

# SENATE BILL NO. 1106

101ST GENERAL ASSEMBLY

---

---

INTRODUCED BY SENATOR THOMPSON REHDER.

4967S.04I

ADRIANE D. CROUSE, Secretary

---

---

## AN ACT

To amend chapter 67, RSMo, by adding thereto one new section relating to funding for housing programs, with penalty provisions and an effective date.

---

---

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

Section A. Chapter 67, RSMo, is amended by adding thereto  
2 one new section, to be known as section 67.2300, to read as  
3 follows:

**67.2300. 1. Any construction of short-term housing  
2 for the homeless which is funded using state funds shall  
3 comply with the following requirements:**

**(1) For parking areas, each area shall provide:**

**(a) Access to basic utilities sufficient to serve all  
4 of the parking areas, including water and electricity  
5 outlets; and  
6**

**(b) Access to bathrooms sufficient to serve all of the  
7 parking areas;  
8**

**(2) For camping facilities, individuals experiencing  
9 homelessness may camp and store personal property at such  
10 facilities, which shall be subject to the following:**

**(a) Individuals shall only camp and store personal  
11 property at such facilities in the areas designated to each  
12 individual by the agency providing the camping facilities;  
13 and  
14**

**(b) Individuals shall complete a mental health and  
15 substance use evaluation as designated by a state or local  
16 agency;  
17  
18  
19**

20 (3) For individual shelters, which shall be subject to  
21 the following:

22 (a) Be suitable to house between one and three  
23 individuals;

24 (b) Provide basic sleeping accommodations and access  
25 to electricity;

26 (c) Provide adequate access to showers and bathroom  
27 facilities; and

28 (d) Be limited to occupation by each individual for a  
29 period of six months;

30 (4) For congregate shelters housing more than four  
31 homeless individuals in one space, projects for shelters  
32 shall be eligible for state funds only to the extent the  
33 shelter monitors and provides programs to improve the  
34 employment, income, and prevention of return to homelessness  
35 of individuals leaving those shelters. The department of  
36 economic development shall provide bonuses of up to ten  
37 percent for such programs that meet guidelines as  
38 established by the department.

39 2. A person that owns, operates, manages, or otherwise  
40 controls a camping facility under this section is immune  
41 from liability for all civil claims, excluding claims  
42 involving the person's intentional or grossly negligent  
43 conduct, arising out of the ownership, operation,  
44 management, or other control of such facility and such  
45 camping facilities shall not be subject to otherwise  
46 applicable building codes or ordinances of a political  
47 subdivision.

48 3. (1) Each political subdivision or not-for-profit  
49 organization in an area with above average per-capita  
50 homelessness, as determined by the most recent count for the  
51 federal government on homelessness and the most recent

52 United States census report on population receiving state  
53 funding for homelessness services shall survey homeless  
54 individuals living within the area in which the agency  
55 operates, including such individuals in local hospitals,  
56 jails, and other shelter systems, to calculate the combined  
57 days that such homeless individuals spend:

58 (a) Unhoused or in shelters in the year preceding the  
59 survey date;

60 (b) In any state or federal correctional facility in  
61 the year preceding the survey date; and

62 (c) Hospitalized in the year preceding the survey  
63 date.

64 (2) State and local agencies shall have access to the  
65 information of public hospitals, jails, and shelters in  
66 order to complete such surveys pursuant to this subsection.

67 (3) Each political subdivision or not-for-profit  
68 organization in an area with above average per-capita  
69 homelessness shall identify individuals with the greatest  
70 number of combined days as determined pursuant to this  
71 subsection and shall use state funds otherwise used for the  
72 construction of permanent housing for the homeless to assist  
73 such individuals with substance use, mental health  
74 treatment, and other services including short-term housing.  
75 The department shall provide up to twenty-five percent  
76 bonuses to political subdivisions or not-for-profit  
77 organizations according to the base allocation for reduction  
78 of combined days as determined pursuant to this subsection,  
79 with the days weighted by the department.

80 (4) Political subdivisions and not-for-profit  
81 organizations may use state grants otherwise used for  
82 permanent housing to conduct the surveys pursuant to this

83 subsection but these expenses shall not exceed ten percent  
84 of the total grant amount.

85 4. No person shall be permitted to use state-owned  
86 lands for unauthorized sleeping, camping, or long-term  
87 shelters. Any violation of this subsection is a class C  
88 misdemeanor.

89 5. No state funds shall be allocated to any political  
90 subdivision or not-for-profit organization for the  
91 construction of any short-term housing that costs more than  
92 fifty-five thousand dollars per bed to construct, excluding  
93 the price of land, or that costs more than twenty thousand  
94 dollars a year to maintain at a basic level of  
95 habitability. No homelessness assistance funding shall be  
96 allocated to any political subdivision or not-for-profit  
97 organization in any city that shows an increase in  
98 unsheltered homeless individuals of at least fifty  
99 individuals for two consecutive years and which refuses to  
100 enforce laws prohibiting unauthorized camping.

101 6. A political subdivision may allocate up to twenty-  
102 five percent of the funds it receives from the state through  
103 grants for public safety to the creation of homeless  
104 outreach teams. These teams shall:

105 (1) Be composed of both police officers and social  
106 service professionals;

107 (2) Work to move individuals camping and sleeping in  
108 public or private places not fit for human habitation into  
109 homeless services; and

110 (3) Enforce all ordinances against street camping and  
111 sleeping in public, and these teams shall have a preference  
112 toward moving homeless individuals into drug or other adult  
113 treatment courts as defined in section 478.001 whenever  
114 possible.

115           7. Any political subdivision with a higher per-capita  
116 rate of homelessness than the state average, that refuses to  
117 enforce ordinances prohibiting unauthorized camping,  
118 sleeping, or obstructing a public sidewalk or right-of-way,  
119 shall, within one year of the passage of this act, receive  
120 no further state funding through grants awarded for public  
121 safety until the department of social services determines:

122           (1) The political subdivision has a per-capita rate of  
123 unsheltered homeless individuals at or below the state  
124 average; or

125           (2) The political subdivision enforces ordinances  
126 prohibiting unauthorized camping, sleeping, or obstructing a  
127 public sidewalk or right-of-way.

128           8. The department of economic development shall  
129 promulgate all rules and regulations to implement the  
130 provisions of this section. Any rule or portion of a rule,  
131 as that term is defined in section 536.010, that is created  
132 under the authority delegated in this section shall become  
133 effective only if it complies with and is subject to all of  
134 the provisions of chapter 536 and, if applicable, section  
135 536.028. This section and chapter 536 are nonseverable and  
136 if any of the powers vested with the general assembly  
137 pursuant to chapter 536 to review, to delay the effective  
138 date, or to disapprove and annul a rule are subsequently  
139 held unconstitutional, then the grant of rulemaking  
140 authority and any rule proposed or adopted after January 1,  
141 2023, shall be invalid and void.

          Section B. The enactment of section 67.2300 of this  
2 act shall become effective on January 1, 2023.

✓