

FIRST REGULAR SESSION

HOUSE BILL NO. 174

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SEITZ.

0808H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 21, RSMo, by adding thereto one new section relating to presidential executive orders.

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

Section A. Chapter 21, RSMo, is amended by adding thereto one new section, to be known as section 21.1000, to read as follows:

21.1000. 1. The house of representatives may review any executive order issued by the President of the United States if the order has not been affirmed by a vote of Congress and signed into law, as prescribed by the Constitution of the United States.

2. Upon review, the house of representatives may recommend to the attorney general and the governor that the order be further examined by the attorney general to determine the constitutionality of the order and to determine whether the state should seek an exemption from the application of the order or seek to have the order declared to be an unconstitutional exercise of authority by the President.

3. Notwithstanding any other law to the contrary, no state agency, political subdivision, or any elected or appointed official or employee of this state or any political subdivision thereof shall implement an executive order that restricts a person's constitutional rights or that is determined by the attorney general to be unconstitutional under this section if the order relates to:

(1) The regulation of business activities or personal behaviors during a pandemic or other public health emergency;

(2) The regulation of natural resources;

(3) The regulation of the agricultural industry;

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.

18 **(4) The regulation of land use;**

19 **(5) The regulation of the financial sector through the imposition of**
20 **environmental, social, or governance standards; or**

21 **(6) The regulation of the constitutional right to keep and bear arms.**

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