

FIRST REGULAR SESSION
[P E R F E C T E D]
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 52
94TH GENERAL ASSEMBLY

Reported from the Committee on Transportation, February 1, 2007, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

Senate Committee Substitute adopted February 19, 2007.

Taken up February 19, 2007. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

0163S.03P

AN ACT

To amend chapter 227, RSMo, by adding thereto one new section relating to annual bid bonds for state highways and transportation commission construction and maintenance projects.

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

Section A. Chapter 227, RSMo, is amended by adding thereto one new
2 section, to be known as section 227.103, to read as follows:

**227.103. 1. Notwithstanding any other provision of law to the
2 contrary, the commission is authorized to accept an annual bid bond
3 for its construction and maintenance projects. The commission shall
4 prescribe the form and content of an annual bid bond pursuant to the
5 procedures set forth in the Missouri standard specifications for
6 highway construction, or its successor.**

7 **2. The commission is authorized to promulgate administrative
8 rules to administer the provision in this section. Any rule or portion
9 of a rule, as that term is defined in section 536.010, RSMo, that is
10 created under the authority delegated in this section shall become
11 effective only if it complies with and is subject to all of the provisions
12 of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This
13 section and chapter 536, RSMo, are nonseverable and if any of the
14 powers vested with the general assembly pursuant to chapter 536,
15 RSMo, to review, to delay the effective date, or to disapprove and annul**

16 a rule are subsequently held unconstitutional, then the grant of
17 rulemaking authority and any rule proposed or adopted after August
18 28, 2007, shall be invalid and void.

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Unofficial

Bill

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