

HOUSE BILL NO. 2454

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MURPHY.

5163H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 67, RSMo, by adding thereto one new section relating to political subdivisions, with penalty provisions.

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

Section A. Chapter 67, RSMo, is amended by adding thereto one new section, to be known as section 67.268, to read as follows:

67.268. 1. As used in this section, "ordinance" shall mean any directive, law, order, ordinance, regulation, or rule issued by a political subdivision.

2. If a political subdivision issues an ordinance and that ordinance is struck down by a court, whether by injunction, order, or ruling, the chief executive officer of any political subdivision shall:

(1) Ensure that all officials and divisions of the political subdivision comply with the court ruling and stop enforcing the ordinance; and

(2) Notify the public that the ordinance is no longer in effect and, if the ordinance is later modified notify the public of any modification to the ordinance.

3. Any chief executive officer who knows or reasonably should know that the political subdivision is enforcing a struck-down ordinance and does not immediately act to correct the action shall be personally liable for a fine in an amount of one thousand dollars per day for each day the ordinance is enforced.

4. Nothing in this section shall prevent the political subdivision from appealing the decision of the court.

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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.