

FIRST REGULAR SESSION

HOUSE BILL NO. 267

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES MYERS (Sponsor), BEAN, HOBBS AND WOOD (Co-sponsors).

Read 1st time January 19, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1042L.011

AN ACT

To repeal section 261.105, RSMo, and to enact in lieu thereof one new section relating to agricultural demonstration awards.

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

Section A. Section 261.105, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 261.105, to read as follows:

261.105. 1. The department of agriculture shall make demonstration awards, out of appropriations made for that purpose, to the center for sustainable agricultural systems of the University of Missouri college of agriculture for the development and coordination of demonstration projects on the lands of individual farmers in this state which identify, develop and demonstrate agricultural technologies and farm management strategies in food and fiber production carried out under actual farming conditions that will reduce the dependency of food and fiber production on nonrenewable inputs. **Through 2008, at least fifty percent of such demonstration awards shall be allocated to projects for environmentally sound agricultural practices that directly improve water quality or animal waste management.** In any one fiscal year, no more than thirty such demonstration project awards shall be made and no award shall exceed four thousand five hundred dollars for any one demonstration project. The department of agriculture, in cooperation with the University of Missouri college of agriculture and the University of Missouri extension service, shall promulgate rules and regulations necessary to carry out the provisions of this section and for the identification of demonstration projects and award areas. The demonstration projects shall be selected on a broad geographical basis so that each agricultural area of the state is represented as nearly as practicable. The

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

17 demonstration projects shall be selected on the basis of innovative practices based on
18 competitive applications received. Each demonstration project shall be monitored by the
19 University of Missouri extension service and a report of the project shall be made to the
20 department of agriculture.

21 2. No rule or portion of a rule promulgated pursuant to the authority of this section shall
22 become effective unless it has been promulgated pursuant to the provisions of chapter 536,
23 RSMo. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is
24 promulgated under the authority delegated in this section shall become effective only if it has
25 been promulgated pursuant to the provisions of chapter 536, RSMo. Nothing in this section shall
26 be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28,
27 1999, if it fully complied with the provisions of chapter 536, RSMo. This section and chapter
28 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant
29 to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are
30 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed
31 or adopted after August 28, 1999, shall be invalid and void.