

SECOND REGULAR SESSION

HOUSE BILL NO. 1578

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE DEEKEN.

Read 1st time February 26, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4529L.011

AN ACT

To repeal section 213.030, RSMo, and to enact in lieu thereof one new section relating to certain powers of the Missouri commission on human rights.

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

Section A. Section 213.030, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 213.030, to read as follows:

213.030. 1. The powers and duties of the commission shall be:

- 2 (1) To seek to eliminate and prevent discrimination because of race, color, religion,
3 national origin, ancestry, sex, age as it relates to employment, disability, or familial status as it
4 relates to housing and to take other actions against discrimination because of race, color, religion,
5 national origin, ancestry, sex, age, disability, or familial status as provided by law; and the
6 commission is hereby given general jurisdiction and power for such purposes;
- 7 (2) To implement the purposes of this chapter first by conference, conciliation and
8 persuasion so that persons may be guaranteed their civil rights and goodwill be fostered;
- 9 (3) To formulate policies to implement the purposes of this chapter and to make
10 recommendations to agencies and officers of the state and political subdivisions in aid of such
11 policies and purposes;
- 12 (4) To appoint such employees as it may deem necessary, fix their compensation within
13 the appropriations provided and in accordance with the wage structure established for other state
14 agencies, and prescribe their duties;
- 15 (5) To obtain upon request and utilize the services of all governmental departments and
16 agencies to be paid from appropriations to this commission;

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

17 (6) To adopt, promulgate, amend, and rescind suitable rules and regulations to carry out
18 the provisions of this chapter and the policies and practices of the commission in connection
19 therewith;

20 (7) To receive, investigate, initiate, and pass upon complaints alleging discrimination
21 in employment, housing or in places of public accommodations because of race, color, religion,
22 national origin, ancestry, sex, age as it relates to employment, disability, or familial status as it
23 relates to housing and to require the production for examination of any books, papers, records,
24 or other materials relating to any matter under investigation;

25 (8) To hold hearings, subpoena witnesses, compel their attendance, administer oaths, to
26 take the testimony of any person under oath, and, in connection therewith, to require the
27 production for examination of any books, papers or other materials relating to any matter under
28 investigation or in question before the commission;

29 (9) To issue publications and the results of studies and research which will tend to
30 promote goodwill and minimize or eliminate discrimination in housing, employment or in places
31 of public accommodation because of race, color, religion, national origin, ancestry, sex, age as
32 it relates to employment, disability, or familial status as it relates to housing;

33 (10) To provide each year to the governor and to the general assembly a full written
34 report of all its activities and of its recommendations;

35 (11) To adopt an official seal;

36 (12) To cooperate, act jointly, enter into cooperative or work-sharing agreements with
37 the United States Equal Employment Opportunity Commission, the United States Department
38 of Housing and Urban Development, and other federal agencies and local commissions or
39 agencies to achieve the purposes of this chapter;

40 (13) To accept **or solicit funds and property by** grants, private gifts, bequests, **fees, or**
41 **otherwise**, and establish funds to dispose of such moneys [so long as the conditions of the grant,
42 gift, or bequest are not inconsistent with the purposes of this chapter and are used] **or property**
43 to achieve the purposes of this chapter;

44 (14) To establish a human rights fund as defined in section 213.010, for the purposes of
45 administering sections 213.040, 213.045, 213.050, 213.070, 213.075, and 213.076.

46 2. No rule or portion of a rule promulgated under the authority of this chapter shall
47 become effective unless it has been promulgated pursuant to the provisions of section 536.024,
48 RSMo.