

SECOND REGULAR SESSION

SENATE BILL NO. 1185

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR ENGLER.

Read 1st time March 1, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

5418S.011

AN ACT

To repeal sections 44.020, 44.024, 44.237, and 192.510, RSMo, and to enact in lieu thereof four new sections relating to the state emergency management agency.

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

Section A. Sections 44.020, 44.024, 44.237, and 192.510, RSMo, are
2 repealed and four new sections enacted in lieu thereof, to be known as sections
3 44.020, 44.024, 44.237, and 192.510, to read as follows:

44.020. There is hereby created within the [military division of the
2 executive department, office of the adjutant general,] **department of public**
3 **safety** the "State Emergency Management Agency", for the general purpose of
4 assisting in coordination of national, state and local activities related to
5 emergency functions by coordinating response, recovery, planning and
6 mitigation. This agency shall also serve as the statewide coordinator for
7 activities associated with the National Flood Insurance Program.

44.024. The [adjutant general] **director of the department of public**
2 **safety**, subject to the direction and control of the governor, shall be the executive
3 head of the office of the state emergency management agency.

44.237. 1. In addition to its responsibilities listed in sections 44.225 to
2 44.237, the commission shall undertake a study to determine the feasibility of
3 establishing a comprehensive program of earthquake hazard reduction having as
4 its purposes the saving of lives and mitigating damage to property in Missouri.

2. The study shall accomplish the following tasks:

(1) Earthquake hazard reduction. The study shall develop a
7 comprehensive program for the reduction of earthquake hazards in Missouri. It
8 shall include, but not necessarily be limited to, the following:

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

9 (a) A review of and recommendations for improving the development and
10 implementation of technically and economically feasible codes, standards and
11 procedures for the design and construction of new structures and the
12 strengthening of existing structures so as to increase the earthquake resistance
13 of structures located in areas of significant seismic hazard;

14 (b) A review of current methods and recommendations for new methods
15 to improve the development, publication and promotion, in conjunction with local
16 officials, research organizations and professional organizations, of model codes
17 and other means to provide better information about seismic hazards to guide
18 land-use policy decisions and building activity;

19 (c) A review of and recommendations for methods, practices and
20 procedures to educate the public, including local officials, about the nature and
21 consequences of earthquakes, about procedures for identifying those locations and
22 structures especially susceptible to earthquake damage and about ways to reduce
23 and mitigate the adverse effects of an earthquake;

24 (d) A review of and recommendations for programs and techniques to
25 improve preparedness for and response to damaging earthquakes with special
26 attention being given to hazard control measures, pre-earthquake emergency
27 planning, readiness of emergency services and planning for post-earthquake
28 reconstruction and redevelopment.

29 (2) Implementation processes. With respect to implementation of
30 earthquake hazard reduction, the study shall include the following:

31 (a) Recommendations for new roles, responsibilities and programs for
32 state and local agencies, universities, private organizations and volunteer
33 organizations, including goals, priorities and expenditures of future state funds
34 specifically identified for the recommended hazards reduction program;

35 (b) Recommendations for methods and procedures to disseminate and
36 implement basic and applied earthquake research in order to achieve higher
37 levels of seismic safety.

38 (3) Coordination with other agencies. To the extent it is practical to do
39 so, the study required by this section shall be coordinated with the relevant local,
40 regional and federal government agencies, key elements of the private sector, and
41 at least the following state agencies: state emergency management agency,
42 division of geology and land survey, division of design and construction, Missouri
43 housing development commission, department of natural resources, department
44 of labor and industrial relations, public service commission, department of health

45 and senior services, office of the state fire marshal, department of transportation,
46 department of revenue, [office of the adjutant general] **department of public**
47 **safety**, department of insurance, and the department of elementary and
48 secondary education.

49 3. The study shall include recommendations for statutory changes and
50 specific executive actions to be taken by state and local agencies necessary to
51 establish and implement an earthquake hazards reduction program for the state
52 of Missouri.

53 4. The commission shall submit the study to the general assembly by June
54 30, 1997, or earlier at its discretion.

192.510. The department of health and senior services shall respond to
2 all radiation emergencies. The department shall coordinate its radiation
3 emergency response activities and plans with the state emergency management
4 agency, the department of natural resources and other agencies, and provide a
5 memorandum of agreement documenting responsibilities. This section does not
6 in any way alter or change the provisions of chapter 44, RSMo, concerning
7 response during an emergency by the [office of the adjutant general]
8 **department of public safety** or its successor agency.

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