

SENATE CONCURRENT RESOLUTION NO. 23

An act by concurrent resolution and pursuant to Article IV, Section 8, to disapprove the final order of rulemaking for the proposed amendment to 5 CSR 20-100.230, relating to the Virtual Instruction Program.

Whereas, the Department of Elementary and Secondary Education filed a proposed amendment for 5 CSR 20-100.230 on January 17, 2023, and filed the order of rulemaking with the Joint Committee on Administrative Rules on April 26, 2023; and

Whereas, the Joint Committee on Administrative Rules held hearings on May 25, 2023 and has found 5 CSR 20-100.230, lacking in compliance with the provisions of Chapter 536, RSMo;

Now, therefore, be it resolved the General Assembly finds that the Department of Elementary and Secondary Education has violated the provisions of Chapter 536, RSMo, when it failed to comply with the provisions of section 536.014, RSMo; and

Be it further resolved that the One Hundred Second General Assembly, Second Regular Session, upon 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 the proposed amendment to 5 CSR 20-100.230, Virtual Instruction Program; 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 the proposed amendment to 5 CSR 20-100.230, upon this resolution having been signed by the Governor or

having been approved by two-thirds of each house of the One Hundred Second 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 Missouri Constitution; and

Be it further resolved that a properly inscribed copy be presented to the Governor in accordance with Article IV, Section 8 of the Missouri Constitution.