

FIRST REGULAR SESSION

HOUSE BILL NO. 802

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SMITH.

1766L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 105, RSMo, by adding thereto one new section relating to members of the Missouri general assembly.

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

Section A. Chapter 105, RSMo, is amended by adding thereto one new section, to be
2 known as section 105.012, to read as follows:

**105.012. 1. (1) Every member of the Missouri general assembly shall be subject
2 to chemical testing of the member's urine within sixty calendar days of the start of each
3 legislative session for the purpose of determining drug content.**

**4 (2) Each member elected in a special election shall be subject to such testing within
5 sixty calendar days after taking the oath of office.**

6 (3) The costs of such testing shall be paid by such member.

**7 2. To be considered valid, chemical tests of the member's urine shall be performed
8 according to methods and devices approved by the state department of health and senior
9 services, and shall be performed by licensed medical personnel or by a person possessing
10 a valid permit issued by the state department of health and senior services for this purpose.**

**11 3. A member testing positive for illegal drugs or drugs that have not been lawfully
12 prescribed to such member shall be prohibited from running for any elective office for a
13 period of two years, unless a certified drug treatment program has been completed.**

**14 4. For purposes of this section, "drug" means marijuana, any narcotic drug or
15 controlled substance as defined in chapter 195, or the metabolite of any such substance.**

**16 5. Results of the drug test shall be published on the online member profile of the
17 website of the chamber in which the member serves.**

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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.