

SECOND REGULAR SESSION

SENATE BILL NO. 736

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR BARTLE.

Pre-filed December 1, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

3522S.02I

AN ACT

To amend chapter 167, RSMo, by adding thereto one new section relating to drug testing for high school students participating in athletics.

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

Section A. Chapter 167, RSMo, is amended by adding thereto one new
2 section, to be known as section 167.628, to read as follows:

**167.628. 1. The board of education of any school district shall
2 adopt a policy, pursuant to rules and regulations adopted by the
3 department of elementary and secondary education, for the random
4 testing of the district's students in grades nine to twelve who
5 participate in interscholastic athletics for the unlawful use of
6 controlled substances, as the term "controlled substances" is defined in
7 section 195.010, RSMo, including but not limited to anabolic steroids.**

**8 2. Any student who tests positive for unlawful use of a controlled
9 substance or anabolic steroid shall not be allowed to participate in
10 interscholastic athletics or intramural sports for the remainder of the
11 academic year and the subsequent academic year.**

**12 3. Any rule or portion of a rule, as that term is defined in section
13 536.010, RSMo, that is created under the authority delegated in this
14 section shall become effective only if it complies with and is subject to
15 all of the provisions of chapter 536, RSMo, and, if applicable, section
16 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable
17 and if any of the powers vested with the general assembly pursuant to
18 chapter 536, RSMo, to review, to delay the effective date, or to
19 disapprove and annul a rule are subsequently held unconstitutional,**

20 then the grant of rulemaking authority and any rule proposed or
21 adopted after August 28, 2008, shall be invalid and void.

✓

Unofficial

Bill

Copy