

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for House Bill No. 2216, Page 1, Section 37.717, Line 2, by  
2 deleting the phrase "department of social services" and inserting in lieu thereof the phrase  
3 "children's division"; and  
4

5 Further amend said bill, page, and section, Line 3, by deleting said line and inserting in lieu thereof  
6 the following:  
7

8 "served by the children's division and the safety of such division's employees."; and  
9

10 Further amend said bill and section, Page 2, Line 13, by deleting the phrase "department of social  
11 services" and inserting in lieu thereof the phrase "office of child advocate"; and  
12

13 Further amend said bill, Pages 4-6, Section 135.341, Lines 1-77, by deleting said section and lines  
14 from the bill; and  
15

16 Further amend said bill, Pages 13-14, Section 160.261, Lines 167-174, by deleting said lines and  
17 inserting in lieu thereof the following:  
18

19 "~~employee.~~

20 ~~12.]~~ 11. Upon receipt of any reports of child abuse by the children's division [~~other than~~  
21 ~~reports provided under subsection 11 of this section~~], pursuant to sections 210.110 to 210.165 which  
22 allegedly involve personnel of a school district, the children's division shall notify the  
23 superintendent of schools of the district or, if the person named in the alleged incident is the  
24 superintendent of schools, the president of the school board of the school district where the alleged  
25 incident occurred.

26 [~~13. If, after an initial investigation, the superintendent of schools or the president of the~~];  
27 and  
28

29 Further amend said bill and section, Page 15, Line 235, by deleting the number "11." and inserting  
30 in lieu thereof the number "12."; and  
31

32 Further amend said bill, Pages 15-16, Section 191.737, Lines 1-27, by deleting said section and lines  
33 and inserting in lieu thereof the following:  
34

35 "193.075. 1. The forms of certificates and reports required by sections 193.005 to 193.325  
36 or by regulations adopted hereunder shall include as a minimum the items recommended by the

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1 federal agency responsible for national vital statistics.

2 2. Each certificate, report, and other document required by sections 193.005 to 193.325 shall  
3 be on a form or in a format prescribed by the state registrar.

4 3. All vital records shall contain the date received for registration.

5 4. Information required in certificates or reports authorized by sections 193.005 to 193.325  
6 may be filed and registered by photographic, electronic, or other means as prescribed by the state  
7 registrar.

8 5. In addition to other personal data required by the registrar to be entered on a birth  
9 certificate, each parent shall furnish to the registrar the Social Security account number, or numbers  
10 if applicable, issued to the parent unless the registrar finds good cause for not requiring the  
11 furnishing of such number or numbers. Good cause shall be determined in accordance with  
12 regulations established by the Secretary of the United States Department of Health and Human  
13 Services. The registrar shall make numbers furnished under this section available to the family  
14 support division and the children's division of the department of social services. Such numbers shall  
15 not be recorded on the birth certificate. The family support division shall not use any Social  
16 Security number furnished under the section for any purpose other than for the establishment and  
17 enforcement of child support obligations, and the confidentiality provisions and penalties contained  
18 in section 454.440 shall apply. The children's division shall not use any Social Security number  
19 furnished under this section for any purpose other than providing access to social services or  
20 verifying the identity of a parent of a child whose birth record information is provided under section  
21 210.156 and the confidentiality provisions of section 210.156 shall apply. Nothing in this section  
22 shall be construed to prohibit the department of health and senior services from using Social  
23 Security numbers for statistical purposes."; and  
24

25 Further amend said bill, Page 23, Section 208.151, Line 181, by inserting after the number  
26 "167.020" the following:

27  
28 "in accordance with eligibility requirements provided under section 208.158"; and  
29

30 Further amend said bill and section, Page 24, Line 232, by inserting after said line the following:

31  
32 "7. For purposes of subdivision (26) of subsection 1 of this section, the division shall pursue  
33 all necessary waivers from the federal government to implement such subdivision."; and  
34

35 Further amend said bill, Page 26, Section 210.109, Line 5, by deleting the word "if" and inserting in  
36 lieu thereof the word "as"; and  
37

38 Further amend said bill, page, and section, Line 12, by deleting the phrase "of persons who are  
39 ineligible for child placements"; and  
40

41 Further amend said bill, page, and section, Line 25, by deleting the first instance of the word "and"  
42 and inserting in lieu thereof the words "[and] or"; and  
43

44 Further amend said bill and section, Page 27, Lines 46-47, by deleting the phrase "conducting  
45 regular oversight as required under section 210.112" and inserting in lieu thereof the phrase "case  
46 reviews conducted by the response and evaluation team as outlined in section 210.112"; and  
47

48 Further amend said bill, Page 28, Section 210.110, Lines 42-49, by deleting said lines and inserting  
49 in lieu thereof the following:

1  
2           "(5) "Children's services providers and agencies", any public, quasi-public, or private"; and  
3  
4 Further amend said bill and section, Page 29, Lines 69-72, by deleting said lines and inserting in lieu  
5 thereof the following:

6           "~~(10)~~ (11) "Investigation", the collection of physical and verbal evidence to determine";  
7  
8 and

9  
10 Further amend said bill and section, Pages 29-30, Lines 91-93, by deleting said lines and inserting in  
11 lieu thereof the following:

12           "~~(16)~~ (17) "Those responsible for the care, custody, and control of the child", includes,";  
13  
14 and

15  
16 Further amend said bill and section, Pages 28-30, by renumbering all subdivisions accordingly; and

17  
18 Further amend said bill, Page 30, Section 210.112, Line 10, by deleting the phrase "as detailed in  
19 each child's CAP"; and

20  
21 Further amend said bill, page, and section, Line 11, by deleting the word "robust"; and

22  
23 Further amend said bill, page, and section, Lines 16-17, by deleting the phrase "including, but not  
24 limited to, the federal Family First Prevention Services Act"; and

25  
26 Further amend said bill and section, Page 31, Line 25, by deleting said line and inserting in lieu  
27 thereof the words "(6) All service providers"; and

28  
29 Further amend said bill and section, Pages 31-32, Lines 28-87, by deleting said lines and inserting in  
30 lieu thereof the following:

31           "2. (1) In conjunction with the response and evaluation team established under subsection 4  
32 of this section, as well as other individuals the division deems appropriate, the division shall  
33 establish an evaluation tool that complies with state and federal guidelines."; and

34  
35  
36 Further amend said bill and section, Page 32, Line 88, by deleting the words "fidelity to"; and

37  
38 Further amend said bill, page, and section, Line 94, by deleting the number "4" and inserting in lieu  
39 thereof the number "3"; and

40  
41 Further amend said bill and section, Page 33, Lines 102-103, by deleting said lines; and

42  
43 Further amend said bill, page, and section, Line 104, by deleting the number "(6)" and inserting in  
44 lieu thereof the number "(5)"; and

45  
46 Further amend said bill, page, and section, Lines 107-119, by deleting said lines and inserting in lieu  
47 thereof the following:

48  
49           "3. The division shall create a response and evaluation team. Membership of the team shall

1 be composed of five staff members from the division with experience in foster care appointed by the  
 2 director of the division; five representatives, one from each contract region for foster care case  
 3 management contracts under subsection 5 of this section, who shall be annually rotated among  
 4 contractors in each region, which shall appoint the agency; two experts working in either research or  
 5 higher education on issues relating to child welfare and foster care appointed by the director of the  
 6 division and who shall be actively working for either an academic institution or policy foundation;  
 7 one juvenile officer or a Missouri juvenile justice director to be appointed by the Missouri juvenile  
 8 justice association; and one juvenile or family court judge appointed by the supreme court. The  
 9 division shall provide the necessary staffing for the team's operations. All members shall be  
 10 appointed, and the team shall meet for the first time before January 1, 2021. The team shall:"; and

11  
 12 Further amend said bill, page, and section, Lines 127-128, by deleting said lines and inserting in lieu  
 13 thereof the following:

14  
 15 "(c) Review and recommend any structure for incentives or other reimbursement strategies  
 16 under subsection 7 of this section;"; and

17  
 18 Further amend said bill, page, and section, Line 129, by inserting immediately after the word  
 19 "evaluations" the following:

20  
 21 "of cases managed by the division and children service providers contracted with the state to  
 22 provide foster care case management services,"; and

23  
 24 Further amend said bill and section, Page 34, Lines 133-136, by deleting said lines and inserting in  
 25 lieu thereof the following:

26  
 27 "(3) Develop a system for reviewing and working with providers identified under  
 28 subdivision (2) of this subsection or providers who request such assistance from the division, who  
 29 show signs of performance weakness to ensure technical assistance and other services are offered to  
 30 assist the providers in achieving successful outcomes for their cases."; and

31  
 32 Further amend said bill, page, and section, Line 137, by deleting the number "5." and inserting in  
 33 lieu thereof the number "4."; and

34  
 35 Further amend said bill, page, and section, Lines 146-148, by deleting said lines and inserting in lieu  
 36 thereof the following:

37  
 38 "(1) A proven record of providing child welfare services within the state of Missouri which  
 39 shall be consistent with the federal standards, but not less than the standards and policies used by the  
 40 children's division as of January 1, 2004; and"; and

41  
 42 Further amend said bill, page, and section, Lines 158-159, by deleting the phrase "if such funding is  
 43 in the best interests of Missouri children"; and

44  
 45 Further amend said bill and section, Page 37, Lines 252-275, by deleting said lines and inserting in  
 46 lieu thereof the following:

47  
 48 "and agencies request to have included in the report].

49 [&.] 5. The division shall accept as prima facie evidence of completion of the requirements

1 for licensure under sections 210.481 to 210.511 proof that an agency is accredited by any of the  
 2 following nationally recognized bodies: the Council on Accreditation of Services, Children and  
 3 Families, Inc.; the Joint Commission on Accreditation of Hospitals; or the Commission on  
 4 Accreditation of Rehabilitation Facilities. [~~The division shall not require any further evidence of  
 5 qualification for licensure if such proof of voluntary accreditation is submitted.~~]; and  
 6

7 Further amend said bill and section, page 38, Line 276, by deleting the number "7." and inserting in  
 8 lieu thereof the number "6."; and  
 9

10 Further amend said bill, page, and section, Lines 284-286, by deleting said lines and inserting in lieu  
 11 thereof the following:  
 12

13 "under subsection 3 of this section shall review a formula to distribute such payments, as  
 14 recommended by the division."; and  
 15

16 Further amend said bill, page, and section, Lines 287-291, by deleting said lines and inserting in lieu  
 17 thereof the following:  
 18

19 "7. The division shall consider"; and  
 20

21 Further amend said bill, page, and section, Line 292, by deleting the words "served, including" and  
 22 inserting in lieu thereof the phrase "served including, but not limited to, placing the agency on a  
 23 corrective plan,"; and  
 24

25 Further amend said bill, page, and section, Line 296, by deleting the number "9." and inserting in  
 26 lieu thereof the numbers "[~~9.~~] 8."; and  
 27

28 Further amend said bill, Page 39, Section 210.118, Lines 12-14, by deleting said lines and inserting  
 29 in lieu thereof the following:  
 30

31 "(~~3~~) A crime under section] 568.020, 568.030, 568.045, 568.050, 568.060, 568.065,  
 32 568.080, 568.090, [~~573.023, 573.025, 573.035, 573.037,~~] 573.040, [~~573.200, or 573.205~~] or 568.175  
 33 in which a child was a victim or any offense under"; and  
 34

35 Further amend said bill, Page 40, Line 10, by inserting after all of said section and line the  
 36 following:  
 37

38 "210.123. 1. As used in this section, the following terms and phrases mean:

39 (1) "Relative", as that term is defined in section 210.565. Such relative shall be an adult;

40 (2) "Temporary alternative placement agreement", a voluntary agreement between the  
 41 division, a relative of the child, and the parent or guardian of the child to provide a temporary, out of  
 42 home placement for a child if the parent or guardian is temporarily unable to provide care or support  
 43 for the child and the child is not in imminent danger of death or serious bodily injury, or being  
 44 sexually abused such that the division determines that a referral to the juvenile office with a  
 45 recommendation to file a petition or to remove the child is not appropriate. The agreement shall be  
 46 reduced to writing within three business days. The written agreement shall be signed by the parent  
 47 or guardian, the relative, and the authorized representative of the division. A temporary alternative  
 48 placement agreement shall be valid for no more than ninety days. If the agreement shall be  
 49 extended beyond ninety days, then, before the expiration of the ninety-day period, the division shall

1 send a referral to the juvenile officer to make a determination whether to file a petition, to set the  
 2 matter for a preliminary child welfare hearing, or to take other appropriate action as the juvenile  
 3 officer deems necessary. The temporary alternative placement agreement shall include:

4 (a) A plan for return of the child to the child's parent or legal guardian within the time  
 5 specified under the agreement, or diligent implementation of an alternative, legal arrangement for  
 6 the safe care, custody, and control of the child including, but not limited to, execution of a power of  
 7 attorney under section 475.602, an affidavit for relative caretaker under section 431.058, legal  
 8 guardianship, the entry of an order of child protection, or entry of temporary or permanent legal  
 9 custody arrangements by a court of competent jurisdiction;

10 (b) A requirement that the parties cooperate with the division and participate in all services  
 11 offered by the division;

12 (c) A notice to all parties that the division will notify the juvenile officer that a temporary  
 13 alternative placement agreement has been implemented, that a copy of the agreement will be  
 14 provided to the juvenile officer, that the temporary alternative placement agreement is not binding  
 15 on the juvenile officer, and the division retains the authority to refer the case to the juvenile officer  
 16 with a recommendation for further action at any time;

17 (d) Identifying the behaviorally specific changes that the parent or guardian of the child shall  
 18 make to ensure that the child's safety and welfare can be assured before the child is returned to the  
 19 home;

20 (e) Identifying the services that the division shall offer the parents and the child to address  
 21 the reasons the child is being placed out of the home;

22 (f) Requiring that the child reside in the state of Missouri for the duration of the agreement;  
 23 and

24 (g) That the agreement is voluntary and that the parent or guardian may withdraw from the  
 25 agreement upon five days' written notice.

26 2. As provided in this section, the division may enter into a temporary alternative placement  
 27 agreement with parents and legal guardians of a minor child who cannot safely remain in the child's  
 28 home on a temporary basis. The purpose of such agreement is to mitigate trauma to the child and to  
 29 enable the division to make reasonable efforts to assure the safety of a child in a placement familiar  
 30 to the child, and to give the child and the child's family an opportunity to develop and implement a  
 31 plan to assure the stability and well-being of the child in the short term. The child shall reside in the  
 32 state of Missouri for the duration of the temporary alternative placement agreement unless the child  
 33 requires medical treatment in another state that is not reasonably available within the state of  
 34 Missouri.

35 3. (1) The division shall conduct a walk-through of the relative's home where the child will  
 36 be staying and conduct a background check of the relative and any adult household member before  
 37 determining whether the relative is suitable.

38 (2) The background check shall include a check of the central registry, the sexual offender  
 39 registry, the department of social services's family care safety registry, and the records of the  
 40 division to determine if circumstances exist that indicate the child shall not be safe if placed in the  
 41 home. The division may, in its discretion, follow up with a fingerprint based criminal background  
 42 check.

43 (3) The suitable relative shall be a resident of the state of Missouri and shall remain a  
 44 resident of the state of Missouri for the duration of the agreement.

45 4. (1) The division may only enter into a temporary alternative placement agreement if:

46 (a) The child cannot remain safely in the home of the child's parent or legal guardian;

47 (b) It is not apparent that the child is otherwise in imminent danger of death, serious  
 48 physical injury, or being sexually abused such that an immediate referral to the juvenile officer with  
 49 a recommendation to remove the child and initiate juvenile court proceedings is appropriate;

1 (c) There is a relative who is ready, willing, and able to provide safe care for the child on a  
2 temporary basis;

3 (d) The division has reasonably available services for the child and family to support and  
4 supervise the implementation of the agreement;

5 (e) The child's parent or legal guardian voluntarily enters into the agreement; and

6 (f) The child's parent or legal guardian executes all necessary documents and consents to  
7 implement the agreement.

8 (2) The fact that the parent or legal guardian has been advised that the division or juvenile  
9 officer may take additional action within his or her authority under law shall not constitute a basis  
10 for claiming that the parent or legal guardian's agreement is not voluntary or was coerced.

11 (3) The parent or guardian shall give at least five days' written notice of intent to terminate  
12 the agreement to the division and the relative placement provider. The agreement shall remain in  
13 effect until the termination of the agreement is effective.

14 5. (1) The relative shall have the authority to make the day-to-day decisions for the care of  
15 the child during the agreement as provided in the agreement and shall further have the authority to  
16 make educational and medical decisions for the child as provided in this section.

17 (2) The relative shall not have the authority to authorize end-of-life care, authorize the child  
18 to have an abortion, or initiate treatment for gender dysphoria.

19 (3) The relative shall consult with the child's parents, legal guardian, and the division before  
20 making decisions pertaining to the child other than routine, day-to-day decisions necessary to care  
21 for the child.

22 (4) The division shall provide a notice to the relative on a form promulgated by the division  
23 for use in notifying schools, medical care providers, and others that the suitable relative or adult has  
24 the temporary authority to make these decisions. Individuals and institutions, including schools and  
25 medical care providers, acting upon the authority of such notice shall be immune from liability for  
26 acting upon the authority as set forth in the letter.

27 6. (1) The division shall closely monitor, track, and document the implementation of the  
28 provisions of the temporary alternative placement agreement for the duration of the agreement.

29 (2) The division shall have personal contact with the child as may be appropriate to ensure  
30 that the temporary alternative placement agreement is being safely implemented, but in no event less  
31 than two times each month. At least one personal contact with the child shall be in the child's  
32 alternative placement.

33 (3) The division shall schedule a team decision making meeting within ten days of the  
34 execution of a temporary alternative placement agreement and at least once every month thereafter  
35 for the duration of the agreement.

36 (4) Within ten days of the execution of a temporary alternative placement agreement, the  
37 division shall open a family centered services case and keep the case open for the duration of the  
38 agreement.

39 (5) No later than ten days before the termination of the temporary alternative placement  
40 agreement, the division shall submit a written report to the juvenile office. The divisions shall  
41 provide a copy of the report to the placement provider and the child's parent or guardian. The report  
42 shall include a copy of the agreement, a specific description of the steps taken to complete the  
43 agreement, and a recommendation to the juvenile officer about whether further action may be  
44 necessary.

45 7. If the parent or guardian does not agree to the temporary alternative placement  
46 agreement, the division shall refer the matter to the juvenile officer for appropriate action as  
47 determined by the juvenile officer.

48 8. All parties to the temporary alternative care agreement shall exercise diligent efforts to  
49 implement the agreement. The suitable adult or suitable relative and the parents or guardians shall

1 fully cooperate with the division.

2 9. If the division determines that the goals of the temporary alternative placement agreement  
3 are not accomplished within the time period specified in the agreement and the safety or wellbeing  
4 of the child cannot be assured if the child were to return home, the division shall refer the case to the  
5 juvenile officer.

6 10. A temporary alternative placement agreement may be executed in conjunction with the  
7 informal adjustment process through the juvenile office.

8 11. The juvenile officer shall not be bound by the terms of a temporary alternative placement  
9 agreement, unless the juvenile officer is a signatory to the agreement, and the juvenile officer may  
10 exercise discretion to take appropriate action within the juvenile officer's authority under law.  
11 However, the juvenile officer shall take into consideration the provisions of and the implementation  
12 of the agreement when taking action under such authority.

13 12. The division shall promulgate regulations to implement the provisions of this section.  
14 This section shall not be effective until the regulations are promulgated."; and

15  
16 Further amend said bill, Page 41, Section 210.145, Lines 21-22, by deleting said lines and inserting  
17 in lieu thereof the following:

18  
19 "(f) The name and address of the person making the report, the person's occupation"; and

20  
21 Further amend said bill, page, and section, Line 23, by inserting after the word "reached" the  
22 following:

23  
24 ". However, the division shall advise any person making a report of child abuse or neglect  
25 that such report may be made anonymously"; and

26  
27 Further amend said bill, page, and section, Line 24, by deleting the letter "(h)" and inserting in lieu  
28 thereof the letter "(g)"; and

29  
30 Further amend said bill and section, Page 42, Lines 38-57, by deleting said lines; and

31  
32 Further amend said bill, page, and section, Line 58, by deleting the numbers "~~[3-]~~ 4." and inserting  
33 in lieu thereof the number "3."; and

34  
35 Further amend said bill and section, Page 43, Line 72, by deleting the numbers "~~[4-]~~ 5." and  
36 inserting in lieu thereof the number "4."; and

37  
38 Further amend said bill, page, and section, Line 79, by deleting said line and inserting in lieu thereof  
39 the following:

40  
41 "information or records as may be contained in the division's information system.

42 [~~6. When the~~]; and

43  
44 Further amend said bill, page, and section, Line 86, by inserting after the number "~~7.]~~" the number  
45 "5."; and

46  
47 Further amend said bill, page, and section, Line 93, by deleting the number "7." and inserting in lieu  
48 thereof the number "6."; and

49



1 Further amend said bill and section, Page 44, Line 128, by inserting after said line the following:

2  
3 "7. In conjunction with completing the risk assessment, division staff shall recommend one  
4 of the following:

5 (1) No action. No action shall be recommended if there are no signs of abuse or neglect  
6 warranting further involvement; however, such cases shall be recorded and maintained in  
7 accordance with section 210.152 for any later reports or changes;

8 (2) Services recommended. Services shall be utilized if there is no immediate safety  
9 concern but the family may benefit from services to assist with stability;

10 (3) Temporary alternative placement agreement as defined in section 210.123; or

11 (4) Referral to the juvenile office. The division shall make referrals to the juvenile office  
12 either for a preliminary child welfare hearing or for removal of children from a home where safety  
13 cannot be assured."; and

14  
15 Further amend said bill and section, Page 45, Line 152, by inserting after said line the following:

16  
17 "11. The division shall promulgate a standardized format for recording and documenting  
18 case plans as required by 42 U.S.C. 675(1). The division and any children service provider of case  
19 management services shall use this format when providing services to children in alternative care or  
20 when a family-centered case is opened. Such case plan shall be developed within sixty days of the  
21 alternative care or family-centered case being opened but may be updated as necessary. The case  
22 plan shall be developed in consultation with any parents, guardians, parents' attorneys, the juvenile  
23 officer, guardian ad litem, current foster parent, and, when appropriate, the child and the trusted  
24 adults selected by the child."; and

25  
26 Further amend said bill, page, and section, Line 153, by deleting the numbers "~~11.~~ 11." and  
27 inserting in lieu thereof the number "12."; and

28  
29 Further amend said bill, page, and section, Line 154, by inserting immediately after the word  
30 "child," the following:

31  
32 " the division shall conduct a review to determine whether the calls meet the criteria and  
33 statutory definition for the child abuse or neglect report to be accepted. In conducting the review,";  
34 and

35  
36 Further amend said bill and section, Page 46, Line 199, by deleting the phrase "and prepare a CAP  
37 and social service plan"; and

38  
39 Further amend said bill and section, Pages 45-49, by renumbering subsequent subsections  
40 accordingly; and

41  
42 Further amend said bill, Page 49, Section 210.147, Lines 1-21, by deleting said section and lines and  
43 inserting in lieu thereof the following:

44  
45 "210.150. 1. The children's division shall ensure the confidentiality of all reports and  
46 records made pursuant to sections 210.109 to 210.183 and maintained by the division, its local  
47 offices, the central registry, and other appropriate persons, officials, and institutions pursuant to  
48 sections 210.109 to 210.183. To protect the rights of the family and the child named in the report as  
49 a victim, the children's division shall establish guidelines which will ensure that any disclosure of

1 information concerning the abuse and neglect involving that child is made only to persons or  
2 agencies that have a right to such information. The division may require persons to make written  
3 requests for access to records maintained by the division. The division shall only release  
4 information to persons who have a right to such information. The division shall notify persons  
5 receiving information pursuant to subdivisions (2), (7), (8) and (9) of subsection 2 of this section of  
6 the purpose for which the information is released and of the penalties for unauthorized  
7 dissemination of information. Such information shall be used only for the purpose for which the  
8 information is released.

9 2. Only the following persons shall have access to investigation records contained in the  
10 central registry:

11 (1) Appropriate federal, state or local criminal justice agency personnel, or any agent of  
12 such entity, with a need for such information under the law to protect children from abuse or  
13 neglect;

14 (2) A physician or a designated agent who reasonably believes that the child being  
15 examined may be abused or neglected;

16 (3) Appropriate staff of the division and of its local offices, including interdisciplinary teams  
17 which are formed to assist the division in investigation, evaluation and treatment of child abuse and  
18 neglect cases or a multidisciplinary provider of professional treatment services for a child referred to  
19 the provider;

20 (4) Any child named in the report as a victim, or a legal representative, or the parent, if not  
21 the alleged perpetrator, or guardian of such person when such person is a minor, or is mentally ill or  
22 otherwise incompetent, but the names of reporters shall not be furnished to persons in this category.  
23 Prior to the release of any identifying information, the division shall determine if the release of such  
24 identifying information may place a person's life or safety in danger. If the division makes the  
25 determination that a person's life or safety may be in danger, the identifying information shall not be  
26 released. The division shall provide a method for confirming or certifying that a designee is acting  
27 on behalf of a subject;

28 (5) Any alleged perpetrator named in the report, but the names of reporters shall not be  
29 furnished to persons in this category. Prior to the release of any identifying information, the division  
30 shall determine if the release of such identifying information may place a person's life or safety in  
31 danger. If the division makes the determination that a person's life or safety may be in danger, the  
32 identifying information shall not be released. However, the investigation reports will not be  
33 released to any alleged perpetrator with pending criminal charges arising out of the facts and  
34 circumstances named in the investigation records until an indictment is returned or an information  
35 filed;

36 (6) A grand jury, juvenile officer, prosecuting attorney, law enforcement officer involved in  
37 the investigation of child abuse or neglect, juvenile court or other court conducting abuse or neglect  
38 or child protective proceedings or child custody proceedings, and other federal, state and local  
39 government entities, or any agent of such entity, with a need for such information in order to carry  
40 out its responsibilities under the law to protect children from abuse or neglect;

41 (7) Any person engaged in a bona fide research purpose, with the permission of the director;  
42 provided, however, that no information identifying the child named in the report as a victim or the  
43 reporters shall be made available to the researcher, unless the identifying information is essential to  
44 the research or evaluation and the child named in the report as a victim or, if the child is less than  
45 eighteen years of age, through the child's parent, or guardian provides written permission;

46 (8) Any child-care facility; child-placing agency; residential-care facility, including group  
47 homes; juvenile courts; public or private elementary schools; public or private secondary schools; or  
48 any other public or private agency exercising temporary supervision over a child or providing or  
49 having care or custody of a child who may request an examination of the central registry from the

1 division for all employees and volunteers or prospective employees and volunteers, who do or will  
 2 provide services or care to children. Any agency or business recognized by the division or business  
 3 which provides training and places or recommends people for employment or for volunteers in  
 4 positions where they will provide services or care to children may request the division to provide an  
 5 examination of the central registry. Such agency or business shall provide verification of its status  
 6 as a recognized agency. Requests for examinations shall be made to the division director or the  
 7 director's designee in writing by the chief administrative officer of the above homes, centers, public  
 8 and private elementary schools, public and private secondary schools, agencies, or courts. The  
 9 division shall respond in writing to that officer. The response shall include information pertaining to  
 10 the nature and disposition of any report or reports of abuse or neglect revealed by the examination of  
 11 the central registry. This response shall not include any identifying information regarding any  
 12 person other than the alleged perpetrator of the abuse or neglect;

13 (9) Any parent or legal guardian who inquires about a child abuse or neglect report  
 14 involving a specific person or child-care facility who does or may provide services or care to a child  
 15 of the person requesting the information. Request for examinations shall be made to the division  
 16 director or the director's designee, in writing, by the parent or legal guardian of the child and shall  
 17 be accompanied with a signed and notarized release form from the person who does or may provide  
 18 care or services to the child. The notarized release form shall include the full name, date of birth  
 19 and Social Security number of the person who does or may provide care or services to a child. The  
 20 response shall include information pertaining to the nature and disposition of any report or reports of  
 21 abuse or neglect revealed by the examination of the central registry. This response shall not include  
 22 any identifying information regarding any person other than the alleged perpetrator of the abuse or  
 23 neglect. The response shall be given within ten working days of the time it was received by the  
 24 division;

25 (10) Any person who inquires about a child abuse or neglect report involving a specific  
 26 child-care facility, child-placing agency, residential-care facility, public and private elementary  
 27 schools, public and private secondary schools, juvenile court or other state agency. The information  
 28 available to these persons is limited to the nature and disposition of any report contained in the  
 29 central registry and shall not include any identifying information pertaining to any person mentioned  
 30 in the report;

31 (11) Any state agency acting pursuant to statutes regarding a license of any person,  
 32 institution, or agency which provides care for or services to children;

33 (12) Any child fatality review panel established pursuant to section 210.192 or any state  
 34 child fatality review panel established pursuant to section 210.195;

35 (13) Any person who is a tenure-track or full-time research faculty member at an accredited  
 36 institution of higher education engaged in scholarly research, with the permission of the director.  
 37 Prior to the release of any identifying information, the director shall require the researcher to present  
 38 a plan for maintaining the confidentiality of the identifying information. The researcher shall be  
 39 prohibited from releasing the identifying information of individual cases;

40 (14) The state registrar of vital statistics, or his or her designee, but the information made  
 41 available shall be limited to identifying information only for the purposes of providing birth record  
 42 information under section 210.156.

43 3. Only the following persons shall have access to records maintained by the division  
 44 pursuant to section 210.152 for which the division has received a report of child abuse and neglect  
 45 and which the division has determined that there is insufficient evidence or in which the division  
 46 proceeded with the family assessment and services approach:

47 (1) Appropriate staff of the division;

48 (2) Any child named in the report as a victim, or a legal representative, or the parent or  
 49 guardian of such person when such person is a minor, or is mentally ill or otherwise incompetent.

1 The names or other identifying information of reporters shall not be furnished to persons in this  
 2 category. Prior to the release of any identifying information, the division shall determine if the  
 3 release of such identifying information may place a person's life or safety in danger. If the division  
 4 makes the determination that a person's life or safety may be in danger, the identifying information  
 5 shall not be released. The division shall provide for a method for confirming or certifying that a  
 6 designee is acting on behalf of a subject;

7 (3) Any alleged perpetrator named in the report, but the names of reporters shall not be  
 8 furnished to persons in this category. Prior to the release of any identifying information, the division  
 9 shall determine if the release of such identifying information may place a person's life or safety in  
 10 danger. If the division makes the determination that a person's life or safety may be in danger, the  
 11 identifying information shall not be released. However, the investigation reports will not be  
 12 released to any alleged perpetrator with pending criminal charges arising out of the facts and  
 13 circumstances named in the investigation records until an indictment is returned or an information  
 14 filed;

15 (4) Any child fatality review panel established pursuant to section 210.192 or any state child  
 16 fatality review panel established pursuant to section 210.195;

17 (5) Appropriate criminal justice agency personnel or juvenile officer;

18 (6) Multidisciplinary agency or individual including a physician or physician's designee  
 19 who is providing services to the child or family, with the consent of the parent or guardian of the  
 20 child or legal representative of the child;

21 (7) Any person engaged in bona fide research purpose, with the permission of the director;  
 22 provided, however, that no information identifying the subjects of the reports or the reporters shall  
 23 be made available to the researcher, unless the identifying information is essential to the research or  
 24 evaluation and the subject, or if a child, through the child's parent or guardian, provides written  
 25 permission.

26 4. Members of the response and evaluation team established in section 210.112, in execution  
 27 of their official duties as members of the team, shall be allowed access to records maintained by the  
 28 division and children service providers to complete random file reviews. All files and records, and  
 29 any individually identifiable information provided to the team and its members, produced under this  
 30 subsection, shall be confidential. Any files or records produced shall be returned to the children's  
 31 division or destroyed upon the conclusion of the review as designated by the division. Information  
 32 identifying the hotline reporter shall not be provided to the team and its members.

33 5. Any person who knowingly violates the provisions of this section, or who permits or  
 34 encourages the unauthorized dissemination of information contained in the information system or  
 35 the central registry and in reports and records made pursuant to sections 210.109 to 210.183, shall  
 36 be guilty of a class A misdemeanor.

37 [~~5.~~] 6. Nothing in this section shall preclude the release of findings or information about  
 38 cases which resulted in a child fatality or near fatality. Such release is at the sole discretion of the  
 39 director of the department of social services, based upon a review of the potential harm to other  
 40 children within the immediate family.

41 210.156. 1. The children's division shall make available to the state registrar of vital  
 42 statistics the identifying information of the following individuals of whom the division has  
 43 knowledge:

44 (1) Individuals whose parental rights have been terminated under section 211.447 and who  
 45 are identified in the central registry as having a finding by the division or a court adjudication of  
 46 child abuse or neglect;

47 (2) Individuals identified in the central registry who have pled guilty or have been found  
 48 guilty of an offense under section 565.020, 565.021, 565.023, or 565.024 if the victim is a child less  
 49 than eighteen years of age; and

1           (3) Individuals identified in the central registry who have pled guilty or have been found  
 2 guilty of any offense under chapter 566 or an offense under section 567.050, 568.020, 568.065,  
 3 573.023, 573.025, 573.035, 573.037, 573.040, 573.200, or 573.205 if the victim is a child less than  
 4 eighteen years of age.

5           2. The state registrar shall provide to the division the birth record information of children  
 6 born to individuals whose identifying information has been provided under this section. The  
 7 division shall verify that the parent of the child is the same individual whose identifying information  
 8 was provided and, if the parent's identity has been verified, shall provide the appropriate local office  
 9 with information regarding the birth of the child. Appropriate local division personnel shall initiate  
 10 contact with the family, or make a good faith effort to do so, to determine if the parent or family has  
 11 a need for services and provide such voluntary and time-limited services as appropriate. The  
 12 division shall document the results of such contact and services provided, if any, in the information  
 13 system established under section 210.109.

14           3. The children's division and the state registrar shall ensure the confidentiality of all  
 15 identifying information and birth records provided under this section and shall not disclose such  
 16 information and records except as needed to effectuate the provisions of this section. Such  
 17 information and records shall be considered closed records under chapter 610.

18           4. The division may promulgate rules and regulations to implement the provisions of this  
 19 section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
 20 under the authority delegated in this section shall become effective only if it complies with and is  
 21 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and  
 22 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to  
 23 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently  
 24 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after  
 25 August 28, 2020, shall be invalid and void."; and

26  
 27 Further amend said bill, Page 50, Section 210.157, Lines 5-6, by deleting said lines and inserting in  
 28 lieu thereof the phrase "parental rights terminated."; and

29  
 30 Further amend said bill, page, and section, Line 18, by deleting the phrase "and provide an  
 31 assessment"; and

32  
 33 Further amend said bill, page, and section, Line 19, by inserting after said line the following:

34  
 35           "4. The children's division may utilize information under this section in support of its duties  
 36 to protect children, including to investigate reports of child abuse or neglect and to perform family  
 37 assessments. However, the division shall not be required to conduct subsequent assessments of  
 38 subsequent births under this section if the division has conducted one assessment under this section,  
 39 the division has determined that services were not necessary, and there are no subsequent reports of  
 40 child abuse or neglect pertaining to children in the family."; and

41  
 42 Further amend said bill and page, Section 210.160, Line 17, by inserting after the word "court," the  
 43 phrase "law enforcement personnel"; and

44  
 45 Further amend said bill and section, Page 51, Line 19, by inserting after the word "belief" the phrase  
 46 "within forty-eight hours of an inquiry by a guardian ad litem"; and

47  
 48 Further amend said bill and section, Page 51, Line 31, by inserting after the word "funds." the  
 49 following:

1  
2 "If a guardian ad litem files a petition for termination of parental rights as permitted in  
3 section 211.447, costs shall be charged to the division."; and

4  
5 Further amend said bill, Page 53, Section 210.188, Lines 41-42, by deleting the phrase "and other  
6 requirements in the CAP"; and

7  
8 Further amend said bill, page, and section, Line 52, by inserting after the word "report" the phrase  
9 "to the general assembly"; and

10  
11 Further amend said bill, page, and section, Line 68, by inserting after said section and line the  
12 following:

13  
14 "210.201. As used in sections 210.201 to 210.257, the following terms mean:

15 (1) "Child", an individual who is under the age of seventeen;

16 (2) "Child care", care of a child away from his or her home  
17 for any part of the twenty-four-hour day for compensation or otherwise. "Child care" is a voluntary  
18 supplement to parental responsibility for the child's protection, development, and supervision;

19 (3) "Child-care facility" or "child care facility", a house or other place conducted or  
20 maintained by any person who advertises or holds himself or herself out as providing child care for  
21 [more than six children during the daytime,] any part of the twenty-four-hour day for compensation  
22 or otherwise], except those operated by a school system or in connection with a business  
23 establishment which provides child care as a convenience for its customers or its employees for no  
24 more than four hours per day, but a child-care facility shall not include any private or religious  
25 organization elementary or secondary school, a religious organization academic preschool or  
26 kindergarten for four- and five-year-old children, a home school, as defined in section 167.031, a  
27 weekly Sunday or Sabbath school, a vacation Bible school or child care made available while the  
28 parents or guardians are attending worship services or other meetings and activities conducted or  
29 sponsored by a religious organization. If a facility or program is exempt from licensure based on the  
30 school exception established in this subdivision, such facility or program shall submit  
31 documentation annually to the department to verify its licensure exempt status; except that, under  
32 no circumstances shall any public or religious organization elementary or secondary school, a  
33 religious organization academic preschool or kindergarten for four- and five-year-old children, a  
34 home school, as defined in section 167.031, a weekly Sunday or Sabbath school, a vacation Bible  
35 school or child care made available while the parents or guardians are attending worship services or  
36 other meetings and activities conducted or sponsored by a religious organization be required to  
37 submit documentation annually to the department to verify its licensure exempt status] if providing  
38 child care to more than:

39 (a) Six children; or

40 (b) Three children under two years of age;

41 (4) "Child care provider" or "provider", the person or persons licensed or required to be  
42 licensed under section 210.221 to establish, conduct, or maintain a child care facility;

43 (5) "Montessori school", a child care program that subscribes to Maria Montessori's  
44 educational philosophy and that is accredited by the American Montessori Society or the  
45 Association Montessori Internationale;

46 (6) "Neighborhood youth development program", as described in section 210.278;

47 (7) "Nursery school", a program operated by a person or an organization with the primary  
48 function of providing an educational program for preschool-age children for no more than four  
49 hours per day per child;

1           ~~[(3)]~~ (8) "Person", any [person] individual, firm, corporation, partnership, association,  
 2 [institution or other incorporated or unincorporated organization] agency, or an incorporated or  
 3 unincorporated organization regardless of the name used;

4           ~~[(4)]~~ (9) "Religious organization", a church, synagogue or mosque; an entity that has or  
 5 would qualify for federal tax-exempt status as a nonprofit religious organization under Section  
 6 501(c) of the Internal Revenue Code; or an entity whose real estate on which the child-care facility  
 7 is located is exempt from taxation because it is used for religious purposes;

8           (10) "School system", a program established primarily for education and that meets the  
 9 following criteria:

10           (a) Provides education in at least the first to the sixth grade; and

11           (b) Provides evidence that the school system's records will be accepted by a public or  
 12 private school for the transfer of any student;

13           (11) "Summer camp", a program operated from May to September by a person or  
 14 organization with the primary function of providing a summer recreational program for children five  
 15 years of age or older and providing no child care for children under five years of age in the same  
 16 building or in the same outdoor play area.

17           210.211. 1. It shall be unlawful for any person to establish, maintain or operate a child-care  
 18 facility for children, or to advertise or hold himself or herself out as being able to perform any of the  
 19 services as defined in section 210.201, without having in effect a written license granted by the  
 20 department of health and senior services; except that nothing in sections 210.203 to 210.245 shall  
 21 apply to:

22           (1) Any person who is caring for six or fewer children, including a maximum of three  
 23 children under the age of two, at the same physical address. For purposes of this subdivision,  
 24 children who live in the caregiver's home and who are eligible for enrollment in a public  
 25 kindergarten, elementary, or high school shall not be considered in the total number of children  
 26 being cared for;

27           (2) Any person who receives free of charge, and not as a business, for periods not exceeding  
 28 ninety consecutive days, as bona fide, occasional and personal guests the child or children of  
 29 personal friends of such person, and who receives custody of no other unrelated child or children;

30           (3) Any graded boarding school~~], summer camp, hospital, sanitarium or home which is~~  
 31 ~~conducted in good faith primarily to provide education, recreation, medical treatment, or nursing or~~  
 32 ~~convalescent care for children] that is conducted in good faith primarily to provide education;~~

33           (4) ~~[Any child-care facility maintained or operated under the exclusive control of a religious~~  
 34 ~~organization. When a nonreligious organization, having as its principal purpose the provision of~~  
 35 ~~child-care services, enters into an arrangement with a religious organization for the maintenance or~~  
 36 ~~operation of a child-care facility, the facility is not under the exclusive control of the religious~~  
 37 ~~organization;~~

38           ~~— (5) Any residential facility or day program licensed by the department of mental health~~  
 39 ~~pursuant to sections 630.705 to 630.760 which provides care, treatment and habilitation exclusively~~  
 40 ~~to children who have a primary diagnosis of mental disorder, mental illness, intellectual disability or~~  
 41 ~~developmental disability, as defined in section 630.005] Any summer camp that is conducted in~~  
 42 ~~good faith primarily to provide recreation; [and~~

43           ~~— (6) Any nursery school] (5) Any hospital, sanitarium, or home that is conducted in good~~  
 44 ~~faith primarily to provide medical treatment or nursing or convalescent care for children;~~

45           (6) Any residential facility or day program licensed by the department of mental health  
 46 under sections 630.705 to 630.760 that provides care, treatment, and habilitation exclusively to  
 47 children who have a primary diagnosis of mental disorder, mental illness, intellectual disability, or  
 48 developmental disability, as those terms are defined in section 630.005;

49           (7) Any school system as defined in section 210.201;

1 (8) Any Montessori school as defined in section 210.201;

2 (9) Any business that operates a child care program for the convenience of its customers if  
3 the following conditions are met:

4 (a) The business provides child care for employees' children for no more than four hours per  
5 day; and

6 (b) Customers remain on site while their children are being cared for by the business  
7 establishment;

8 (10) Any home school as defined in section 167.031;

9 (11) Any religious organization academic preschool or kindergarten for four- and five-year-  
10 old children;

11 (12) Any weekly Sunday or Sabbath school, a vacation bible school, or child care made  
12 available while the parents or guardians are attending worship services or other meetings and  
13 activities conducted or sponsored by a religious organization;

14 (13) Any neighborhood youth development program under section 210.278;

15 (14) Any religious organization elementary or secondary school;

16 (15) Any private organization elementary or secondary  
17 school system providing child care to children younger than school age. If a facility or program is  
18 exempt from licensure based upon this exception, such facility or program shall submit  
19 documentation annually to the department to verify its licensure-exempt status;

20 (16) Any nursery school as defined in section 210.201; and

21 (17) Any child care facility maintained or operated under the exclusive control of a religious  
22 organization. If a nonreligious organization having as its principal purpose the provision of child  
23 care services enters into an arrangement with a religious organization for the maintenance or  
24 operation of a child care facility, the facility is not under the exclusive control of the religious  
25 organization.

26 2. Notwithstanding the provisions of subsection 1 of this section, no child-care facility shall  
27 be exempt from licensure if such facility receives any state or federal funds for providing care for  
28 children, except for federal funds for those programs which meet the requirements for participation  
29 in the Child and Adult Care Food Program pursuant to 42 U.S.C. Section 1766. Grants to parents  
30 for child care pursuant to sections 210.201 to 210.257 shall not be construed to be funds received by  
31 a person or facility listed in subdivisions (1) and ~~[(4)]~~ (17) of subsection 1 of this section.

32 3. Any child care facility not exempt from licensure shall disclose the licensure status of the  
33 facility to the parents or guardians of children for which the facility provides care. No child care  
34 facility exempt from licensure shall represent to any parent or guardian of children for which the  
35 facility provides care that the facility is licensed when such facility is in fact not licensed. A parent  
36 or guardian shall sign a written notice indicating he or she is aware of the licensure status of the  
37 facility. The facility shall keep a copy of this signed written notice on file. All child care facilities  
38 shall provide the parent or guardian enrolling a child in the facility with a written explanation of the  
39 disciplinary philosophy and policies of the child care facility.

40 210.221. 1. The department of health and senior services shall have the following powers  
41 and duties:

42 (1) After inspection, to grant licenses to persons to operate child-care facilities if satisfied as  
43 to the good character and intent of the applicant and that such applicant is qualified and equipped to  
44 render care or service conducive to the welfare of children~~], and to renew the same when expired.~~  
45 ~~No license shall be granted for a term exceeding two years].~~ Each license shall specify the kind of  
46 child-care services the licensee is authorized to perform, the number of children that can be received  
47 or maintained, and their ages and sex;

48 (2) To inspect the conditions of the homes and other places in which the applicant operates a  
49 child-care facility, inspect their books and records, premises and children being served, examine



1 their officers and agents, deny, suspend, place on probation or revoke the license of such persons as  
2 fail to obey the provisions of sections 210.201 to 210.245 or the rules and regulations made by the  
3 department of health and senior services. The director also may revoke or suspend a license when  
4 the licensee fails to renew or surrenders the license;

5 (3) To promulgate and issue rules and regulations the department deems necessary or proper  
6 in order to establish standards of service and care to be rendered by such licensees to children. No  
7 rule or regulation promulgated by the division shall in any manner restrict or interfere with any  
8 religious instruction, philosophies or ministries provided by the facility and shall not apply to  
9 facilities operated by religious organizations which are not required to be licensed;

10 (4) To approve training concerning the safe sleep recommendations of the American  
11 Academy of Pediatrics in accordance with section 210.223; and

12 (5) To determine what records shall be kept by such persons and the form thereof, and the  
13 methods to be used in keeping such records, and to require reports to be made to the department at  
14 regular intervals.

15 2. Any child-care facility may request a variance from a rule or regulation promulgated  
16 pursuant to this section. The request for a variance shall be made in writing to the department of  
17 health and senior services and shall include the reasons the facility is requesting the variance. The  
18 department shall approve any variance request that does not endanger the health or safety of the  
19 children served by the facility. The burden of proof at any appeal of a disapproval of a variance  
20 application shall be with the department of health and senior services. Local inspectors may grant a  
21 variance, subject to approval by the department of health and senior services.

22 3. The department shall deny, suspend, place on probation or revoke a license if it receives  
23 official written notice that the local governing body has found that license is prohibited by any local  
24 law related to the health and safety of children. The department may deny an application for a  
25 license if the department determines that a home or other place in which an applicant would operate  
26 a child-care facility is located within one thousand feet of any location where a person required to  
27 register under sections 589.400 to 589.425 either resides, as that term is defined in subsection 3 of  
28 section 566.147, or regularly receives treatment or services, excluding any treatment or services  
29 delivered in a hospital, as that term is defined in section 197.020, or in facilities owned or operated  
30 by a hospital system. The department may, after inspection, find the licensure, denial of licensure,  
31 suspension or revocation to be in the best interest of the state.

32 4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
33 under the authority delegated in sections 210.201 to 210.245 shall become effective only if it  
34 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
35 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and  
36 repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed  
37 or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This  
38 section and chapter 536 are nonseverable and if any of the powers vested with the general assembly  
39 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are  
40 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or  
41 adopted after August 28, 1999, shall be invalid and void.

42 210.252. 1. All buildings and premises used by a child-care facility to care for more than  
43 six children except those exempted from the licensing provisions of the department of health and  
44 senior services pursuant to subdivisions ~~[(1), (2), (3), and (5)]~~ (1) to (15) of subsection 1 of section  
45 210.211, shall be inspected annually for fire and safety by the state fire marshal, the marshal's  
46 designee or officials of a local fire district and for health and sanitation by the department of health  
47 and senior services or officials of the local health department. Evidence of compliance with the  
48 inspections required by this section shall be kept on file and available to parents of children  
49 enrolling in the child-care facility.

1           2. Local inspection of child-care facilities may be accomplished if the standards employed  
2 by local personnel are substantially equivalent to state standards and local personnel are available  
3 for enforcement of such standards.

4           3. Any child-care facility may request a variance from a rule or regulation promulgated  
5 pursuant to this section. The request for a variance shall be made in writing to the department of  
6 health and senior services and shall include the reasons the facility is requesting the variance. The  
7 department shall approve any variance request that does not endanger the health or safety of the  
8 children served by the facility. The burden of proof at any appeal of a disapproval of a variance  
9 application shall be with the department of health and senior services. Local inspectors may grant a  
10 variance, subject to approval by the department.

11           4. The department of health and senior services shall administer the provisions of sections  
12 210.252 to 210.256, with the cooperation of the state fire marshal, local fire departments and local  
13 health agencies.

14           5. The department of health and senior services shall promulgate rules and regulations to  
15 implement and administer the provisions of sections 210.252 to 210.256. Such rules and regulations  
16 shall provide for the protection of children in all child-care facilities whether or not such facility is  
17 subject to the licensing provisions of sections 210.201 to 210.245.

18           6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
19 under the authority delegated in sections 210.252 to 210.256 shall become effective only if it  
20 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
21 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and  
22 repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed  
23 or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This  
24 section and chapter 536 are nonseverable and if any of the powers vested with the general assembly  
25 pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are  
26 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or  
27 adopted after August 28, 1999, shall be invalid and void.

28           210.254. 1. Child-care facilities operated by religious organizations pursuant to the exempt  
29 status recognized in subdivision [(4)] (17) of subsection 1 of section 210.211 shall upon enrollment  
30 of any child provide the parent or guardian enrolling the child two copies of a notice of parental  
31 responsibility, one copy of which shall be retained in the files of the facility after the enrolling  
32 parent acknowledges, by signature, having read and accepted the information contained therein.

33           2. The notice of parental responsibility shall include the following:

34           (1) Notification that the child-care facility is exempt as a religious organization from state  
35 licensing and therefore not inspected or supervised by the department of health and senior services  
36 other than as provided herein and that the facility has been inspected by those designated in section  
37 210.252 and is complying with the fire, health and sanitation requirements of sections 210.252 to  
38 210.257;

39           (2) The names, addresses and telephone numbers of agencies and authorities which inspect  
40 the facility for fire, health and safety and the date of the most recent inspection by each;

41           (3) The staff/child ratios for enrolled children under two years of age, for children ages two  
42 to four and for those five years of age and older as required by the department of health and senior  
43 services regulations in licensed facilities, the standard ratio of staff to number of children for each  
44 age level maintained in the exempt facility, and the total number of children to be enrolled by the  
45 facility;

46           (4) Notification that background checks have been conducted under the provisions of  
47 section 210.1080;

48           (5) The disciplinary philosophy and policies of the child-care facility; and

49           (6) The educational philosophy and policies of the child-care facility.

1           3. A copy of notice of parental responsibility, signed by the principal operating officer of the  
2 exempt child-care facility and the individual primarily responsible for the religious organization  
3 conducting the child-care facility and copies of the annual fire and safety inspections shall be filed  
4 annually during the month of August with the department of health and senior services.

5           210.565. 1. Whenever a child is placed in a foster home and the court has determined  
6 pursuant to subsection 4 of this section that foster home placement with relatives is not contrary to  
7 the best interest of the child, the children's division shall give foster home placement to relatives of  
8 the child. Notwithstanding any rule of the division to the contrary, the children's division shall make  
9 diligent efforts to locate the grandparents, adult siblings, and parents of siblings of the child and  
10 determine whether they wish to be considered for placement of the child. Grandparents who request  
11 consideration shall be given preference and first consideration for foster home placement of the  
12 child. If more than one grandparent requests consideration, the family support team shall make  
13 recommendations to the juvenile or family court about which grandparent should be considered for  
14 placement.

15           2. As used in this section, the following terms shall mean:

16           (1) "Adult sibling", any brother or sister of whole or half-blood who is at least eighteen  
17 years of age;

18           (2) "Relative", a grandparent or any other person related to another by blood or affinity or a  
19 person who is not so related to the child but has a close relationship with the child or the child's  
20 family. The status of a grandparent shall not be affected by the death or the dissolution of the  
21 marriage of a son or daughter;

22           (3) "Sibling", one of two or more individuals who have one or both parents in common  
23 through blood, marriage, or adoption, including siblings as defined by the child's tribal code or  
24 custom.

25           3. The following shall be the order or preference for placement of a child under this section:

26           (1) Grandparents;

27           (2) Adult siblings or parents of siblings;

28           (3) Relatives related by blood or affinity within the third degree;

29           (4) Other relatives; and

30           (5) Any foster parent who is currently licensed and capable of accepting placement of the  
31 child.

32           4. The preference for placement and first consideration for grandparents or preference for  
33 placement with other relatives created by this section shall only apply where the court finds that  
34 placement with such grandparents or other relatives is not contrary to the best interest of the child  
35 considering all circumstances. If the court finds that it is contrary to the best interest of a child to be  
36 placed with grandparents or other relatives, the court shall make specific findings on the record  
37 detailing the reasons why the best interests of the child necessitate placement of the child with  
38 persons other than grandparents or other relatives.

39           5. Recognizing the critical nature of sibling bonds for children, the children's division shall  
40 [~~make reasonable efforts to~~] place siblings in the same foster care, kinship, guardianship, or  
41 adoptive placement, unless doing so would be contrary to the safety or well-being of any of the  
42 siblings. If siblings are not placed together, the children's division shall make reasonable efforts to  
43 provide frequent visitation or other ongoing interaction between the siblings, unless this interaction  
44 would be contrary to a sibling's safety or well-being.

45           6. The age of the child's grandparent or other relative shall not be the only factor that the  
46 children's division takes into consideration when it makes placement decisions and  
47 recommendations to the court about placing the child with such grandparent or other relative.

48           7. For any Native American child placed in protective custody, the children's division shall  
49 comply with the placement requirements set forth in 25 U.S.C. Section 1915.

1 8. A grandparent or other relative may, on a case-by-case basis, have standards for licensure  
 2 not related to safety waived for specific children in care that would otherwise impede licensing of  
 3 the grandparent's or relative's home. In addition, any person receiving a preference may be licensed  
 4 in an expedited manner if a child is placed under such person's care.

5 9. The guardian ad litem shall ascertain the child's wishes and feelings about his or her  
 6 placement by conducting an interview or interviews with the child, if appropriate based on the  
 7 child's age and maturity level, which shall be considered as a factor in placement decisions and  
 8 recommendations, but shall not supersede the preference for relative placement created by this  
 9 section or be contrary to the child's best interests.

10 210.566. 1. (1) The children's division and its contractors, recognizing that foster parents  
 11 are not clients but rather are colleagues in the child welfare team, shall treat foster parents in a  
 12 manner consistent with the National Association of Social Workers' ethical standards of conduct as  
 13 described in its Social Workers' Ethical Responsibilities to Colleagues. Foster parents shall treat the  
 14 children in their care, the child's birth family and members of the child welfare team in a manner  
 15 consistent with their ethical responsibilities as professional team members.

16 (2) The children's division and its contractors shall provide written notification of the rights  
 17 enumerated in this section at the time [øf] a child is placed with the prospective foster parent, at  
 18 initial licensure, and at the time of each licensure renewal following the initial licensure period.

19 2. (1) The children's division and its contractors shall provide foster parents with regularly  
 20 scheduled opportunities for preservice training, and regularly scheduled opportunities for pertinent  
 21 inservice training, as determined by the Missouri State Foster Care and Adoption Advisory Board.

22 (2) The children's division and its contractors shall provide to foster parents and potential  
 23 adoptive parents, prior to placement, all pertinent information, including but not limited to full  
 24 disclosure of all medical, psychological, and psychiatric conditions of the child, as well as  
 25 information from previous placements that would indicate that the child or children may have a  
 26 propensity to cause violence to any member of the foster family home. The foster parents shall be  
 27 provided with any information regarding the child or the child's family, including but not limited to  
 28 the case plan, any family history of mental or physical illness, sexual abuse of the child or sexual  
 29 abuse perpetrated by the child, criminal background of the child or the child's family, fire-setting or  
 30 other destructive behavior by the child, substance abuse by the child or child's family, or any other  
 31 information which is pertinent to the care and needs of the child and to protect the foster or adoptive  
 32 family. The children's division and its contractors shall provide full access to the child's medical,  
 33 psychological, and psychiatric records in its possession at the time of placement, including records  
 34 prior to the child coming into care, at the time the child is placed with a foster parent. After initial  
 35 placement, the children's division and its contractors shall have a continuing duty and obligation to  
 36 provide access to such records that come into its possession or of which the division or its  
 37 contractors become aware. Access shall include providing information and authorization for foster  
 38 parents to review or to obtain the records directly from the medical, psychological, or psychiatric  
 39 services provider. A foster parent may decline access to any or all of the child's records.

40 Knowingly providing false or misleading information to foster parents in order to secure placement  
 41 shall be denoted in the caseworker's personnel file and shall be kept on record by the division.

42 (3) The children's division and its contractors shall arrange preplacement visits, except in  
 43 emergencies.

44 (4) The foster parents may ask questions about the child's case plan, encourage a placement  
 45 or refuse a placement without reprisal from the caseworker or agency. After a placement, the  
 46 children's division and its contractors shall update the foster parents as new information about the  
 47 child is gathered.

48 (5) Foster parents shall be informed in a timely manner by the children's division and its  
 49 contractors of all team meetings and staffings concerning their licensure status or children placed in

1 their homes, and shall be allowed to participate, consistent with section 210.761.

2 (6) The children's division and its contractors shall establish reasonably accessible respite  
3 care for children in foster care for short periods of time, jointly determined by foster parents and the  
4 child's caseworker pursuant to section 210.545. Foster parents shall follow all procedures  
5 established by the children's division and its contractors for requesting and using respite care.

6 (7) Foster parents shall treat all information received from the children's division and its  
7 contractors about the child and the child's family as confidential. Information necessary for the  
8 medical or psychiatric care of the child may be provided to the appropriate practitioners. Foster  
9 parents may share information necessary with school personnel in order to secure a safe and  
10 appropriate education for the child. Additionally, foster parents shall share information they may  
11 learn about the child and the child's family, and concerns that arise in the care of the child, with the  
12 caseworker and other members of the child welfare team. Recognizing that placement changes are  
13 difficult for children, foster parents shall seek all necessary information, and participate in  
14 preplacement visits whenever possible, before deciding whether to accept a child for placement.

15 3. (1) Foster parents shall make decisions about the daily living concerns of the child, and  
16 shall be permitted to continue the practice of their own family values and routines while respecting  
17 the child's cultural heritage. All discipline shall be consistent with state laws and regulations. The  
18 children's division shall allow foster parents to help plan visitation between the child and the child's  
19 siblings or biological family. Visitations should be scheduled at a time that meets the needs of the  
20 child, the biological family members, and the foster family whenever possible. Recognizing that  
21 visitation with family members is an important right of children in foster care, foster parents shall be  
22 flexible and cooperative with regard to family visits.

23 (2) Foster parents shall provide care that is respectful of the child's cultural identity and  
24 needs. Recognizing that cultural competence can be learned, the children's division and their  
25 contractors shall provide foster parents with training that specifically addresses cultural needs of  
26 children, including but not limited to, information on skin and hair care, information on any specific  
27 religious or cultural practices of the child's biological family, and referrals to community resources  
28 for ongoing education and support.

29 (3) Foster parents shall recognize that the purpose of discipline is to teach and direct the  
30 behavior of the child, and ensure that it is administered in a humane and sensitive manner. Foster  
31 parents shall use discipline methods which are consistent with children's division policy.

32 4. (1) Consistent with state laws and regulations, the children's division and its contractors  
33 shall provide, upon request by the foster parents, information about a child's progress after the child  
34 leaves foster care.

35 (2) Except in emergencies, foster parents shall be given two weeks advance notice and a  
36 written statement of the reasons before a child is removed from their care. When requesting  
37 removal of a child from their home, foster parents shall give two weeks advance notice, consistent  
38 with division policy, to the child's caseworker, except in emergency situations.

39 (3) Recognizing the critical nature of attachment for children, if a child reenters the foster  
40 care system and is not placed in a relative home, the child's former foster parents shall be given first  
41 consideration for placement of the child.

42 (4) If a child becomes free for adoption while in foster care, the child's foster family shall be  
43 given preferential consideration as adoptive parents consistent with section 453.070.

44 (5) If a foster child becomes free for adoption and the foster parents desire to adopt the  
45 child, they shall inform the caseworker within sixty days of the caseworker's initial query. If they do  
46 not choose to pursue adoption, foster parents shall make every effort to support and encourage the  
47 child's placement in a permanent home, including but not limited to providing information on the  
48 history and care needs of the child and accommodating transitional visitation.

49 5. Foster parents shall be informed by the court no later than two weeks prior to all court

1 hearings pertaining to a child in their care, and informed of their right to attend and participate,  
2 consistent with section 211.464.

3 6. The children's division and their contractors shall provide access to a fair and impartial  
4 grievance process to address licensure, case management decisions, and delivery of service issues.  
5 Foster parents shall have timely access to the child placement agency's appeals process, and shall be  
6 free from acts of retaliation when exercising the right to appeal.

7 7. The children's division and their contractors shall provide training to foster parents on the  
8 policies and procedures governing the licensure of foster homes, the provision of foster care, and the  
9 adoption process. Foster parents shall, upon request, be provided with written documentation of the  
10 policies of the children's division and their contractors. Per licensure requirements, foster parents  
11 shall comply with the policies of the child placement agency.

12 8. For purposes of this section, "foster parent" means a resource family providing care of  
13 children in state custody.

14 210.652. Beginning August 28, 2020, the department of social services, in conjunction with  
15 the office of administration, shall implement a computerized method to allow for the electronic  
16 exchanging of data and documents required by the Interstate Compact on the Placement of Children  
17 to place children across state lines.

18 "; and

19  
20 Further amend said bill, Page 56, Section 210.950, Line 103, by inserting after "13." the following:

21  
22 "(1) A newborn safety incubator shall:

23 (a) Be located within fifty feet of a police station, fire station, or medical facility licensed  
24 under chapter 197 that is staffed at all hours;

25 (b) Have safety mechanisms including but not limited to, climate controls, a backup power  
26 supply in the event of a power failure, and an alarm to notify personnel when an infant is placed in  
27 the incubator; and

28 (c) Be cleaned and disinfected in accordance with equipment guidelines and health care best  
29 practices.

30 (2)"; and

31  
32 Further amend said bill and section, Page 57, Line 113, by inserting after said section and line the  
33 following:

34  
35 "210.1080. 1. As used in this section, the following terms mean:

36 (1) "Child care provider", a person licensed, regulated, or registered to provide child care  
37 within the state of Missouri, including the member or members, manager or managers, shareholder  
38 or shareholders, director or directors, and officer or officers of any entity licensed, regulated, or  
39 registered to provide child care within the state of Missouri;

40 (2) "Child care staff member", a child care provider; persons employed by the child care  
41 provider for compensation, including contract employees or self-employed individuals; individuals  
42 or volunteers whose activities involve the care or supervision of children for a child care provider or  
43 unsupervised access to children who are cared for or supervised by a child care provider; ~~or~~  
44 individuals residing in a family child care home who are seventeen years of age ~~and~~ or older  
45 before January 1, 2021, or eighteen years of age or older on or after January 1, 2021; or individuals  
46 residing in a family child care home who are under seventeen years of age before January 1, 2021,  
47 or under eighteen years of age on or after January 1, 2021 and have been certified as an adult for the  
48 commission of an offense;

49 ~~(2)~~ (3) "Criminal background check":

1 (a) A Federal Bureau of Investigation fingerprint check;  
 2 (b) A search of the National Crime Information Center's National Sex Offender Registry;  
 3 and

4 (c) A search of the following registries, repositories, or databases in Missouri, the state  
 5 where the child care staff member resides, and each state where such staff member resided during  
 6 the preceding five years:

7 a. The state criminal registry or repository, with the use of fingerprints being required in the  
 8 state where the staff member resides and optional in other states;

9 b. The state sex offender registry or repository; and

10 c. The state-based child abuse and neglect registry and database;

11 (4) "Designated department", the department to which criminal background check results  
 12 are sent; the department of health and senior services for child care staff members or prospective  
 13 child care staff members of licensed child care facilities; and the department of social services for  
 14 child care staff members or prospective child care staff members of a license-exempt child care  
 15 facility or an unlicensed child care facility registered with the department of social services under  
 16 section 210.027;

17 (5) "Qualifying result" or "qualifying criminal background check", a finding that a child  
 18 care staff member or prospective child care staff member is eligible for employment or presence in a  
 19 child care setting described under this section.

20 2. (1) Prior to the employment or presence of a child care staff member in a [~~family child~~  
 21 ~~care home, group child care home, child care center, or license-exempt]~~ licensed child care facility,  
 22 the child care provider shall request the results of a criminal background check for such child care  
 23 staff member from the department of health and senior services.

24 (2) Prior to the employment or presence of a child care staff member in a license-exempt  
 25 child care facility or an unlicensed child care facility registered with the department of social  
 26 services, the child care provider shall request the results of a criminal background check for such  
 27 child care staff member from the department of social services.

28 (3) A prospective child care staff member may begin work for a child care provider after the  
 29 [~~criminal background check has been requested]~~ qualifying result of either a Federal Bureau of  
 30 Investigation fingerprint check or a search of the Missouri criminal registry or repository with the  
 31 use of fingerprints has been received from the designated department; however, pending completion  
 32 of the criminal background check, the prospective child care staff member shall be supervised at all  
 33 times by another child care staff member who received a qualifying result on the criminal  
 34 background check within the past five years.

35 [~~(3) A family child care home, group child care home, child care center, or license-exempt~~  
 36 ~~child care facility that has child care staff members at the time this section becomes effective shall~~  
 37 ~~request the results of a criminal background check for all child care staff members by January 31,~~  
 38 ~~2019, unless the requirements of subsection 5 of this section are met by the child care provider and~~  
 39 ~~proof is submitted to the department of health and senior services by January 31, 2019.]~~

40 (4) A child care provider who is a member, manager, shareholder, director, or officer of any  
 41 entity licensed, regulated, or registered to provide child care within the state of Missouri shall not be  
 42 required to complete a criminal background check under this section, unless he or she has access to  
 43 the facility during child care hours. If access to the facility during child care hours is required and  
 44 such member, manager, shareholder, director, or officer does not have a qualifying criminal  
 45 background check, then he or she shall be accompanied at all times by a provider or staff member  
 46 with a qualifying background check.

47 3. The costs of the criminal background check shall be the responsibility of the child care  
 48 staff member but may be paid or reimbursed by the child care provider at the provider's discretion.  
 49 The fees charged for the criminal background check shall not exceed the actual cost of processing

1 and administration.

2 4. ~~[Except as otherwise provided in subsection 2 of this section,]~~ Upon completion of the  
3 criminal background check, any child care staff member or prospective child care staff member  
4 shall be ineligible for employment or presence at a ~~[family child care home, a group child care~~  
5 ~~home, a licensed child care center, or a license-exempt]~~ licensed or license-exempt child care  
6 facility or an unlicensed child care facility registered with the department of social services and shall  
7 be disqualified from receipt of state or federal funds for providing child care services either by  
8 direct payment or through reimbursement to an individual who receives child care benefits if such  
9 person:

10 (1) Refuses to consent to the criminal background check as required by this section;

11 (2) Knowingly makes a materially false statement in connection with the criminal  
12 background check as required by this section;

13 (3) Is registered, or is required to be registered, on a state sex offender registry or repository  
14 or the National Sex Offender Registry;

15 (4) ~~[Has a finding]~~ Is listed as a perpetrator of child abuse or neglect under [section 210.145  
16 or 210.152] sections 210.109 to 210.183 or any other finding of child abuse or neglect based on any  
17 other state's registry or database; or

18 (5) Has ~~[been convicted of a felony consisting of]~~ pled guilty or nolo contendere to or been  
19 found guilty of:

20 (a) ~~[Murder, as described in 18 U.S.C. Section 1111;~~

21 ~~—(b) Child abuse or neglect;~~

22 ~~—(c) A crime against children, including child pornography;~~

23 ~~—(d) Spousal abuse;~~

24 ~~—(e) A crime involving rape or sexual assault;~~

25 ~~—(f) Kidnapping;~~

26 ~~—(g) Arson;~~

27 ~~—(h) Physical assault or battery; or~~

28 ~~—(i) Subject to subsection 5 of this section, a drug-related offense committed during the~~  
29 ~~preceding five years]~~ Any felony for an offense against the person as defined in chapter 565;

30 (b) Any other offense against the person involving the endangerment of a child as  
31 prescribed by law;

32 (c) Any misdemeanor or felony for a sexual offense as defined in chapter 566;

33 (d) Any misdemeanor or felony for an offense against the family as defined in chapter 568;

34 (e) Burglary in the first degree as defined in 569.160;

35 (f) Any misdemeanor or felony for robbery as defined in chapter 570;

36 (g) Any misdemeanor or felony for pornography or related offense as defined in chapter  
37 573;

38 (h) Any felony for arson as defined in chapter 569;

39 (i) Any felony for armed criminal action as defined in section 571.015, unlawful use of a  
40 weapon as defined in section 571.030, unlawful possession of a firearm as defined in section  
41 571.070, or the unlawful possession of an explosive as defined in section 571.072;

42 (j) Any felony for making a terrorist threat as defined in section 574.115, 574.120, or  
43 574.125;

44 (k) A felony drug-related offense committed during the preceding five years; or

45 (l) Any similar offense in any federal, state, municipal, or other court of similar jurisdiction  
46 of which the director of the designated department has knowledge;

47 ~~[(6) Has been convicted of a violent misdemeanor committed as an adult against a child,~~  
48 ~~including the following crimes: child abuse, child endangerment, or sexual assault, or of a~~  
49 ~~misdemeanor involving child pornography; or~~



1 ~~\_\_\_\_\_ (7) Has been convicted of any similar crime in any federal, state, municipal, or other court.~~

2 \_\_\_\_\_  
3 ~~Adult household members seventeen years of age and older in a family child care home shall be~~  
4 ~~ineligible to maintain a presence at a family child care home if any one or more of the provisions of~~  
5 ~~this subsection applies to them.]~~

6 5. Household members seventeen years of age or older before January 1, 2021, or eighteen  
7 years of age or older on or after January 1, 2021, or household members under seventeen years of  
8 age before January 1, 2021, or under eighteen years of age on or after January 1, 2021 and have  
9 been certified as an adult for the commission of an offense shall be ineligible to maintain a presence  
10 at a facility licensed as a family child care home during child care hours if any one or more of the  
11 provisions of subsection 4 of this section apply to such members.

12 6. A child care provider may also be disqualified from receipt of state or federal funds for  
13 providing child care services either by direct payment or through reimbursement to an individual  
14 who receives child care benefits if such person, or any person seventeen years of age or older before  
15 January 1, 2021, or eighteen years of age or older on or after January 1, 2021, residing in the  
16 household in which child care is being provided, excluding child care provided in the child's home,  
17 has been refused licensure or has experienced licensure suspension or revocation under section  
18 210.221 or 210.496.

19 7. A child care provider shall not be required to submit a request for a criminal background  
20 check under this section for a child care staff member if:

21 (1) The staff member received a qualifying criminal background check within five years  
22 before the latest date on which such a submission may be made and while employed by or seeking  
23 employment by another child care provider within Missouri;

24 (2) The department of health and senior services or the department of social services  
25 provided to the first provider a qualifying criminal background check result, consistent with this  
26 section, for the staff member; and

27 (3) The staff member is employed by a child care provider within Missouri or has been  
28 separated from employment from a child care provider within Missouri for a period of not more than  
29 one hundred eighty consecutive days.

30 ~~[6.]~~ 8. (1) The department [of health and senior services shall process] processing the  
31 request for a criminal background check for any prospective child care staff member or child care  
32 staff member shall do so as expeditiously as possible, but not to exceed forty-five days after the date  
33 on which the provider submitted the request.

34 (2) The department shall provide the results of the criminal background check to the child  
35 care provider in a statement that indicates whether the prospective child care staff member or child  
36 care staff member is eligible or ineligible for employment or presence at the child care facility or  
37 receipt of state or federal funds for providing child care services either by direct payment or through  
38 reimbursement to an individual who receives child care benefits. The department shall not reveal to  
39 the child care provider any disqualifying crime or other related information regarding the  
40 prospective child care staff member or child care staff member.

41 (3) If such prospective child care staff member or child care staff member is ineligible for  
42 employment or presence at the child care facility, the department shall, when providing the results of  
43 criminal background check, include information related to each disqualifying crime or other related  
44 information, in a report to such prospective child care staff member or child care staff member,  
45 along with information regarding the opportunity to appeal under subsection ~~[7]~~ 9 of this section.

46 (4) If a prospective child care provider or child care provider has been denied state or  
47 federal funds by the department of social services for providing child care, he or she may appeal  
48 such denial to the department of social services.

49 ~~[7.]~~ 9. (1) The prospective child care staff member or child care staff member may appeal a

1 finding of ineligibility for employment or presence at a child care facility in writing to the  
 2 department that made the determination of ineligibility to challenge the accuracy or completeness of  
 3 the information contained in his or her criminal background check~~[, or]~~ if his or her finding of  
 4 ineligibility is based on one or more of the following offenses:

- 5 (a) Murder, as described in 18 U.S.C. Section 1111;  
 6 (b) Felony child abuse or neglect;  
 7 (c) A felony crime against children, including child pornography;  
 8 (d) Felony spousal abuse;  
 9 (e) A felony crime involving rape or sexual assault;  
 10 (f) Felony kidnapping;  
 11 (g) Felony arson;  
 12 (h) Felony physical assault or battery;  
 13 (i) A violent misdemeanor offense committed as an adult against a child, including the

14 offense of child abuse, child endangerment, or sexual assault, or a misdemeanor offense involving  
 15 child pornography; or

- 16 (j) Any similar offense in any federal, state, municipal, or other court.

17 (2) If a finding of ineligibility is based on an offense not provided for in subdivision (1) of  
 18 this subsection, the prospective child care staff member or child care staff member may appeal to  
 19 challenge the accuracy or completeness of the information contained in his or her criminal  
 20 background check or to offer information mitigating the results and explaining why an eligibility  
 21 exception should be granted. [The department of health and senior services shall attempt to verify  
 22 the accuracy of the information challenged by the individual, including making an effort to locate  
 23 any missing disposition information related to the disqualifying crime.]

24 (3) The appeal shall be filed with the department that made the determination within ten  
 25 days from the ~~[delivery or]~~ mailing of the notice of ineligibility. [The department shall make a  
 26 decision on the appeal in a timely manner.] Such department shall attempt to verify the accuracy of  
 27 the information challenged by the individual, including making an effort to locate any missing  
 28 disposition information related to the disqualifying offense. After the department verifies the  
 29 accuracy of the information challenged by the individual, the department shall forward the appeal to  
 30 the child care background screening review committee established in subdivision (4) of this  
 31 subsection. The child care background screening review committee shall make a final decision on  
 32 the written appeal, and such decision shall be made in a timely manner. Such decision shall be  
 33 considered a noncontested final agency decision by the department that made the determination of  
 34 ineligibility under this section and appealable under section 536.150. Such decision shall be  
 35 appealed within thirty days of the mailing of the decision.

36 (4) There is hereby established a "Child Care Background Screening Review Committee",  
 37 which shall consist of the directors of the department of health and senior services and the  
 38 department of social services or the directors' designee or designees.

39 (5) Any decision by the child care background screening review committee to grant an  
 40 eligibility exception as allowed in this section shall only be made upon the approval of all  
 41 committee members.

42 10. The department of health and senior services and the department of social services are  
 43 authorized to enter into any agreements necessary to facilitate the sharing of information between  
 44 the departments for the enforcement of this section including, but not limited to, the results of the  
 45 criminal background check or any of its individual components.

46 11. Nothing in this section shall prohibit either the department of health and senior services  
 47 or the department of social services from requiring more frequent checks of the family care safety  
 48 registry established under section 210.903 or the central registry for child abuse established under  
 49 section 210.109 in order to determine eligibility for employment or presence at the child care

1 facility or receipt of state or federal funds for providing child care services either by direct payment  
 2 or through reimbursement to an individual who receives child care benefits.

3 ~~[8.]~~ 12. The department of health and senior services and the department of social services  
 4 may each adopt emergency rules to implement the requirements of this section. Any rule or portion  
 5 of a rule, as that term is defined in section 536.010, that is created under the authority delegated in  
 6 this section shall become effective only if it complies with and is subject to all of the provisions of  
 7 chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and  
 8 if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the  
 9 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the  
 10 grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be  
 11 invalid and void.

12 ~~[9.-(1)]~~ 13. The provisions of this section shall not apply to any child care facility, as  
 13 defined in section 210.201, maintained or operated under the exclusive control of a religious  
 14 organization, as described in subdivision (4) of subsection 1 of section 210.211, unless such facility  
 15 is a recipient of federal funds for providing care for children, except for federal funds for those  
 16 programs that meet the requirements for participation in the Child and Adult Care Food Program  
 17 under 42 U.S.C. Section 1766.

18 ~~[(2) The provisions of this section, and any rules or regulations promulgated under this section,~~  
 19 ~~shall expire if 42 U.S.C. Section 9858f, as enacted by the Child Care and Development Block Grant~~  
 20 ~~(CCDBG) Act of 2014, and 45 CFR 98.43 are repealed or if Missouri no longer receives federal~~  
 21 ~~funds from the CCDBG.]~~

22 211.032. 1. Except as otherwise provided in a circuit participating in a pilot project  
 23 established by the Missouri supreme court, when a child, alleged to be in need of care and treatment  
 24 pursuant to subdivision (1) of subsection 1 of section 211.031, is taken into custody, the juvenile or  
 25 family court shall notify the parties of the right to have a protective custody hearing. Such  
 26 notification shall be in writing.

27 2. Upon request from any party, the court shall hold a protective custody hearing. Such  
 28 hearing shall be held within three days of the request for a hearing, excluding Saturdays, Sundays  
 29 and legal holidays. For circuits participating in a pilot project established by the Missouri supreme  
 30 court, the parties shall be notified at the status conference of their right to request a protective  
 31 custody hearing.

32 3. No later than February 1, 2005, the Missouri supreme court shall require a mandatory  
 33 court proceeding to be held within three days, excluding Saturdays, Sundays, and legal holidays, in  
 34 all cases under subdivision (1) of subsection 1 of section 211.031. The Missouri supreme court shall  
 35 promulgate rules for the implementation of such mandatory court proceedings and may consider  
 36 recommendations from any pilot projects established by the Missouri supreme court regarding such  
 37 proceedings. Nothing in this subsection shall prevent the Missouri supreme court from expanding  
 38 pilot projects prior to the implementation of this subsection.

39 4. The court shall hold an adjudication hearing no later than sixty days after the child has  
 40 been taken into custody. The court shall notify the parties in writing of the specific date, time, and  
 41 place of such hearing. If at such hearing the court determines that sufficient cause exists for the  
 42 child to remain in the custody of the state, the court shall conduct a dispositional hearing no later  
 43 than ninety days after the child has been taken into custody and shall conduct review hearings  
 44 regarding the reunification efforts made by the division every ninety to one hundred twenty days for  
 45 the first year the child is in the custody of the division. After the first year, review hearings shall be  
 46 held as necessary, but in no event less than once every six months for as long as the child is in the  
 47 custody of the division.

48 5. At all hearings held pursuant to this section the court may receive testimony and other  
 49 evidence relevant to the necessity of detaining the child out of the custody of the parents, guardian

1 or custodian.

2 6. By January 1, 2005, the supreme court shall develop rules regarding the effect of  
3 untimely hearings.

4 7. If the placement of any child in the custody of the children's division will result in the  
5 child attending a school other than the school the child was attending when taken into custody:

6 (1) The child's records from such school shall automatically be forwarded to the school that  
7 the child is transferring to upon notification within two business days by the division; or

8 (2) Upon request of the foster family, the guardian ad litem, or the volunteer advocate and  
9 whenever possible, the child shall be permitted to continue to attend the same school that the child  
10 was enrolled in and attending at the time the child was taken into custody by the division. The  
11 division, in consultation with the department of elementary and secondary education, shall establish  
12 the necessary procedures to implement the provisions of this subsection.

13 8. If a child comes under the court's jurisdiction due to allegations of child abuse or neglect  
14 and all children in the home are under three years of age, the court shall:

15 (1) Conduct monthly hearings on the status of the case;

16 (2) Support frequent visitation with the child's parents and with the concurrent permanency  
17 resource parent if it is in the best interest of the child;

18 (3) At the hearing on disposition and at each permanency hearing thereafter, enter an order  
19 requiring that the parties exercise reasonable efforts to finalize a primary and concurrent  
20 permanency plan for each child; and

21 (4) The Missouri office of the state courts administrator shall develop a plan to be approved  
22 by the joint committee on child abuse and neglect by July 1, 2021 for implementation by July 1,  
23 2022.

24 211.032. 1. Except as otherwise provided in a circuit participating in a pilot project  
25 established by the Missouri supreme court, when a child or person seventeen years of age, alleged to  
26 be in need of care and treatment pursuant to subdivision (1) of subsection 1 of section 211.031, is  
27 taken into custody, the juvenile or family court shall notify the parties of the right to have a  
28 protective custody hearing. Such notification shall be in writing.

29 2. Upon request from any party, the court shall hold a protective custody hearing. Such  
30 hearing shall be held within three days of the request for a hearing, excluding Saturdays, Sundays  
31 and legal holidays. For circuits participating in a pilot project established by the Missouri supreme  
32 court, the parties shall be notified at the status conference of their right to request a protective  
33 custody hearing.

34 3. No later than February 1, 2005, the Missouri supreme court shall require a mandatory  
35 court proceeding to be held within three days, excluding Saturdays, Sundays, and legal holidays, in  
36 all cases under subdivision (1) of subsection 1 of section 211.031. The Missouri supreme court shall  
37 promulgate rules for the implementation of such mandatory court proceedings and may consider  
38 recommendations from any pilot projects established by the Missouri supreme court regarding such  
39 proceedings. Nothing in this subsection shall prevent the Missouri supreme court from expanding  
40 pilot projects prior to the implementation of this subsection.

41 4. The court shall hold an adjudication hearing no later than sixty days after the child has  
42 been taken into custody. The court shall notify the parties in writing of the specific date, time, and  
43 place of such hearing. If at such hearing the court determines that sufficient cause exists for the  
44 child to remain in the custody of the state, the court shall conduct a dispositional hearing no later  
45 than ninety days after the child has been taken into custody and shall conduct review hearings  
46 regarding the reunification efforts made by the division every ninety to one hundred twenty days for  
47 the first year the child is in the custody of the division. After the first year, review hearings shall be  
48 held as necessary, but in no event less than once every six months for as long as the child is in the  
49 custody of the division.

1           5. At all hearings held pursuant to this section the court may receive testimony and other  
2 evidence relevant to the necessity of detaining the child out of the custody of the parents, guardian  
3 or custodian.

4           6. By January 1, 2005, the supreme court shall develop rules regarding the effect of  
5 untimely hearings.

6           7. If the placement of any child in the custody of the children's division will result in the  
7 child attending a school other than the school the child was attending when taken into custody:

8           (1) The child's records from such school shall automatically be forwarded to the school that  
9 the child is transferring to upon notification within two business days by the division; or

10          (2) Upon request of the foster family, the guardian ad litem, or the volunteer advocate and  
11 whenever possible, the child shall be permitted to continue to attend the same school that the child  
12 was enrolled in and attending at the time the child was taken into custody by the division. The  
13 division, in consultation with the department of elementary and secondary education, shall establish  
14 the necessary procedures to implement the provisions of this subsection.

15          8. If a child comes under the court's jurisdiction due to allegations of child abuse or neglect  
16 and all children in the home are less than three years of age, the court shall:

17          (1) Conduct monthly hearings on the status of the case;

18          (2) Support frequent visitation with the child's parents and with the concurrent permanency  
19 resource parent if it is in the best interest of the child;

20          (3) At the hearing on disposition and at each permanency hearing thereafter, enter an order  
21 requiring that the parties exercise reasonable efforts to finalize a primary and concurrent  
22 permanency plan for each child; and

23          (4) The Missouri office of the state courts administrator shall develop a plan to be approved  
24 by the joint committee on child abuse and neglect by July 1, 2021 for implementation by July 1,  
25 2022."; and

26  
27 Further amend said bill and page, Section 211.038, Line 30, by inserting after said section and line  
28 the following:  
29

30           "211.171. 1. The procedure to be followed at the hearing shall be determined by the  
31 juvenile court judge and may be as formal or informal as he or she considers desirable, consistent  
32 with constitutional and statutory requirements. The judge may take testimony and inquire into the  
33 habits, surroundings, conditions and tendencies of the child and the family to enable the court to  
34 render such order or judgment as will best promote the welfare of the child and carry out the  
35 objectives of this chapter.

36           2. The hearing may, in the discretion of the court, proceed in the absence of the child and  
37 may be adjourned from time to time.

38           3. The current foster ~~[parents]~~ parent of a child, or any preadoptive parent or relative  
39 currently providing care for the child, shall be provided with notice of, and an opportunity to be  
40 heard in, any hearing to be held with respect to ~~[the child, and a foster parent shall have standing]~~ a  
41 child in his or her care to participate in all court hearings pertaining to a child in their care. If a  
42 foster parent alleges the court failed to allow the foster parent to be heard orally or by submission of  
43 correspondence at any hearing regarding a child in their care, the foster parent may seek remedial  
44 writ relief pursuant to Missouri supreme court rules 84, 94, and 97. No docket fee shall be required  
45 to be paid by the foster parent. The children's division shall not remove a child from placement with  
46 a foster parent based solely upon the foster parent's filing of a petition for a remedial writ or while a  
47 writ is pending, unless removal is necessary to ensure the health and safety of the child.

48           4. The court shall ensure a child's foster parent has received full access to the child's  
49 medical, psychological, and psychiatric records, including prior records, from the children's division

1 and its contractors under section 210.566, by inquiring at the first hearing at which the foster parent  
2 is present.

3 5. All cases of children shall be heard separately from the trial of cases against adults.

4 ~~[5.]~~ 6. Stenographic notes or an authorized recording of the hearing shall be required if the  
5 court so orders or, if requested by any party interested in the proceeding.

6 ~~[6.]~~ 7. The general public shall be excluded and only such persons admitted as have a direct  
7 interest in the case or in the work of the court except in cases where the child is accused of conduct  
8 which, if committed by an adult, would be considered a class A or B felony; or for conduct which  
9 would be considered a class C felony, if the child has previously been formally adjudicated for the  
10 commission of two or more unrelated acts which would have been class A, B or C felonies, if  
11 committed by an adult.

12 ~~[7.]~~ 8. The practice and procedure customary in proceedings in equity shall govern all  
13 proceedings in the juvenile court; except that, the court shall not grant a continuance in such  
14 proceedings absent compelling extenuating circumstances, and in such cases, the court shall make  
15 written findings on the record detailing the specific reasons for granting a continuance.

16 ~~[8.]~~ 9. The court shall allow the victim of any offense to submit a written statement to the  
17 court. The court shall allow the victim to appear before the court personally or by counsel for the  
18 purpose of making a statement, unless the court finds that the presence of the victim would not serve  
19 justice. The statement shall relate solely to the facts of the case and any personal injuries or  
20 financial loss incurred by the victim. A member of the immediate family of the victim may appear  
21 personally or by counsel to make a statement if the victim has died or is otherwise unable to appear  
22 as a result of the offense committed by the child."; and  
23

24 Further amend said bill, Page 58, Section 211.183. Line 10, by deleting said line and inserting in  
25 lieu thereof the words "family. In"; and  
26

27 Further amend said bill, Page 60, Section 211.447, Line 9, by deleting the phrase "a guardian ad  
28 litem,"; and  
29

30 Further amend said bill and section, Page 61, Line 43, by deleting the phrase "a guardian ad litem,";  
31 and  
32

33 Further amend said bill, page, and section, Line 44, by deleting after the words "juvenile officer" the  
34 comma ",<sub>2</sub>"; and  
35

36 Further amend said bill, page, and section, Lines 44-45, by deleting the phrase "the guardian ad  
37 litem,"; and  
38

39 Further amend said bill, page, and section, Line 45, by deleting after the word "officer" the comma  
40 "<sub>2</sub>"; and  
41

42 Further amend said bill, page, and section, Line 51, by deleting the phrase "the juvenile officer" and  
43 inserting in lieu thereof the phrase "the guardian ad litem, the juvenile officer,"; and  
44

45 Further amend said bill, Page 66, Section 211.505, Lines 1-9, by deleting said section and lines from  
46 the bill; and  
47

48 Further amend said bill and page, Section 217.779, Line 2, by deleting the phrase "criminal sentence  
49 other than incarceration" and inserting in lieu thereof the phrase "sentence to probation as

1 established in chapter 559"; and  
 2

3 Further amend said bill and section, Page 67, Lines 39-42, by deleting said lines and inserting in lieu  
 4 thereof the following:  
 5

6 "(d) That the offender completes a community corrections program pursuant to section  
 7 217.777. Conditions of the community corrections program may include telephone check-ins or  
 8 face-to-face meetings with the department of"; and  
 9

10 Further amend said bill, Pages 69-70, Section 452.402, Lines 1-36, by deleting said section and lines  
 11 from the bill; and  
 12

13 Further amend said bill, Pages 70-71, Section 452.403, Lines 1-18, by deleting said section and line  
 14 from the bill; and  
 15

16 Further amend said bill, Page 73, Section 453.030, Line 78, by deleting said line and inserting in  
 17 lieu thereof the following:  
 18

19 "(1) The court determines that a birth parent is in need of representation by counsel or a  
 20 birth parent requests such representation;"; and  
 21

22 Further amend said bill, page, and section, Lines 82-88, by deleting said lines and inserting in lieu  
 23 thereof the following:  
 24

25 ~~"12. [Except in cases where the court determines that the adoptive parents are unable to pay~~  
 26 ~~reasonable attorney fees and appoints pro bono counsel for the birth parents, the court shall order the~~  
 27 ~~costs of the attorney fees incurred pursuant to subsection 11 of this section to be paid by the~~  
 28 ~~prospective adoptive parents or the child-placing agency.~~  
 29 ~~—————13.] The court shall receive and acknowledge a written consent to adoption properly~~  
 30 ~~executed by a birth parent under this section when such consent is in the best interests of the child.";~~  
 31 ~~and~~  
 32

33 Further amend said bill, Page 76, Section 453.121, Lines 8-9, by deleting said lines and inserting in  
 34 lieu thereof the following:  
 35

36 "(5) "Identifying information", individually identifying information [which includes the  
 37 name, date of birth, place of birth and last known address of the biological parent] for or about a  
 38 unique individual, including information likely to disclose the contact information, location, or  
 39 identity of such individual;"; and  
 40

41 Further amend said bill, Page 80, Section 492.304, Line 30, by inserting after said section and line  
 42 the following:  
 43

44 ~~"[210.025. 1. An applicant child care provider; persons employed by the~~  
 45 ~~applicant child care provider for compensation, including contract employees or self-~~  
 46 ~~employed individuals; individuals or volunteers whose activities involve the care or~~  
 47 ~~supervision of children for the applicant child care provider or unsupervised access to~~  
 48 ~~children who are cared for or supervised by the applicant child care provider; or~~  
 49 ~~individuals residing in the applicant's family child care home who are seventeen~~

1 years of age or older shall be required to submit to a criminal background check  
2 under section 43.540 prior to an applicant being granted a registration and every five  
3 years thereafter and an annual check of the central registry for child abuse established  
4 in section 210.109 in order for the applicant to qualify for receipt of state or federal  
5 funds for providing child-care services either by direct payment or through  
6 reimbursement to a child-care beneficiary. Any costs associated with such checks  
7 shall be paid by the applicant.

8 2. Upon receipt of an application for state or federal funds for providing child-care  
9 services in the home, the children's division shall:

10 (1) Determine if a finding of child abuse or neglect by probable cause prior to  
11 August 28, 2004, or by a preponderance of the evidence after August 28, 2004,  
12 involving the applicant or any person over the age of seventeen who is living in the  
13 applicant's home has been recorded pursuant to section 210.145 or 210.221;

14 (2) Determine if the applicant or any person over the age of seventeen who is living  
15 in the applicant's home has been refused licensure or has experienced licensure  
16 suspension or revocation pursuant to section 210.221 or 210.496; and

17 (3) Upon initial application, require the applicant to submit to fingerprinting and  
18 request a criminal background check of the applicant and any person over the age of  
19 seventeen who is living in the applicant's home pursuant to section 43.540 and  
20 section 210.487, and inquire of the applicant whether any children less than  
21 seventeen years of age residing in the applicant's home have ever been certified as an  
22 adult and convicted of, or pled guilty or nolo contendere to any crime.

23 3. Except as otherwise provided in subsection 4 of this section, upon completion of  
24 the background checks in subsection 2 of this section, an applicant shall be denied  
25 state or federal funds for providing child care if such applicant, any person over the  
26 age of seventeen who is living in the applicant's home, and any child less than  
27 seventeen years of age who is living in the applicant's home and who the division has  
28 determined has been certified as an adult for the commission of a crime:

29 (1) Has had a finding of child abuse or neglect by probable cause prior to August 28,  
30 2004, or by a preponderance of the evidence after August 28, 2004, pursuant to  
31 section 210.145 or section 210.152;

32 (2) Has been refused licensure or has experienced licensure suspension or revocation  
33 pursuant to section 210.496;

34 (3) Has pled guilty or nolo contendere to or been found guilty of any felony for an  
35 offense against the person as defined by chapter 565, or any other offense against the  
36 person involving the endangerment of a child as prescribed by law; of any  
37 misdemeanor or felony for a sexual offense as defined by chapter 566; of any  
38 misdemeanor or felony for an offense against the family as defined in chapter 568,  
39 with the exception of the sale of fireworks, as defined in section 320.110, to a child  
40 under the age of eighteen; of any misdemeanor or felony for pornography or related  
41 offense as defined by chapter 573; or of any similar crime in any federal, state,  
42 municipal or other court of similar jurisdiction of which the director has knowledge  
43 or any offenses or reports which will disqualify an applicant from receiving state or  
44 federal funds.

45 4. An applicant shall be given an opportunity by the division to offer any extenuating  
46 or mitigating circumstances regarding the findings, refusals or violations against such  
47 applicant or any person over the age of seventeen or less than seventeen who is living  
48 in the applicant's home listed in subsection 2 of this section. Such extenuating and  
49 mitigating circumstances may be considered by the division in its determination of



1 whether to permit such applicant to receive state or federal funds for providing child  
2 care in the home.

3 ~~5. An applicant who has been denied state or federal funds for providing child care  
4 in the home may appeal such denial decision in accordance with the provisions of  
5 section 208.080.~~

6 ~~6. If an applicant is denied state or federal funds for providing child care in the home  
7 based on the background check results for any person over the age of seventeen who  
8 is living in the applicant's home, the applicant shall not apply for such funds until  
9 such person is no longer living in the applicant's home.~~

10 ~~7. Any rule or portion of a rule, as that term is defined in section 536.010, that is  
11 created under the authority delegated in this section shall become effective only if it  
12 complies with and is subject to all of the provisions of chapter 536 and, if applicable,  
13 section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of  
14 no force and effect and repealed. Nothing in this section shall be interpreted to repeal  
15 or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully  
16 complied with all applicable provisions of law. This section and chapter 536 are  
17 nonseverable and if any of the powers vested with the general assembly pursuant to  
18 chapter 536 to review, to delay the effective date or to disapprove and annul a rule  
19 are subsequently held unconstitutional, then the grant of rulemaking authority and  
20 any rule proposed or adopted after August 28, 1999, shall be invalid and void.~~

21 ~~8. (1) The provisions of subsection 1 of this section shall not apply to any child care  
22 facility, as defined in section 210.201, maintained or operated under the exclusive  
23 control of a religious organization, as described in subdivision (4) of subsection 1 of  
24 section 210.211, unless such facility is a recipient of federal funds for providing care  
25 for children, except for federal funds for those programs that meet the requirements  
26 for participation in the Child and Adult Care Food Program under 42 U.S.C. Section  
27 1766.~~

28 ~~————(2) The provisions of subsection 1 of this section, as enacted by the ninety-ninth general  
29 assembly, second regular session, and any rules or regulations promulgated under such section, shall  
30 expire if 42 U.S.C. Section 9858f, as enacted by the Child Care and Development Block Grant  
31 (CCDBG) Act of 2014, and 45 CFR 98.43 are repealed or if Missouri no longer receives federal  
32 funds from the CCDBG.]"; and~~

33  
34 Further amend said bill, Page 82, the repealed version of Section 210.130, Line 19, by inserting after  
35 said line the following:

36  
37 ~~"[210.790. A foster parent shall have standing to participate in all court hearings pertaining  
38 to a child in their care.]"; and~~

39  
40 Further amend said bill and page, Section B, Line 1, by deleting the word "newborns" and inserting  
41 in lieu thereof the word "children"; and

42  
43 Further amend said bill, page, and section, Lines 2 and 4-5, by deleting both instances of the words  
44 "section 210.950" and inserting in lieu thereof the words "sections 210.950 and 210.1080"; and

45  
46 Further amend said bill by amending the title, enacting clause, and intersectional references  
47 accordingly.