

SECOND REGULAR SESSION

HOUSE BILL NO. 2611

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE RICHEY.

5373H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 320.097, RSMo, and to enact in lieu thereof one new section relating to residency requirements for fire department employees.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 320.097, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 320.097, to read as follows:

320.097. 1. As used in this section, "fire department" means any agency or organization that provides fire suppression and related activities, including but not limited to fire prevention, rescue, emergency medical services, hazardous material response, dispatching, or special operations to a population within a fixed and legally recorded geographical area.

2. No employee of a fire department who has worked for seven years for such department shall, as a condition of employment, be required to reside within a fixed and legally recorded geographical area of the fire department if the only public school district available to the employee within such fire department's geographical area is a public school district that is or has been unaccredited or provisionally accredited in the last five years of such employee's employment. Employees who have satisfied the seven-year requirement in this subsection and who choose to reside outside the geographical boundaries of the department shall reside within a one-hour response time. No charter school shall be deemed a public school for purposes of this section.

3. No employee of a fire department who has not resided in such fire department's fixed and legally recorded geographical area, or who has changed such employee's residency because of conditions described in subsection 2 of this section, shall as a condition of

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 employment be required to reside within the fixed and legally recorded geographical area of
19 the fire department if such school district subsequently becomes fully accredited.

20 **4. No employee of a fire department in a city with more than four hundred**
21 **thousand inhabitants and located in more than one county shall, as a condition of**
22 **employment, be subject to a residency rule or requirement any more restrictive than**
23 **residing within a one-hour response time.**

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