

SECOND REGULAR SESSION

SENATE BILL NO. 1162

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR NODLER.

Read 1st time March 1, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

5416S.011

AN ACT

To repeal section 536.310, RSMo, and to enact in lieu thereof one new section relating to the small business regulatory fairness board.

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

Section A. Section 536.310, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 536.310, to read as follows:

536.310. 1. The board shall:

(1) Provide state agencies with input regarding rules that adversely affect small businesses;

(2) Solicit input and conduct hearings from small business owners and state agencies regarding any rules proposed by a state agency; [and]

(3) Provide an evaluation report to the governor and the general assembly, including any recommendations and evaluations of state agencies regarding regulatory fairness for Missouri's small businesses. The report shall include comments from small businesses, state agency responses, and a summary of any public testimony on rules brought before the board for consideration; **and**

(4) Act as a liaison between state agencies and small business administration programs at the federal level, to provide a coordinated delivery system to serve the informational needs of Missouri small business owners.

2. In any inquiry conducted by the board because of a request from a small business owner, the board may make recommendations to the state agency. If the board makes recommendations, such recommendations shall be based on any of the following grounds:

(1) The rule creates an undue barrier to the formation, operation, and

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

20 expansion of small businesses in a manner that significantly outweighs the rule's
21 benefits to the public; or

22 (2) New or significant economic information indicates the proposed rule
23 would create an undue impact on small businesses; or

24 (3) Technology, economic conditions, or other relevant factors justifying
25 the purpose for the rule has changed or no longer exists; or

26 (4) If the rule was adopted after August 28, 2004, whether the actual
27 effect on small businesses was not reflected in or significantly exceeded the small
28 business impact statement submitted prior to the adoption of the rules.

Unofficial ✓

Bill

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