

HOUSE SUBSTITUTE AMENDMENT NO. _____

for

HOUSE _____ AMENDMENT NO. _____

Offered By

1 AMEND House Bill No. 1466, Page 1, In the Title, Lines 2-3, by deleting the phrase "the division
2 of professional registration" and inserting in lieu thereof the phrase "limitations on legislation"; and

3
4 Further amend said bill and page, Section A, Line 2, by inserting immediately after all of said
5 section and line the following:

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7 "1.135. 1. (1) All individuals shall be free from unreasonable government regulation. The
8 state shall not impose a substantial burden on an individual's natural right to life, liberty, property,
9 the pursuit of happiness and the enjoyment of the gains of their own industry unless there is an
10 substantial governmental interest for the state to protect the general welfare. If such an interest
11 exists, the legislation adopted by the general assembly shall be of the least restrictive type consistent
12 with the public interest to be protected.

13 (2) All bills introduced in the legislature shall be reviewed according to the following
14 criteria. A bill shall be passed by the general assembly only if:

15 (a) The proposed legislation is necessary to the safety and happiness of the people of this
16 state and the potential for further harm and endangerment is easily recognizable and not remote or
17 dependent upon tenuous argument;

18 (b) The public needs and can reasonably be expected to benefit from the proposed
19 legislation and it is instituted solely for the good of the whole; and

20 (c) The general welfare cannot be effectively protected by other means.

21 (3) After evaluating the criteria in subdivision (2) of this subsection and considering
22 governmental, economic, and societal costs and benefits, if the legislature finds that the state has an
23 important interest in instituting such legislation it shall be implemented in the least restrictive
24 manner, consistent with the need to protect the general welfare and this section.

25 2. After January 1, 2017, bill sponsors shall be required to explain each of the following
26 factors to the legislative committees of reference:

27 (1) A definition of the problem and why new legislation is necessary, such as:

28 (a) The proposed bill meets an immediate need of the citizens of this state;

29 (b) The proposed bill would improve the state's crumbling infrastructure;

30 (c) The proposed bill would improve the educational outcomes for students residing in this
31 state; or

32 (d) The proposed bill would improve the health care outcomes for the citizens of this state,

Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

1 (2) The efforts made to address the actual harm caused, and

2 (3) The alternatives considered prior to proposing new legislation.

3 3. Bill sponsors shall submit a written report explaining the factors enumerated in
4 subsection 2 of this section to the legislative committees of reference.

5 4. For the purposes of this section, "general welfare", shall mean the concern of the
6 government for the health, peace, morality, and safety of its citizens."; and

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8 Further amend said bill by amending the title, enacting clause, and intersectional references
9 accordingly.

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