

House Concurrent Resolution No. 59

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BARNES.

5581H.03I

AN ACT

Relating to disapproval of the final order of rulemaking for the proposed rule 19 CSR 15-8.410.

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

WHEREAS, the Department of Health and Senior Services filed proposed rule 19 CSR 15-8.410 on December 26, 2014, and filed the order of rulemaking with the Joint Committee on Administrative Rules on May 1, 2015; and

WHEREAS, the Joint Committee on Administrative Rules held a hearing on May 12, 2015, and has found 19 CSR 15-8.410 lacking in compliance with the provisions of Chapter 536, RSMo:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-eighth General Assembly, Second Regular Session, the Senate concurring therein, hereby find that the Department of Health and Senior Services violated the provisions of Chapter 536, RSMo, when it failed to comply with the provisions of sections 536.014, 536.200, 536.205, 536.300, and 536.303, RSMo; and

BE IT FURTHER RESOLVED that the Ninety-eighth General Assembly, Second Regular Session, upon a concurrence of a majority of the members of the Senate and a majority of the members of the House of Representatives, hereby permanently disapproves and suspends the final order of rulemaking for 19 CSR 15-8.410 Personal Care Attendant Wage Range; and

BE IT FURTHER RESOLVED that a copy of the foregoing be submitted to the Secretary of State so that the Secretary of State may publish in the Missouri Register, as soon as practicable, notice of the disapproval of the final order of rulemaking for 19 CSR 15-8.410, upon this resolution having been signed by the Governor or having been approved by two-thirds of each house of the Ninety-eighth General Assembly, Second Regular Session, after veto by the Governor as provided in Article III, Sections 31 and 32, and Article IV, Section 8 of the Constitution of Missouri; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

✓