

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute  
2 for Senate Bill No. 523, Page 85, Section 320.091, Line 18, by inserting after all of said section and  
3 line the following:  
4

5 "393.1900 (1) Notwithstanding any provision of law to the contrary, during any state of  
6 emergency declared due to a pandemic, outbreak of contagious illness, or increased health threat to  
7 the public, the discontinuance of any public utility, as defined in section 386.020, to residential  
8 users, including all residential tenants of apartment buildings, for nonpayment of bills if the public  
9 utility is used as a heating or cooling source or for personal hygiene or communication at such  
10 residence shall be prohibited.

11 (2) The public service commission may promulgate all necessary rules and regulations for  
12 the administration of this section. Any rule or portion of a rule, as that term is defined in section  
13 536.010, that is created under the authority delegated in this section shall become effective only if it  
14 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
15 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the  
16 general assembly pursuant to chapter 536 to review, to delay the effective date , or to disapprove and  
17 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
18 rule proposed or adopted after August 28, 2020, shall be invalid and void."; and  
19

20 Further amend said bill, Page 131, Section D, Line 5, by inserting after all of said section and line  
21 the following:  
22

23 "Section E. Because immediate action is necessary to protect the health and safety of  
24 Missouri residents and ensure adequate housing conditions during a pandemic or increased health  
25 threat, the repeal and reenactment of section 393.1900 of this act is deemed necessary for the  
26 immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be  
27 an emergency act within the meaning of the constitution, and the repeal and reenactment of section  
28 393.1900 of this act shall be in full force and effect upon its passage and approval."; and  
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30 Further amend said bill by amending the title, enacting clause, and intersectional references  
31 accordingly.

Action Taken \_\_\_\_\_ Date \_\_\_\_\_