

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 963
95TH GENERAL ASSEMBLY

Reported from the Committee on Education, March 4, 2010, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

5144S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 640.240, RSMo, and to enact in lieu thereof one new section relating to the minority and underrepresented environmental literacy program.

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

Section A. Section 640.240, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 173.240, to read as follows:

**173.240. 1. There is hereby established within the department of
2 higher education a "Minority and Underrepresented Environmental
3 Literacy Program". The department of higher education, hereafter
4 referred to as the department, may award scholarships to minority and
5 underrepresented students to pursue environmentally related courses
6 of study. The scholarships shall be administered by the department
7 recruitment and retention program under the supervision of the
8 minority environmental literacy advisory committee established under
9 this section. Those ethnic groups which are most severely
10 underrepresented, as determined by data gathered and maintained by
11 the National Academy of Sciences, shall receive priority in annual
12 selection.**

**13 2. For the purpose of increasing the number of minority and
14 underrepresented students, as determined by the National Academy of
15 Sciences, who are enrolled in environmentally related courses of study,
16 there is hereby created a "Recruitment and Retention Scholarship
17 Fund". Any unexpended balance in the recruitment and retention
18 scholarship fund shall not be subject to biennial transfer under the**

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

19 provisions of section 33.080. All interest earned on funds in the
20 recruitment and retention scholarship fund shall accrue to the fund.

21 3. The general assembly may appropriate funds to the
22 department for the purpose of funding scholarships as authorized by
23 this section. Such funds shall be from general revenue, special fees
24 administered by the department, federal funding sources, gifts, or
25 donations, provided that such funds may be used for this purpose. All
26 sums received for this purpose shall be placed in the state treasury and
27 credited to the recruitment and retention scholarship fund.

28 4. The department shall accept, receive and administer grants or
29 other funds, gifts, or donations from the public and individuals,
30 including the federal government, for the purpose of funding
31 scholarships under this section. Such funds shall be deposited in the
32 recruitment and retention scholarship fund.

33 5. The department shall promulgate rules to administer the
34 scholarship program, which shall include qualifications, application
35 forms, annual filing deadlines, and scholarship amounts. Any rule or
36 portion of a rule, as that term is defined in section 536.010 that is
37 created under the authority delegated in this section shall become
38 effective only if it complies with and is subject to all of the provisions
39 of chapter 536, and, if applicable, section 536.028. This section and
40 chapter 536 are nonseverable and if any of the powers vested with the
41 general assembly pursuant to chapter 536, to review, to delay the
42 effective date, or to disapprove and annul a rule are subsequently held
43 unconstitutional, then the grant of rulemaking authority and any rule
44 proposed or adopted after August 28, 2010, shall be invalid and void.

45 6. The scholarship program shall be directed toward students in
46 the following areas of study:

47 (1) Engineering students pursuing an environmental course of
48 study through undergraduate and graduate degrees in civil, chemical,
49 mechanical, environmental, or biological engineering;

50 (2) Environmental sciences students pursuing undergraduate and
51 graduate degrees in geology, biology, wildlife management, planning,
52 natural resources, or a closely related course of study;

53 (3) Chemistry students pursuing undergraduate and graduate
54 degrees in the field of environmental chemistry; and

55 (4) Law enforcement students pursuing undergraduate and

56 graduate degrees in environmental law enforcement.

57 7. There is hereby created a "Minority Environmental Literacy
58 Advisory Committee", hereafter referred to as the committee, to be
59 comprised of:

60 (1) The commissioner of higher education or the commissioner's
61 designee, who will serve as chairperson of the committee;

62 (2) Three representatives of universities and colleges. The
63 universities and colleges shall be selected by the department, with the
64 approval of the director of the department of natural resources. The
65 university and college representatives shall each be appointed by the
66 affirmative action office of the respective institution;

67 (3) The director of the department of natural resources or the
68 director's designee;

69 (4) Five at-large members appointed by the governor, with the
70 advice and consent of the senate, who shall be high school teachers and
71 college professors and who shall be selected to represent the various
72 regions of the state;

73 (5) The state affirmative action officer.

74 8. The committee shall meet at least annually, at a time and
75 place to be determined by the chairperson, to select students to receive
76 scholarships from applications filed with the department retention and
77 recruitment program. The members appointed by the governor shall be
78 reimbursed for their actual and necessary expenses.

79 9. Colleges and universities described in this section shall
80 include public community colleges.

 [640.240. 1. There is hereby established within the division
2 of environmental quality a "Minority and Underrepresented
3 Environmental Literacy Program". The department of natural
4 resources, hereafter referred to as the department, may award
5 scholarships to minority and underrepresented students to pursue
6 environmentally related courses of study. The scholarships shall
7 be administered by the division of environmental quality
8 recruitment and retention program under the supervision of the
9 minority environmental literacy advisory committee established
10 under this section. Those ethnic groups which are most severely
11 underrepresented, as determined by data gathered and maintained
12 by the National Academy of Sciences, shall receive priority in

13 annual selection.

14 2. For the purpose of increasing the number of minority and
15 underrepresented students, as determined by the National
16 Academy of Sciences, who are enrolled in environmentally related
17 courses of study, there is hereby created a "Recruitment and
18 Retention Scholarship Fund". Any unexpended balance in the
19 recruitment and retention scholarship fund shall not be subject to
20 biennial transfer pursuant to the provisions of section 33.080,
21 RSMo. All interest earned on funds in the recruitment and
22 retention scholarship fund shall accrue to the fund.

23 3. The general assembly may appropriate funds to the
24 department for the purpose of funding scholarships as authorized
25 by this section. Such funds shall be from general revenue, special
26 fees administered by the department, federal funding sources, gifts
27 or donations, provided that such funds may be used for this
28 purpose. All sums received for this purpose shall be placed in the
29 state treasury and credited to the recruitment and retention
30 scholarship fund.

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33 individuals, including the federal government, for the purpose of
34 funding scholarships under this section. Such funds shall be
35 deposited in the recruitment and retention scholarship fund.

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38 forms, annual filing deadlines, and scholarship amounts.

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40 students in the following areas of study:

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42 graduate degrees in civil, chemical, mechanical, or agricultural
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45 undergraduate and graduate degrees in geology, biology, wildlife
46 management, planning, natural resources, or a closely related
47 course of study;

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60 the affirmative action office of the respective institution;

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62 commissioner's designee;

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66 represent the various regions of the state;

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69 and place to be determined by the chairperson, to select students
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71 environmental quality retention and recruitment program. The
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73 actual and necessary expenses.

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