

SECOND REGULAR SESSION

SENATE BILL NO. 876

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR STOUFFER.

Read 1st time February 1, 2010, and ordered printed.

TERRY L. SPIELER, Secretary.

4855S.011

AN ACT

To repeal section 41.216, RSMo, and to enact in lieu thereof one new section relating to the Missouri military family relief fund.

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

Section A. Section 41.216, RSMo, is repealed and one new section enacted
2 in lieu thereof, to be known as section 41.216, to read as follows:

41.216. 1. Subject to appropriation and upon the recommendation of a
2 panel consisting of a [command sergeants] **sergeant** major of the Missouri
3 national guard, a [command sergeants] **sergeant** major of a reserve component
4 or its equivalent, and a representative of the Missouri veterans commission who
5 shall establish criteria for the grants by the promulgation of rules and
6 regulations, the adjutant general shall have the power to make grants from the
7 Missouri military family relief fund to families of persons who are members of the
8 Missouri national guard or Missouri residents who are members of the reserves
9 of the armed forces of the United States and who have been called to active duty
10 as a result of the September 11, 2001, terrorist attacks.

11 2. Any rule or portion of a rule, as that term is defined in section 536.010,
12 RSMo, that is created under the authority delegated in this section shall become
13 effective only if it complies with and is subject to all of the provisions of chapter
14 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter
15 536, RSMo, are nonseverable and if any of the powers vested with the general
16 assembly pursuant to chapter 536, RSMo, to review, to delay the effective date,
17 or to disapprove and annul a rule are subsequently held unconstitutional, then
18 the grant of rulemaking authority and any rule proposed or adopted after August
19 28, 2005, shall be invalid and void.

✓

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