

SENATE BILL NO. 891

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

4253S.011

KRISTINA MARTIN, Secretary

AN ACT

To amend chapter 536, RSMo, by adding thereto one new section relating to administrative rules.

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

Section A. Chapter 536, RSMo, is amended by adding thereto
2 one new section, to be known as section 536.180, to read as
3 follows:

536.180. 1. Any state agency filing a notice of
2 proposed rulemaking, as required by section 536.021, wherein
3 the adoption, amendment, or rescission of the rule would
4 require or result in an expenditure of public funds by that
5 agency, any other state agency, or any political subdivision
6 of the state in excess of two hundred fifty thousand dollars
7 per year, or would require or result in an expenditure of
8 money by or a reduction in income for individuals or
9 businesses in excess of two hundred fifty thousand dollars
10 per year shall, in addition to the requirements of section
11 536.200, file notification with the joint committee on
12 administrative rules of such proposed rule.

13 2. Any proposed rule subject to the provisions of this
14 section shall not be subject to section 536.021 and shall
15 not become effective until the provisions of this section
16 have been satisfied.

17 3. A proposed rule subject to the provisions of this
18 section shall not become effective unless and until the

19 general assembly adopts a concurrent resolution in
20 accordance with the provisions of Article IV, Section 8 of
21 the Missouri Constitution to approve such proposed rule.

22 4. Upon adoption of such concurrent resolution as
23 provided in subsection 3 of this section, the secretary of
24 state shall not publish the order of rulemaking until the
25 expiration of time necessary for such resolution to be
26 signed by the governor or vetoed and subsequently acted upon
27 by the general assembly as provided in Article III, Section
28 32 of the Missouri Constitution. If such concurrent
29 resolution is adopted and signed by the governor or
30 otherwise reconsidered under Article III, Section 32 of the
31 Missouri Constitution, the secretary of state shall publish
32 in the Missouri register, as soon as practicable, the order
33 of rulemaking along with notice of the proposed rules or
34 portions thereof that were approved by the general assembly.

35 5. Except for rules adopted pursuant to section
36 536.025 or required to be adopted to conform with federal
37 law or for federal funding, any proposed rule shall be null,
38 void, and unenforceable unless made in accordance with the
39 provisions of this section.

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