

FIRST REGULAR SESSION

HOUSE BILL NO. 739

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES JONES (117) (Sponsor), PARSON, ROORDA, SATER, SELF, SCHNEIDER, COOPER (155), MCGHEE, ROBINSON, MEADOWS, FRANZ, WILSON (119), QUINN (7), SCHOELLER, HOBBS, WITTE, WALLACE, COX AND MOORE (Co-sponsors).

Read 1st time February 5, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

1815L.01I

AN ACT

To amend chapter 57, RSMo, by adding thereto one new section relating to the public safety enhancement fund.

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

Section A. Chapter 57, RSMo, is amended by adding thereto one new section, to be known as section 57.265, to read as follows:

57.265. 1. In order to protect the well-being and safety of Missouri citizens and support county sheriff's departments, there is hereby created in the state treasury the "Public Safety Enhancement Fund", which shall consist of money transferred from the general revenue fund in an amount that is necessary to fund the grant program established under subsection 2 of this section. The fund shall be administered by the department of public safety. The money in the fund shall be used solely for the administration of such program. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund; however, the fund shall terminate on June 30, 2011, and all moneys remaining in the fund on such date shall revert to the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

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.

14 **2. Subject to appropriations from the public safety enhancement fund, the**
15 **department of public safety shall create a program to distribute grants to counties for the**
16 **purpose of supplementing the expense of law enforcement activities of county sheriff's**
17 **departments. Any county shall be eligible and may apply to receive a grant for fiscal year**
18 **to supplement such activities. The enrollment period for the first year of this grant**
19 **program shall be from August 29, 2007, to December 31, 2007.**

20 **3. When administering this grant program, the department of public safety shall**
21 **coordinate and consult with the Missouri sheriffs' association for review of applications**
22 **and disbursement of the grant money.**

23 **4. The department of public safety shall have the authority to promulgate rules to**
24 **implement and administer this grant program. Any rule or portion of a rule, as that term**
25 **is defined in section 536.010, RSMo, that is created under the authority delegated in this**
26 **section shall become effective only if it complies with and is subject to all of the provisions**
27 **of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter**
28 **536, RSMo, are nonseverable and if any of the powers vested with the general assembly**
29 **pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and**
30 **annul a rule are subsequently held unconstitutional, then the grant of rulemaking**
31 **authority and any rule proposed or adopted after August 28, 2007, shall be invalid and**
32 **void.**

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