

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 68**  
96TH GENERAL ASSEMBLY

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Reported from the Committee on Governmental Accountability, January 26, 2011, with recommendation that the Senate Committee Substitute do pass.

0565S.03C

TERRY L. SPIELER, Secretary.

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**AN ACT**

To repeal section 21.400, RSMo, and to enact in lieu thereof one new section relating to subpoenas issued by the general assembly, with an emergency clause.

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

Section A. Section 21.400, RSMo, is repealed and one new section enacted  
2 in lieu thereof, to be known as section 21.400, to read as follows:

21.400. Subpoenas for witnesses **and the production of records** shall  
2 be issued at the request of any member of [either house] **the senate or the**  
3 **house of representatives**, or the party accused, or any member of any  
4 committee; and all process awarded by the senate or house of representatives, and  
5 subpoenas and other process for witnesses whose attendance is required by either  
6 the senate or the house, or before any committee, shall be under the hand of the  
7 president **pro tem**, or the speaker and attested by the secretary or chief clerk,  
8 as the case may be, and shall be executed by the sergeant at arms of such house,  
9 or by a special messenger appointed for that purpose.

Section B. Because of the need to clarify issues regarding the issuance of  
2 subpoenas by the general assembly during the first regular session of the ninety-  
3 sixth general assembly, section A of this act is deemed necessary for the  
4 immediate preservation of the public health, welfare, peace and safety, and is  
5 hereby declared to be an emergency act within the meaning of the constitution,  
6 and section A of this act shall be in full force and effect upon its passage and  
7 approval.

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