

SECOND REGULAR SESSION

HOUSE BILL NO. 1480

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES CUNNINGHAM (86) (Sponsor), DAY, DAVIS, RUESTMAN,
STEVENSON, NIEVES, SCHARNHORST AND COOPER (155) (Co-sponsors).

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D. ADAM CRUMBLISS, Chief Clerk

3531L.01I

AN ACT

To amend chapter 161, RSMo, by adding thereto one new section relating to extracurricular competitive activities.

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

Section A. Chapter 161, RSMo, is amended by adding thereto one new section, to be
2 known as section 161.710, to read as follows:

**161.710. 1. Beginning with school year 2009-2010, the department of elementary
2 and secondary education may, at the discretion of the state board of education, provide
3 oversight and administration for all public schools that choose to participate in
4 extracurricular competitive activities. The department may provide oversight and
5 administration for any private school electing to have the department provide oversight
6 and administration in relation to extracurricular competitive activities.**

**7 2. The department may charge a fee to both public and private schools for costs
8 associated with providing services under this section and may participate in licensing
9 arrangements that generate revenue to offset the cost of administration.**

**10 3. No public school may participate in an association that regulates extracurricular
11 competitive activities unless the private organization submits its proposed rules and
12 regulations to the joint committee on administrative rules, which may seek
13 recommendations from the department.**

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.

14 **4. The department may promulgate rules and regulations for the purpose of**
15 **carrying out the provisions of this section. Any rule or portion of a rule, as that term is**
16 **defined in section 536.010, RSMo, that is created under the authority delegated in this**
17 **section shall become effective only if it complies with and is subject to all of the provisions**
18 **of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter**
19 **536, RSMo, are nonseverable and if any of the powers vested with the general assembly**
20 **pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and**
21 **annul a rule are subsequently held unconstitutional, then the grant of rulemaking**
22 **authority and any rule proposed or adopted after August 28, 2008, shall be invalid and**
23 **void.**

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