of

agriculture, use, 275.464

Agriculture, department of, director, duties, 275.464, 275.466

Annual report by commercial producers, payment required, 275.468

Auction of vintage wines, license required, 311.191

#### WINE - cont'd

Brandy, see BRANDY

Contributions by winemakers to retail liquor dealers, permitted when, 311.070

#### Council

Created, duties, 275.462

Expenses, 275.462

Members, terms, qualifications, vacancies, 275.462 Credit for unused liquor to caterer with three days of temporary permit expiration, when allowed, 311.485

Definitions, 275.460

#### Fourth of July celebrations

Hours permitted, 311.218

Organizations authorized, 311.218

Temporary license required, fee, 311.218

Wine, defined, 311.218

#### Fund

Administration, 275.462, 275.466

Created, purpose, permitted uses of funds, 275.466

Moneys deposited into, 275.464, 275.466

Interstate reciprocal shipments, allowed when,

limitations, 311.462

License, manufacture, 311.190

#### Light wine

Alcohol content not to exceed fourteen percent,

Charitable, fraternal, religious, service, veterans, sale by drink, outside city limits, when, 311.090

Definition, 311.090

Sale by drink, consumption on premises, license, fee, 311.200

Sale by drink, effect on package liquor sales, exceptions, 311.200

#### Manufacturer

Activities permitted with licensee, interest in retail business, 311.070

Crops, natural disaster, use of products from outside state, procedure, 311.190

Federal regulations applicable, 311.190

Products not grown or produced in state, limitation, exception, 311.190

#### Sale by the drink of intoxicating liquor

License authorized, 311.070

Missouri-produced wine to be exclusively sold, when, 311.070

On premises or in close proximity to winery required, 311.070

Times premises may remain open, 311.070

Samples, authority to serve, 311.190

Sunday sales, 311.190

Tax credit for producers of wine and grapes, 135.700

Wholesale, retail, dealer's sales to, hours, exceptions, 311.190

Wine manufacturer, defined, 311.192

Winemakers, condition of sale of alcoholic beverages on sale of nonalcoholic beverages

prohibited, exception, 311.070

Repossession, lending institution, sale, no license required, 311.401

#### WINE - cont'd

Revenue, department of, director, duties, 275.464, 275.466

#### Sale by drink

Charitable, fraternal, religious, service, veterans, sales outside city limits, when, 311.090

Outside city limits, sales, exceptions, certain organizations, 311.090

Sale by drink or bottle, temporary permits, permitted when, 311.485

Sale by lending institution, on repossession as loan collateral, no license required, 311.401

Tasting permit, certain licensees, limitations, 311.294 Tax, gallonage, 311.550

#### Taxes, additional, on selling

Amount of taxes, 311.554

Collection, deposit, purpose, 311.554

Fund created, 311.554

Limitation on use of revenue, 311.554

Temporary permit, caterers, sale of packaged wine permitted, 311.485

Transportation of unfinished bottles of wine permitted, when, 311.101

Transportation, interstate reciprocal shipments, allowed when, limitations, 311.462

Unfinished bottles, removal from a restaurant bar permitted, when, 311.101

Vintage wine, definition, 311.191

Vintage wines, sale by sealed bids, municipalities, 311.193

#### Wine and grape board

Annual report, content, 262.859

Board members, qualifications, terms, 262.835 Chairperson and vice chairperson to be elected,

262.841

Created, 262.820

Definitions, 262.826

Executive director, duties, 262.850

Expenses, reimbursement of board members, 262.847

Goals, 262.823

Meetings, 262.844

Powers of the board, 262.856

Principal office location, 262.829

Purpose, 262.823

Removal of board members, 262.838

Responsibilities of the board, 262.829

Secretary, duties, 262.853

State employees, membership on board not to affect, 262.832

Technical experts may be employed, 262.850 Wineries, unfinished bottles may be removed from, when 311.101

#### WIRELESS COMMUNICATIONS

## **Uniform Wireless Communications Infrastructure Deployment Act**

Authority, permitted acts, 67.5096 Authority, prohibited acts, 67.5094

Building permit conformity, review, 67.5100

Citation of law, 67.5090

#### WIRELESS COMMUNICATIONS — cont'd

#### Uniform Wireless Communications Infrastructure Deployment Act — cont'd

Court review, when, 67.5096

Definitions, 67.5092

Disputes, attachment during, 67.5104

Duties of authority, 67.5096

Eminent domain, power of, prohibited when,

67.5103

Modification of structures, procedure, 67.5098

New structures, applicants for, requirements, 67.5096

Permits, denial of, nondiscriminatory basis only, 67.5104

Pole attachment, defined, 67.5104

Pole attachment, fees, terms to be

nondiscriminatory, 67.5104

Prohibited acts, 67.5102

#### WIRETAPPING

#### Application for order

Contents, 542.408

Custody, 542.410

Destruction, 542.410

Disclosure, 542.410

Procedure, who may apply, 542.404

Seal, 542.410

Court of competent jurisdiction, defined, 542.400

Damages, improper wiretap, civil action, damages, attorney fees and costs, 542.418

Definitions, 542.400

#### Disclosure of contents

Law enforcement officer, by, when, 542.406

Penalty, unlawful intercept, 542.402

Privileged communications to remain, 542.406

#### Evidence

Civil actions, contents not admissible, when, 542.418

#### Contents

Admissible, when, 542.412

Not admissible, when, 542.418

Criminal cases, testimony allowed, 542.406

Inadmissible, when, 542.420

Privileged communication, motion to suppress, 542.406

Suppression, grounds for motion, 542.414

Illegal acts, 542.402, 542.410

Injunction by attorney general, grounds, procedure, 542.422

Inventory, served on persons named in order, contents, 542.410

Monitoring, live required, 542.404

## Order authorizing interception

Application, procedure, 542.404, 542.406

Contents, 542.408

Custody, 542.410

Destruction, 542.410

Disclosure, 542.410

Pen registers, who may request, 542.408

Period of authorization, extension, 542.408

Probable cause required, 542.404, 542.408

#### WIRETAPPING — cont'd

#### Order authorizing interception - cont'd

Reports to court, contents, when, 542.408 Requirement of live monitoring, 542.404 Seal, 542.410

Pen registers, who may request, 542.408

Recording of contents required, custody, duplication, destruction, seal, 542.410

#### Reports

Court issuing order to state courts administrator, contents, when required, 542.416

Law enforcement to court, contents, when required, 542.408

Prosecuting attorney to state courts administrator, contents, when required, 542.416

State courts administrator to general assembly, contents, when required, 542.416

#### Violations of law

Civil cause of action, damages, attorney fees and costs, defense, 542.418

Criminal penalties, 542.402, 542.410

Injunction by attorney general, grounds, procedure, 542.422

Suppression of evidence, motion for, 542.412, 542.414

Wire communication, defined, 542.400

#### WITNESSES (CH. 491)

Absent, admission of testimony by adverse party, 510.110

Absent, continuance, application for, 510.100

Accused, competency, criminal cases, 546.260

Administrative procedure and review, 536.070

Administrative proceedings, fees, 536.077

Adoption, consent, execution, 453.030

Adoption, waiver of consent, execution, 453.050

Adverse party, compelling testimony, 491.030, 491.040

Adverse party, refusal to testify, penalty, 491.180 Agriculture director, powers, milk sales practices, 416.465

Agriculture, director of, powers, 411.295

Air conservation commission, state, powers, 643.080, 643.100

Arbitration, uniform law, 435.380

Arrest, immunity from, when, 491.220

#### Associate division, circuit court

Attachment to procure attendance, 491.330, 491.340

Competency, how determined, 491.380

Notice upon continuance, effect, 491.360

Oath, 491.380

Penalty, failure to appear, 491.350

Subpoena, when issued, content, 491.310, 491.320

Surplus, cost paid by whom, 491.370

Attachment, nonappearance, 545.370

#### Attendance

Change of venue, 545.600

Compelled, state banking and savings and loan board, 361.096

#### WITNESSES (CH. 491) - cont'd

#### Attendance - cont'd

Criminal proceedings, uniform law to secure, 491.400 to 491.450

Enforced, how, 491.150 to 491.170

Length of time, 491.090, 545.370

Required, when, 491.090

Attorneys, incompetent, when, 491.060

Board of registration for the healing arts, powers, 334.127

Bribery, bribes, 575.270, 575.280

Capital punishment, 546.740

Child abuse and neglect review board, participation, attendance, 210.153

Child support enforcement, family support division, subpoena powers, 454.400, 454.401

#### Child victim protection law

Attorney appointed for depositions, when, 491.680 Child, defined, 491.678

#### Civil and juvenile court proceedings

Attorney appointed for depositions, when, 491.699

Child, defined, 491.696

Cross-examination, permitted, when, 491.699

Depositions, court to preside over, procedure, 491 699

Discovery prior to deposition, 491.699

Docket priority, continuances granted, when, 491.710

Law, how cited, 491.675

Oath, all testimony to be taken under, 491.705

Perpetrator excluded from deposition, when, 491.702

Recorded testimony admissible, when, 491.699

Reexamination, videotaped, who may request, when, 491.705

Sequestration of child, when, 491.702

Videotaping of testimony ordered, when, where, procedure, 491.699

#### Criminal proceedings

Attorney appointed for depositions, when, 491.680

Child, defined, 491.678

Defendant excluded from depositions, when, 491.685

Depositions, court to preside over, procedure, 491.680

Discovery of recorded depositions, 491.680

Discovery prior to deposition, 491.680

Docket priority, continuances granted, when, 491.710

Oath, all testimony to be taken under, 491.693

Recorded testimony admissible, when, 491.680, 491.685

Reexamination, videotaped, who may request, when, 491.687

Sequestration of child, when, 491.685

Title, 491.675

Videotaping of testimony ordered, when, where, procedure, 491.680

#### WITNESSES (CH. 491) - cont'd

#### Child victim protection law — cont'd

#### Criminal proceedings — cont'd

Waiver of counsel by defendant, effect, 491.690 Defendant excluded from deposition, when,

Depositions, court to preside over, procedure, 491.680

Discovery of recorded depositions, 491.680 Discovery prior to deposition, 491.680 Oath, all testimony to be taken under, 491.693

Recorded testimony admissible, when, 491.680, 491.685

Reexamination, videotaped, who may request, when, 491.687

Sequestration of child, when, 491.685 Title, 491.675

Videotaping of testimony ordered, when, where, procedure, 491.680

Waiver of counsel by defendant, effect, 491.690 Child witness protection for all children, 491.725

Children under fourteen, use of statement in certain crimes, when, procedure, 491.075

Children under ten, incompetent, when, 491.060 Children under ten, supreme court to develop jury

instruction, 477.012 Children, witnesses in certain cases authorized,

credibility determination, 491.060 Chiropractor, incompetent, when, 491.060

Chiropractors, workers' compensation, competent, when, 287.140

Circuit court, cost, security for, 66.090

Commissioner of administration may subpoena and examine, when, 33.140

Commitment, refused to enter recognizance, 544.440

Conditional examination, conditions, 545.400

Consent to adoption, execution, 453.030

Convicts, competency, 491.050

Convicts, false testimony, sanctions, 217.262

Coroner's inquest, 58.320 to 58.350, 58.380, 58.390, 58.410 to 58.430

Costs against state or county, how limited, 550.170 Council

#### Fourth class cities, 79.180

Third class cities may summon, 77.100

Third class cities, commission form, 78.370

County auditor's authority to examine, 55.030, 55.160

County commission, power to examine, 49.210

County commission, refusal to appear and testify

before, misdemeanor, 50.160

Courts-martial, authority to obtain, 40.150

Courts-martial, fees, expenses, transportation, military and civilian, 40.485

Credibility of witness, affect of juvenile court adjudications, 491.078

Credibility, conviction, proving to affect, 491.050 Credit union director, powers, 370.120

Crime laboratory reports, person conducting tests, preliminary hearings, 544.376

Criminal action, civil law, applicability, 545.360

#### WITNESSES (CH. 491) - cont'd

Criminal code, defined, 575.010

Criminal investigations, prosecutors and circuit attorneys may subpoena witnesses and records, procedure, 56.085

Cross-examination, scope, 491.070

Damages for nonattendance, when, civil cases, 491.140

Deadman statute, abrogated, 491.010

Death penalty, executions, 546.740

Decedent's estate tax proceedings, powers of director,

Defense, subpoena, criminal action, 545.330

Definition, criminal code, 575.010

Delinquent, liability, criminal cases, 545.340

Dentists, incompetent, when, 491.060

#### Depositions

Criminal cases, prosecutors and circuit attorneys may take depositions of any person, 545.415

Granting of commission to take, 492.430

Powers of special commissioner, 492.150

Prisoners deposed where confined, 545.415

Read, when, 492.400

See also DEPOSITIONS

Discharged defendant as, criminal cases, 546,280 Disturbing during judicial proceedings, penalty,

Division of collection, called by circuit court, 136.100 Division of collection, how called, fees, mileage, 136.090

Domestic violence, shelter employees, incompetency to testify, when, 455.220

Drainage and levee districts, fees, 246.030

Equalization board, St. Louis city, may call, 138.170

Equalization, county board of, may call, 138.040

#### Essential witness, criminal case

Accused and spouse not essential witnesses, 492.303

Accused may be present, when, expenses, how paid, 492.303

Defined, 492.303

Deposition may be taken by prosecutor, procedure, 492.303

Deposition, who may use, 492.303

Rights of witness to be protected, 492.303

Videotape authorized, use when, 492.303

Expert, coroner's inquest, death by poisoning, 58.470 Expert, opinion testimony admissible, hypothetical question not required, when, 490.065

Failure to attend deposition, imprisonment, discharge, 492.270

False report, name, address, penalty, 575.190

Amount, 488.032, 491.280

Criminal action, tender unnecessary, 545.350

Examination by oath, when, 488.032, 491.280

Highway patrol, when allowed, 43.110

Paid, how, 491.290

State banking and savings and loan board, 361.096

Tender, required, when, 491.130, 491.140

#### WITNESSES (CH. 491) - cont'd

#### Fees - cont'd

Fees, amount, 488.032, 491.280

Finance director, may compel attendance, 362.150, 365.060

Finance director, powers, 364.060

Forcible entry and detainer, attendance, how secured, 534.110

Foreign commissioner may compel attendance, 492.100

Foster parents, right to notice of hearings and right to testify and participate, 211.171, 211.464

General assembly, 21.220, 21.400, 21.410; fees, 21.170

Generally, 474.320

Grain dealer law, director may subpoena, 276.406, 276.486

#### **Grand juries**

Attendance, compelling, 540.180

Disclosure of name, penalty, 540.320

Grand juror sworn as witness, when, 540.220

Oath, 540.110; penalty, 540.120

Habeas corpus ad testificandum, procedure, 491.230 to 491.270

Horse racing commission, subpoena, power, penalty, 313 550

Housing authorities, power to subpoena, 99.080 Human rights commission, may compel attendance, 213.030

#### Husband and wife in criminal cases

Spousal privilege of immunity abrogated, when, 546.260

Testifying for or against spouse permitted, when, 546.260

Husband of accused, competency, 546.260 Immunity from prosecution, penalty, 491.205 Impeachment proceedings, issuance of subpoenas, 106.130

Incompetent persons, 491.060

Injured person, competency, criminal cases, 546.250 Inmates, false testimony, sanctions, 217.262

Insurance director may compel attendance of, 374.190

Insurance director, powers, stock purchase or disposal hearings, 375.355

Interest not to disqualify, 491.010

Jurors, summoning as, unlawful, exception, 494.470 Juvenile court adjudications, affect on credibility of witness, 491.078

Labor and industrial relations commission, may subpoena, 286.060, 290.280

Landlord, tenant civil actions protection for witnesses, 441.820

Livestock quarantine, violations, hearing, fees and mileage, 267.603

Marriage, witnesses, number required to prove, 451.190

Mediation board may call, 295.070

Mentally incapacitated, incompetent witness, 491.060

#### WITNESSES (CH. 491) — cont'd

Mentally incapacitated, original party to contract or action, other party not disqualified from testifying, 491.010

Mileage allowance and fees, criminal proceedings, 488.035

Mine inspection, director, may compel attendance of, 293.190

Ministers of the gospel, incompetent, when, 491.060

Municipal courts, how summoned, 479.160

Name, endorsement, indictment, 545.070

Names, endorsement, information, 545.240

Nonattendance, fine for, 491.190

Nonattendance, liability, 491.090, 545.350

Notary public, executing witness, defined, 486.340

Nursing home, authority to call, 198.174

Parental rights, termination, foster parents and legal custodians, right to testify at all hearings, notice, 211.464

Paternity actions, testimony may be compelled, when, 210.832

Payments to witness, victims' compensation, inadmissible as evidence, when, 595.075

Permanency or review hearings, foster parents right to notice and opportunity to testify, 211.171

Physician and patient, exception to confidential communication rule in physician competency investigation, 334.100

Physicians and surgeons, board of registration for healing arts, subpoena enforcement procedure, 334.127

Physicians, incompetent, when, 491.060

Police board, Kansas City, may summon, 84.430, 84.610

Police board, St. Louis city, may summon, 84.090 Preliminary examination, 544.360 to 544.380

Prisoners, procedure to procure, 491.230 to 491.270

Prosecuting, who deemed, 545.280

#### Protection

Bail forfeiture for tampering with witness, 491.610

Contracts with state or federal government, 491.640

Cost, limitation, 491.640

Court order, when, 491.600

Defendant, pretrial release, conditional on not tampering with witness, 491.620

Department of public safety, duties, powers, 491.640

Families of witnesses to be protected, 491.640

Procedure to obtain protection services, 491.640 Services provided, 491.640

Violation of court order, penalties, 491.610

Psychologists, incompetent, when, 491.060

#### **Public service commission**

Calling of, fees, 386.420, 386.440

Immunity, 386.470

Refusal, penalty, 386.460

Rabbi or priests incompetent, when, 491.060

Recognizance, continuance of criminal action, 545.740

Reference of actions, fees, 515.230

#### WITNESSES (CH. 491) - cont'd

Reference of actions, how summoned, 515.110

Refusal to identify, penalty, 575.190

#### Refusal to testify

Commitment, 491.200

Coroner's inquest, 58.440

Subject to civil action, no excuse, 491.210

Revenue, department of, motor vehicles, licensure of dealers, manufacturers and auctions, costs, 301.563

#### Rights and services, victims and witnesses

Actions against public employees or agencies, no cause of action created, 595.218

Cause of action, not created against public employees or agencies, 595.218

Definitions, 595.200

Enumeration of, 595.209

Financial assistance, right to notice of, 595.209,

Impact statement, victim, contents, use, 217.762 Parole hearings, appearance by victim, written statement, testimony, 595.209

Personal property, return of, when, 595.209

Presentence investigation, victim impact statement, when, contents, use, 217.762

Protection, right to notice of, 595,209, 595,212 Report by victim required, when, exception,

Requirement of report to law enforcement, when, exception, 595.206

Rights, enumeration of, 595.209

Sentencing hearings, appearance by victim, testimony, 595.209

Services, maintenance of, 595.212

Victim, impact statement, contents, use, 217.762 Waiting area, to be secure, 595.209, 595.212

Witness fees, right to notice of, 595.209, 595.212

Sales tax hearings, failure to testify or produce records, penalty, 144.350

Sales tax hearings, immunity from prosecution, 144.340

#### **Self-incrimination**

Antitrust law, when, 416.111

Prohibited, 491.040

Sheriff's charge for summoning and calling, 57.280, 57.290, 488.435, 488.5320

#### State

Auditor, power to summon, 29.235

Subpoena of, conditions, 545.320

Subpoenaed, when, 544.060

State employees' retirement system, trustee may subpoena, 104.500

#### Subpoena

Content, 491.100

Criminal investigations, prosecutors and circuit attorneys may subpoena witnesses and records, procedure, 56.085

Duces tecum, action by court, 491.100

Inducing to disobey, penalty, 575.270

Issuance, by whom, 491.100

Return, content, 491.120

#### WITNESSES (CH. 491) - cont'd

#### Subpoena — cont'd

Service, by whom, 491.110

Service, method, 491.120

Summons, issuance, content, 491.090

Surface coal mining, bond release denial, 444.875

Surface coal mining, permit denial hearing, 444.850

#### Tampering, criminal code

Defined, 575.270

Parole prohibited if convicted, 575.270

Penalty, 575.270

Victim, tampering, persuading not to report or prosecute crime, penalty, 575.270

Tax commission may examine, 138.370

Tax commission, state, may summon, 138.360,

#### Termination of parental rights

Foster parents and legal custodians, right to testify at all hearings, notice, 211.464

Written consent, required, information, number required, 211.444

Testimony not to be used to convict of fraud, 491.080 Testimony, compel, 491.205

Testimony, refusal to give, grand juries, 540.190 to 540.210

Unemployment compensation case, improper discharge of employee who testifies, damages, statute of limitations, 288.375

Unemployment compensation proceedings, 288.230 Uniform law to secure attendance in criminal

proceedings, 491.400 to 491.450 Use tax proceedings, refusal, penalty, 144.725

Video tape deposition taken by state, used when, exceptions, 492.303

Vulnerable persons, use of statements in certain crimes, when, procedure, 491.075

Wife of accused, competency, 546.260

#### Wills

Examination, 473.053

Interest, effect, 474.330

Mentally incapacitated person, recorded testimony admissible, when, 473.063

Mentally incapacitated persons, procedure, 473.053 Qualifications, 474.330

Record of testimony, evidence when, 473.063

Unavailable, procedure, 473.057, 473.060, 473.063 Withdrawal of death-prolonging (Life Support)

declarations, required, when, 459.015 Workers' compensation hearings, how subpoenaed, sworn, 287.560

Zoning adjustment board, second, third and fourth, counties, 64.870

Zoning adjustment, board of, may compel attendance, 64.120, 64.281, 64.660

#### WOMAN LABOR

See EMPLOYEES

#### WOMEN

\* See also HUSBAND AND WIFE; MARRIED WOMEN; WIDOWS; WOMEN; WOMEN'S COUNCIL

#### WOMEN — cont'd

Discrimination against in employment, duties of

industrial commission, 290.460

Police force, appointment, all cities, 71.200

Pregnancy, cause of leaving employment,

requirements for unemployment compensation, 288.050

#### Women's health, insurance coverage

Cancer screening, 376.1199

Contraceptive coverage, 376.1199

**Exclusions**, 376.1199

Obstetrical/gynecology, no referral, 376.1199

Osteoporosis, coverage, 376.1199

#### Women's health, office of

Committee created to assist office on women's

health, duties, 192.968

Office on women's health created, duties, 192.965

Women's heart health program, established,

eligibility, sunset provision, 191.425

#### WOMEN'S COUNCIL (CH. 186)

Breast Cancer Awareness Trust Fund, contributions, 143.1009

Chairman, how appointed, 186.007

Established, 186.007

#### **Executive director**

Appointment, qualifications, 186.014

Department of economic development to be a part of, 186.014

Powers and duties, 186.014

Law, how cited, 186.005

Members, appointment, qualifications, terms, 186.007

Reports from certain state agencies to council and other officials, contents, due when, 186.014

Vacancies, 186.007

#### WOOD ENERGY PRODUCERS

See ENERGY

#### WORDS AND PHRASES

Abandoned dry-cleaning facility, 260.900

Abandoned family cemetery, 214.131

#### Abandoned property

Motor vehicles and trailers, 304.001

Redevelopment projects, 447.700

Vehicle towed from scene of accident, duty of agency requesting tow to write report, when,

304.001

Abandoned water well, water well drillers'

regulations, 256.603

Abandonment of a corpse, criminal code, 194.425

ABLE program definitions, 209.600

#### Abortion

Abortion facility, 188.015

Abortion regulation law, 188.015, 188.100, 188.200

Abortion, 188.015

Conception, 188.015

Employer, 188.100

Gestational age, 188.015

Public employee, 188.200

Public facility, 188.200 Public funds, 188.200

Unborn child, 1.205, 188.015

#### WORDS AND PHRASES - cont'd

#### Abortion — cont'd

Viability, 188.015

Aboveground storage tank, 414.036

Absentee ballot, 115.275

#### Abuse, adult and disabled

Abuse, 192.2400

Adult abuse, 455.010

Bullying, 192.2400

Eligible adult, 192.2400

Home health agency, 192.2400

Least restrictive environment, 192.2400

Likelihood of serious physical harm, 192.2400

Neglect, 192.2400

Protective services, 192.2400

Access, Mississippi River parkway, 226.290

Accident, workers' compensation, 287.020, 287.120

Account, bank deposits and collections, 400.4-104

Accountancy law, definitions, 326.256

Accredited dental school, 332.011

Accumulated contributions, police retirement system,

Accumulated contributions, state employees'

retirement system, 104.010

Acquiring person, corporations, acquisition control

shares, 351.015

Acquisition proposal, 351.347

Action, commercial code, 400.1-201

Active armed warfare, state employees' retirement

system, 104.010

Active dry-cleaning facility, 260.900

Actually innocent, 650.058

Actuarial equivalent, police retirement system, 86.010

Actuarial equivalent, state employees' retirement

system, 104.010

Actuarial tables, state employees' retirement system,

104.010

Actuary, state employees' retirement system, 104.010

Acupuncture, 324.475

Adjournment, corporations, shareholders' meeting, 351.268

Adjusted prime rate charged by banks, defined, 32.065

Administrative law judge, retirement system law,

287.812

Administrative procedure, alternative, 252.315,

Administrative segregation unit, department of

corrections, 217.010

Administrator, probate code, 472.010

Administrator, veterans' guardianship law, 475.380

Admission, sales tax, 144.010

Admitted assets, insurance companies, 375.345

Adnexa, 336.010

#### Adoption

Adoption assistance state, 453.500

#### Records, disclosure

Adopted adult, 453.121

Adopted child, 453.121

Adult sibling, 453.121

#### Adoption — cont'd Records, disclosure — cont'd Identifying information, 453.121 Lineal descendant, 453.121 Nonidentifying information, 453.121 Abuse, 455.010 Juvenile court, 211.021 Adult cabaret, 67.2540 Adult day care Abuse, 192.2200 Adult day care program, 192.2200 Adult day care provider, 192.2200 Adult day care, dispute resolution definitions, Functionally impaired adult, 192.2200 Staff participation ratio, 192.2200 Substantial compliance, 192.2200 Advance fee, 367.300 Advance fee, 367.300 Advanced life support (ALS), emergency medical treatment, 190.100 Advanced macro social work, 337,600 Advantage Missouri program definitions, 173,778 Adversary probate proceeding, 472.140 Advertisement, seed law, 266.021 Advertising adjacent to highways, regulatory law, definitions, 226.510 Aeronaut, aviation law, 305.010 Aeronautics, aviation law, 305.120 Affected with rabies, 322.010 Affects small business, 536.010 Affidavit, criminal code, 575.010 Affiliate, fraudulent transfers, 428.009 Affiliate, utilities, 386.754 Affiliated entity, bank and trust transfer of fiduciary capacity, 362.331 Affiliated entity, bank holding companies, 362.950 Affordable housing, regulatory barriers to affordable housing commission, 215.263 After care supervision, youth services law, 219.011 Aftermarket crash parts, motor vehicles, 407.295 Age, discrimination, 213.010 Agency, administrative procedure and review, 536.010 Agent, department of agriculture, 196.525 Aggrieved party, 400.1-201 Aging-in-place pilot project, 198.531 Agreement, 70.120, 400.1-201 Agricultural and horticultural property, tax assessment, 137.017 Agricultural business development loan, 348.400 Agricultural land, corporate farming law, 350.010 Agricultural limestone, 266.505 Agricultural liming materials, other, 266.505 Agricultural products, 265.010; nonprofit cooperative marketing law, 274.020 Agricultural seed, 266.021

WORDS AND PHRASES - cont'd

#### WORDS AND PHRASES - cont'd Agriculture Alley cropping, 252.306 Forested-riparian buffers, 252.306 Silvopasture, 252.306 Windbreaks, 252.306

Agriculture and horticultural real property, tax classification, 137.016 Agritourism, 262.001

Air conservation law, definitions, 643.020

Airbill, 400.1-201

Aircraft, airline company tax, 155.010 Aircraft, aviation law, 305.010, 305.120 Airline companies, tax law, 155.010

Airman, 305.120 Airport hazard, 67.1200

Alcohol and drug abuse professional, medical

assistance benefits, 208.152 Alcohol beverage vaporizer, 579.099

Alcohol concentration, driver's license suspension or revocation, administrative procedure, 302.500 Alcohol or drug abuse facility, department of mental health, 631.005

Alcohol-related enforcement contracts, 302.525 Alcohol-related traffic offense, crime victim

compensation, 595.010

Alderman, third class cities, 78.010 Alien, real estate ownership, 442.566 All-terrain vehicle, 301.010

All-terrain vehicle, motorcycle franchise, 407.1025 Alternative fuel vehicle loan program, definitions, 414.350

Alternative local exchange telecommunications company, 386.020

Alternative nicotine product, 407.925 Aluminum smelting facility, 91.026

Alzheimer's disease and related disorders, 172.800

Ambient air, 643.020 Ambulance, 190.100

Ambulatory surgical center, 197.200

Amended returns, revenue, excess funds return, 136.405

Amusement places, liquor, intoxicating, sale by drink, 311.098

Amusement ride, 316.203 Analog equipment, 137.078

Animal baiting and fighting, definitions, 578.170

Animal facility, 578.405

#### Animal shelters (puppy mills)

Adequate food, 273.325 Adequate housing, 273.325 Adequate water, 273.325 Animal shelter, 273.325

Animal welfare official, defined, 273.325

Animal, defined, 273.325 Boarding kennel, 273.325 Commercial breeder, 273.325 Commercial kennel, 273.325 Contract kennel, 273.325 Dealer, 273.325

#### Animal shelters (puppy mills) — cont'd

Hobby or show breeder, 273.325 Humane euthanasia, 273.325

Intact female, 273.325

Pet shop, 273.325

Pound or dog pound, 273.325

Animal, disposal, 269.010

Animals, offenses against, definitions, 578.005

Annual returns, revenue, excess funds return, 136.405

Annuity reserve, police retirement system, 86.010

Annuity, police retirement system, 86.010

Annuity, state employees' retirement system, 104.010

Antique firearm, concealable weapons, criminal code, 571.010

Antique slot machines, criminal code, 572.125

Apiary, 264.021

Applicable analog fraction, 137.078

Applicable analog percentage, 137.078

Applicable digital fraction, 137.078

Application for participation in program, contents, 252.315

Appointment, uniform powers of, definitions, 456.975

Appraisal management company registration, 339,500

Appraiser, land tax collection law, 141.220

#### Apprentice

Cosmetology, 329.010

Plumbers and plumbing, 341.090

Approaches, cities less than 30,000, 88.867

Appropriate agent, modification of support orders, 452.370, 454.500

Approved, motor vehicle lights, 307.020

Aguifer, water resource law, 640.403

Arabic figures, English language, 1.020

Area of need, health professional student repayment program, 191.603

Armed criminal action, criminal code, 571.015

Armed forces, 41.030

Armed forces, discharge from, school retirement,

169.589

Arrest, 544.180

Art dealer, 407.900

Ashes, 64.460

#### Assault

First degree, 565.050

Second degree, 565.052

Third degree, 565.054

Assessed valuation, county classification, 48.010

Assessment plan insurance, 377.010

Assessor or assessing officer, definitions, training program, 53.250

Asset, fraudulent transfers, 428.009

Assisted living facility, nursing home law, 198.006

Assistive device (Wheelchair Lemon Law), 407.950

Assistive technology device, 161.900

Assistive technology service, 161.900

Association, nonprofit cooperative marketing law,

274.020

Athlete agent, 436.218

#### WORDS AND PHRASES — cont'd

Athletic director, 436.218

Athletic trainer, 334.702

Athletic, athletic trainer's registration law, 334.702

Attorney in fact, 404.703 Auctioneer, 343.010

Audits, 29.005

Auricular detox technician, acupuncture licensing

law, 324.475

Authorized farm corporation, corporate farming law,

350.010

Autism spectrum disorder, 633.210

Automatic tabulating equipment, 115.013

Auxiliary aids and services, 209.261

Auxiliary lamps, motor vehicles, 307.020

Available income, public assistance law, 208.150

Avenue, vacation of, cemetery purposes, 214.070

Average compensation, state employees' retirement

system, 104.010

Average final compensation, police retirement

system, 86.010

Average wage, 135.950

Aviation fuel, motor fuel tax, 142.800, 155.010

Aviation turbine fuel (jet fuel), 414.012

Axle load, motor vehicles, 304.180

Bail bond agents, 374.700

Ballot card, 115.013

Ballot label, 115.013

Ballot, 115.013

#### Bank deposits and collections, commercial code

Definitions, 400.4-105

Bank, bank holding company law, 362.910

Bank, legal tender and interest law, 408.015

Banking day, 400.4-104

Banking institutions, taxation, 148.020

#### Banks

Commercial code, 400.1-201

Definitions of terms, 362.010

Types of, 400.4-105

Barber, 328.010

Barrel, 414.012

Basic life support (BLS), emergency medical

treatment, 190.100

Bearer, commercial code, 400.1-201

Beekeeper, 264.021

Bees, 264.021

Behavior analysts, definitions, 337.300

Beneficial owner, business combinations, 351.459

Beneficiary, letters of credit, 400.5-102

Beneficiary, Missouri family trust, 402.200

Beneficiary, state employees' retirement system, 104.010

Benefits, assignment, child support obligations, 287.260

Benefits, veterans' guardianship law, 475.380 Best management practices, state forestry law,

254.020

Bicycle, 307.180

Bill of lading, 400.1-201

Bingo, regulation, 313.005

# WORDS AND PHRASES — cont'd Bioterrorism, 44.010 Blasting, blasting safety act, 319.303 Blend stock, motor fuel tax, 142.800 Blended fuel, motor fuel tax, 142.800 Blighted area, 99.320, 135.950 Blind bidding, motion picture exhibitors, 407.350

Blind bidding, motion picture exhibitors, 407.350 Blind persons or visually impaired persons, 209.192 Blindness skills specialist in education, 162.1130

#### **Board**

Chiropractors, 331.020

Education, school retirement system, 169.022

Medical examiners, 334.021 Nursing practices, 335.016

Osteopathic registration and examination, 334.021

Physicians and surgeons, 334.020 Public utility labor dispute, 295.020 Youth services law, 219.011

Boarding kennel, cat and dog care facilities, 273.325

Boat dock, 393.503 Boat slip, 393.503

Body cavity search, criminal procedure, 544.193

Body piercing, 324.520

Body shop, motor vehicle law, 301.010

Boiler and pressure vessel act, definitions, 650.205

Boll weevil eradication, definitions, 263.503

Born, infanticide, 565.300 Box cut, strip mining, 444.510

Boxing, 317.001 Braille, 162.1130

Brain injury, department of health, reporting, 192.735

Branding law, 268.011 Branding, 324.520 Brands, 260.1053

Breakage, horse racing and pari-mutuel wagering, 313.500

Broadcast towers, 137.078

Bulk milk truck operator, 196.525

Bulk transfer/terminal system, motor fuel tax,

142.800

Bullying, 160.775

Burden of establishing a fact, commercial code, 400.1-201

Burial lots, public assistance benefits, 208.010

Bus, traffic laws, 304.044

Business associations, unclaimed property,

disposition, uniform law, 447.503

Business combination, corporations law, 351.459

Business day, 407.671

Business day, child support, 452.350

Business day, home solicitation sales, 407.705

Business loan, 408.015

Business opportunity, 409.1000

Business technology corporation definitions, 348.251

Business use incentives for large-scale development,

100.700 to 100.850

Business, sales tax, 144.010

Business, uniform business records as evidence act, 490.670

Butterfly ballot, 115.420

#### WORDS AND PHRASES — cont'd

Buyer, 407.671

Buying service, buying club, 407.671

Cable system, 67.2677

CAFE standard, fuel conservation for state vehicles, 414.400

Caller identification service, telemarketing, 407.1095 Campaign expenditures law, definitions, 130.011,

130.026, 130.041, 130.046 Capitol police, duties, 8.172

Captive insurance companies, 379.1300

Car rental company, 407.730 Car rental insurance, 407.730 Care practitioner, 334.735

Catastrophic crime, 650.300

Cattle, state veterinarian, 267.010

Census block group, tax credits, 135.478 Centers for advanced technology, 348.372

Centers for independent living, 178.651

Central registry, child abuse, 210.110

Central violations bureau, pleadings and payment of

fines, criminal activities, 476.385

Certified capital company investments, 135.500 to 135.529

Certified dental assistant, 332.011

Certified mail, 1.020

Certified mentor, massage therapy, 324.240 Certified respiratory therapy technician, 334.800

Charitable gift annuity, 352.500

Charitable organizations and solicitations law,

definitions, 407.453

Charitable, family trust, 402.200

Charter service, contract carrier law, 390.020

Chemical dependency treatment, insurance coverage, 376.810

Chemical tests, alcoholic or drug content of blood, criminal code, 577.019

Chief legal counsel, retirement system law, 287.812

#### Child

Abandonment, first degree, criminal code, 568.030 Abandonment, second degree, criminal code, 568.032

#### Abuse

Criminal code, 568.060

Definitions, 210.110

Temporary protective custody, 210.125

Abuse and neglect review board, 210.153

Defined, interstate compact on child placement,

210.620

Defined, youth services law, 219.011

Juvenile court law, 211.021

#### Pornography

Criminal code, 573.010 Probate code, 472.010

#### Unborn, rights, 1.205 Child care

Child, 210.201 Facility, 210.201 Person, 210.201 Provider, 210.900

Child care — cont'd

Religious organization, 210.201

Worker, 210.900

Child death pathologist, 210.196

Child fatality review panel, 210.192

Child health supervision services, health insurance coverage, 376.801

Child protection system, division of family services, 210.109

Child welfare policy of state, best interest of child,

#### Children, endangering welfare

First degree, criminal code, 568.045

Second degree, criminal code, 568.050

Chiropractic, practice of, 331.010

Chlorinated dry-cleaning solvent, 260.900

Cigarette, fire safety standard and firefighter protection, 320.350

Cigarette, tobacco settlement agreement, 196.1000

Circuit attorney, 1.020

Circuit court, 478.012

Circuit court, proceedings before trial, 545.015

Circus, 578.600

Citation, nonresident violator compact, 544.046

City, sale of liquor by drink, 311.090

Civil defense law, definitions, 44.010

Claim, fraudulent transfers, 428.009

Claims, probate code, 472.010

Cleanup, hazardous waste management law, 260.360

Clerk, probate code, 472.010

Clinical social work, 337.600

Cloning, human, 1.217

Closed container, 414.012

Closed place, liquor control law, 311.290

Code, probate, 472.010

Coerce, motor vehicle franchise practices, 407.815

Coerce, motorcycle and all-terrain vehicles, 407.1025

Collision demaga variyar rental or sublessing of

Collision damage waiver, rental or subleasing of motor vehicles, 407.730

Combative fighting, prohibited, exceptions, 317.018

Combustible liquid, 414.012

Commencement of commercial operations, 139.950

Commerce or trade, antitrust law, 416.021

Commercial breeder, cat and dog care facilities, 273,325

Commercial casualty insurance, 379.882, 379.888

Commercial code, general definitions, 400.1-201

#### Commercial driver's license

Alcohol concentration, 302.700

Alcohol, 302.700

Commercial motor vehicle, 302.700

Conviction, 302.700

Disqualification, 302.700

Driver, 302.700

Driving under the influence, alcohol, controlled

substance, 302.700

Endorsement, 302.700

Gross combination weight rating, 302.700

#### WORDS AND PHRASES - cont'd

#### Commercial driver's license - cont'd

Gross vehicle weight rating, 302.700

Imminent hazard, 302.700

Medical variance, 302.700

Motor vehicle, 302.700

Noncommercial motor vehicle, 302.700

Out-of-service order, 302.700

Serious traffic violation, 302.700

Tank vehicle, 302.700

Commercial expansion, planned, definitions, 100.310

Commercial feed law, definitions, 266.160

Commercial motor vehicle, 302.010

Commercial producer, fish, 275.452

Commercial real property tax, classification, 137.016

Commercial receivership act, definitions, 515.505

Commercial sex act, 566.200

Commercial unit, 400.2-105

Commercial zone, motor carrier law, 390.020

Commit, youth services law, 219.011

#### **Commodities regulation**

CFTC rule, 409.800

Commodity contract, 409.800

Commodity merchant, 409.800

Commodity option, 409.800

Commodity, 409.800

Precious metal, 409.800

Commodities, preference for Missouri products,

34.071

Commodity, antitrust law, 416.021

Common carrier, motor carrier law, 390.020

Common interest community, annexation procedures, 71 012

Common paymaster arrangements, unemployment

compensation, 288.090

Community bank, 135.400

Community based treatment, youth services law,

219.011

Community college, 163.191

Community development corporation, tax credit for investing in small businesses and community banks,

135.400

Community mental health center, 205.975, 376.810

Community provider organizations, elders volunteer

for elders, 208.309

Community spouse, public assistance, 208.010

Community-based health maintenance organization, 354.400

Compensation, state employees' retirement system, 104.010

Competent person, death-prolonging (Life Support) procedures, withdrawal, 459.010

Competitive telecommunications company, 386.020 Competitiveness scholarship, higher education,

173 262

Comprehensive mental health services, 205.975

Compulsive gamblers, riverboat gambling, 313.842

Compulsory attendance age for the district, 167.031

#### Computer crime, definitions

Access, 556.061

#### Computer crime, definitions - cont'd

Computer equipment, 556.061

Computer hardware, 556.061

Computer network, 556.061

Computer program, 556.061

Computer software, 556.061

Computer system, 556.061

Computer, 556.061

Computer-related documentation, 556.061

Damage, 556.061

Data, 556.061

Digital camera, 556.061 Property, 556.061

Services, 556.061

Computer materials, 260.1053

Concentrated animal feeding operations (CAFO), 640.703

Condemned, state veterinarian, 267.010

Conditional sale contract, rental or subleasing of

motor vehicles, 407.738

Condominium property, uniform act, definitions,

448.1-103

Conflict of interests law, definitions, 105,450.

105.470

Consent, criminal code, 565.010

Conservator, guardianship and probate code, 475.010

Consignment, 407.900

Constitutional charter cities, 82.010

Construction defect, 436.350

Construction manager-at-risk method, political

subdivisions, 67.5050

Construction or work zone, highways, 304.580

Construction work, construction contracts, 434.100

Construed, how, 1.090

Consumer credit loans, small loans, 367.100

Consumer fraud law, definitions, 407.010

Consumer price index, political subdivision

employees' retirement system, 70.655

Consumer price index, state employees' retirement

system, 104.010

Consumer reporting agency, 407.635

Contaminant, water resource law, 640.403

Contested case, administrative procedure and review, 536.010

Contiguous and compact, annexation procedures, 71.012

Contract carrier, 390.020

Contract, 407.671

Contractual services, state procurement and printing,

Control share acquisition, corporation, 351.015

Control, bank holding company law, 362.910

Convenience business, 407.980

Convention and sports complex fund, 67.638

Conviction, driver's licenses, 302.010

Cooperative associations, definitions, 351.1003

Copyright owner, royalty music contracts, 436.150

Corners of the United States public land survey, land survey law, 60.301

#### WORDS AND PHRASES - cont'd

Corporation law, general and business, definitions, 351.015

Corporation, corporate farming law, 350.010

Corporation, legal tender and interest law, 408.015

Cosmetic, food and drugs, 196.010

Cosmetologist, 329.010

Costs, change of venue, criminal cases, 550.120

Cotton trailer, 301.010

Counter party exposure amount, insurance

companies, 375.345

Counterfeit credit card, 407.432

Counting judge, election law, 115.447

Counting location, election law, 115.013

Country of origin meat labeling law, definitions,

265.280

County average wage, 135.950

County commission, 82.700

County recreational system act, 67.781

County roads, 230.245

Court personnel, 476.058

Court reform and revision act, definitions, 476.451

Court, land tax collection law, 141.220

Court, probate code, 472.010

Covered voter, 115,275

Credit card, 408.145, 408.193

Credit card, small loan, 408.145

Credit institutions, taxation, 148.130

Credit insurance definitions, 385.020

Credit service organization, 407.637 Credit union, central, 370.365

Credit union, director, 370.005

Credit user protection law, definitions, 407.432

Creditable prior service, state employees' retirement

system, 104.010

Creditable service, state employees' retirement

system, 104.010

Creditor, fraudulent transfers, 428.009

Cremains, 214.550

Crime laboratory assistance program, 650.105

Crime laboratory, 650.100

Crime prevention, address confidentiality program, 589.660

#### Criminal activity forfeiture act

Beneficial interest, 513.605

Civil proceeding, 513.605

Criminal activity, 513.605

Criminal proceeding, 513.605

Investigative agency, 513.605

Pecuniary value, 513.605

Real property, 513.605

Seizing agency, 513.605

Seizure, 513.605

Trustee, 513.605

Criminal history record information, criminal records

repository with highway patrol, 43.500

Criminal record review, youth service agencies

criminal conviction record checks, 43.540

Custodial interrogation, 590.700

Custodial property, personal custodian, 404.410

Custodial property, transfer to minors law, 404.007 Custodian, transfer to minors law, 404.007 Custom weighing, grain warehouse law, 411.518 Customer, Missouri clean water law, 204.370 Customer-owned pay telephone, 386.020 Cy pres, uniform trust code, 456.4-113

Cyberbullying, 160.775 Cystic fibrosis, 191.300

Daily newspaper, publication of legal notice, 493.045

Dairy farm, 196.525

Dairy manufacturing plant, 196.525

Dairy product, 196.525 **Dam and reservoir safety** Agricultural dam, 236.400

Alterations, 236.400 Chief engineer, 236.400 Construction permit, 236.400

Council, 236.400 Dam, 236.400 Director, 236.400

Enlargement, 236.400

Experienced professional engineer, 236.400

Maintenance, 236.400

Natural physical changes, 236.400

Operation, 236.400 Owner, 236.400

Permit applicant, 236.400

Permit, 236.400 Reduction, 236.400 Registration permit, 236.400 Reservoir, 236.400

Safety permit, 236.400 Water, 236.400 Watershed, 236.400 Days, computation of, 1.040

De minimis source, air conservation, 643.020

Dead animal, 269.010

Dead body, uniform vital statistics law, 193.015

Deadly force, criminal code, 563.011

Deaf person, 209.261

Dealership agreement, 407.838 Death, all legal purposes, 194.005

Death, workers' compensation law, 287.020 Death-prolonging procedures, (Life Support), 459.010

Debt adjuster, 425.010

Debt, debtor, fraudulent transfers, 428.009 Debtor, debt adjuster law, 425.010 Debtor-distributee, probate code, 473.618 Decedent's estate tax, definitions, 145.091 Decision, administrative procedure and review,

Declaration, death-prolonging (life support) procedures, withdrawal, 459.010
Defective ballot, election law, 115.447
Deferred compensation for public employees,

105.900 to 105.927

Deferred maintenance, property tax, 137.112

#### WORDS AND PHRASES - cont'd

Deferred normal annuity, state employees' retirement system, 104.010

Delinquency proceeding, uniform insurer's liquidation act, 375.950

Delinquent land tax attorney, land tax collection law, 141.220

Delivery, commercial code, 400.1-201

Demonstration areas, 252.321 Dental care services, 354.700 Dental plan, prepaid, 354.700 Dentistry, practice of, 332.071 Department, defined, 252.306

Department, state employees' retirement system,

104.010

Dependent, workers' compensation law, 287.240

Design builder, 227.107 Design-build contracts, 327.465

Design-build highway project contract, 227.107 Design-build projects, political subdivisions, 67.5060

Design-build, 327.465

Detainers, interstate compact, see DETAINERS Detonation, hazardous waste management law,

260.360

Detonation. 319.303

Developmental disability, 630.005

Developmental screening, special educational school

programs, 178.691

Developmentally delayed children, 178.691

Devise, probate code, 472.010 Devisee, probate code, 472.010

Diesel fuel, 414.012

Diesel fuel, motor fuel tax, 142.800

Dietetics practice, 324.200 Digital equipment, 137.078 Director, defined, 252.306

Disability benefits, state employees' retirement

system, 104.010

Disability, 213.010, 402.200 Disabled or incapacitated, 404.703

Disabled person, conservatorship, probate code,

475.010

Disabled person, guardianship, probate code, 475.010

Disabled, utilicare program, 660.100

Disaster service relief volunteer, American Red

Cross, 105.267

Disasters, facilitating business rapid response act,

definitions, 190.275

Discharge from armed forces, school retirement,

169.589

Disciplinary action, state employees for reporting

mismanagement of agencies, 105.055 Discount medical plans, 376.1500 Discrimination, human rights, 213.010 Disposal plant, dead animals, 269.010

Disposal, hazardous waste management law, 260.360

Disqualified, election law, 115.013 Distressed community, grants, 191.843

Distressed community, tax credits, 135.478, 135.530

Distributee, probate code, 472.010

Distribution, pyramid sales law, 407.400

Distributor, commercial fertilizer law, 266.291

District fairs, 262.450

District, 67.2500

Diversionary programs, probation and parole,

217.650

DMSO, arthritis program, treatment, 192.727

DNA profile, 650.100

DNA profiling system, 650.050

DNA sample, 650.100

DNA, 650.100

Documents of title, commercial code, 400.7-102

Dog, sheep killing, 273.010

Dogs, licensing and taxing, 273.040

Domicile in Missouri, mental health, 630.005

Domicile, probate code, 472.010

Donor, defined, transfer to minors law, 404.007

Double proportionate measurement, land survey law, 60.301

Driller's log, water well driller's regulations, 256.603

Driveaway operation, commercial motor vehicles, 301.010

Driveaway operator, motor carrier law, 390.020

Driver's license law, definitions, 302.010

Dromedary, 301.010

Drug, food and drugs, 196.010

Drugs, controlled, definitions, 195.010

Dry hydrant fire protection program, 320.273

Dry-cleaning facility, 260.900

Dry-cleaning solvent, 260.900

Dump truck, contract carrier law, 390.020

Durable power of attorney, 404.703

Dwelling, criminal code, 563.011 Dwelling, discrimination, 213.010

Dweifing, discrimination, 2

Dyed fuel, 142.800

Dyed fuel, motor fuel tax, 142.800

Dyslexia, 167.950, 633.420

Early head start program, 660.650

Early retirement age, state employees' retirement

system, 104.010

Earned income, 135.900

Earnings, garnishment, 525.030

Earthquakes, interstate compact, 256.650

Economic damages, medical malpractice actions,

procedure, 538.205

Economic development district, 251.500

Economic development, 144.759

#### Economic diversification and afforestation act

Alley cropping, 252.306

Conservation reserve program, 252.306

Eligible land, 252.306

Eligible practices, 252.306

Enhancement phase, 252.306

Establishment phase, 252.306

Forested-riparian buffers, 252.306

Silvopasture, 252.306

Windbreaks, 252.306

Effective competition, 386.020

Elder care provider, 210.900

#### WORDS AND PHRASES — cont'd

Elder care worker, 210.900

Elderly, utilicare program, 660.100

Election campaign expenditures law, definitions,

130.026, 130.041, 130.046

Election law, definitions, 115.013

Election offense, class one, 115.175

Election offenses, classes, 115.631, 115.633, 115.635, 115.637

115.637

Elective abortion, health insurance law, 376.805

Electric personal assistive mobility device (EPAMD),

307.205

Electrical corporation, electric plant, public service

commission law, 386.020

Electronic certificate of title, watercraft, 306.405

Electronic repository, state, 181.100

Electronic voting machine, 115.013

Electronic voting system, 115.013

#### **Elevators**

Automatic transfer device, 701.350

Dumbwaiter, 701.350

Elevator safety and inspection definitions, 701.350

Elevator, 701.350

Escalator, 701.350

Freight elevator, 701.350

Manlift, 701.350

Moving walk, 701.350

Stairway inclined lift, 701.350

Eligible donee, surplus property distribution, 34.140

Eligible job enhancement business, linked deposit

state assistance, 30.750

Eligible person or qualified person, 475.010

E-mail, unsolicited, definitions, 407.1120

Emancipated minor, intermediate driver's license,

302.178

Embalmers and funeral directors law, definitions,

333.011

Embedded, historic shipwreck salvage, 253.420

Emergency management law, 44.010

Emergency medical services (EMS) system, 190.100

Emergency medical technician, 190.100

Emergency military service, 452.416

Emergency telephone service, definitions, (Warren

County), 190.290

Emergency vehicle, rules of the road, 304.022

Employ, child labor law, 294.011

Employee retirement or welfare plan, 285.105

Employee, 105.900

Employee, enhanced enterprise zone, 135.950

Employee, minimum wage law, 290.500

Employee, state employees' retirement system,

104.010

Employer

Discrimination, 213.010

Family care safety registry, 210.900

Prevention of occupational diseases, 292.440

State employees' retirement system, 104.010

Unemployment compensation, 288.032 Workers' compensation, 287.030

Employment agency, 213.010

Employment purposes, family care safety registry, 210.921

Employment security, definitions, 288.030

Employment, unemployment compensation, 288.034 Encumbered assets, child support enforcement,

454.507

Endangering welfare of a child, criminal code, 568.045, 568.050

Endorsement contract, athlete agents, 436.218

Energy information, department of natural resources, 640.155

Energy star program, 701.500

Enhanced business enterprise, 135.950

Enterprise zone, retained business facilities,

Hazelwood, definitions, 135.276

Environmental covenants, definitions, 260.1003

Environmental improvement authority, definitions, 260.005

Environmental response surcharge, dry-cleaning

facilities, 260.900 Equal wages for women law, definitions, 290.400

Equipment, 260.1053

Equitable share, medical malpractice actions,

procedure, 538,205

#### Escape from

Correctional facility, 217.390

Essential community providers, 354.650

Essential plant nutrient, fertilizer law, 266.291

Essential utility services, commercial drivers,

regulation, 307.400

Essential witness, criminal case, 492.303

Established political party, 115.013

Estate resident, estates, trusts, income tax, 143.331

Estate, probate code, 472.010

Estate, veterans' guardianship law, 475.380

Esthetician, cosmetology, 329.010

Excavation, underground facility safety and damage

prevention law, 319.015

Exchange access service defined, public service

commission law, 386.020

Excursion gambling boat, 313.800

Executive authority, uniform extradition law, 548.011

Executive director, state employees' retirement,

104.010

Executive lobbyist, ethics, 105.470

Executor includes what, 1.020

Executor, decedent's estate tax, 145.101

Exempt property, probate code, 472.010

Exhibit, exhibition, 407.350

Exhibitor, 407.350

Existent corner, land survey law, 60.301

Existing business facility, 135.950

Experimentation activities, sales tax, 144.010

Explicit systematic phonics, 170.014

Explosives, 319.303

Exposed to rabies, 322.010

Express company, taxation, 153.010

Extended service contracts, motor vehicles,

definitions, 385.200

#### WORDS AND PHRASES - cont'd

Extension of credit, 407.635

Exterminate, bee and apiary regulation, 264.021

Facility, 135.950

Facility, hazardous waste for assessing fees, 292.606

Facsimile signatures of public officials, definitions,

Failed savings and loan association, investments by

banks, 362.107

Fair and reasonable compensation, municipally

owned utilities, 386.800

Fair market value, 523.001

False billing practices, definitions enumerated,

workers' compensation law, 287.129

Family access motion, child custody and visitation

disputes, 452.400

Family farm corporation, family farm, 350.010

Family literacy program, 160.011

Family or private caregiver, 633.170

Family preservation screenings, child abuse and

neglect, 211.180

Family support, 633.170

Fantasy sports, definitions, 313.905

#### Farm equipment dealership agreement regulation

Dealership agreement, 407.838

Farm equipment dealer, dealership, or dealer,

Farm equipment manufacturer or manufacturer,

407.838

Farm equipment, 407.838

Good cause, 407.840

Farm loan assistance definitions, 30.750

#### Farm machinery inventory repurchase

Current model, 407.850

Current net price, 407.850

Industrial, maintenance and construction power

equipment, 407.850

Net cost, 407.850

Retailer, 407.850

Farming, corporate farming law, 350.010

Fault, products liability, 537.765

Federal act, food and drugs, 196.010

Federal office, election law, 115.013

Fellow servants, railroads, mines and mining, 537.190

Fence law, definitions, 272.210

Feral hog, 270.400

Fertilizer, 266.291

Festival, music or rock festival law, 316.150

Fetal remains, disposition, 194.375

Fiduciaries, probate code, 472.010

Fiduciaries, uniform law, definitions, 469.240 Fiduciary capacity, bank and trust companies

transferring, 362.331

Fiduciary obligations, banks and trust companies,

362.332

Fieldman, 196.525

Filing with court, 506.100

Film commission, Missouri office of, department of economic development, 620.1200 to 620.1240

Final disposition, uniform vital statistics law, 193.015

Financial institution, child support enforcement, 454.507

Financial institution, credit life, 374.300

Financial interest, liquor control law, 311.060

Financial organization, unclaimed property,

disposition, uniform law, 447.503

#### Financial records

Customer, 408.675

Financial record, 408.675

Government authority, 408.675

Government investigation, 408.675

Law enforcement inquiry, 408.675

Subpoena, 408.675

Supervisory agency, 408.675

Financing institution, 364.020

Fine arts, consignment by artist for sale or exhibit,

Fire protection district law, definitions, 321.010

Fire safety standards and firefighter protection act, 320.350

Firearm range, 537.294

#### Firefighter's retirement systems, St. Louis city

Accumulated contributions, 87.120

Actuarial equivalent, 87.120

Average final compensation, 87.120

Beneficiary, 87.120

Benefit reserve, 87.120

Creditable service, 87.120

DROP, 87.120

Earnable compensation, 87.120

Firefighter, 87.120

Medical board, 87.120

Member, 87.120

Membership service, 87.120

Prior service, 87.120

Retirement allowance, 87.120

Retirement system, 87.120

Fireworks, definitions, 320.106

First responder programs, 321.225, 321.620

First responder, emergency medical treatment, 190.100

Fiscal year, state employees' retirement system, 104.010

Fish food, commodity association, 275.452

Flammable liquid, 414.012

Fleet vehicles, managers, state, 37.450

Fleet vehicles, motor vehicle law, 301.010

Flood control storage, 256.437

Flood irrigation, 49.600

Following, 1.020

Food, regulation and inspection, 196.010

Food, sales and use tax, 144.014

Forced labor, 566.200

Forcible entry and unlawful detainer, 534.020, 534.030

#### Foreclosure consultants

Contract, 407.935

Definition, 407.935

Residence in foreclosure, 407.935

#### WORDS AND PHRASES - cont'd

#### Foreclosure consultants — cont'd

Service, 407.935

Foreign bank, 361.005

Foreign judgment, law, 511.760

Foreign person, aliens owning farmland, 442.591

Foreign registered limited liability partnership,

358.020

Foreign trade zones, 351.387, 351.388

Forensic laboratory account, 595.045

Forestry industry residue, Missouri, income tax

credit, 135.300

Forfeiture of gambling devices, criminal code,

513.660

Forgery, criminal code, 570.090

Foster care, caregiver decisions, 210.660

#### Foster homes/homes for children

Child placing agency, 210.481

Child, 210.481

Foster home, 210.481

Foster parent, 210.566

Guardian, 210.481

License, 210.481

Provisional license, 210.481

Related, 210.481

Residential care facility, 210.481

Franchise or franchise agreement, motor vehicle

franchise practices, 407.815

Franchise, 67.2677

Franchise, motorcycle and all-terrain vehicles,

407.1025

Franchise, pyramid sales law, 407.400

Franchises, campground, definitions, 436.100 Fresh pursuit, 544.157; uniform law, 544.155

Friable material, asbestos abatement program,

643.020

#### Frozen desserts

Edible fats, 196.856

Frozen dietary dairy dessert, 196.856

Ice milk, 196.856

Mellorine, 196.856

Milk solids not fat, skim milk, 196.856

Mixes, 196.856

Sherbet, 196.856

Water ice, 196.856

Fuel ethanol, 142.028

Fuel grade alcohol, motor fuel tax, 142.800

Fueling station, 414.350

Funds for payments, 252.312

Funeral director, 194.500

Funeral lead vehicle, 194.500

Funerary objects, unmarked human burial sites,

Future damages, medical malpractice actions,

procedure, 538.205

#### Gambling

House, public nuisance, criminal code, 572.090

Garbage, dumping ground law, 64.460

Garbage, hog feed law, 266.410

Gas corporation, gas plant, public service commission law, 386.020

Gas storage company, 393.410

Gasoline, 414.012

Gasoline, motor fuel tax, 142.800

Gasoline-alcohol blend, 414.012

General bail bond agent, 374.700

General partner, limited partnership, 359.011

General reassessment, property, tax assessment, 137.073

General verdict, civil action, 510.220

Generally known condition allegedly caused by or

allegedly likely to result from long-term

consumption, 537.595

Generator, 260.360

Genetic counseling, 191.300

Genetic screening, 191.300

Geographical information system, Kansas City, 82.1035

Geology, practice of geology, 356.501

Glazing materials, definitions, 701.010

Gob, strip mining, 444.510

Good cause, liquor franchises, 407.413

Good faith, commercial code, 400.1-201

Good faith, liquor franchises, 407.413

Good time credit, inmates, prisons, 558.041

Goods, pyramid sales law, 407.400

#### Governing body

Governmental cooperation law, 70.210

Land clearance for redevelopment, 99.610

National defense cooperation act of 1941, 91.630

Revenue bonds of state educational institutions, 176.010

Rural resettlement or rehabilitation, 70.120

Government, criminal code, 575.010

Governmental unit, ambulatory surgical center law, 197.200

Governor, uniform extradition law, 548.011

Grader, 196.525

Grain and other agricultural crops in an

unmanufactured condition, property tax, 137.010

Grain dealer law, definitions, 276.401

Grain warehouse law, definitions, 411.026, 411.518

Grant, bargain and sell, conveyance, 442.420

Green belts, see OPEN SPACE CONSERVATION

Gross income, taxation, credit unions and savings and

loan associations, 148.630

Gross receipts, sales tax, 144.010

Ground water, water resource law, 640.403

Group home, 633.005

Grower, apple merchandising, 265.010

#### Guardian

Construction of statutes, generally 1.020 Foster homes/homes for children, 210.481

Guardianship, probate code, 475.010

Probate code, 475.010

Veterans' guardianship law, 475.380 Guardian ad litem, probate code, 475.010

#### WORDS AND PHRASES - cont'd

Guest room, department of health, regulation, 315.005

Hail-damaged vehicle, motor vehicle law, 301.010 Halfway house, department of corrections, 217.430

#### Handicap

Family trust, 402.200

Generally, 1.020

Severely handicapped child, special education,

162.675

Severely handicapped child, surrogate parent

program, 162.997

Harassment, adult abuse, 455.010

Hazardous locations, safety glazing materials law,

Hazardous materials, admission into evidence, 490.733

Hazardous substance, workplace, 292.600

Hazardous substances cleanup, 260.500

Hazardous waste management law, definitions,

260.360

#### **Head start**

Delegate agency, 660.650

Grantee, 660.650

Program, 660,650

Health benefit plan, 454.600

Health care facility, emergency medical treatment,

190.100

Health care insurer, child health supervision services, 376.801

Health care provider, immunization of child, 431.058

Health care provider, medical malpractice joint

underwriting association, 383.150

Health care services, medical malpractice actions,

procedure, 538.205

Health care sharing ministry, 376.1750

Health facility aid law, public, definitions, 189.010

Health insurance marketplace innovation act,

376.2000

Health insurance policy, child health supervision

services, 376.801

Health insurance pool, 376.960

Health limited mandate insurance, 376.995

Health spa contract, 407.325

Health spa, 407.325

Healthcare plan, state employees, definitions, 103.003

Heating oil (Fuel Oil), 414.012

Heirs, 472.010

Hemophilia, 191.300

Hereafter, 1.020

Heretofore, 1.020

Heritage value, 523.001

Hermetically sealed container, donation of food,

192.081

High cost area, 386.020

Highwall, strip mining, 444.510

Highway, criminal code, 575.010

Highways, advertising adjacent to, 226.510

Highways, rules of the road, 304.025

Historic properties, 253.395

#### HIV, AIDS testing

HBV, 191.650

HIV infection, 191.650

HIV sampling, 191.650

HIV, 191.650

Home jurisdiction, nonresident violator compact, 544.046

Home school, compulsory school attendance law, 167.031

Home state, 361.005

Homeless, 610.103

Homeless, assistance program, first class counties, charter form, 67.1062

Homemaker, fee waivers for vocational-technical school or community college, 178.411

Homestead taking, 523.001

Homestead, 513.475

Horses, horse racing, 313.500

Hospice care, medical assistance benefits, for certain recipients, 208.152

Hospital licensing law, definitions, 197.020

Household goods, contract carrier law, 390.020

Housemover, 324,700

Housemoving, 324,700

Housing accommodations, blind persons' rights, 209.190

Housing authorities law, definitions, 99.020

HUD, multi-family rental housing projects, 215.300

Humane euthanasia, dog and cat care and facility

regulation, 273.325

Hunting preserve, 537.294

HVAC services, 386.754

Illegal alien, 302.063

#### Illegal immigrants

Business entity, 285.525

Definitions, 285.525

Federal work authorization program, 285.525

Unauthorized alien, 285.525

Illustration, life insurance marketing, 375.1503

Impaired insurer, 375.537

Implements of husbandry, 304.170

Imprest prize fund, state lottery, 313.321

Improvement authority, state environmental and

energy resources, definitions, 260.005

Improvements, property tax, 137.073

In vacation, 1.020

In writing, what included, 1.020

Incapacitated person, guardianship, probate code, 475.010

Incapacitated person, personal custodian, 404.410 Incapacitated, durable power of attorney, health care,

Incentive payments, amounts, 252.309

Incentive payments, land enrolled in the program,

Income generation transactions, insurance companies, 375.345

Income tax credit, new or expanded business, definitions, 135.100

#### WORDS AND PHRASES — cont'd

Income tax, see INCOME TAX (CH. 143)

Income, child support, 452.350

Incompetent, 1.020

Incubator, small business incubator act, 620.495

Incumbent local exchange telecommunications

company, 386.020

Indecent language or material, commercial telephone messages, criminal code, 537.100

Independent living facility for the elderly, real

property tax classification, 137.016

Indigency, how determined, public defender law, 600.086

Individuals with disabilities, assistive technology, 161.900

Industrial bank, 362.078

Industrial development corporation law, definitions,

Industrial development law, definitions, 100.010 Industrial expansion, planned, definitions, 100.310

Industrial loan company, 362.078 Industrial quality eye protective devices, 170.007

Industrial real property tax, classification, 137.016 Industrial water retention structures, dam and

reservoir safety, 236,465

Infant, for civil suits, 507.115

Infectious waste disposal, hospitals, autopsy, 260.360

Information technology, assistive technology,

161.900

Infrastructure facilities, economic development, 100.255

Inhabitant, county welfare programs, 205.600 Injury, workers' compensation law, 287.020

Innocent party, criminal activity forfeiture

proceeding, 513.615

Innovation centers, 348.300

Insider, fraudulent transfers, 428.009

Inspection of land, 252.318

Installment contract, commercial code, 400.2-612

Instructional class, sales tax, 144.010

Instructor, cosmetologists, 329.010

#### Insurance

Assumption reinsurance agreements, 375.1285

Asymmetric conduct, life insurance, 376.2051

Clean claim, 376.383

Companies, 375.012

Death master file, life insurance, 376.2051

Division of, election of coverage, 374.270

Homeowners and renters, regulation, terms, 374.400

Life, buyer's guide, definitions, 376.704

Prepaid legal services, 379.901

Product liability policy, 374.415

Unclaimed funds, insurance company, 447.510

Unfair trade practices, terms, 375.932, 375.936

Insurance holding companies, see INSURANCE **COMPANIES** 

Insurance, transportation network companies, 379.1700

Insurer, uniform insurer's liquidation act, 375.950

Intangible personal property, taxation, 137.010

Intercept, wiretapping, 542.400

Intercollegiate sport, athlete agents, 436.218

Interconnected voice over internet protocol service, 386.020

Interested persons, probate code, 472.010

Interested shareholder, business combinations,

351.459

InterLATA, 386.020

Intermediate care facility, nursing home law, 198.006

Interstate family support act, uniform law, 454.1503

Intoxicating liquor, liquor control law, 311.020 Intractable pain treatment, use of controlled

substances, 334.105

IntraLATA, 386.020

In-transit property, personal property tax, 137.920

Invention developer services, 417.400

Investigator, 630.005

Involuntary servitude, 566.200

Issue, 472.010

Issuing jurisdiction, nonresident violator compact,

544.046

Itinerant vendor, tax, 150.380

IV-D case, child support enforcement, 452.345,

J88, driver's license notation for hearing impaired,

302.174

Joint authority, how construed, 1.050

Joint legal custody, 452.375

Joint municipal utility commission, definitions,

393.705

Joint physical custody, 452.375

Joint tenants, probate code, 474.015

#### Judge

Any court of record, uniform extradition law, 548.011

Circuit court, proceedings before trial, 545.015 Circuit court, special definition, court reform act,

476.451

Extradition, uniform law, 548.011

State employees' retirement law, 476.575

Judgment debtor, uniform enforcement of foreign

judgment law, 511.760

Judgment, 511.020

Judicial day, 632.005

Judicial proceedings, criminal code, 575.010

Junkyards, adjacent to highways, 226.660

Jurisdiction, nonresident violator compact, 544.046

Juror, criminal code, 575.010

Jury, criminal code, 575.010

Justice of the county commission, 1.020

Juvenile court, 211.021

Kerosene, 414.012

Kerosene, motor fuel tax, 142.800

Kickboxing, 317.001

Kit vehicle, motor vehicle law, 301.010

Knife, criminal code, 571.010

Knowing or willful violation of federal or state law, 537.900

#### WORDS AND PHRASES - cont'd

Labor organization, 213.010

Labor organizations, rights of employees of public

bodies, 105.500

Land clearance for redevelopment, definitions, 99.320

Land improvement contractors, commercial motor

vehicles, 301.010

Land reclamation act, definitions, 444.765

Land reutilization law, see ST. LOUIS CITY

Land taxes, land tax collection law, 141.220

Land, state parks, 253.010

#### Landlord-tenant

Landlord, 441.005

Leases, 441.005

Lessee, 441.005

Premises, 441.005

Rent, 441.005

Tenant, 441.005

Landowners, agreements with director, 252.309

Lands, coextensive with what, 1.020

Large animal veterinarian, 340.337

Large carnivore, 578.600

LATA, local access and transportation area, 386.020

Lawfully present, driver's licenses, 302.011

Lease, probate code, 472.010

Legacy, probate code, 472.010

Legal advisor, retirement system law, 287.812

Legal custody, child, 211.021

Legal disability, 1.020

Legal malpractice insurance, 383.075

Legal representative, 404.703

Legatee, probate code, 472.010

Legislative action, lobbying law, 105.470 Lender, credit card fees, 408.145

Lender, defined, legal tender and interest law,

408.015

Lending institution, liquor control law, 311.401

Less-than-truckload lots, defined, contract carrier law, 390.020

Letter of credit, commercial code, 400.5-102

Letter rulings, department of revenue, rulemaking

powers, 536.021

Letters, probate code, 472.010

Levee districts, organized by county commission,

245.285

Levy, executions, 513.010

Liability insurance, state-owned vehicles, definitions,

License or driver's license, suspension and revocation,

302.500

Licensed practical nurse, 335.016

Lien, fraudulent transfers, 428.009

Lien, probate code, 472.010

Life beneficiary, beneficiary, 402.200

Light aircraft, sales tax exemption, 144.043

Light rail, public service commission, public, defined,

Limestone, agricultural, 266.505

Limited conservator, guardianship law and probate

code, 475.010

Limited guardian, guardianship law and probate code, 475.010

Limited mandate insurance, 376.995

Limited partner, limited partnership, 359.011

Lineal descendants per stirpes, nonprobate transfers, 461.005

Lineal descendants, probate code, 472.010

#### Linked deposits

Eligible alternative energy consumer, 30.750

Eligible alternative energy operation, 30.750

Eligible beginning farmer, 30.750

Eligible job enhancement business, 30.750

Eligible livestock operation, 30.750

Eligible water supply system, 30.750

Farm and small business assistance loans, 30.750

Linn State Technical College, 178.420

Liquefied petroleum gas, 323.010

Literacy, 209.192

Live birth, uniform vital statistics law, 193.015

Livestock, 265.300

Livestock, marketing law, 277.020

Livestock, sales tax, 144.010

Living infant, infanticide, 565.300

Living together, public assistance benefits, 208.010

Loan and investment companies, 368.010

Loan broker, 367.300

Lobbyist, defined, 105.470, exception, 105.475

Local administration, probate code, 473.665

Local economic development sales tax, 67.1300

Local personal representative, probate code, 473.665

Local sponsor, small business incubator act, 620.495

Local volunteer community board, department of

corrections, 217.010

Locker plants, 196.450

Lodging establishment, 419.010

Lodging establishment, department of health,

regulation, 315.005

Log trucks, local log truck tractors, and local log trucks, motor vehicle registration and licensing,

301.010

Long-run incremental cost, 386.020

Long-term care facility, nursing home, 344.010

Long-term care facility, state ombudsman for

residents, 192.2300

Loss year, 143.431

Lost corner, land survey law, 60.301

Lost revenues, merchants' and manufacturers'

replacement tax, 139.600

Lottery contractor, 313.205

Lottery game retailer, 313.205

Lottery game, 313.205

Lottery vendor, 313.205

Lottery, state, 313.205

Lowest and best, state purchases, 34.010

Lucrative office or employment, fire protection

district directors, 321.015

MAEG, multijurisdictional antifraud enforcement

group, 70.875

#### WORDS AND PHRASES - cont'd

#### Magistrate (associate judges circuit court)

Arrest, commitment, bail, 544.010

Extradition, uniform law, 548.011

Peace bonds, 542.010

Proceedings before trial, 545.015

Maintenance trip permits, 301.175

Major component parts, motor vehicle law, 301.010

Major reduction in force, 135.215

Managed care plan, health maintenance organization,

354.600

Managing general agent, insurance, 375.147

Manicurist, 329.010

Manufactured homes, definitions, 700.010

Manufactured homes, sales tax, 144.010

Manufacturers and distributors, propane, 414.510

Manufacturing milk, 196.525

Marguerite Ross Barnett competitiveness scholarship

program, 173.262

#### Marine franchise dealers

Boat dealers, 407.1360

Boat manufacturer, 407.1360

Dealer agreement, 407.1360

Dealer, 407.1360

Good cause, 407.1360

Marine dealer, 407.1360

Marine manufacturer, 407.1360

Personal watercraft, 407.1360

Vessel, 407.1360

Marine sanitation device, boats, 306.300

Marital and family therapy, 337.700

Marital property, 452.330

Marketing, propane, 414.510

Marking device, election law, 115.013

Masculine gender, what included, 1.030

Massage business, 324.240

Massage therapist, 324.240

Massage therapy instructor, 324.240

Massage therapy, 324.240

Master settlement agreement, tobacco settlement

agreement, 196.1000

Master settlement agreement, tobacco settlement

financing authority act, 8.505

Master social work, 337.600

Maternity home, income tax credit for contributions,

135.600

Meat products, 265.300

Meat, 265.300

Mechanical breakdown insurance, motor vehicles,

385.200

Medicaid, 198.006

#### Medical assistance

Abuse, 208.164

Excessive use, 208.164

Fraud, 208.164

Medical damages, medical malpractice actions,

procedure, 538.205

Medical detoxification, defined, 376.810

Medical emergency, 188.039

Medical malpractice insurance, 383.150

Medical nutrition therapy, licensed dietitians, 324.200 Medical provider, crime victims' compensation, 595.027

Medical retainer agreement, 376.1800

Medically indigent sales tax, St. Louis, 94.1000

Medically retired, boxing and wrestling, 317.013

Medically underserved area, 354.650 Medically underserved population, 354.650

Medicare supplement insurance, 376.850

Megaproject, 135.950

Member, state employees' retirement system, 104.010

Membership service, state employees' retirement

system, 104.010

Memorandum of understanding, emergency medical

treatment, 190.100

Mental disease or defect, 552.010

Mental disorder, 630.005 Mental health clinic, 205.975

Mental health facility, 632.005

Mental health professional, medical assistance

benefits, 208.152

Mental health program, 632.005

Mental illness, 630.005 Merchandise, 407.432 Merchant, 407.432

Merger and consolidation of certain business

organizations, 347.700

Merit system, definitions, 36.020

Metallic mineral waste, metallic minerals waste

management act, 444.352

Metal-penetrating bullet, criminal code, 571.150

Metropolitan school district, 160.011

Microbrewery, alcoholic beverage law, 311.195

Microenterprise loan program, 620.1069

Military airport, 67.1200

Military facility, search and seizure within, 41.753

Military justice, 40.005

Militia, 41.030

Milk inspection law, definitions, 196.931

Mines and mining, reclamation act, definitions,

444.765

Mines and mining, strip mining, definitions, 444.510

Minimum wage law, definitions, 290.500 Mining regulations, definitions, 293.010

#### Minor

Child, 454.600 Mentally ill, 630.005 Probate code, 475.010

Transfers to minors law, 404.007 Workers' compensation law, 287.020

Minor traffic violations, 479.350 Minority older individual, 208.530

Misappropriation of trade secrets, 417.450

Missouri antitrust law, 416.021 Missouri capitol police, 8.172 Missouri charge code, 43.500

Missouri college savings bonds, health and educational facilities authority act, 360.015

#### WORDS AND PHRASES - cont'd

Missouri cooperative association act, definitions, 351.1003

#### Missouri Downtown and Rural Economic

#### **Stimulus Act**

Authority, 99.918, 99.1000

Baseline year, 99.918, 99.1000

Blighted area, 99.918

Central business district, 99.918

Collecting officer, 99.918, 99.1000

Conservation area, 99.918

Development area, 99.918, 99.1000

Development facility, 99.1000

Development plan, 99.918, 99.1000

Development project area, 99.918, 99.1000

Development project costs, 99.918, 99.1000

Development project, 99.918, 99.1000

Economic activity taxes, 99.918, 99.1000

Eligible new generation processing entity, 99.1000

Gambling establishment, 99.918

Levies upon taxable real property in such development area by taxing districts, 99.957,

99.1042

Major initiative, 99.918, 99.1000

Municipality, 99.918, 99.1000

New job, 99.918, 99.1000

Obligations, 99.918, 99.1000 Ordinance, 99.918, 99.1000

Other net new revenues, 99.918, 99.1000

Out-of-state business, 99.918

Payment in lieu of taxes (PILOT), 99.918, 99.1000

Renewable fuel production facility, 99.1000

Special allocation fund, 99.918, 99.1000

State income tax increment, 99.918, 99.1000

State sales tax increment, 99.918, 99.1000

State sales tax revenues, 99.918, 99.1000

Taxing districts capital costs, 99.918, 99.1000

Taxing districts, 99.918, 99.1000

Missouri health and educational facilities authority

act, definitions, 360.015

Missouri health insurance portability and

accountability act, 376.450

Missouri higher education savings program, 166.410

Missouri product, state purchases, 34.010

Missouri public-private partnerships transportation

act, definitions, 227.600

Missouri Rx program, definitions, 208.780

Mobile electronic device, proof of motor vehicle

financial responsibility, 301.149

Mobile home standards, definitions, 700.010

Modular unit, defined, manufactured homes standards

law, 700.010

Month, 1.020 Monument, land survey law, 60.301

Mortgage broker licensing, 443.703

Mortgage, probate code, 472.010

Motions, civil code, 506.050 Motor carrier, 390.020

Motor fuel, 414.012

Motor fuel, motor fuel tax, 142.800

#### Motor vehicle

Commercial driver's license, 302.700

Dealer, motor vehicle dealers law, 150.013

Definitions, registration and licensing, 301.010

Financial responsibility law, 303.020

Liability insurance policy, financial responsibility law, 303.190

Motor carriers law, 390.020

Motor vehicle leasing company, sales tax, 144.010

Motor vehicle time sales, definitions, 365.020

Motor vehicle, definitions, registration and licensing, 301.010

Motorboat regulations, definitions, 306.010

Motorcycle, licensing law, 302.010

Motorist, nonresident violator compact, 544.046

Motorized amphibious vehicle, title and registration, 306.075

#### Motorized bicycle

Commercial motor vehicles, 301.010

Model traffic ordinance, 300.010

Vehicle equipment regulation, 307.180

Yielding intersection and railroad crossing, 300.350

Motortricycle, licensing law, 302.010

Multi-family rental housing projects, 215.300

Multijurisdictional antifraud enforcement group, 70.875

Multijurisdictional enforcement unit, 650.153

Municipal and municipality, 115.013

Municipal land reutilization law, see ST. LOUIS

CITY, subheading, Land Reutilization Law

Museum, museum property, 184.102

National Committee for Quality Assurance, 354.650

Navigable waterway, 306.325

Neglect, child abuse, 210.110

Negotiation, state purchases, 34.010

Net addition modification, 143.431

Net direct premiums, medical malpractice insurance law, 383.150

Net income and revenues, office buildings for state agencies, 8.370

Net income and revenues, revenue bonds for state educational institutions, 176.010

Net income, 402.200

Net income, taxation, credit unions and savings and loan associations, 148.630

Net operating loss deduction, 143.431

Net operating loss modification, 143.431

Net premiums, reciprocal indemnity contracts, 379.720

Net value, life or accident insurance policy, 376.200

New business facility employee, 135.950

New business facility investment, 135.950

New business facility, 135.900, 135.950

New motor vehicle, merchants' license and tax law, 150.035

New party, election law, 115.013

New trial, criminal action, 547.010

Next of kin, right of sepulcher, 194.119

Nonattainment area, air conservation, 643.020

#### WORDS AND PHRASES — cont'd

Nonbasic telecommunications services, 386.020

Noncommercial gas well, oil and gas production

regulatory law, 259.050

Noncompetitive telecommunications company, 386.020

Noncompetitive telecommunications services, 386.020

Nonconsensual common law lien, 428.105

Noncontractual indemnity, joint tort-feasors, 537.060

Noneconomic damages, medical malpractice actions,

procedure, 538.205

Nonpartisan, election law, 115.013

Nonprobate transfer, 461.005

Nonprofit organization, unemployment

compensation, 288.090

Nonresident entertainer, 143.183

Nonresident member of a professional athletic team, 143.183

Nonresident, decedent's estate tax, 145.101

Nonresident, driver's licenses, 302.010

Normal annuity, state employees' retirement system, 104.010

Normal retirement age, state employees' retirement system, 104.010

Notification of failure to comply, 252.318

Noxious weed seeds, 266.021

Nuisance action by neighbors, Kansas City,

definitions, 82.1027

Nuisance, 269.010

Nuisance, liquor control law, 311.740

Number, plural and singular, 1.030

Nursery, nurseryman, nursery dealer, plant law, 263.020

Nurses licensure compact, definitions, 335.305

Nursing home, 334.010

Obliterated, decayed or destroyed corner, land survey law, 60.301

Occupational areas of high demand, advantage

Missouri program, 173.778

Occupational disease, drug labs, workers'

compensation, 287.070

Occupied-residential property, mechanics' lien law, 429.013

Offender, department of corrections, 217.010

Offense, cycle number, state, criminal records

repository, highway patrol, 43.500

Official proceeding, criminal code, 575.010

Off-road vehicle, traffic laws, 304.001

Oil and gas production regulatory law, definitions,

Old age and survivors insurance, definitions, 105.300

Ombudsman for long-term care residents, 192.2300

One church-one child, program for locating adoptive

homes for hard to place children, 453.153

On-site sewage disposal systems, definitions, 701.025

Open space or open area, 67.900

Operation payback, reimbursement for crime tips,

650.020

Operator, 407.985

Optometry, 336.010

Orders of court, civil code, 506.050

Organ transplants, definitions for, 194.210

Organized funeral procession, 194.500

Original government survey, land survey law, 60.301

Original package, liquor control law, 311.200

OSHA training program, definitions, 292.675

Out-of-state bank, 361.005

Outpatient, 630.005

Outreach clinics, 191.300

Outside the hospital do-not-resuscitate order, 190.600

Overissue, investment securities, 400.8-210

#### Owner

Drainage districts, 242.010, 243.010

Levee districts, 245.010

Mechanics' liens, 429.150

Pacts, self-sufficiency, AFDC recipients, 208.325

Parent education, 178.691

Parent, 162.997, 211.021

Pari-mutuel wagering, horse racing, 313.500

Park district, land tax collection law, 141.220

Park, state parks, 253.010

Parkway, Mississippi River, 226.280, 226.290

Parkway, state parks, 253.010

Parole, 217.650

Partially born, infanticide, 565.300

Partially disabled person, guardianship, probate code,

475.010

Partially incapacitated person, guardianship, probate

code, 475.010

Partisan political office, 36.152

Partnership, 358.060

Partnership, registered limited liability, 358.020

Passenger cars, child safety restraint law, 307.179

Passenger cars, seat belt law, 307.178

#### **Passenger Safety**

Bus transportation company, 577.700

Bus, 577.700

Charter, 577.700

Passenger, 577.700

Terminal, 577.700

Past damages, medical malpractice actions,

procedure, 538.205P

Payments, how calculated, 252.309

Payroll deduction, state employees' retirement

system, 104.010

PCB facility, hazardous waste management, 260.396

PCB or polychlorinated biphenyls, hazardous waste

management, 260.396

#### Peace officer

Highway patrol, 43.010

Searches and seizures, 542.261

Peddler, license, tax, 150.470

Peer review committee, health care professionals,

537.035

Peonage, 566.200

Performing rights society, music royalty contract,

436.150

Perfusion, clinical perfusionist licensure act, 324.128

#### WORDS AND PHRASES — cont'd

Perishable food, donation of food, 192.081

Permanent and total disability, 173.260

Permanent partial disability, workers' compensation, 287.190

Persistent assault offender, 565.079

Persistent sexual offender, criminal code, 566.125

#### Person

Ambulatory surgical center law, 197.200

Antitrust law, 416.021

Commercial code, 400.1-201

Commercial fertilizer law, 266.291

Declaratory judgment, 527.130

Discrimination, 213.010

Disposal of dead animals, 269.010

Egg law, 196.311

Fish and game laws, 262.020

Food and drugs, 196.010

Fraudulent transfers, 428.009

Generally, 1.020

Insurance, cease and desist, 374.046

Land tax collection law, 141.220

Liquor control law, 311.030

Livestock marketing law, 277.020

Malpractice insurance assessment law, 383.010

Motor carrier law, 390.020

Motor vehicle lights, 307.120

Nonresident motorists, 506.200

Plumbers and plumbing, 341.090

Probate code, 472.010

Public service commission law, 386.020

Pyramid sales law, 407.400

Sales tax, 144.010

Seed law, 266.021

State forestry law, 254.020 State veterinarian, 267.010

Veterans' guardianship law, 475.380

Personal care services, medical assistance, 208.152

Personal custodian law, definitions, 404.410

Personal injuries, workers' compensation law,

287.020

#### Personal property

Generally, 1.020

Probate code, 472.010

Personal recognizance, nonresident violator compact, 544.046

Personal representative, 404.703

Personal representative, probate code, 472.010

Personal service income, 143.183

Personal-care attendant, 210.900

Personal-care provider, 210.900

Persons in federal service, election law, 115.275

Pesticides, registration law definitions, 281.220

Pests, bee and apiary regulation, 264.021

Pet food, commercial feed law, definitions, 266.160

Pharmacy, 338.210

Physical rehabilitation, workers' compensation,

287.141

Physical therapy licensure compact, definitions,

334.1203

Physically disabled, special license plates or cards, defined, 301.142

Physician assistant supervision agreement, 334.735 Physician assistant, registration, 334.735

#### Physicians

Abortion regulation law, 188.015

Employee, medical malpractice actions, procedure, 538.205

Generally, 334.010

Uniform vital statistics law, 193.015

#### Place of

Business, unlawful merchandising law, 407.400 Residence, 1.020

Placement, interstate compact on child placement, 210.620

Plant law, 263.020

Planting of trees, payment, 252.330 Plasma arc technology, 260.360 Police animal, criminal code, 575.010

Police officer, nonresident violator compact, 544.046

Police retirement, 86.200, 86.1310

Political party, 115.013

### Political subdivision

Cooperative action, 70.210 Election law, 115.013 Rural rehabilitation, 70.120

Polling place, 115.013

Pooled account, 475.275

Poor persons, county welfare programs, 205.590

Population, 135.900

Portable electronics, insurance, 379.1500

#### Possession

Forging instrumentality, 570.100

POST, peace officers standards and training, 590.120 Postponing sexual involvement program, department

of elementary and secondary education, 208.341

Poultry, 265.300

Power of attorney, durable power of attorney, 404.703

Practical nursing, 335.016

Practice of dentistry across state lines, 332.069

Practice of law, 484.010

Practice of medicine across state lines, 334.010

Practice of veterinary medicine across state lines, 340.217

Preceding, 1.020

Precincts, election law, 115.013

Predatory sexual offender, criminal code, 566.125

#### Premises

Coextensive with what, 1.020 Criminal code, 563.011

Premium finance agreement, company, 364.100 Preneed funeral contracts, definitions, 436.405

Prepaid dental plan, 354.700

Prepaid legal services, insurance, 379.901

Prepayment, 407.671

Prerelease program, probation and parole, 217.650

Prescription, prescription drug order, 338.095

Prevailing wage law, 290.210

#### WORDS AND PHRASES - cont'd

Price cap regulation, telecommunication companies, 392.245

Primary American source of supply, liquor,

intoxicating, law, 311.275

Primary care physician, health professional student

repayment program, 191.603

Primary care, loans for medical students and

osteopaths, 191.500

Prime farmland, strip mining rules, 444.535

Principal balance, 402.200

Prior assault offender, 565.079

Prior service credit, state employees' retirement

system, 104.010

Priority schools, 160.720

Private activity bond, 108.500

Private burying ground, 214.131

Private Investigator, 324.1100

Private person, criminal code, 563.011

Private road, 228.341

Probate code, 472.010

Probation, 217.650

Processed wood products, income tax credit, 135.300

Producer, 196.525

Products liability claim, 537.760

#### **Professional**

Athletic team, 143.183

Corporations, 356.021

Counseling, 337.500

Fiduciary, trusts, 456.027

Nursing, 335.016

Professional sports services contract, athlete agents,

436.218

Program evaluation, 23.160

Progressive bingo games, 313.013

Prohibited weed seeds, 266.021

#### Promoting

Prostitution, 567.050, 567.060, 567.070

Promotions, international promotions revolving fund, 33.564

Proof of financial responsibility, 190.100

#### **Property**

Airports, 305.200

Criminal code, 570.010

Fraudulent transfers, 428.009

Other property, pyramid sales law, 407.400

Probate code, 472.010

Taxation, classifications, 137.010

Transfers to minors law, 404.007

What included, 1.020

Property bail bondsman, 374.700

Property insurance, basic inspection and placement

program, definitions, 379.815

Property, fraudulent transfers, 428.009

Proportionate measurement, land survey law, 60.301

Proprietary school, regulatory law, 173.600

Proprietor, mechanics' liens, 429.150

Protected purchaser, investment securities, 400.8-303

Protectee, guardianship, probate code, 475.010

Provider of care under life contract, nursing home law, 198.012

Psychologically impacted real property, 442.600 Psychology, practice of, 337.015

Assistance benefits, antifraud law, 205.967 Health facility aid law, definitions, 189.010 Information programs, mental health, 630.060

Office, election law, 115.013 Record, criminal code, 575.010

Television station, 185.205

Utility, public service commission law, 386.020

Warehouse, 415.010

Public benefits, 208.009

Public defender, definitions, 600.011

Public employees retirement systems, investment of

funds, definitions, 105.687

Public entities risk management fund, board of

trustees, subpoena powers, 537.730

Public safety officer, defined, 650.451 Public utilities, right to access, multi-family

residential dwellings, definitions, 393.550 Public water supply, 256.437

Public water system, 640.102

Public works contract, 34.058

Public, utility, public service commission law, 386.020

Publications access program, state, 181.100

Publications and report, 181.100

Punitive damage award, 510.263

Punitive damages, medical malpractice actions, procedure, 538.205

Purchase price, motor vehicle, sales tax, 144.070

Purchaser, sales tax, 144.010

Putative father, adoption laws, 453.015

Pyramid sales scheme, 407.400

Qualified biomass, 142.028

Qualified charitable gift annuity, 352.500

Qualified counselor, 631.005

Qualified electors, qualified voters, 67.2500

Qualified escrow fund, tobacco settlement agreement, 196.1000

Qualified funds, tax credit for contributions, 348.300

Qualified home energy audit, 640.153

Qualified home energy auditor, 640.153

Qualified individual household, utilicare program, 660.100

Qualified long-term care insurance, income tax credit, 135.096

Qualified voters, 67.799

Quarter-monthly remittance, sales tax, 144.081

Quarter-monthly remittance, withholding tax,

143.225

OUEST, social services program, 208.341

Question, election law, 115.013

Quick or sharp freeze, locker plants, 196.450

Rabies, 322.010

Racial minority group, 208.530

Radiation control law, definitions, 192.400

#### WORDS AND PHRASES - cont'd

Radio broadcasters, 137.078

Radio personnel, highway patrol, 43.010

Railroad corporation, public service commission law,

386.020, 388.010

Railroad regulation, 389.700

Railroad, real property, tax classification, 137.016

Railroads, tort actions, 537.240

Rapid transfer improvement, municipal utilities, 91.780

Rate, public service commission law, 386.020

Rating organization, insurance, 379.435

RCFL defined as Regional Computer Forensic Lab, 34.653

#### Real estate

Broker, 339.010

Coextensive with what, 1.020

Executions, 513.010

Judgments, 511.010

Malpractice insurance, 383.060

#### Ownership by aliens

Agricultural land, 442.566

Director, 442.566

Family members, 442.566

Foreign business, 442.566

Residence, 442.566

Salesperson, 339.010

Title and conveyances, 442.010

#### Real property

Coextensive with what, 1.020

Probate code, 472.010

Taxation, 137.010

Rebuilder, motor vehicle law, 301.010

Receiving judge, election law, 115.447

Receiving plant or station, 196.525

Receiving state, interstate compact on child

placement, 210.620

Receptacles, dairies and dairy products, 196.815,

417.350

Reclamation act, mines, definitions, 444.765

Recognizance program, probation and parole,

217.650

Record distance, land survey law, 60.301

Record, state and local records law, 109.210

Recording judge, election law, 115.447 Records, first class county, 109.500

#### Recreation vehicle dealers and manufacturers

Camping trailer, 407.1320

Dealer, 407.1320

Factory campaign, 407.1320

Fifth-wheel trailer, 407.1320

Line-make, 407.1320

Manufacturer, 407.1320

Motor home, 407.1320

Recreation vehicle, 407.1320

Travel trailer, 407.1320

Truck camper, 407.1320

Recreational park trailer, manufactured homes

standards law, 700.010

Recreational system act, county, 67.781

Recycling, solid waste disposal, 260.200

Redeveloper, land clearance for redevelopment, 99.320

Redevelopment contract, land clearance for redevelopment, 99.320

Redevelopment plan, land clearance for redevelopment, 99.320

Reduced annuity, state employees' retirement system, military service, state employees' retirement system, 104.010

Reemployment services, 288.040

Reencoder, 407,432

Reflector, motor vehicle lights, 307.020

Refund, small loans, 408.170

Refuse, 64.460

Register, uniform enforcement of foreign judgment law, 511.760

Registered interior designer, 324.400

Registered limited liability limited partnership, 359.011

Registered limited liability partnership, 358.020

Registered mail, generally, 1.025

 $Registered\ mail,\ probate\ code,\ 472.010$ 

Registered professional nurse, 335.016

Registered property carrier, common carriers, 622.600

Registered voters, 67.2500

Registrar, state, uniform vital statistics law, 193.015

Regular meeting, drainage districts, county

 $commissions,\,243.010$ 

Regular route, motor carriers law, 390.020

Rejected ballot, 115.447

Related child care, 210.900

Related elder care, 210.900

Related taxpayer, 135.950

Relative within the first or second degree by consanguinity or affinity, election law, 115.013

Relative, fraudulent transfers, 428.009

Relay agent, 209.261

Renewable energy resource, 135.950

Renewable energy technology, definitions, 393.1025

Rent, 213.010

Rental agreement, 407.730

Rental-purchase agreement, rent-to-own, 407.661

Replacement business facility, 135.950

Report on agroforestry program, 252.327

Reportable quantity, 260.900

Representative, public utility labor disputes, 295.020

Requesting party, 402.200

Required educational assessment and community

treatment program, 559.630

Research activities, department of mental health,

630.055, 630.192, 630.194, 630.198

Research activities, mental health facilities, 630.192

Research activities, sales tax, 144.010

Reserve peace officer, 590.010

Reservoir, dam and reservoir safety, 236.400

Residence state, 453.500

Resident corporation, liquor control law, 311.060

#### WORDS AND PHRASES - cont'd

Resident creditor, probate code, 473.665

Resident estate or trust, estates, trusts, income tax, 143.331

Resident, decedent's estate tax, 145.101

Residential care facility, nursing home law, 198.006

Residential facility, 630.005

Residential real estate loan, buyers defense against

holder of credit interest law, 408.015

Residential real estate, buyers defense against holder

of credit interest law, 408.015

Residential real estate, loan law, 408.457

Resort, liquor control law, 311.095

# Resource recovery

Environmental control and energy resources, 260,005

Hazardous waste management law, 260.360

Solid waste disposal, 260.200

Respiratory therapy technician, 334.800

Respite care, 633.005

Responding party, 402.200

Restricted driving privilege, 302.010

Restricted registered mail, nonresident motorists, 506.200

Retail credit sales act, definitions, 408,250

Retailer, egg law, 196.311

Retainage, construction contracts, 436.303

Retiree, state employees' retirement system, 104.010

#### **Retirement system**

Police, 86.010

Political subdivisions, definitions, 70.600

Public school, districts of 700,000 or more,

definition section, 169.410

Year 2000 plan, definitions, 104.1003

Revenue bonds, 100.010

Revenue bonds, office buildings for state agencies, 8.370

Revenue bonds, state educational institutions, 176.010

Revenue-producing enterprise, 135.900

Reverse mortgages, 443.901

Revised statutes of Missouri, abbreviation of, 1.070

Revoked credit card, 407.432

Rice farming, 49.600

Ride-sharing arrangement, 589.215

Risk management fund, board of trustees, subpoena

powers, 537.730

Risk retention group, insurance companies, 375.1080

Rites of passage program, social services, department of, 208.341

River basin conservancy districts law, definitions, 257.020

Road district, land tax collection law, 141.220

Road hazard, motor vehicles, 385.200

Rock festival, 316.150

Rolling papers, 407.925

Roman numerals, English language, 1.020

Royalties, music royalty contracts, 436.150

# Rules and regulations

Administrative procedure and review, 536.010

#### Rules and regulations — cont'd

Fish and game, 252.020

State forestry law, 254.020

Rules and regulations, procedure, 252.324

Rural electric cooperative law, definitions, 394.020

Safety bumper, buses, 304.170

Safety glass, motor vehicles, 307.130

Safety glazing material, 701.010

#### Sale

By drink, liquor control law, 311.100

Commercial fertilizer law, 266.291

Defined, pyramid sales law, 407.400

Retail, sales tax, 144.010

Sales tax, 144.010

Sales, fish and game law violations, 252.235

Salvage dealer and dismantlers, motor vehicle law, 301.010

Salvage vehicle, motor vehicle law, 301.010

Same or substantially similar enhanced business

enterprise, 135.950

Sanctuary policy, 67.307

Satellite zone, enterprise zones in urban

redevelopment, 135.200

Satisfactory site, vending facility, state property,

Savings and loan law, definitions, 369.014

Scalp hair prostheses, 376.1222

Scanning device, 407.432

Scatter garden, cemeteries, 214.550

Schedule of payments, 252.309

School bus, motor carriers law, 390.020

School district, land tax collection law, 141.220

School laws, definitions, 160.011

School protection officer, 590.010

School year, compulsory school attendance law, 167.031

Schools, state aid, definitions, 163.011

Search warrant, 542.266

Seasonably taking action, commercial code, 400.1-204

Seasonal resort restaurant, liquor control law, 311.095

Second mortgage loan, principal, 408.231

Second mortgage loan, residential real estate, 408.231

Secure detention, juvenile code, 211.063

Secured personal credit loan, pawnbrokers, 367.011

Securities account, investment securities, 400.8-501

Securities law, definitions, 409.1-102

Securities law, takeover bid disclosures, definitions, 409.506

Security guard, certain charter counties, 71.195

Security instrument as mortgage or deed of trust,

443.003

Security interest, commercial code, 400.1-201

Seeds, vegetable, agricultural, 266.021

Seismograph, 319.303

Self-insurance, medical malpractice actions,

procedure, 538.205

Self-sufficiency program, AFDC recipients, 208.325

Seller, sales tax, 144.010

#### WORDS AND PHRASES - cont'd

Sending agency, interstate compact on child

placement, 210.620

Service

Antitrust law, 416.021

Criminal code, 570.010

Definitions, 70.120

Public service commission law, 386.020

Service area, community mental health service,

205.975

Service contracts, definitions, 385.300

Service dog, 209.200

Settlement agent, real estate closing, 381.022,

381.410, 381.412

Seven-director school district, 160.011

Severely emotionally disturbed child, 632.550

#### Severely handicapped child

Special education, 162.675

Surrogate parent program, 162.997

Sewage treatment facilities, water pollution control,

644.502, 644.503

Sewer corporation, public service commission law,

386.020

Sewer district, land tax collection law, 141.220

Sewerage system, cities generally, 250.010

Sewerage system, sewer district, 250.010

#### Sexual assault

Center, 589.015

Includes, 589.015

Sexual assault prevention program, 589.015

## **Sexual intercourse**

Incest, 568.020

Prostitution, criminal code, 567.010

#### Sexual misconduct, criminal code

Second degree, penalty, 566.095

# Sexually violent predator, civil commitment

Agency with jurisdiction, 632.480

Mental abnormality, 632.480 Predatory, 632.480

Sexually violent offense, 632.480

Sexually violent predator, 632.480

Sexually-oriented business, 67.2540

Sexually-oriented materials, 67.2540

Shared work program or plan, unemployment

compensation, 288.500

Shelter care, juveniles, 211.021

Sheltered workshops, definitions, 178.900

Shelters for victims of domestic violence, 455.200

Sheriff, definitions, 57.015

Sheriff, land tax collection law, 141.220

Shipper, apple merchandising, 265.010

Shoplifting law, definitions, 537.125

Shuttle-bus, motor vehicle licensing and registration,

301.010

SIC, 135.900

Sickle cell anemia, 191.300

Sickle cell trait, 191.300

Signature, 1.020

Signed, commercial code, 400.1-201

Single proportionate measurement, land survey law, 60.301

Six-director school district, now seven-director, 162.212

Skilled nursing facility, nursing home law, 198.006

# Smoking in public places

Bar or tavern, 191.765 Restaurant, 191.765 Smoking, 191.765

Social setting detoxification, 376.810

Social worker, 337.600

Soil and water conservation districts law, definitions, 278.070

Soil conditioner, 266.361

Solicitations, charitable organizations and

solicitations law, 407.450

Solid waste disposal, 260.200

Southern dairy compact, definitions, 262.700

Sparring, 317.001

Special assessment district, land tax collection law, 141.220

Special assessments for improvements, certain cities and towns, 88.812

Special district, election law, 115.013

Special election, 115.013

Special health care needs children, state services, definitions, 201.010

Special mobile equipment, model traffic ordinance, 300.350

Special needs child, adoption tax credit, 135.326 Special purpose life reinsurance captive, 379.1353

Special verdict, civil action, 510.220 Specialty care transportation, 190.100

Speech loss or impairment, insurance health policy coverage, 376.781

Speedy trial, criminal procedure, 545.780

Spinal cord injury, department of health, reporting, 192.735

Spoiled ballot, 115.447

Sponsor, small business incubator act, 620.495 Spontaneous fetal death, uniform vital statistics law, 193.015

Sporting event support contracts, definitions, 67.3000 Stalking, 455.010

#### Standard industrial classification

Enterprise zones in urban development, 135.200 Income tax credit, new or expanded business, 135.100

Standard valuation law, insurance, 376.365

#### State

Decedent's estate tax, 145.101

Educational institutions, revenue bonds, 176.010

Electronic repository, 181.100

Forester, 254.020

Highway system, 227.010

Highway, 226.010

Publications and reports, 181.100

Publications, 181.100

State publications access program, 181.100

#### WORDS AND PHRASES - cont'd

#### State - cont'd

Uniform fresh pursuit law, 544.155

Veterinarian, 267.010

Veterinarian, livestock marketing law, 277.020

What included, 1.020

State and local records law, 109.200

State auditor chapter, 29.005

State case registry, child support enforcement,

State debt, child support enforcement, how calculated, 454.465

State directory of new hires, child support

enforcement data base, 285.300

State of the art, products liability claims, 537.764

State offense cycle number, criminal records

repository with highway patrol, 43.500

State taxable wage base, 288.036

State technical assistance team, child death review, 210.195

State, uniform fresh pursuit law, 544.155

State-controlled vehicles, vessels and aircraft,

definitions, liability coverage, 105.1077

Statement previously made, civil procedure, 510.030

State's share, tobacco settlement financing authority act, 8.505

Statewide ballot measure, 116.010

STEMI, 190.100

Step therapy, definitions, 376.2030

Stepparent, adoption laws, 453.015

Stillborn child, disposition of, 194.200

Stipulated premium plan insurance, 377.200

Stoppage of work, unemployment compensation, 288.040

Street commissioner, cities less than 30,000, 88.867

Street, building lines, St. Louis, 89.210

Street, vacation of, for cemetery purposes, 214.070

Stretcher van, stretcher van service, 190.525

Strip mining terms, defined, 444.510

Strip search, criminal procedure, 544.193

Structured settlements, purchase of, definitions, 407.1060

Student athlete, athlete agents, 436.218

Student, cosmetology, 329.010

Subdistrict, 67.2500

Subdivision, water pollution and clean water

commission, 644.150

Substance abuse specialist, 559.630

Substance abuse traffic offender program, 302.010

Substantial prejudice, joinder, criminal action,

545.140, 545.880

Substantial remodel, 436.350

Substantial step, infanticide, 565.300

Substantially amended, liquor franchises, 407.413

Successor trust, family trust, 402.200

Supplier, unlawful merchandising law, 407.400

Supplies, second class counties, 50.770

Supplies, state procurement and printing, 34.010

Surety bail bond agent, 374.700

Surety recovery agent, 374.700

Surface water, water resource law, 640.403

Surplus lines insurance, 384.015

Surrogate parent for severely handicapped child program, 162.997

Switchblade knife, criminal code, 571.010

Synthetic fuel, environmental control and energy resources, 260.005

System of vital statistics, uniform vital statistics law, 193.015

Takeover bid, securities law, 409.506

Taking of private property, administrative rules proposed, procedure, 536.017

Tangible personal property, taxation, 137.010

Tattooing, 324.520

Tax compact, multistate, definitions, 32.200

#### Tax Credit Accountability Act of 2004

Administering agency, 135.800

Agricultural tax credits, 135.800

All tax credit programs, 135.800

Business recruitment tax credits, 135.800

Community development tax credits, 135.800

Domestic and social tax credits, 135.800

Entrepreneurial tax credits, 135.800

Environmental tax credits, 135.800

Housing tax credits, 135.800

Recipient, 135.800

Redevelopment tax credits, 135.800

Training and educational tax credits, 135.800

Tax credits, contributions to qualified funds,

definitions, 348.300

Tax lien, land tax collection law, 141.220

Tax rate ceiling, property tax, 137.073

Tax rate, rate or rate of levy, property tax,

assessment, 137.073

Tax, defined, examination of taxpayer's books and records, 136.076

Tax, sales tax, 144.010

Taxation, classification of property, 137.010

TDD, telecommunication device for the deaf, 209.251

Teacher assistant for the blind, 162.1130

### Teachers and school employees' retirement system

Districts less than 300,000, teachers, definition section, 169.010

Districts of 400,000 to 700,000, definitions, 169.270

Districts of 700,000 or more, definitions, 169.410

Districts of less than 300,000, public education, definitions, 169.600

Districts of less than 400,000, definitions, 169.010 Telecommunication companies, 392.245

Telecommunications company, public service commission law, 386.020

Telecommunications service, sales tax, 144.010

Telecommunications system for the deaf, hearingimpaired, or speech-impaired, definitions, 209.251

Telehealth, 191.1145

Telemarketer, 407.1070

Telemarketing, 407.1070

#### WORDS AND PHRASES - cont'd

Telephone cooperative, public service commission law, 386.020

Telephone prescription, 338.095

Telephone solicitation, telemarketing, 407.1095

Television broadcasters, 137.078

Television broadcasting equipment, 137.078

Temporarily disabled person, special license plates or cards, 301.142

Temporary, leave of absence, from nursing home, welfare benefits, 208.152

Tenant, small business incubator act, 620.495

Terminal condition, withdrawal of death-prolonging

procedures, (Life Support), 459.010

Terms of the citation, nonresident violator compact,

Tertiary genetic center, 191.300

Test or analysis, dairy, 196.525

Testimony, criminal code, 575.010

Therapeutic purpose, 334.105

Third person, 404.703

Time, computation of, 1.040

Time-share period, 407.600

Time-share plan, 407.600

Time-share unit, 407.600

Title lender, 367.500

Title loan agreement, 367.500

Title, commercial code, 400.1-201

To, between section numbers, 1.070

Tobacco product manufacturers, tobacco settlement agreement, 196.1000

Tobacco products, 407.925

Tobacco securitization settlement trust fund, tobacco

settlement financing authority act, 8.505

Total state revenues, Missouri higher education

savings program, 166.455

Tourist-related services, 407.610

Trade or commerce, antitrust law, 416.021

Trade screening, 407.350

Trade secrets uniform act, definitions, 417.450

Trade zones, foreign, 351.387, 351.388

Trade-in motor vehicle or trailer, licensing, 301.140

Trademark definitions, 417.007

Trademark, tourism marketing of special items, 620.466

Transfer payments, 135.900

Transfer, fraudulent transfers, 428.009

Transferee, sales tax assessment, 144.155

Transferor, transfers to minors law, 404.007

Transfers to minors, definitions, 404.007

Transient employer, 285.230

Transient guests, city tourism tax, 94.831, 94.834, 94.836

Transient guests, convention and tourism tax, 66.390

#### Transition period

Attorney general, 27.095

Auditor, state, 29.405

Governor, lieutenant governor, 26.220

Secretary of state, 28.305

Treasurer, state, 30.505

### Transition period — cont'd

Transmix, motor fuel tax, 142.800

Transportation corporation, 238.302

Transportation development district, 238.202

Transportation of persons, property, public service commission, 386.020

Trauma center, emergency medical treatment, 190.100

Travel club, 407.1240

Treatment, hazardous waste management law, 260.360

Truck, traffic laws, 304.044

Truckload lot, contract carrier law, 390.020

Trust companies, definitions, 362.010

Trust holding company, bank holding company law, 362.910

Trust resident, estates, trusts, 143.331

Trust, 402.200

Trustee, 402.200

Tuberculosis, active, 199.170

Ultimate fighting, definition, 317.012

Unborn child, abortion regulation law, 188.015

Unborn children or child, 1.205

Underground facility, underground facility safety law, 319.015

Underground gas storage, 393.410

Undue burden, assistive technology, 161.900

Undyed diesel fuel, motor fuel tax, 142.800

Unemployment compensations, definitions, 288.030,

288.034; wages, 288.036

Unfair discrimination, commercial casualty insurance, 379.889

Unfair trade practices, insurance business, 375.936

# Uniform

Individual accident and sickness insurance law, 376,773

Insurer's liquidation act, definitions, 375.950 Partnership law, definitions, 358.020, 358.030, 358.290

Trade secrets act, definitions, 417.450

Uniform child custody jurisdiction and enforcement act, 452.705

Uniformed member of the highway patrol, retirement system, 104.010

Uniformed members of water patrol, state employees' retirement system, 104.010

Unimpaired capital, banks and trust companies, 362.170

Uninsured children, Medicaid expansion, 208.631

Uninsured motor vehicle, 379.203

Unique biometric identification, 43.500

United States, 1.020

# Unlawful

Detainer, forcible entry and detainer, 534.030 Discriminatory practice, 213.010

Urban redevelopment corporation law, definitions, 353.020

Urban renewal plan, land clearance for redevelopment, 99.320

#### WORDS AND PHRASES — cont'd

Urban school district, 160.011

Urbanized area, traffic laws, 304,001

Use tax, definitions, 144.605

Used parts dealer, motor vehicle law, 301.010

Utilities, joint municipal utility commission,

definitions, 393.705

Utility contractor, 386.754

Utility vehicle, 301.010

Utility, 386.754

Utility, real property, tax classification, 137.016 Utilization review agents, health care insurance,

374.500

Valid court order, juvenile detention, 211.063

Valid lien, fraudulent transfers, 428.009

Value, state purchases, 34.010

Vanpool, motor vehicle licensing and registration, 301.010

Vapor product, 407.925

Variable rate technology, fertilizer law, 266.291

#### Vehicle

Liens for storing, 430.010

Motor vehicle lights, 307.020

Rules of the road, 304.025

Vehicle fleet manager, 37.450

Vehicle fleet, 414.350

Vehicle protection products, definitions, 385.403

Vending facility, state property, blind person, 8.700

Verification list, election law, 115.183

Vessel, 306.325

Vesting service, state employees' retirement system, 104.010, 104.335

Veterans' administration, veterans' guardianship law, 475.380

Viability, abortion regulation law, 188.015

Victim of crime, 650.300

Victim, criminal code, 575.010

Victim, rights and services, victims and witnesses, 595.200

Video service, 67.2677

Villages, 72.050

Visibly intoxicated, 537.053

Vital records, uniform vital statistics law, 193.015

Vital statistics, uniform vital statistics law, 193.015

Vocational education, 178.420

#### Volunteer

Conservation department, 252.245

Emergency management law, 44.125

Fire protection association, definition, 320.300

Firefighter, 320.333

Limitation of personal liability, 537.118

Voter, 1.035

Voting district, 115.013

VTD, congressional districts for U.S. representatives,

definition, 128.345

Vulnerable person, 630.005

Wages, equal wages for women law, 290.400

Wages, unemployment compensation, 288.036

#### Ward

Construction of statutes generally, 1.020

#### Ward — cont'd

Probate code, 475.010, 475.380

Veterans' guardianship law, 475.380

Warehouse receipt, 400.1-201

Warehouseman, commercial code, 400.7-102

Waste explosives, hazardous waste management law, 260.360

Waste to energy facility, 260.800

Waste, hazardous, 260.360

Water corporation, 393.1000

Water corporation, water system, public service

commission law, 386.020

Water pollution, 644.016

Water protection area, water resource law, 640.403

Water resource project, 256.437

Water storage elevation, dam and reservoir safety,

236.400

Water well driller, water well drillers' regulations, 256.603

Water well drillers, notice to division, when, 256.614

Watershed, dam and reservoir safety, 236.400

Watershed, water resource law, 640.403

Weapon, criminal street gang, 578.435

Weatherization, housing development law, 215.060

Well, water well drillers' regulations, 256.603

Wet marine and transportation insurance, 384.015

Wholesale drug distributors, pharmacy regulations, 338.330

Wholesaler, propane, 414.510

Wholesaler, unlawful merchandising law, 407.400 Wild game, service for charitable purposes, 252.244

Wildlife, 252.020

Will, 1.020; probate code, 472.010

Wine manufacturer, 311.192

Wire communication, wiretapping, 542.400

Wireless communications, infrastructure deployment act, 67.5092

Wireless service provider, enhanced 911 service, definitions, 190.400

Wiretapping law definitions, 542.400

### Witness

Criminal code, 575.010

Rights and services, victims and witnesses, 595.200 Wood energy producers, income tax credit, 135.300 Work activities, child support enforcement, 454.490

Work stoppage, 135.215

#### Workers' Compensation Law

Amount in dispute, 287.390

Definitions, 287.020, 287.067

Duplicating, 287.129

Exploding, 287.129

General definitions, 287.020

Objective medical finding, 287.190

Occupational disease, 287.067

Post-injury misconduct, 287.170

Prevailing factor in injury, 287.020

Prevailing factor, 287.067

Unbundling, 287.129

Upcoding, 287.129

#### WORDS AND PHRASES - cont'd

#### Workers' Compensation Law — cont'd

Workfare renovation project, tax credit for housing, 32.105

Wrestling, 317.001

Writing word for word, what included, 1.020

Written, commercial code, 400.1-201

Written, what included, 1.020

Wrongful taking, criminal prosecution, 490.717

Year 2000 retirement plan, definitions, 104.1003

Year, 1.020

Youth service and conservation corps, 620.552

Youth services agency, criminal record check, 43.540

Youth sporting event, child labor law, 294.011

# WORKERS' COMPENSATION (CH. 287)

#### Accident

Alcohol or controlled substances, use of, effect on compensation, 287.120

Assaults and unprovoked violence to employee included, 287.120

Cardiovascular, pulmonary, respiratory and other factors not compensatory, when, 287.020

Idiopathic causes not compensated, 287.020

Prevailing factor, defined, must course injury, 287.020

Recreational activities, participation in, effect on compensation, no recovery if prevailing cause, exceptions, 287.120

Reports, duty of division, 287.400

Self inflicted injuries, not included, 287.120

Travel in subsidized automobiles, accidents not covered, when, 287.020

Action against third person, rights of employer, employee, 287.150

# Administrative law judge

Additional judges maybe appointed, limitation, 287,610

Claims to be reviewed only by administrative law judges, commission and appellate court, 287.801

Continued training requirements, 287.610

Evaluations conducted, 287.610

Removal of, procedures, 287.610

Review committee, members, duties, 287.610

Administrators, workers' compensation policies, 376.1075 to 376.1095

Agreements or awards, parties to, employer liable for, when, 287.300

Alcohol or controlled substances, use of, effect on compensation, 287.120

Annual report to division, contents, who must make, 287.240

Appeals, grounds for, jurisdiction, procedure, 287.490, 287.495

Applicability of law, 287.110

Application for hearings, filing, notice, 287.450 Artificial limbs or eyes furnished, when, 287.140

Attorney's fees, commission may regulate, 287.260

#### Award

Against parties for failure to comply with orders, 287.650

#### Award - cont'd

Alcohol or controlled substances, use of, effect on compensation, 287.120

Death, effect upon, 287.230

Dismissal of claim deemed award, subject to review, appeal, 287.655

Effect upon, employer's failure to use safety device or procedure, 287.120

Employer's failure to comply with law, effect, 287.120

Exclusive remedy for employee against employer, exceptions, 287.120

Final when, 287.490, 287.495

Increased or reduced, when, 287.120

Modification of procedure, authority, 287.470

Recreational activities, participation in, effect on compensation, no recovery if prevailing cause, exceptions, 287.120

Awards and findings, reports, to whom, 287.460 Benefits

Amount in dispute, defined, 287.390

Attachment for delinquent child support, 287.260

Attorney's fees, authorized, when, 287,390

Average weekly wage, determined how, 287.250 Basis of computation, 287.250

Cafeteria plan deductions, no effect on, 287.252

Claims to be reviewed by whom, 287.801

Compromise settlement permitted, when, 287.250

Credit for wages or pay benefits on account of injury or death, 287.160, 287.270

Entitlement to benefits, burden of proof and defenses, 287.808

Execution, delinquent child support, 287.260

Exempt from process, nonassignable, exceptions, 287.260

From other sources, no bar to award, 287.270 Garnishment for delinquent child support, 287.260

Liens, delinquent child or spousal support, 454.517 Monetary bonus for employee effect on benefits,

Multiple employers, how determined, 287.220 Partner or sole proprietor, for himself, election,

effect, 287.035

Part-time worker, how determined, 287.250 Settlement amount, employee entitled to one hundred percent of offer, when, 287.390

#### Waiver of compensation

287.253

Affidavit that employee and employer are conscientiously opposed to accept benefits, 287.804

Form to be provided by the division, 287.804 Valid until rescinded of prior rejection, 287.804 Written waiver required, content, 287.804

Blank forms, preparation, furnishing, 287.630 Burial expenses, how paid, maximum allowed, 287.240

Business license for construction contractors, local, proof of insurance, required, 287.061

### WORKERS' COMPENSATION (CH. 287) cont'd

#### Cafeteria plan deductions

Claim, no effect on, generally, 287.252

Public employees, no effect on claim, 33.103

Certified copies of records of commissions and division as evidence, 287.590

Child support obligations, benefits subject to attachment, garnishment and execution, 287.260

Child support obligations, benefits subject to lien, when, 454.517

Children performing community service not deemed employees, when, 211.083, 211.181

Chiropractic services, included, when, 287.140

Chiropractors, testimony admissible, when, 287.140 Citation of law, 287.010

Communicable diseases, eligible as occupational disease, when, 287.067

Commutation of, procedure, 287.530, 287.540

#### Compensation

Cardiovascular, pulmonary, respiratory and other factors not compensatory, when, 287.020

Computed and paid, how, interest, credits, 287.160

Credit for wages or pay benefits on account of injury or death, 287.160, 287.270

Extension of premises doctrine not compensable, when, 287.020

Idiopathic causes not compensated, 287.020

Termination of, employee's compensation, procedure, 287.203

Travel in subsidized automobiles, accidents not covered, when, 287.020

Who must furnish and accept, 287.060

Complete medical report, defined, 287.210

Compromise settlement permitted, when, 287.250 Compromise settlements, how made and approved,

when valid, effect, 287.390 Concurrent employers, second injury fund, effect, 287.220

Confidential records, 287.280

Consecutive injuries, computation of awards, 287.220

Conservator, effect of appointment of, 287.430

Construction contractors licensed by city or county, required to have workers' compensation coverage, 287.061

Construction design professionals, immunity from liability, when, exception, 287.150

Contempt, what constitutes, penalty, 287.570

Contractors and subcontractors, liability, 287.040

Contributions allowable, when, 287.130

Coroner's inquest, transcript admissible, 287.210 Corporate officers exempt, may be covered, how, 287.090

Corrections, department of, all employees, coverage, 217.110

Corrections, department of, volunteers, coverage, 217.055

Cost data, insurers to report, when, 287.892 Costs, how taxed, 287.560

#### Death

#### Benefits

Amount, how computed, 287.240

Employer and dependent may agree to different weekly benefits, 287.241

Maximum allowed per week, 287.240

Method of payment, 287.240

Minimum allowed per week, 287.240

Persons eligible for, 287.240

Scholarships for children of workers'

compensation deaths, 173.254, 173.256, 173.258

Total amount allowed, 287.240

Claimant during proceedings, action not to abate, 287.580

Defined, 287.020

#### **Dependent**

Benefits for, who eligible, how computed and distributed, 287.240

College attendance, effect on death benefits, 287.240

Defined, 287.240

Different weekly benefits, may agree to, 287.241

Persons presumed to be totally dependent, 287.240

Service with armed forces, effect on death benefits, 287.240

Disability caused by refusal of medical treatment not compensable, 287.140

Effect on disability awards, 287.230

# **Employer**

Discharge from liability, when, 287.240 Record of names and addresses of dependents, duties, 287.240

Second injury fund, 287.220

Defined, rate regulation, 287.930

Definitions, 287.020

Dependency claims, procedure, 287.220

#### Dependent

College attendance, effect on death benefits, 287.240

Defined, 287.240

Service with armed forces, effect on death benefit, 287.240

Determinations review board, created, duties, 287.335 Director, appointment, compensation, bond, 286.120

Discovery, sections not to effect, 287.811

Discrimination against employee, civil action authorized, 287.780

Dismissal of claim, deemed an award, subject to review, appeal, 287.655

Dismissal of claim, when, how, effect, 287.655

Disputed claim hearings, duties, 287.450

Disputed, division to assist employee, 287.400

Division's duties, 287.141

Drug labs, clean up, occupational disease, 287.070 Duplicating, false billing practice, defined, effect of, 287.129

# WORKERS' COMPENSATION (CH. 287) — cont'd

#### Election

Claimant's payment of medical expenses from second injury fund, 187.280

Claimant's theory of recovery, 287.280

Coverage by exempt employer, 287.090

#### **Employees**

Administrative law judge, compensation, 287.615

Amount in dispute, defined, 287.390

Attorney's fees, authorized, when, 287.390

Chief counsel, compensation, 287.615

Entitlement to compensation burden of proof on

employee or dependents, 287.808

Leasing arrangement, coverage required, 287.282 Notice of injury in writing to be given to employer,

content, time limitation, 287.420

#### Partner or sole proprietor

Coverage, election, effect, 287.035

Relative within third-degree of a partner who is employed, coverage, 287.035

Withdrawal of employee, procedure, form, content, effective, when, 287.055

Remedies exclusive, exception, 287.120

Settlement amount, employee entitled to one hundred percent of offer, when, 287.390

Termination of compensation by employer, rights of employees, procedure, 287.203

Treatment during working hours, employee maybe required to use leave, 287.140

## Waiver of compensation by employee

Affidavit that employee and employer are conscientiously opposed to accept benefits, 287.804

Form to be provided by the division, 287.804 Valid until rescinded of prior rejection, 287.804 Written waiver required, content, 287.804

# **Employer**

Amount in dispute, defined, 287.390

Attorney's fees, authorized, when, 287.390

Defined, 287.030

Discharge from liability, when, 287.240

Entitlement of employee to compensation

affirmative defense, duty of employer, 287.808

Exclusive remedy against employer, exceptions, 287.120

Exempt employers may elect coverage, 287.090 Exempt employments and employers, 287.090 Failure to insure, or self-insure, effect, penalty, 287.220

# Liability

Alcohol or controlled drug abuse, effect, not liable, when, 287.120

Joint and several, when, 287.130

Notice and service sufficient, when, 287.300

Physical rehabilitation, 287.141

Primary or secondary liability, 287.300

Recreational activities on employer's premises, if injury prevailing cause, no recovery, exceptions, 287.120

## Employer - cont'd

# Liability — cont'd

Motor carrier for-hire operation owner as defined in certain case law not applicable, 287.043

Motor carrier, for-hire operation owner, not deemed employer, 287.041

Notice of injury in writing to be given to employer, content, time limitation, 287.420

Record of names and addresses of dependents, duties, 287.240

Right to self-insure revoked, when, 287.280

Safety program certification by department, requirements, 287.124

Self insuror's, employers may qualify as, 287.280 Settlement amount, employee entitled to one

hundred percent of offer, when, 287.390 Settlement offer not to be construed as admission of quilt, 287.390

Termination of compensation, employee rights, 287.203

Treatment during working hours, employee maybe required to use leave, 287.140

Uniform experience rating plan utilized, when, 287.280

Unlawful acts, penalties, 287.128

Employers and employees subject to law, 287.060

#### **Evidence**

Certified records of division and commission as, 287.590

Medical records, physicians and testimony, 287.140 Statement of injured employee what shall not be included, 287.215

Exemption from execution, nonassignable, exceptions, 287.260

Exploding, false billing practice, defined, effect of, 287.129

False billing practices, defined, effect, penalty, 287.129

Family farm corporation exempt, may be covered, how, 287.090

Federal law governs, when, 287.110

Firefighters, volunteer, grants for insurance premiums, 287.245

Forfeiture, refusal to submit to medical examination,

Fraud and noncompliance violations, prosecution for violation to be brought, when, 287.128

Fraudulent acts, penalties, unit to investigate allegations, 287.128

Funds, transfer to interest bearing account, 287.710

### Health services

Collection of fees, limitations, 287.140 Reasonableness, how determined, 287.140

Hearing, loss of, 287.063

Hearing, occupational deafness tests liability of employer, effect of hearing aid, 287.197

# Hearings

Application for, procedure, 287.450

# WORKERS' COMPENSATION (CH. 287) — cont'd

#### Hearings — cont'd

Change of administrative law judge, when, who may request, 287.810

Conduct, 287.460

Process, witnesses, subpoenas, 287.560 Where held, 287.640

Hernia, proof required, 287.195

Highways and transportation commission, state, may elect to come under law, 226.160

Hospital's lien, exemption from, 430.230, 430.235 Injured employees, payment of fees and integration of systems of insurers and entities administering claims, department rules not applicable, when, 375.427

Injuries and occupational diseases, effect of situs or contract, 287.110

#### Insurance

Administrative fund, deposit, administrative surcharge, 287.717

Administrative surcharge, calculation of, 287.310

Agents acting for unauthorized insurers, misdemeanor, penalty, 287.740

Carriers, report to director, 287.710

Code classification, classification system, review of board to perform, when, 287.335

Companies taxed under law, exempt from other taxes, 287.760

Companies withdrawing from state, procedure, 287.720

Company to provide coverage for LLC member, when, 287.037

Compensation in lieu of, how provided, 287.370 Deductible plans, allowed, requirements, 287.310

Employees not to pay cost of, 287.290

Employer must carry, exceptions, 287.280

Failure to pay administrative surcharge, 287.717 License, revocation or suspension, procedure,

Mine operators, amount required, 287.280

Notice, administrative surcharge, 287.716

Notice, what deemed sufficient, 287.750

Policies, form, approval, 287.310

Reports and records of companies, 287.350

Reserve, requirements of companies, 287.340

Self-insurers, group of employers may qualify,

Insurance, company to provide coverage for LLC member, when, 287.037

#### Insurer

287.360

Company to provide coverage for LLC member, when, 287.037

Employer to furnish information as to, effect of failure, 287.300

Large deductible covered claims, insolvency of insurer, how handled, 375.1605

Liability, service on, 287.300

Notice to division of coverage or withdrawal of exempt employer, 287.090

Payment to second injury fund, 287.715

#### Insurer - cont'd

Safety engineering program services requested by employers insurance carrier to report to division, 287.123

Safety engineering program, requirements, 287.123 Insurer, company to provide coverage for LLC member, when, 287.037

Interest on award, how computed, 287.160

Joint and several liability, when, 287.130

Judgment on memorandum of agreement, authority of circuit court, 287.500

Kids' chance scholarship program, administered by department of higher education, duties, 173.254

Law to be strictly construed, 287.800

Law, who subject to, 287.060

Leasing arrangements, employee, coverage required, 287.282

Legal expense fund, state, not to cover claims, 105.711

Legislative intent expressed, 287.100

Lessor, when deemed an employer, 287.040

Liability of employer, primary or secondary, when, 287.300

Liens, rights of department of social services, medical assistance, procedure, 287.266

Limited liability company, members, benefits for themselves, 287.037

### Line of duty compensation act

Claims procedure, 287.243

Definitions, 287.243

Fund created, use of moneys, 287.243

Grievance procedure, 287.243

Subrogation, prohibited for employers or insurers, 287.243

Sunset date, 287.243

Local business license for construction contractors, proof of insurance, required, 287.061

Loss of hearing, defined, occupational disease, 287.067

Loss of hearing, degree compensable, amount, claim filed, when, 287.197

Lump sum settlements, 287.530

Managed care organization, certification of,

procedures, effects, 287.135

Maximum allowed, 287.160

Mediation, division to establish procedures, 287.460

Medical assistance, liens, department of social

services, procedure, 287.266

Medical claim data, insurers to report, contents, purpose, costs, 287.894

Medical report, defined, 287.210

Medical reports, exchange between parties, 287.210

Medical services provided, effect of refusal, 287.140

Medical, surgical and hospital treatment, fees for, regulation of, 287.140

Memorandum agreement, filing, authority of circuit court, 287.500

Mental injury, requirements for, exceptions, 287.120

# WORKERS' COMPENSATION (CH. 287) — cont'd

#### Mesothelioma risk management fund

Board of trustees, powers and duties, 287.223

Created, 287.223

Definitions, 287.223

Payments, issuance of, when, 287.223

#### Military forces

Application to, 41.900

Average earnings, how determined, 41.930

Federal benefits deducted, 41.940

Minors, additional benefits, allowed when, 287.250

# Missouri employers mutual insurance company

# Administrator

Bond, requirements, 287.909

Budget, formulation of, duties, 287.920

Defined, 287,900

Duties, custodian of funds, 287.909

Hiring, compensation, qualifications, 287.907

Investments, duties, 287.912

Liability, immunity from, when, 287.909

Workplace safety program, duties, 287.917

Assessments, subject to, 287.902

Audit, content, duties of board, 287.920

#### **Board**

Administrator, hiring of, 287.907

Audit, contents, duties, 287.920

Bonds, authorized, procedures, limits, 287.919

Commissions, sale of policies, bond to set,

287.915

Created, 287.905

Defined, 287.900

Investment policy, duties, 287.912

Liability, immunity from, when, 287.909

Members, appointment, qualifications, terms, 287.905

Powers, 287.907

Rates, how set, 287.910

Report, contents, submission of, when, 287.920

Bonds, authorization, procedures, limits, 287.919

Budget, administrator to submit, contents, 287.920

Citation of law, 287.900

Company, defined, 287.900

Created, purpose, powers, 287.902

Definitions, 287.900

Examination, department to conduct, when,

287.920

Investments, policy, procedures, 287.912

Liability, immunity from, who, when, 287.909

Loans, start-up, limitation, 287.690

Policies, how sold, 287.915

Powers, generally, 287.902

Rates, how set, 287.910

Report, contents, submission of, when, 287.920

Workplace safety program, establishment, duties of subscribers, 287.917

## Motor carrier for-hire operation

Carrier not deemed employer of lessor, definition, 287.041

#### Motor carrier for-hire operation — cont'd

Coverage of certain motor for-hire not allowed, 287.040

Driver receiving renumeration from lessor, carrier not deemed employer, 287.041

Owner as defined in certain law cases is no longer applicable, 287.043

Mutilation or disfigurement, compensation, 287.190 Negligence, liability of employer not contingent upon, 287.120

#### Notice

Burial service rendered, 287.240

Commencement or termination of payments, 287.400

How and when given, 287.520

Injury, 287.420

Posting of, contents, penalty, 287.127

Oaths and depositions, 287.560

# Occupational disease

Children of victims, kids' chance scholarship program, eligibility, 173.254

Compensable, when, 287.067

Coverage, conclusive presumptions of exposure, 287.063

Defined, 287.067

Disabilities included, 287.067

Employer liable when, 287.063

Kids' chance scholarship program, children of victims of occupational disease, eligibility, 173,254

Prevailing factor, defined, 287.067 Repetitive motion, effect, 287.067

# Partial disability

Permanent, amount, duration, 287.190

#### Temporary, benefits

Amount, how computed, 287.180

Duration of, 287.180

Maximum allowed per week, 287.180

Method of payment, 287.180

Permanent, see Permanent Partial Disability, this heading

# Partnerships

Benefits for partner, election, effect on employees, 287 035

Coverage, election, effect, 287.035

Relative within third-degree of a partner, an employee, coverage, 287.035

Withdrawal of employee from coverage, procedure, form, content, effective when, 287.035

Peace officers, drug lab clean up, occupational disease, 287.070

Penalties for unlawful acts, 287.128

Pensions, effect of awards on, 287.100

Permanent injuries, compensation, 287.190

## Permanent partial disability

Award reduced if preexisting disease or natural process of aging prolong need of treatment, 287.190

# WORKERS' COMPENSATION (CH. 287) — cont'd

# Permanent partial disability — cont'd Benefits

Amount, how computed, 287.190

Definition of, 287.190

Duration of, 287.190

Maximum allowed per week, 287.190

Minimum allowed per week, 287.190, 287.200

Mutilation or disfigurement, 287.190

Schedule of losses, 287.190

Defined, 287.190

Evaluation of, compensation for lost wages, amount, duration, 287.140

Objective medical findings, defined, 287.190

Physician to certify compensation, 287.190

Physicians having conflicting opinions, objective

findings to prevail, 287.190

Schedule of losses, 287.190

## Permanent total disability

Amount, how computed, 287.200

Award reduced if preexisting disease or natural process of aging prolong need of treatment, 287.190

Award, suspension and resumption, 287.200

Duration of, 287.200

Effect of restoration to normal work, 287.200

Evaluation of, compensation for lost wages,

amount, duration, 287.140

Life payments, suspension when, resumption, procedure, 287.200

Maximum allowed per week, 287.200

Objective medical findings, defined, 287.190

Physician to certify compensation, 287.190

Physicians having conflicting opinions, objective findings to prevail, 287.190

Personal injuries arising out of and in the course of such employment, defined, 287.020

Physical examination of claimant, procedure, 287.210

# Physical rehabilitation

Availability, regulations, purpose, 287.141

Benefits, how and when paid, 287.141

Certificate of qualification required, 287.141

Defined, 287.141

Evaluation of, compensation for lost wages, amount, duration, 287.140

Hearing, disagreement as to necessity of treatment, procedure, 287.141

Inspection of facilities, 287.141

Physician to supervise, qualifications, 287.141

Second injury fund, contribution amount, per week, 287.141

Transportation furnished to employee, when, 287.141

#### **Physicians**

Commission may appoint, admissibility of testimony, 287.210

Compensability to be determined by certification of physician, when, 287.190

#### Physicians - cont'd

Objective opinion to prevail if conflicting opinions, definition, 287.190

Rating or report required from, when, 287.210 Report, defined, 287.210

Plan of operation, contents, purpose, effective when, 287.870

Pleadings, may strike for failure to comply with orders, 287.650

Police department, Kansas City, coverage, 84.420 Police retirement, or death benefits, effect upon, 86.297

Poor persons, permitted to file claims, 287.560 Postmortem examination of claimants, commission may order, 287.210

Presumption of failure to insure, 287.300 Prevailing factor, defined, must, 287.020

Priority of claims, 287.260

Prison inmates, county or municipal jail inmates exempt, exception, may be covered, how, 287.090 Probation, free work on public or charitable projects, probationer not considered employee, when, 559.021

Proceedings before commission, how conducted, rules for, 287.550

Professional athlete, credit against compensation for wages or benefits paid after injury, pursuant to contract, 287.270

Public information programs, division to establish, 287.642

Public officers, duty to furnish records to commission and division, 287.670

Purpose of law, 287.141

Radiation disability, defined, occupational disease, 287.067

#### Rate regulation

Accepted actuarial standards, defined, 287.930 Act not applicable, when, 287.932

# Advisory organization

Defined, 287.930

Designation of, 287.955, 287.967

Duties, 287.955

Examination, subject to, when, 287.937

License, application, form, 287.967

Payroll differentials, data, collection of, when, 287.975

Permitted activities, 287.972

Premium credit, submission of information, 287.975

Pure premium rate, filed, when, 287.975

Restrictions, 287.967, 287.970

Schedules of rates, filed, when, 287.975

Aggrieved party, appeal to director, how, 287.965

Agreements, not to restrain trade, 287.935

Classification, defined, 287.930

## Competitive market

Defined, 287.930

Presumed to exist, when, 287.942

Rate information, filing of, form, 287.947

# WORKERS' COMPENSATION (CH. 287) — cont'd

#### Rate regulation — cont'd

#### Competitive market — cont'd

Rates, standards, 287.950

Reasonable degree of competition, factors, 287.942

Definitions, 287.930

Degree of competition, director to monitor,

purpose, 287.945

Director, defined, 287.930

### Disapproval of rate

Hearing, when, procedures, 287.962

Judicial determination, right to, 287.962

Procedures, effect, 287.960

Discriminatory rates, prohibited, 287.950

Examinations, director may conduct, when, costs,

Excessive rates, prohibited, 287.950

Expenses, defined, 287.930

Experience rating, defined, 287.930

Inadequate rates, prohibited, 287.950

Information not to be distributed, pure premium rate

data, when, 287.972

Loss trending, defined, 287.930

Market, defined, 287.930

Monetary bonus for employee effect on benefits, 287.253

# Noncompetitive market

Defined, 287.930

Rate information, filing of, form, 287.947

Rate standards, criteria, 287.952

Payroll differential, data on, collection, purpose, 287.975

Penalties, imposition, when, how, 287.940

Prospective loss costs, defined, 287.930

# Pure premium rate

Defined, 287.930

Filed with director, when, 287.975

Information, not distributed, when, 287.972

Rate, defined, 287.930

Records, maintenance of, how, 287.937

Residual market, defined, 287.930

Schedule of rates, filed with director, when, 287 975

Standards, competitive market, 287.950

Standards, noncompetitive market, criteria, 287.952

Statistical plan, defined, 287.930

#### **Supplementary rate information**

Defined, 287.930

Filed, when, form, 287.947

Public inspection, when, 287.947

Supporting information, defined, 287.930

Unfair trade practice, when, 287.932

# Uniform experience rating plan

Contents, standards, 287.957

Determination of, 287.955

Insurers to use, 287.935, 287.955

Risk modification plan, requirements, 287.955

Subclassifications, filing, purpose, 287.955

## Rate regulation - cont'd

#### Uniform experience rating plan — cont'd

Reactivation of a claim after settlement, when,

Real estate agents exempt, may be covered, how, 287.090

Receiver, insolvent member, rights, 287.875 Recreational activities, participation in, effect on compensation, no recovery if prevailing cause, exceptions, 287.120

Reduction in rise, plan, director to submit to general assembly, effect, 374.790

Rehabilitation, board of, abolished, 286.005

Remedies exclusive, exception, 287.120

# Report on death or injury of employees

Confidentiality of information, exceptions, 287.380 Content of report, 287.380

Employer or insurer, duty to make report, 287.380 Failure to file or false statements, penalty, 287.380 Filed with division, when, 287.380

Report, annual, commission and division to make, contents, 287.680

#### Residual market

Defined, rate regulation, 287.930 Plan, insurers to participate, procedures, 287.896 Reduction in use, plan, director to submit to general assembly, effect, 287.790

### Review board

Code classification, classification system, determinations, duties, 287.335 Created, 287.335

Review of decisions, procedure, 287.480, 287.490, 287.495

Revival of action, procedure, 287.580

Ride-sharing arrangements, applicable to participants, when, 285.200

Risk management associations, higher education institutions, may cover workers' compensation liability, 176.515

Rules for payment of fees and integration of systems of insurers and entities administering claims for injured employees not applicable, when, 375.427 Rules, procedure, 287.280

Safety devices, failure to use, effect, 287.120

Safety engineering programs, insurer to establish, requirements, 287.123

Safety program, certification by department, when, 287.124

Schedule of losses, 287.190

Scholarships, kids' chance scholarship program, administered by department of higher education, duties, 173.254

Seal of division, effect, 287.590

### Second injury fund

Actuarial studies made, when, 287.220 Coverage and use of fund if employer fails to insure, 287.220

### WORKERS' COMPENSATION (CH. 287) cont'd

#### Second injury fund — cont'd

#### Death

Award, compromise procedures, 287.220 Reimbursement by dependents from funds recovered by legal actions, 287.220 Uninsured employer, amount withdrawn from fund, 287.220

Defense of, attorney general, duties, 287.220

Division, duties of, 287.141, 287.220

Employer failure to insure, use of fund, 287.220

Financial data and records, director to maintain, 287.220

Insurer's payments to, 287.715

Legal expenses, attorney general, how paid, 287.220

Limitation on actions, 287.430

Payments made from, when, how, 287.220

Priority of payment of liabilities, 287.220

Purpose of, 287.220

Records, open to public, when, 287.220

Right of subrogation, 287.150

State treasurer, duties, 287.220

#### Surcharges required for fund

Amount, how computed, 287.715

Paid by whom, due when, collection, 287.715

Supplemental, amount, 287.715

Violation, penalty, 287.715

Self-aggravated disability, not compensable, 287.140

Self-inflicted injuries, burden of proof, 287.120

Self-insurer, state may elect, when, 41.900

#### Self-insurers

Bankruptcy of self-insured member notice, procedure, 287.865

Employers may qualify, 287.280

Insolvency, dissolution of self-insured member,

procedure, 287.865

Taxation, 287.730

# Self-insurers guaranty corporation

Assessments, levy of, amount, procedures, 287.865 Audit, insolvency fund, when, 287.867 Automatic stay, when, duration, effect, 287.882 Bankruptcy of self-insured member notice, procedure, 287.865

#### **Board of directors**

Division director to be member, 287.862 Expense reimbursement, 287.862

Insolvent member, may determine, 287.877

Members, qualifications, appointment, 287.862

Notice of insolvent member, duty to make, 287.877

Reports to director, when, 287.865

Vacancies, terms, 287.862

Claimant, assignment of recovery rights, 287.875 Created, 287.860

Dividends, not to be paid, 287.865

# Insolvency fund

Created, purposed, audit of, 287.867 Use of moneys, investments, 287.865

# Self-insurers guaranty corporation — cont'd Insolvency fund — cont'd

Insolvency, dissolution of self-insured member, procedure, 287.865

#### **Insolvent member**

Board may determine, how, 287.877

Corporation to file statement, when, 287.875

Effects on claimants, receivers, 287.875

Notice to division, board to make, 287.877

Stay of proceedings, automatic, duration, 287.882

Liability, limitation of, 287.880

Limitation of actions, when, 287.885

Members, 287.860

Powers, 287.860, 287.865

Severability clause, 287.886

Stay of proceedings, automatic, when, duration, 287.882

Suspension of member, when, division may, 287.872

Withdrawing members, duties, 287.860

Service and notice, what sufficient, 287.300

#### Settlement

Approval, when valid, 287.390

Failure to agree on, procedure, 287.450

Reactivation of a claim, when, 287.140

Sheriffs and deputies, county, including St. Louis city, covered by law, 287.021

Social services, department of, coverage, 207.070, 207.080

Social services, department of, medical assistance lien, procedure, 287.266

Sole proprietor, partner, benefits for themselves, election, 287.035

Spousal support obligations, benefits subject to lien, when, 454.517

State debt, medical assistance lien, department of social services, procedure, 287.266

State highways and transportation commission may elect to come under law, 226.160; effect of election, 226.170

State officers and employees covered, 105.810 State officers and employees, see also STATE

OFFICERS AND EMPLOYEES

Statement of injured employee, when admissible, request for, 287.215

Statement what shall not be included, 287.215

Statute of limitation, occupational diseases, 287.063 Structured settlement, death benefit for dependents,

when, 287.241

Subrogation, right of employer, 287.150

Subrogation, rights of department of social services, medical assistance, 287.266

Substitute plans, procedure, 287.370

Suicide, self-inflicted injuries, no compensation allowed, 287.120

#### Tax

Assessment and collection of, 287.710

# WORKERS' COMPENSATION (CH. 287) — cont'd

#### Tax — cont'd

Companies withdrawing from state, procedure, 287.720

Delinquent returns, 287.700

Delinquent, interest, rate, 287.745

Exempt from other taxes, 287.760

Insurance carriers, liability, 287.690

Overpayment of, refund or credit, 287.745

Proceeds, how credited, 287.710

Rate and purpose, 287.690

Returns, contents, when filed, 287.710

Self-insured employer, 287.710

Self-insurers, manner of levy and collection, 287.730

State to pay share, how, 287.690

Teachers and school employees under workers' compensation may have credit during leave in their retirement system, requirements, 169.595

Teachers, state colleges, may be covered, 174.140

Temporary or partial awards, how made, 287.510

# Temporary partial disability

#### Benefits

Amount, how computed, 287.180

Duration of, 287.180

Maximum allowed per week, 287.180

Method of payment, 287.180

Post injury misconduct of employee benefits not payable, 287.170

Post injury misconduct, defined, 287.170

# Temporary total disability

Amount, how computed, 287.170

Credit against benefits, when, 287.170

Duration of, 287.170

Maximum allowed per week, 287.170

Method of payment, 287.170

Minimum allowed per week, 287.170

Post injury misconduct of employee benefits not payable, 287.170

Post injury misconduct, defined, 287.170

Testimony of physician, when admissible, 287.140, 287.210

Toll-free number, employee information service, duties of division, 287.126

# Tort victims' compensation fund

# **Applications**

May be rejected when, amended applications may be filed when, 537.678

To be furnished by the division, contents of application, additional materials required when, 537.678

Awards based on independent verification, not to exceed certain amount, 537.678

#### Claimant to give notice

Division to receive written notice, content, 537.693

Failure to give notice, effect, 537.693

Compensation, amount to be determined by division, procedure, 537.684

#### Tort victims' compensation fund — cont'd

Director to assign judge to hear claim, 537.684 Division to have lien on any compensation received by claimant from tort feasor, when, 537.693

Duty to notify applicant if application is incomplete, time limit, extensions, 537.678

Final judgment requirement, may be waived by division when, 537.678

Hearing, claimant to be notified of date and time, 537.684

Incarcerated claimant, divisions duty to notify, 537.681

Information request by division, state or local agencies duty to supply without cost, 537.678 Investigation of claim, division's duty to investigate when, 537.684

Jurisdiction, division to determine and award compensation, 537.678

Payment of claims, division to determine whether payment is in full, prorated or suspended, timing of payments, 537.684

Rulemaking authority, 537.693

#### Total disability

Amount, how computed, 287.170

Award, suspension and resumption, 287.200 Complete loss of limb, compensation, 287.150 Defined, 287.020

Life payments, suspension when, resumption, procedure, 287.200

Permanent, amount, duration, 287.200

Permanent, effect of restoration to normal work, 287.200

Permanent, see Permanent Total Disability, this heading

Review of case, 287.200

Successive injuries, how compensated, 287.220

### Temporary, benefits

Amount, how computed, 287.170

Credit against benefits, when, 287.170

Duration of, 287.170

Maximum allowed per week, 287.170

Method of payment, 287.170

Minimum allowed per week, 287.170

Toxic exposure, treatment of claims, 287.200

Totally dependent, persons presumed to be, 287.240 Transcript on appeal, what required, 287.490, 487.495

Transient employers to post registration for workers' compensation, failure to comply, penalty, 285.234 Transportation costs, payment of by employer, when, 287.140

Umpires, sports officials, youth or school activities, exempt, may be covered, how, 287.090

Unbundling, false billing practice, defined, effect of, 287.129

Unemployment compensation benefits, effect on, 288.040

# WORKERS' COMPENSATION (CH. 287) —

#### cont'd

Uniform accident and sickness insurance law not to affect, 376.790

Uniform experience rating plan utilized, when, 287.280

Unlawful acts, penalties, 287.128

Upcoding, false billing practice, defined, effect of, 287.129

Violations, misdemeanor, penalty, 287.790

#### Vocational rehabilitation services

Appropriate vocational testing, defined, 287.144 Authorized for employee, when, 287.146 Benefits, temporary disability, paid during

rehabilitation, exception, 287.149

Costs, maximum, duration of plan, 287.148

Definitions, 287.144

#### Director

Defined, 287.144

Duties, 287.146

Not mandatory, 287.143

Plan, defined, 287.144

Qualification of medical or physical rehabilitation services, defined, 287.144

Reduction of benefits, when, 287.149

Refusal of employee to participate, effect, 287.149 Registry of practitioners and providers, director to maintain, 287.146

### Rehabilitation practitioners

Certification, registration, 287.145 Defined, qualifications, 287.144

Directory of, director to maintain, 287.146

Duties, 287.148

#### Rehabilitation provider

Certification, registration, 287.145

Defined, qualifications, 287.144

Directory of, director to maintain, 287.146

Duties, 287.148

Severe injury, defined, 287.148

# Suitable, gainful employment

Defined, 287.144

Loss of, how determined, effect, 287.148

Vocational rehabilitation assessment testing required for employee, 287.143

Vocational rehabilitation assessments, defined, 287.144

Volunteers, tax-exempt organizations, exempt, may be covered, how, 287.090

Waiting period, compensation, 287.160

## Waiver of benefits

Affidavit that employee and employer are conscientiously opposed to accept benefits, 287.804

Form to be provided by the division, 287.804 Valid until rescinded of prior rejection, 287.804

Written waiver required, content, 287.804

Waiver of employee's rights invalid, 287.390

Withdrawal of election of coverage by employer, 287.090

Witnesses, calling of, fees, 287.560

#### WORKERS' COMPENSATION, DIVISION OF

 $\boldsymbol{*}$  See also CRIME VICTIMS' COMPENSATION

Actions by and against, how brought, 287.590

#### Administrative law judge

Additional administrative law judges maybe appointed, limit, 287.610

# Appointment

Jurisdiction, limitations, removal, 287.610 Qualification, compensation, 287.615

Qualifications, limitations, removal, 287.610

Evaluations conducted, 287.610

Hearings, change of, when, who may request, 287.810

Jurisdiction, powers, 287.610

Retirement, see RETIREMENT SYSTEM, ADMINISTRATIVE LAW JUDGES' AND LEGAL ADVISORS'

Artificial limbs or eyes, furnished when, 287.140 Attorney general, duty to advise and assist, 287.620

#### Award of compensation

Life insurance proceeds not to reduce award, 595.035

Reduction for other compensation received by victim, exceptions, 595.035

Social security benefits, not to be considered for reduction of benefits, 595.035

Award review, division to have exclusive jurisdiction, 287.410

Awards by, administrative law judge, effect, 287.610 Claims, mediation of, allowed, procedures, 287.460 Created, 286.110

# Crime victims' compensation

## Claims

Appeal to administrative hearing commission, when, 621.275

Decisions on, review of, procedure, 595.036 Filed with, 595.015

Grievances, procedure, 595.036

Information and reports, available to division, from whom, 595.015

Investigation of claims, information available, from whom, 595.015

Police reports, available to division, 595.015 Prosecuting attorney to furnish information, when, 595.015

Open records, exceptions, 595.037 Payment orders, effective, when, 595.065 Records, open, order to close, 595.037

#### Director

Appointment, bond, 286.120

Chief legal counsel, appointment, compensation, 287.615

Compensation, 287.615, 287.713

Compensation, adjustment, when, amount, 105.005 Kids' chance scholarship fund, deposits, amount, when, 173.258

Kids' chance scholarship program, deposits into kids' chance scholarship fund, amount, when, 173.258

Oath, 286.050

# WORKERS' COMPENSATION, DIVISION OF — cont'd

#### Director — cont'd

Second injury fund, duties regarding, 287.713 Second injury fund, financial records, duty to maintain, 287.220

#### Self-insurers guaranty corporation

Member of, 287.862

Report by board to, 287.865

Vocational rehabilitation services, duties, 287.146, 287.148

Dismissal of claim deemed an award, subject of review, appeal, 287.655

Dismissal of claims, when, how, effect, 287.655 Division, responsibilities, 287.140

#### **Employees**

Administrative law judge, compensation, 287.615; adjustment, when, amount, 105.005

Appointment, compensation, 287.615

Chief counsel, compensation, adjustment, when, amount, 105.005

Chief legal counsel, appointment, compensation, 287.615

Oath of office, political restrictions, 287.600

Treatment during working hours, employee maybe required to use leave, 287.140

#### Waiver of compensation

Affidavit that employee and employer are conscientiously opposed to accept benefits, 287.804

Form to be provided by the division, 287.804 Valid until rescinded of prior rejection, 287.804 Written waiver required, content, 287.804

#### **Employer**

Treatment during working hours, employee maybe required to use leave, 287.140

Employer, credit for wages or pay benefits on account of injury or death, 287.160, 287.270

Employer, professional athlete, credit for wages or benefits paid after injury pursuant to contract, 287.270

Fees, amounts, collection and disposition, 287.660 Fraud and noncompliance administrative unit, established, purpose, 287.128

Fraud and noncompliance violations, prosecution for violation to be brought, when, 287.128

Funds, transfer to interest bearing accounts, 287.710 Health services, reasonableness of charges, duties of division, 287.140

Leasing arrangement, employee, rules, self-insurers coverage, 287.282

Legal action by and against division to be brought in legal name, 287.590

# Legal counsels

Retirement, see RETIREMENT SYSTEM, ADMINISTRATIVE LAW JUDGES' AND LEGAL ADVISORS'

Mediation conference, procedures, requirements, establishment of, 287.460

#### WORKERS' COMPENSATION, DIVISION OF cont'd

#### Medical claims data

287.127

Confidentiality of reports, exceptions, 287.894 Cost to be paid by workers' compensation fund for additional personnel or equipment, 287.894

Insurers to report contents, purpose, 287.894 Penalty for failure to comply, 287.894

Minors, compromise settlements, 287.390 Notices, division to provide to employer, when,

Nurses furnished, when, 287.140

Offices and supplies, location, how furnished, 287.640

Offices, where located, 286.100

Physical rehabilitation, powers and duties of director, 287.141

Powers and functions, restrictions, 287.410

Powers, generally, 287.650

Prayer, treatment by, when, 287.140

Public information programs, duties, 287.642

Public officers to furnish records, file documents, 287.670

Reactivation of a claim after settlement, when, 287.140

Records, destruction, rulemaking, 287.650

Records, where kept, 287.640

Refusal of treatment, effect, 287.140

Rehabilitation, board of, abolished, duties transferred to division, 286.005

# Report on death or injury of employees

Confidentiality of information, exceptions, 287.380 Content of report, 287.380

Employer or insurer, duty to make report, 287.380 Failure to file or false statements, penalty, 287.380 Filed with division, when, 287.380

Report, annual, 287.680

Reports and records, destroyed, when, rulemaking, 287.650

Rules, procedure, 287.650

Safety engineering program services requested by employers insurance carrier to report to division, 287.123

Safety engineering programs, registry, duty to maintain, 287.123

Salaries and expenses, how paid, 287.640 Seal, 287.590

Second injury fund, report by director, 287.713

#### Self-insurers

Bankruptcy of self-insured member notice, procedure, 287.865

Insolvency, dissolution of self-insured member, procedure, 287.865

# Self-insurers guaranty corporation

Assessments, division to make, amount, procedures,

Audit, may conduct, when, 287.867

Bankruptcy of self-insured member notice, procedure, 287.865

Director to be member of board, 287.862

### WORKERS' COMPENSATION, DIVISION OF cont'd

### Self-insurers guaranty corporation — cont'd

Duties, generally, 287.872

Insolvency, dissolution of self-insured member, procedure, 287.865

Liability, limitation of, 287.880

Plan of operation, submission to, contents, 287.870 Powers, generally, 287.872

Settlement, reactivation of a claim, when, 287.140

Sovereign immunity, exceptions, exemption from

coverage limitation, 537.610

Termination hearing process, costs how paid, 287.203 Termination of compensation, employer, hearing, when, 287.203

Toll-free telephone number, employee information service, duties, 287.126

Transportation furnished, when, 287.140

Violations, noncompliance report by attorney general annually, content, 287.128

Vocational rehabilitation assessment testing required for employee, 287.143

Vocational rehabilitation services, 287.143 to 287.149

Vocational rehabilitation, duties, 178.620

# Waiver of benefits by employee and employer

Affidavit that employee and employer are conscientiously opposed to accept benefits, 287.804

Form to be provided by the division, 287.804 Valid until rescinded of prior rejection, 287.804 Written waiver required, content, 287.804

# **WORKFARE RENOVATION PROJECT (CH. 215)**

Tax credit accountability act of 2004, 135.800 to 135.830

Tax credits, neighborhood assistance act and market rate housing in distressed communities, 32.111

#### WORKFORCE DEVELOPMENT, DIVISION OF

See JOB DEVELOPMENT AND TRAINING, DIVISION OF WORKFORCE DEVELOPMENT

# WORKHOUSES

# Acquisition, maintenance

Fourth class cities, 79.380 Special charter cities, 81.190

Third class cities, 77.140, 77.530

Discharge on payment of fine, St. Louis city, 546.881 Fines, working off, rate, maximum imprisonment, St. Louis city, 546.881

Hard labor, persons, committed, St. Louis city, 546.881

Prisoners, confinement in, when, 546.880, 546.890

# WRESTLING

See BOXING, KARATE AND WRESTLING

Ad quod damnum, dams for power, 236.060, 236.070, 236.150

Attachment, 521.140 to 521.230

Attachment, sureties against county collector, when, 52.100

County commission, authority to issue, 49.210

County, division of, effect, 47.330

# WRITS — cont'd

Courts, enforcing return, 476.090

Courts, power to issue, 476.070

Criminal activity forfeiture proceeding, writ of seizure, issued when, 513.607

Ejectment, possession, when issued, 524.260

Execution, delivery to successor sheriff, 513.315

Form, supreme court, power and limitation, 477.010

General assembly, power to issue, 21.410

Habeas corpus (CH. 532), see HABEAS CORPUS

Impeachment, procedure in issuing, 106.210

Mandamus, nominating petitions, authorities refuse to file, 115.333

Mandamus, procedure governing, 529.010 to 529.100

Possession, when issued, 511.290

Prohibition, see PROHIBITION, WRIT OF

Restitution, forcible entry and unlawful detainer, 534.590

See also PROCESS; SERVICE OF PROCESS; and Particular Writ

Seizure, criminal activity forfeiture proceeding, issued when, 513.607

Sheriff, charges for executing, 57.280, 57.290, 488.435, 488.5320

Sheriff, vacancy, issuance and service of, 57.080 Town marshal, power to execute, 80.400

### WRITS OF ERROR

Abolished, civil cases, 512.010

Affirmance or reversal, by state, effect, 547.300

Application, when made, 547.080

Arrest of defendant, when ordered, 547.310

Bail, when allowed, procedure, 547.170

Cities, over 100,000, prosecution, effect, 82.220

Cities, third class, prosecution, effect, 77.610

Error, assignment or joinder, unnecessary, 547.270 Imprisonment, error as to time or place, effect,

Imprisonment, error as to time or place, effect 547.280

Judgment, reversed, direction of court, 547.290

Prisoner, custody of, pending, 547.160

Recognizance, condition, 547.180, 547.190

Sentence, execution, court to direct, when, 547.290

State may sue out, when, 547.230

Stay of execution, 547.130

Stay of proceeding, filing, 547.150

Transcript, preparation, 547.110, 547.120

Writ of right, 547.080

# WRITTEN INSTRUMENTS

Action on, limitation, 516.110

Evidentiary value, associate court, 517.132

Execution admitted or denied, pleadings, 509.240

Forgery, penalty, 570.090

Indictments, how described, 545.200

Issuing false instrument or certificate, penalty, 570.110

Letters of credit, 400.5-104

Pleading, procedure, 509.230

Written, what included, 1.020

#### WRONGFUL DEATH

Attorney's fees, 537.095

Bond may be required of claimant, when, 537.095

#### WRONGFUL DEATH - cont'd

Damages, 537.080; determination, distribution, 537.095

Damages, amount, factors to be considered by jury, 537.085

Defenses, 537.085

Grief and bereavement not recoverable, 537.090

Joinder of all parties not required, when, effect on recovery, 537.095

Judgment, collection, distribution, 537.095

Judgment, reversal, arrest, effect, 537.100

Limitation on actions, one per defendant for death of one person, 537.080

Limitations on action, 537.100

#### Medical assistance

Court may adjudicate rights of parties, 208.215 Social services, department's right to recover funds, 208.215

Medical assistance recipient or estate bringing legal action, to notify department of social services, 208.215

Mine employees, survival of actions, 537.230

Nonsuit, effect, 537.100

Parties authorized to sue, 537.080

Plaintiff ad litem, recovery, distribution, 537.095

Social services, department of, medical assistance, right to recover funds, court may adjudicate rights of parties, 208.215

Survival of action, 537.020, 537.021, 537.080 Value of care rendered to deceased, amount

considered, 537.090

# YOUTH SERVICES AND CONSERVATION CORPS (CH. 620)

See JOB TRAINING

# YOUTH SERVICES, DIVISION OF

Action for damages, may bring, 219.061

#### **Advisory board**

Appointment, compensation, expenses, duties, 660.010

Report, content, 660.010

State, membership, duties, reports, 219.046

Advisory boards, county, 219.041

Agency subject to control, 207.010

Assistance to local governments, to provide, when, 219 016

Business transactions of division, records to be kept, 219.016

Child benefits fund created, use of moneys, 219.095 Child to be segregated from criminals, 219.071

#### Commitment of child

Indeterminate, 219.021

State training schools, when, 219.021

Termination at age twenty-one, 219.021

When, 219.021

Community based treatment programs, incentive subsidy, 219,041

Community work program, established, 219.091

Contracts, director may make, limitations, 219.036

Custody removed from division, procedure, 219.081

Day release programs, authorized, 219.021

Definitions, 219.011

Delinquency reports by juvenile court on request by division, 211.322

Delinquency, prevention and control, 219.016

# Delinquent

# Aftercare release

Authorized, procedure, 219.026

Notice to committing court, contents, required when, 219.021

Objections to release made by committing judge, director to respond in writing, when, failure of judge to object, effect, 219.021

Revocation of, assistance of police, 219.026 Department of social services, division of, 660.010 Depositaries of funds, requirements, selection, 110.010 to 110.110

#### Director

Appointment, qualifications, compensation, 219.031

Bond, required, 219.031

Incentive subsidy program, duties, 219.041

Master plan, reports, duties, 219.036

Oath, required, 219.031

Petition, duties upon receipt of, 219.051

Powers and duties, agent of state, 219.036

Workers' compensation, duties, 217.110

Education, elementary and secondary, department of, duties, reports, inspections, 219.056

# Educational program for juveniles placed in facilities of first class counties, charter form

Court's duty to give school district notice, 178.298

# YOUTH SERVICES, DIVISION OF — cont'd Educational program for juveniles placed in facilities of first class counties, charter form cont'd

Notice of child's placement by court, time limitation, 178.298

State aid, 178.296

219.056

Employees, qualifications, merit system, 219.036 Employees, training and education expenses, 219.016 Examinations of committed children, 219.021 Facilities to be operated by, powers, 219.021 Federal and local governments, cooperation with,

219.016
Health, department of, inspections and reports by,

Hearing upon petition, conduct, time for, 219.051 Incentive subsidy program, eligibility, 219.041 Juvenile information governance commission, members, duties, meetings, annual report, 210.870 Kansas City residential group home pilot program, 219.089

Lease of facilities by director of the department of social services, 219.096

Medical and dental care, authorized, consent obtained, how, 219.066

Mentally disordered, evaluation, 211.207

Merit system, application to employees, 219.036

Money for use of collection and deposit, 31.030

Petition, right of, committed child, parent or guardian, 219.051

Placement of committed children, procedure, examination, 219.021

Plans and reports, director to prepare, 219.036 Policy, to be established, written, duty of director, 219.036

Powers and duties, 207.010

Powers, duties and responsibilities of division, generally, 219.016

Precare setting, court to be advised of placement, when, 219.021

Products made by children in division's custody, sale of, use of proceeds, 219.023

#### Records

Business transactions of division, to be kept, 219.016

Committed child, confidential, penalty for employee divulging, exception, 219.061 Studies and examinations, to be maintained, 210.016

Registration of juvenile sexual offenders, 211.425 Release, child in aftercare supervision, authorized, 219.026

Reports on delinquency by juvenile court on request by division, 211,322

Rules and regulations, authority to promulgate, 219.016

Runaway child, aiding, penalty, 219.061 Sale of products made by children in division's custody, use of proceeds, 219.023

Sexual offenders, juvenile, registration of, 211.425

# YOUTH SERVICES, DIVISION OF - cont'd

State advisory board, appointment, duties, reports, 219.046

State aid for educational programs, payment by district of domicile of child, 163.073

Statewide program for youth services, 219.016

Supplemental juvenile court services to be provided,

how funded, limitation, 219.016

#### Teacher's retirement systems

Election to remain with public school retirement, 104.342

Employed by state, refund of contributions, when, 104.340

Failure to make written election, effect, 104.342 Public school retirement system, members, when, election, 169.130

Social security, service not covered by, effect on retirement, 104.342

State employees' retirement system, members, when, 104.342

Technical assistance to courts, law enforcement officials, 219.016

Termination of supervision of child, when, notice, 219.026

Training schools, child's commitment, when, 219.021 Transfer of child to another state, procedure, 219.086 Transfer of committed children to other agencies, 211.207, 219.021

Transportation of children committed to, procedure, expenses, 219.076

Treatment plan, to be reviewed by committing court, 219.021

Trust fund created, purpose, 219.095

Vocational training authorized, 219.091

Volunteer personnel, training of, 219.016

Wages, committed children, 219.091

Work program, offenders in custody of division, 219.091

Workers' compensation coverage, all employees, 217.110

Youth service and conservation corps, 620.552

Youth services treatment fund, contributions to, 219.048

#### ZONING

Alcohol and drug abuse treatment facilities, 89.143 Drug abuse treatment facility, notice to adjoining

landowners required, Kansas City, 82.461

Greene County airport, see AIRPORTS

Missouri-St. Louis metropolitan airport authority, see AIRPORTS

Rulemaking authority, Clay County planning and zoning commission, 64.906

Substance abuse treatment facility, notice to adjoining landowners required, Kansas City, 82.461

# **ZONING AND PLANNING, CITY**

Adoption of county zoning regulations by reference, 89.020

Advertising, outdoor, restrictions, 71.288

# Airports, hazardous areas and compatible land use

Administrative agency duties to administer and enforce zoning regulations, 67.1222

Administrative agency not to be member of board of adjustment, 67.1222

Adoption of compatible land use zoning authorized, when, 67.1205

Adoption of zoning for airport hazard areas, authorized, 67.1203

#### Airport planning commission

Appointment, qualifications, terms, 67.1210 Chairman to be elected by members, 67.1210 Created, 67.1210

#### **Board of adjustment**

Administrative agency, not to have members of board of adjustment, 67.1222

Appointment, terms, 67.1220

Powers and duties, 67.1220

Removal from office, 67.1220

Vacancies, 67.1220

Variance application made to board, 67.1218

Compatible land use zoning may be adopted, when, 67.1205

Conflict in regulations, more stringent to prevail, 67.1214

County commission to submit to voters to adopt township military airport zoning, 67.1207 Definitions, 67.1200

Election to establish military airport zoning, ballot form, 67.1212

Hazard areas may be divided into zones, 67.1203 Land adjacent or in vicinity of airport regulation, requirement, 67.1205

Laws not applicable to certain counties, 67.1224 Lights and markers, municipality permitted to install, operate and maintain, to warn military aircraft, 67.1216

Military township, airport zoning submitted to voters by county commission, 67.1207

Municipality adopting zoning, procedure, 67.1214 Penalties for violations, 67.1222

Plan required for all airport hazard areas, 67.1207 Preexisting nonconforming structures or trees not to be altered or grown to cause hazard, 67.1216

#### ZONING AND PLANNING, CITY - cont'd

# Airports, hazardous areas and compatible land use — cont'd

Structures or trees interference prohibited, 67.1216 Variance application from zoning requirements, procedure, 67.1218

Violations of zoning ordinances, penalties, 67.1222 Alcohol and drug abuse treatment facilities, 89.143

#### Amendment of regulation

Protest, notice, hearing, 89.060

Restrictions and boundaries, procedure, 89.060

Votes required to pass, 89.060

Annexation of by municipalities in first class charter counties of territories with prior zoning, not to affect, 89.191

Appeals, 89.090, 89.100, 89.110

Area outside city, powers of certain constitutional charter cities, 89.145

Assistance by, 251.170, 251.190

## **Board of adjustment**

Certiorari to, 89.110

Compensation, fourth class cities, 79.365

Land in airport zones, agreement required, when, 305.410

Meetings, organization, procedure, 89.080

Members, appointment, removal, term, duties, 89.080

Neighborhood organizations, appeal by, 89.110 Neighborhood organizations, appeal to board, 89.100

Powers, 89.090, 89.100, exceptions for Kansas City, 89.090

Records, 89.080

Review of decisions of, 89.110

Board of zoning adjustment, powers, composition, 89.480

Building line regulations, establishment, 89.480 Building not permitted on streets not conforming to

plan, 89.470 Buildings, 89.020

### Commission

Appointment not required, when, 89.140

Appointment, duties, 89.070

Fourth class cities, compensation, 79.365

Conflict of law, which to prevail, 89.010, 89.400

Council, defined, planning law, 89.300

Definitions, planning law, 89.300

Districts, power to divide into, 89.030

Drug abuse treatment facility, notice to adjoining landowners required, Kansas City, 82.461

Foster homes, classified as single family residences, when, 89.020

Group homes, classification, standards, restrictions, 89,020

Halfway houses, restrictions on location of, 217.430 Hearing on plan. 89.360

Hearing, procedure, 89.050, 89.070

Housing projects, subject to local rules, 99.130

Improvements, how approved after adoption of plan, 89.380, 89.460

#### ZONING AND PLANNING, CITY - cont'd

Kansas City, substance abuse treatment facility, notice to adjoining landowners required, 82.461 Law applicable, 89.010

Legislative body to control, 89.050

Legislative body, powers, 89.020

Neighborhood organizations, appeal to board, 89.100

Notice of hearing on plan, 89.360

Outdoor advertising, restrictions, 71.288

Peripheral, third class (Over 25,000 Pop.), 89.144

### Plan

Adoption, procedure, 89.360

Authority to adopt and amend, 89.310

Contents, 89.340

Inspection by public in municipal clerk's office, when, 89.360

Major street, effect of adoption, 89.400, 89.460, 89.470

Preparation and purpose, 89.350

Zoning plan to conform to zoning law, 89.340

# Planning commission

Appointment, authority for, 89.310

Disapproval of improvements, how overruled,

Employees and professional services, expenditures, 89.330

Existing commission to constitute, 89.330

Functions, 89.390

Members, appointment, terms, vacancy, removal, 89.320

Officers, meetings, rules, records, 89.330

Outdoor advertising, restrictions, 71.288

Plats, effect of approval, 89.430

Plats, time allowed for approval, 89.420

Powers, 89.370

Reports and recommendations, 89.370

Streets and other improvements, approval required, 89.380, 89.460

Subdivision of land, to recommend regulations, 89.410

Subdivision plats, when submitted to, 89.400

### Plats of subdivisions

Effect of approval by planning commission, 89.430 Planning commission to approve, 89.420

Requirements for recording, 89.400, 89.440

Submitted to planning commission, when, 89.400

Unapproved, penalty for use in sale of land, 89.450

Powers and authority, 89.020

Purposes 89.040

Regional planning commissions, effect of creation on local commissions, 251.160

#### Regulations

Authority, duration, 89.140

Govern, when, 89.130

Power to enforce beyond lake shorelines, when, how, 89.020

Sale of land by use of unapproved plat may be vacated or enjoined, 89.450

Solid waste disposal, property outside city, subject to zoning ordinances, when, 260.209

#### ZONING AND PLANNING, CITY — cont'd

St. Louis, 89.210 to 89.250

Streets, defined, planning law, 89.300

Subdivision of land, regulations, 89.410

Subdivision, defined, planning law, 89.300

Substance abuse treatment facility, notice to adjoining landowners required, Kansas City, 82.461

Third class, peripheral (Over 25,000 Pop.), 89.144

## Towns and villages

Powers, 80.090

### Temporary township or county planning commission

Commission, master plan adoption procedure, ballot, 64.725

Election, adoption of township or county planning and zoning plan, 64.725

Members of elected township or county planning commission, terms, qualifications, petition, 64.725

Qualifications, appointment, expenses, 64.725

#### **Violations**

All cities, towns and villages in violations, civil fines and other actions authorized, 89.120

Municipal ordinance violations, 479.350 to 479.372

Municipalities in violation, misdemeanor, when, 89.490

Regulations, how enforced, 89.120

### ZONING AND PLANNING, COUNTY

- 1. General Provisions
- 2. Charter Counties
- 3. First Classification Counties
- 4. Second And Third Classification Counties
- 5. Alternative Form

#### 1. General Provisions

Airport, hazard areas and military airports zoning, certain counties may adopt, see AIRPORTS (CH.

Airports, compatible land use zoning, see AIRPORTS (CH. 305)

Alcohol and drug abuse treatment facilities, 89.143 Assistance by state office, 251.190

Civil action for violation of order, 89.491

County planning commission, election of members, 64.727

Group homes, classification, standards, restriction, 89.020

Halfway houses, restrictions on location, 217.430 Halfway houses, zoning restrictions, exceptions, procedure, 217.430

Lake district planning, 64.005, 64.007

Municipal ordinance violations, 479.350 to 479.372

Regional planning commissions, effect of creation on local commissions, 251.160

Regulations, power to enforce beyond lake shorelines, when, how, 89.020

64.725

Solid waste disposal, property outside county,

subject to zoning ordinances, when, 260.209 Temporary county township planning commission,

Township planning and zoning, 65.650 to 65.700

#### ZONING AND PLANNING, COUNTY - cont'd

#### 1. General Provisions — cont'd

#### 2. Charter Counties

Buildings, size, regulation of, 64.090

### **Exemptions**

Crops on lands for agriculture purposes, 64.090

Flood irrigation, defined, 64.090

Incorporated portions of counties, 64.090

Livestock, lands used for, 64.090

Ordinances adopted prior to March 4, 1991, 64.090

Public utility services, when, 64.090

Rice farming, temporary impoundments, defined, 64 090

Group homes, considered single family residences, when, 64.090

Land, regulation of use, 64.090

Mental health group homes, considered single

family residences, when, 64.090

Order, violation of, civil action authorized, 89.491

Planning commission, creation, 64.010

#### 3. First Classification Counties

Airport zoning, Greene County, see AIRPORTS Amendment of regulation, protest procedure, 64.140

Amendment of regulation, two-thirds vote of commission required to amend, 64.140

Amendment of regulation, two-thirds vote required to pass, 64.271

#### **Board**

Amendments of regulations and districts, report, duties, 64.271

District boundaries, report, hearings, 64.265

Employees, appointment, 64.225

Executive secretary, 64.225

Improvements, powers and duties, 64.235

Master plan, powers and duties, 64.231

Powers and duties, 64.225

Subdivision of land, duties, 64.245

#### Board of zoning adjustment

Appeals to and from, 64.281

Meetings, public, notice, records, 64.281

 $Members, terms, organization, \, 64.251, \, 64.281$ 

Powers and duties, 64.251, 64.281

Bond to secure improvements, 64.060

Bond to secure timely construction of

improvements, 64.241

Building and lot regulations, limitations, 64.255

Building line, regulations, 64.080

Building or setback lines on major highways,

regulations, 64.251

Buildings, size, regulation, 64.100, 64.110

Clay County planning and zoning commission,

rulemaking authority, 64.906

Complaints of violations, filing, 64.291

County commission, powers, 64.211

Director, appointment, compensation, duties,

64.225

Districts, amendment, procedure, 64.271

Districts, creation, regulations, 64.261, 64.265

#### ZONING AND PLANNING, COUNTY - cont'd

#### 3. First Classification Counties — cont'd

Districts, formation, 64.110

Employees, appointment, 64.291

Enforcement officer, appointment, duties, 64.150,

Halfway houses, restrictions on location, 217.430 Improvements, approval, 64.235

Judicial remedies available for violations, 64.160

Land, regulation of use, 64.100, 64.110

#### Limited use permits

Buildings, structures, land in specific districts, uses limited, 64.122

Contents, 64.122

Exceptions, retail and retail services, 64.122

Permissive use, not rezoning, 64.122

Master plan, contents, adoption, amendment, 64.231

Master plan, hearings, adoption, recording, 64.040; effect, 64.050

Nonconforming uses in residential areas,

elimination, 64.255

Permits to build or repair, how issued, 64.150

# Planning board

Rules of procedure, may adopt, 64.221

#### Planning board

Appeals from, 64.120

Approval of improvements, 64.050

Chairman, selection, 64.020

Creation by county commission, 64.211

Election, procedure to establish, 64.211

Expenditures, limitation, 64.030, 64.160

Members, appointment, term, expenses, 64.020, 64.215

Members, selection, terms, removal, expenses, 64.215

Powers, 64.030

Records, 64.030, 64.221

Regulations, amendment, 64.140

Report and zoning order, procedure, 64.110

Termination procedure, election, ballot form, 64.212

Plats, approval, 64.070

Protested amendments, vote required to pass, 64.271

Regulations supersede other laws and restrictions,

Regulations to govern, when, 64.130

Regulations, amendment, procedure, 64.271

Regulations, hearing and adoption, 64.060

Review of board's report by county commission, scope, 64.275

Special use permits, issuance, 64.281

# **Subdivision plats**

Approval, 64.225; vacation, recording, 64.245

Contents, adoption, amendment, 64.241

Not to be approved in county with emergency telephone or central dispatching services,

requirements to approve, 64.245

#### ZONING AND PLANNING, COUNTY - cont'd

# 3. First Classification Counties — cont'd

Subdivision plats — cont'd

Termination or continuation of program, procedure, 64.900

Unincorporated territory, division into districts, 64.100, 64.110

Violation, misdemeanor, civil remedies, 64.295 Violations, county planning law, misdemeanor, 64.160

Violations, to whom reported, 64.150

Zoning adjustment board may issue limited use permits, when, exceptions, 64.122

Zoning adjustment board, 64.080

Zoning adjustment, board, appeals to and from, 64.120

Zoning and planning, powers, 64.845, 64.885 Zoning commission, 64.110; regulations, amendment, 64.140

#### 4. Second And Third Classification Counties

Adoption of plan of regional commission, exceptions, 251.160

Airport, hazard areas and military airports zoning, certain counties may adopt, see AIRPORTS (CH. 305)

Airports, compatible land use zoning, see AIRPORTS (CH. 305)

Amendment of regulations, 64.670

Amendments, votes required to pass, 64.670

Bond to secure improvements, 64.580

Building lines, regulation, 64.600

Building restrictions, regulation, 64.620, 64.630

County commission to regulate setback lines, 64.600

County commission, election to terminate program, duties, 64.695

Creating, 64.530

Districts, formation, 64.630, 64.640

Election to adopt, 64.530

Employees and consultants, 64.540

Enforcement officer, appointment, 64.650

Enforcement officer, duties, 64.690

# **Exemptions**

Court rulings, when, 64.620

Flood irrigation, defined, 64.620

Incorporated portions of counties, 64.620

Livestock, lands used for, 64.620

Mining, underground, when, 64.620

Ordinances adopted prior to March 4, 1991, 64.620

Public utilities, interference, 64.620

Rice farming, temporary impoundments, defined, 64.620

Highway, setback lines, 64.600

Judicial remedies available for violations, 64.690

Lake authority, powers, 67.788

Land, regulation of use, 64.620, 64.630; change

from plan, 64.645

Master plan, effect, 64.570

Master plan, hearings, adoption, recording, 64.550

# ZONING AND PLANNING, COUNTY — cont'd

# 4. Second And Third Classification Counties —

Military bases, planning and zoning for surrounding area permitted, when, airport hazard area zoning regulations, (Johnson County), 41.655
Permits to build or repair, 64.650

Dlan

Adoption, procedure, 64.640

Change in land use, procedure, 64.645

May adopt, extend or amend, 64.510

Termination, election on, 64.695

# Planning commission

Approval of improvements, 64.570

Chairman, selection, 64.520

Creation, 64.510

Expenditures, limitation, 64.540

Expenses, 64.520

Fees for services, may charge, third class

counties, 64.540

Master plan, overruled, when, 64.570

Members, appointment, term, expenses, 64.520

Powers, 64.540

Records, 64.540

Regulations, amendments, 64.670

Report and zoning order, procedure, 64.640

Plats, approval, 64.590

Protested amendments, procedure, 64.670

Regulations to govern, when, 64.680

Regulations, hearing, adoption, 64.580

See also COUNTIES, TOWNSHIP

ORGANIZATION (CH. 65)

Strip mining, not affected, when, 64.560

Termination of program, election on, 64.695

Unincorporated territory, division into districts, 64.630, 64.640

Variances in undue hardship cases, 64.660

# Zoning adjustment, board of

Appeals to and from, 64.660

Appointment, term, expenses, 64.660

Building lines, regulation, duties, 64.610

Meetings, powers and duties, records, 64.660

Members, qualifications, organization, 64.660

Zoning commission, 64.640; regulations,

amendments, 64.670

#### 5. Alternative Form

Agricultural crops, pasture, orchards, effect of law upon, 64.890

Airport, hazard areas and military airports zoning, certain counties may adopt, see AIRPORTS (CH. 305)

Airports, compatible land use zoning, see AIRPORTS (CH. 305)

Appeals to board of zoning adjustment, 64.870 Board of adjustment, powers and duties, how

constituted, 64.840 Building or setback lines on major highways, regulation, 64.835, 64.840

Commercial structures permitted where, 64.890

Construction of law, 64.890

### ZONING AND PLANNING, COUNTY - cont'd

#### 5. Alternative Form — cont'd

Election on proposal to establish, ballots, 64.800, 64.845, 64.885

Enjoining and abatement of violations, 64.895

#### **Exemptions**

Court rulings, when, 64.890

Flood irrigation, defined, 64.890

Incorporated portions of county, 64.890

Livestock, lands used for, 64.890

Mining, underground, 64.890

Ordinances adopted prior to March 4, 1991, 64.890

Public utilities, interference, 64.890

Rice farming, temporary impoundments, defined,

Existing uses, effect of law upon, 64.890

Farm buildings and structures, effect of law upon, 64.890

First classification counties, Clay County, Cass County, adoption by ordinance, 64.905

Improvements, proposed, approval required, waived or overruled, when, 64.820

Inspection of buildings and remedying of violations, 64.895

Land, use, change from plan, 64.863

Law, alternative to other, 64.905

Law, if adopted, supersedes other law, 64.905

Mining, law not to affect, 64.890

### Municipalities

Plats of subdivisions, powers, 64.830 Public improvements, powers, 64.820

Zoning order, powers, 64.860

Permits to alter, construct or repair buildings required, when, 64.865

Petition for election on proposal to terminate program, 64.900

## Plan

Adoption and amendment, procedure, 64.815 Change in land use, procedure, 64.863

Copies, filing, 64.815

Purpose and scope, preparation, 64.815

# Planning commission

Creation, 64.800

Employees and consultants, 64.810

Expenditures limited, 64.810

Fees for services, may charge, third and fourth class counties, 64.810

Improvements, approval required, may be waived or overruled, 64.820

Members, selection, term, expenses, 64.805

Plats of subdivisions, approval, 64.830

Powers and duties, 64.810 to 64.830

Records, public, 64.810

Subdivision regulations, powers and duties, 64.825

Zoning, duties, 64.860

Plats of subdivisions, approval required, 64.830 Public utilities, effect of law upon, 64.890

#### ZONING AND PLANNING, COUNTY - cont'd

#### 5. Alternative Form — cont'd

Second class counties becoming first class effect of law, 64.905

Subdividing or land use violations, penalty, 64.895 Subdivision plats, zoning and planning, approval required, 64.830

Subdivision regulations, scope, adoption or amendment, procedure, 64.825

Termination or continuation of program, procedure, 64.900

Violations, penalty, injunction, 64.895

#### Zoning

Amendment, votes required to pass, 64.875 Commission, how constituted, powers and duties, 64.860

Districts, division of county into, plan, 64.855, 64.860

Officer, enforcement of plan, powers, 64.865

Order, hearings, notice, adoption, 64.860

Powers of county commission, 64.850

Protest by municipalities, against order, filing, effect, 64.860

Protest to amendments, procedure, 64.875

Regulations and districts, how amended, 64.875

Regulations supersede other statutes, orders, deeds, when, 64.880

Regulations, 64.855, 64.860

Zoning adjustment, board of, appointment, terms, powers and duties, 64.870

#### zoo

See ZOOLOGICAL PARKS

## **ZOOLOGICAL PARKS**

\* See also METROPOLITAN PARK AND MUSEUM DISTRICT

Admission fees, exempt from sales tax, when, 144.030

Employees' and officers' pensions, city of more than 450,000, 95.540

Kansas City zoological district, 184.500 to 184.512

# Metropolitan zoological park and museum district

Commissioners, appointment, terms, qualifications, removal, 184.358

Commissioners, nonvoting advisory members, appointment, terms, 184.358

Dissolution of zoological subdistrict, 184.355

Fund, collections, deposits, disbursals, 184.356

Operating costs, limitation, how paid, 184.356

Powers, property vested in, obligations assumed, 184.360

Services to be provided by district, 184.356 Tax increase, election, procedure, ballot form, 184.357

Zoological subdistrict, defined, 184.352

Offenses against animals, exemption, 578.007

Sales tax exemption, when, 144.030

St. Louis, authority to levy tax for, 92.020

St. Louis, generally, 90.640 to 90.650

#### ZOOLOGICAL PARKS - cont'd

#### Zoo district, Springfield

Area outside city may petition to join, election, ballot form, 184.600
Ballot forms, to adopt district or to join district, 184.600

#### Board

Appointment, terms, qualification, 184.602
Area outside city joining district to have representation on board, number, how determined, county clerk, duties, 184.602
Officers, 184.602
Rules and regulations, authority to promulgate, 184.602

Vacancy, how filled, 184.602

#### **Bond issues**

Conversion of bond into regular bond, procedure, 184.618

Coupon form authorized, 184.616 Form and content, 184.616

Interest rate, 184.616

Payable, when, 184.616

Refunding bonds, authority to issue, funding for payment, 184.620

Sales, not to be sold for less than par, 184.616

Tax levy requirements, 184.614

Boundaries, how set, 184.600

City to convey existing public zoo to district, conditional, 184.606

Damages to district's property, city and county may enact penalty ordinances, 184.622

# Dissolution

Assets, distribution, property donated by city to revert to city, 184.610

City property donated to district to revert, 184.610

Cost of election, how paid, 184.610

Procedure, ballot for, 184.610

Fee, right to charge, 184.606

Funds, purpose for use, 184.606

 $In debtedness, additional\ amount\ authorized,\ tax$ 

levy, election, ballot form, 184.616

Penalty ordinances may be enacted by city and county for injury to district's property, 184.622

Petition to establish, required, 184.600

Powers of district, generally, 184.606

Procedure to establish, 184.600

Staff, authority to employ, 184.606

#### Tax

Additional indebtedness, authorized tax levy, 184.614

Bond funding, additional indebtedness, tax levy, election, ballot form, 184.614

Bond funding, additional indebtedness, voter approval, amount, 184.612

Collection of taxes, procedure, 184.608

Increase levy, rate, ballot form, resubmission, when, 184.604