

FIRST REGULAR SESSION

HOUSE BILL NO. 1034

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE GRIESHEIMER.

1777H.02I

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 1, RSMo, by adding thereto four new sections relating to the Tenth Amendment Preservation Act.

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

Section A. Chapter 1, RSMo, is amended by adding thereto four new sections, to be known as sections 1.505, 1.506, 1.507, and 1.508, to read as follows:

1.505. Sections 1.505 to 1.508 shall be known and may be cited as the "Tenth Amendment Preservation Act".

1.506. All federal acts, laws, executive orders, administrative orders, court orders, rules, and regulations that infringe on the powers reserved to the states or to the people under Amendment X of the Constitution of the United States, whether enacted before or after the effective date of this section, shall be invalid in this state, shall not be recognized by this state, shall be specifically rejected by this state, and shall not be enforced by this state.

1.507. It shall be the duty of the courts and law enforcement agencies of this state to protect all powers not delegated to the United States federal government by the Constitution of the United States and to ensure that such powers are reserved to this state or to the people.

1.508. The provisions of sections 1.505 to 1.508 are severable. If any part of sections 1.505 to 1.508 is declared invalid or unconstitutional, it is the intent of the legislature that the remaining portions of sections 1.505 to 1.508 shall remain and be in full force and effect.

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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.