

# SENATE BILL NO. 840

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR BRATTIN.

3991S.01I

ADRIANE D. CROUSE, Secretary

## AN ACT

To amend chapter 1, RSMo, by adding thereto one new section relating to implementation of federal law in this state, with an effective date.

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

Section A. Chapter 1, RSMo, is amended by adding thereto  
2 one new section, to be known as section 1.340, to read as  
3 follows:

1.340. 1. The general assembly may review any  
2 executive order issued by the President of the United  
3 States, federal agency rule or federal congressional action  
4 to determine the constitutionality of such action. Upon  
5 recommendation from the general assembly, the attorney  
6 general shall review such action by the federal government  
7 to determine the constitutionality of the action and whether  
8 the state should seek an exemption from the application of  
9 the action or seek to have the action declared  
10 unconstitutional.

2. Should the attorney general decline to pursue  
12 action based upon the determination of the general assembly,  
13 the general assembly may declare the action unconstitutional  
14 by passing of a concurrent resolution by a majority vote of  
15 both houses.

3. Notwithstanding any other provision of law to the  
17 contrary, the state, any political subdivision or any other  
18 publicly funded organization shall not implement any action

19 that restricts a person's rights or that the attorney  
20 general or the general assembly determines to be  
21 unconstitutional under subsection 1 of this section and  
22 which relates to:

- 23 (1) Pandemics or other health emergencies;
- 24 (2) The regulation of natural resources, including oil  
25 and natural gas;
- 26 (3) The regulation of the agriculture industry;
- 27 (4) The use of land;
- 28 (5) The regulation of the financial sector as it  
29 relates to environmental, social or governance standards;
- 30 (6) The regulation of the constitutional right to keep  
31 and bear arms;
- 32 (7) The regulation of education;
- 33 (8) The regulation of interscholastic, intramural or  
34 other extracurricular sports sponsored by an institution of  
35 higher education, a school district or a charter school; or
- 36 (9) Any other powers reserved by the state of Missouri  
37 or the people of Missouri.

Section B. Section A of this act shall become  
2 effective November 1, 2022.

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