

FIRST REGULAR SESSION

SENATE BILL NO. 350

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR FITZWATER.

1249S.01H

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 or a
5 reduction in public revenues for that agency or any other
6 state agency in excess of two hundred fifty thousand dollars
7 shall, in addition to the requirements of section 536.200,
8 file notification with the joint committee on administrative
9 rules of such proposed rule.

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

14 3. A proposed rule subject to the provisions of this
15 section shall not become effective unless and until the
16 general assembly adopts a concurrent resolution in
17 accordance with the provisions of Article IV, Section 8 of
18 the Missouri Constitution to approve such proposed rule.

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

32 5. Except as provided in section 536.025, any proposed
33 rule shall be null, void, and unenforceable unless made in
34 accordance with the provisions of this section.

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