

HB 1116 -- SEVENTH AMENDMENT PRESERVATION ACT

SPONSOR: Clemens

This bill establishes the "Seventh Amendment Preservation Act", which:

(1) Declares that the Constitutions of the United States and Missouri occupy and preempt legislation involving civil litigation and laws, rules, orders, or other actions that restrict a resident's day in court;

(2) Declares that all federal and state acts, laws, executive orders, administrative orders, rules, and regulations, at any point in time, that infringe on the seventh amendment to the United States Constitution and Article I, Section 22(a) of the Missouri Constitution are invalid in Missouri;

(3) Declares that the duty of government is to protect the rights of Missouri citizens and residents to receive a jury trial in all civil matters;

(4) States that any person acting under the color of federal or state law to deprive a Missouri citizen or resident of the right to a civil trial shall be liable to the injured party for the deprivation, which may include attorney's fees; and

(5) Declares that there shall be no legislative restrictions to settlement amounts, jury trial awards for damages, access to courts, joinder, jurisdiction, or venue, and any provision to the contrary is null and void.