

FIRST REGULAR SESSION

HOUSE BILL NO. 514

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ELLEBRACHT.

1013H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 41, RSMo, by adding thereto one new section relating to the Missouri National Guard and Active Guard Reserves.

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

Section A. Chapter 41, RSMo, is amended by adding thereto one new section, to be known as section 41.952, to read as follows:

41.952. 1. The provisions of the Servicemembers Civil Relief Act, 50 U.S.C. 3901 et seq., as amended, and the Uniformed Services Employment and Reemployment Rights Act, 38 U.S.C. 4301 et seq., as amended, shall apply to all members of the Missouri National Guard who are called to active duty by executive order of the governor and to all members of the Missouri Active Guard Reserves with thirty or more consecutive days of service.

2. The department of labor and industrial relations shall make available the following notice which every employer shall post in a conspicuous place in each employment establishment:

"If you are in the Missouri National Guard, you have certain protected employment and reemployment rights, rights to freedom from discrimination, and the right to civil relief under federal laws 38 U.S.C. 4301 et seq. (USERRA) and 50 U.S.C. 3901 et seq. (SCRA) and under 41.952, RSMo. If you feel that you have been discriminated against or denied these rights on account of your service in the Missouri National Guard, contact the Missouri Veterans Commission at 573-751-3779."

3. Any member of the Missouri Active Guard Reserves or the Missouri National Guard who believes his or her rights under subsection 1 of this section were violated may

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.

- 18 **bring suit in any court of competent jurisdiction and appropriate venue. The attorney**
19 **general may also bring suit against an employer who violates the provisions of this section.**

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