

SECOND REGULAR SESSION

HOUSE BILL NO. 2066

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WASSON.

Read 1st time February 7, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

4912L.01I

AN ACT

To amend chapter 197, RSMo, by adding thereto one new section relating to architectural plan review fees for certain health facilities.

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

Section A. Chapter 197, RSMo, is amended by adding thereto one new section, to be
2 known as section 197.101, to read as follows:

**197.101. 1. The department of health and senior services shall promulgate rules
2 to establish a schedule of fees, not to exceed three thousand dollars, to be paid by an
3 applicant for an architectural plan review of construction documents for new construction
4 and alterations to health facilities licensed under this chapter and chapter 198, RSMo. The
5 department shall have the authority to waive or reduce the plan review fees using uniform
6 guidelines for such waiver or reduction. The fee schedule shall be designed to generate
7 revenues to fund the reasonable cost of providing architectural plan reviews and
8 consultation, and shall be based on the size of the construction project. The director of the
9 department shall collect all fees provided for in this section and shall deposit such fees in
10 the state treasury to the credit of the general revenue fund.**

**11 2. All moneys collected under subsection 1 of this section shall be used, subject to
12 appropriation, for the purpose of carrying out the review of facility plans submitted for
13 review by facilities licensed under this chapter and chapter 198, RSMo.**

**14 3. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo,
15 that is created under the authority delegated in this section shall become effective only if**

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.

16 it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if
17 applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable
18 and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo,
19 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
20 held unconstitutional, then the grant of rulemaking authority and any rule proposed or
21 adopted after August 28, 2008, shall be invalid and void.

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