

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 544, Page 43, Section 285.040, Line 2, by
2 inserting after all of said section and line the following:

3
4 "393.1900 (1) Notwithstanding any provision of law to the contrary, during any state of
5 emergency declared due to a pandemic, outbreak of contagious illness, or increased health threat to
6 the public, the discontinuance of any public utility, as defined in section 386.020, to residential
7 users, including all residential tenants of apartment buildings, for nonpayment of bills if the public
8 utility is used as a heating or cooling source or for personal hygiene or communication at such
9 residence shall be prohibited.

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

18
19 Further amend said bill, Page 90, Section D, Line 4, by inserting after all of said section and line the
20 following:

21
22 "Section E. Because immediate action is necessary to protect the health and safety of
23 Missouri residents and ensure adequate housing conditions during a pandemic or increased health
24 threat, the repeal and reenactment of section 393.1900 of this act is deemed necessary for the
25 immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be
26 an emergency act within the meaning of the constitution, and the repeal and reenactment of section
27 393.1900 of this act shall be in full force and effect upon its passage and approval."; and

28
29 Further amend said bill by amending the title, enacting clause, and intersectional references
30 accordingly.

Action Taken _____ Date _____