

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 732, Page 3,
2 Section 44.010, Line 43, by inserting after all of said section and line the following:

3
4 "44.023. 1. The Missouri state emergency management agency shall establish and
5 administer an emergency volunteer program to be activated in the event of a disaster whereby
6 volunteer architects, [and professional] engineers [registered] licensed under chapter 327, any
7 individual including, but not limited to, building officials and building inspectors employed by local
8 governments, qualified by training and experience, who has been certified by the state emergency
9 management agency, and who performs his or her duties under the direction of an architect or
10 engineer licensed under chapter 327, and construction contractors, equipment dealers and other
11 owners and operators of construction equipment may volunteer the use of their services and
12 equipment, either manned or unmanned, for up to [three] five consecutive days for in-state
13 deployments as requested and needed by the state emergency management agency.

14 2. In the event of a disaster, the enrolled volunteers shall, where needed, assist local
15 jurisdictions and local building inspectors to provide essential demolition, cleanup or other related
16 services and to determine whether [buildings] structures affected by a disaster:

17 (1) Have not sustained serious damage and may be occupied;

18 (2) Must be [vacated temporarily] restricted in their use pending repairs; or

19 (3) [Must be demolished in order to avoid hazards to occupants or other persons] Are unsafe
20 and shall not be occupied pending repair or demolition.

21 3. Any person when utilized as a volunteer under the emergency volunteer program shall
22 have his or her incidental expenses paid by the local jurisdiction for which the volunteer service is
23 provided. Enrolled volunteers under the emergency volunteer program shall be provided workers'
24 compensation insurance by the state emergency management agency during their official duties as
25 authorized by the state emergency management agency.

26 4. Emergency volunteers who are certified by the state emergency management agency shall
27 be considered employees of the state for purposes of the emergency mutual aid compact under
28 section 44.415 and shall be eligible for out-of-state deployments in accordance with such section.

29 5. Architects, [and professional] engineers, individuals including, but not limited to, building
30 officials and building inspectors employed by local governments, qualified by training and
31 experience, who have been certified by the state emergency management agency, and who perform
32 their duties under the direction of an architect or engineer licensed under chapter 327, construction
33 contractors, equipment dealers and other owners and operators of construction equipment and the
34 companies with which they are employed, working under the emergency volunteer program, shall
35 not be personally liable either jointly or separately for any act or acts committed in the performance
36 of their official duties as emergency volunteers except in the case of willful misconduct or gross

Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

1 negligence.

2 [5.] 6. Any individuals, employers, partnerships, corporations or proprietorships, that are
3 working under the emergency volunteer program providing demolition, cleanup, removal or other
4 related services, shall not be liable for any acts committed in the performance of their official duties
5 as emergency volunteers except in the case of willful misconduct or gross negligence."; and

6
7 Further amend said bill by amending the title, enacting clause, and intersectional references
8 accordingly.