

SECOND REGULAR SESSION

[CORRECTED]

# HOUSE BILL NO. 1265

## 96TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES KANDER (Sponsor), WEBBER, STILL, COX, HUMMEL,  
SWEARINGEN, BARNES, HIGDON AND FUHR (Co-sponsors).

4604L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 36.220, RSMo, and to enact in lieu thereof two new sections relating to the veteran workforce act.

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

Section A. Section 36.220, RSMo, is repealed and two new sections enacted in lieu  
2 thereof, to be known as sections 36.032 and 36.220, to read as follows:

**36.032. 1. This act shall be known as the "Veteran Workforce Act".**

2 **2. Any provision of law to the contrary notwithstanding, except for the elective**  
3 **offices, institutions of higher learning, and those provisions for which the constitution**  
4 **specifically provides the method of selection, every department, agency and position of the**  
5 **executive branch of state government shall comply with regulations adopted by the division**  
6 **of personnel under subsection 2 of this section and consistent with sections 536.010 to**  
7 **536.215 to ensure the state adopts a uniform hiring preference for the appointment and**  
8 **employment of veterans, disabled veterans and surviving spouses, as defined in**  
9 **subdivisions (7), (17) and (18) of section 36.020.**

10 **3. The division of personnel shall promulgate administrative rules and regulations**  
11 **consistent with this section and that ensure:**

12 **(1) For merit system agencies, any veteran or surviving spouse whose name appears**  
13 **on a register of eligibles and who made a passing grade shall have five points added to his**  
14 **or her final grade, and his or her rank on the register shall be determined on the basis of**  
15 **this augmented grade;**

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.

16           **(2) For merit system agencies, a disabled veteran whose name appears on a register**  
17 **of eligibles and who made a passing grade shall have ten points added to his or her final**  
18 **grade, and his or her rank on the register shall be determined on the basis of the**  
19 **augmented grade;**

20           **(3) For nonmerit system agencies; veterans status, disabled veterans status and**  
21 **surviving spouse status is assessed positively when considering an otherwise qualified**  
22 **candidate for an executive branch position and that additional positive consideration will**  
23 **be given to qualified disabled veterans candidates.**

24           **4. The following offices and positions are not subject to this section:**

25           **(1) Other provisions of the law notwithstanding, members of boards and**  
26 **commissions;**

27           **(2) Departmental directors;**

28           **(3) Principal assistants designated by the departmental directors;**

29           **(4) Division directors;**

30           **(5) Principal assistants designated by the division directors;**

31           **(6) Principal assistants for boards and commissions appointed by the governor or**  
32 **director of the department;**

33           **(7) Chaplains;**

34           **(8) Persons employed in an internship capacity in a state department or institution**  
35 **as a part of their formal training, at a college, university, business, trade or other technical**  
36 **school;**

37           **(9) Administrative heads of each state medical, penal and correctional institution;**

38           **(10) Deputies or other policy-making assistants;**

39           **(11) Special assistants as designated by an appointing authority.**

40           **5. The spouse of a disabled veteran shall be given the same hiring preference under**  
41 **the rules promulgated by the division of personnel as a veteran or surviving spouse, but**  
42 **only if the veteran is not employed in the state service and the disability renders him or her**  
43 **unqualified for entrance into the state service.**

44           **6. Any person who has been honorably discharged from the armed forces of the**  
45 **United States shall receive the appropriate credit for any training or experience gained**  
46 **therein in any examination if the training or experience is related to the duties of the class**  
47 **of positions for which the examination is given.**

36.220. [1. In any competitive examination given for the purpose of establishing a  
2 register of eligibles, veterans, disabled veterans, surviving spouses and spouses of disabled  
3 veterans shall be given preference in appointment and examination in the following manner:

4           (1) A veteran, or the surviving spouse of any veteran whose name appears on a register  
5 of eligibles who made a passing grade, shall have five points added to his or her final grade, and  
6 his or her rank on the register shall be determined on the basis of this augmented grade.

7           (2) The spouse of a disabled veteran, whose name appears on a register of eligibles and  
8 who made a passing grade, shall have five points added to his or her final grade, and his or her  
9 rank on the register shall be determined on the basis of this augmented grade. This preference  
10 shall be given only if the veteran is not employed in the state service and the disability renders  
11 him or her unqualified for entrance into the state service.

12           (3) A disabled veteran, whose name appears on a register of eligibles and who made a  
13 passing grade, shall have ten points added to his or her final grade, and his or her rank on the  
14 register shall be determined on the basis of this augmented grade.

15           2.] Any person who has been honorably discharged from the armed forces of the United  
16 States shall receive appropriate credit for any training or experience gained therein in any  
17 examination if the training or experience is related to the duties of the class of positions for  
18 which the examination is given.

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