

FIRST REGULAR SESSION

HOUSE BILL NO. 442

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE FRANZ.

1199L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 34, RSMo, by adding thereto one new section relating to preferences for state contracts.

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

Section A. Chapter 34, RSMo, is amended by adding thereto one new section, to be known as section 34.036, to read as follows:

34.036. 1. In making purchases for this state, its governmental agencies, or political subdivisions, the commissioner of administration shall give a bidding preference consisting of a five-point bonus on bids for products and services manufactured, produced, or assembled by a qualified veteran-owned business headquartered in Missouri.

2. As used in this section, the term "veteran-owned business" means a business where:

(1) Not less than fifty-one percent of which is owned by one or more veterans with verifiable service in any branch of the U.S. military or, in the case of a publicly owned business, not less than fifty-one percent of the stock of which is owned by one or more veterans; and

(2) The management and daily business operations of which are controlled by one or more veterans.

3. The commissioner of administration shall promulgate rules and regulations regarding specifications, quality standards, time of delivery, performance, and other relevant matters necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all

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 of the provisions of chapter 536 and, if applicable, section 536.028. This section and
19 chapter 536 are nonseverable and if any of the powers vested with the general assembly
20 under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule
21 are subsequently held unconstitutional, then the grant of rulemaking authority and any
22 rule proposed or adopted after August 28, 2011, shall be invalid and void.