

SECOND REGULAR SESSION

# HOUSE BILL NO. 2640

## 98TH GENERAL ASSEMBLY

---

INTRODUCED BY REPRESENTATIVE CURTIS.

5510H.011

D. ADAM CRUMBLISS, Chief Clerk

---

### AN ACT

To repeal section 210.861, RSMo, and to enact in lieu thereof one new section relating to children's services funds.

---

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

Section A. Section 210.861, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 210.861, to read as follows:

210.861. 1. When the tax prescribed by section 210.860 or section 67.1775 is established, the governing body of the city or county or city not within a county shall appoint a board of directors consisting of nine members, who shall be residents of the city or county or city not within a county. All board members shall be appointed to serve for a term of three years, except that of the first board appointed, three members shall be appointed for one-year terms, three members for two-year terms and three members for three-year terms. Board members may be reappointed. In a city not within a county, or any county of the first classification with a charter form of government with a population not less than nine hundred thousand inhabitants, or any county of the first classification with a charter form of government with a population not less than two hundred thousand inhabitants and not more than six hundred thousand inhabitants, or any noncharter county of the first classification with a population not less than one hundred seventy thousand and not more than two hundred thousand inhabitants, or any noncharter county of the first classification with a population not less than eighty thousand and not more than eighty-three thousand inhabitants, or any third classification county with a population not less than twenty-eight thousand and not more than thirty thousand inhabitants, or any county of the third classification with a population not less than nineteen thousand five hundred and not more than twenty thousand inhabitants the members of the community mental health board of trustees

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 appointed pursuant to the provisions of sections 205.975 to 205.990 shall be the board members  
19 for the community children's services fund. The directors shall not receive compensation for  
20 their services, but may be reimbursed for their actual and necessary expenses.

21 2. The board shall elect a chairman, vice chairman, treasurer, and such other officers as  
22 it deems necessary for its membership. Before taking office, the treasurer shall furnish a surety  
23 bond or comparable insurance coverage for theft, misappropriation, mismanagement, or other  
24 acts, in an amount to be determined and in a form to be approved by the board, for the faithful  
25 performance of his or her duties and faithful accounting of all moneys that may come into his  
26 or her hands. The treasurer shall enter into the surety bond or comparable insurance coverage  
27 with a surety company or insurer authorized to do business in Missouri, and the cost of such  
28 bond or comparable insurance coverage shall be paid by the board of directors. The board shall  
29 administer and expend all funds generated pursuant to section 210.860 or section 67.1775 in a  
30 manner consistent with this section. The board shall not be mandated to expend funds by an act  
31 of state legislation without a majority vote of the county or city not within a county, excluding  
32 any county with a charter form of government and with more than nine hundred fifty thousand  
33 inhabitants. **No funds generated under section 210.860 or 67.1775 shall be transferred by**  
34 **the children's services fund board of any county with a charter form of government and**  
35 **with more than nine hundred fifty thousand inhabitants to the state or to such county.**

36 3. The board may contract with public or not-for-profit agencies licensed or certified  
37 where appropriate to provide qualified services and may place conditions on the use of such  
38 funds. The board shall reserve the right to audit the expenditure of any and all funds. The board  
39 and any agency with which the board contracts may establish eligibility standards for the use of  
40 such funds and the receipt of services. No member of the board shall serve on the governing  
41 body, have any financial interest in, or be employed by any agency which is a recipient of funds  
42 generated pursuant to section 210.860 or section 67.1775.

43 4. Revenues collected and deposited in the community children's services fund may be  
44 expended for the purchase of the following services:

45 (1) Up to thirty days of temporary shelter for abused, neglected, runaway, homeless or  
46 emotionally disturbed youth; respite care services; and services to unwed mothers;

47 (2) Outpatient chemical dependency and psychiatric treatment programs; counseling and  
48 related services as a part of transitional living programs; home-based and community-based  
49 family intervention programs; unmarried parent services; crisis intervention services, inclusive  
50 of telephone hotlines; and prevention programs which promote healthy lifestyles among children  
51 and youth and strengthen families;

52 (3) Individual, group, or family professional counseling and therapy services;  
53 psychological evaluations; and mental health screenings.

54           5. Any county, excluding any county with a charter form of government and with more  
55 than nine hundred fifty thousand inhabitants, or city not within a county in which voters have  
56 approved the levy of a tax under section 67.1775 or section 210.860 shall not add services in  
57 addition to those which are set forth in subsection 4 of this section at the time such levy is  
58 approved by the voters, unless such services authorized by statute after the voters have approved  
59 the levy are approved by the voters in the same manner as the original levy was approved. A  
60 proposal to add services shall be approved as set forth in section 67.1775 or section 210.860.

61           6. Revenues collected and deposited in the community children's services fund may not  
62 be expended for inpatient medical, psychiatric, and chemical dependency services, or for  
63 transportation services.

✓