

SECOND REGULAR SESSION

HOUSE BILL NO. 1943

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MCGHEE.

4767L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 41.216, RSMo, and to enact in lieu thereof one new section relating to the Missouri military family relief fund.

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

Section A. Section 41.216, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 41.216, to read as follows:

41.216. 1. Subject to appropriation and upon the recommendation of a panel consisting of a [command] sergeants major of the Missouri national guard, a [command] sergeants major of a reserve component or its equivalent, and a representative of the Missouri veterans commission who shall establish criteria for the grants by the promulgation of rules and regulations, the adjutant general shall have the power to make grants from the Missouri military family relief fund to families of persons who are members of the Missouri national guard or Missouri residents who are members of the reserves of the armed forces of the United States and who have been called to active duty as a result of the September 11, 2001, terrorist attacks.

2. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

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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.