

Sundermeyer, Susan

From: Taylor, Michael
Sent: Wednesday, June 24, 2009 1:22 PM
To: Sundermeyer, Susan
Subject: FW: 393.1035 repealed

Susan:

Please file this e-mail in EW-2009-0324.

Thanks

Mike

From: Henry Robertson [mailto:hrobertson@greatriverslaw.org]
Sent: Wednesday, June 10, 2009 11:23 AM
To: Taylor, Michael
Subject: RES: 393.1035 repealed

An issue has been raised whether section 393.1035 is still part of the law and in conflict with the RES.

When an initiative petition is submitted, it is required to include any parts of existing law that it would repeal. Sec.116.050.2(2), RSMo. The Proposition C petition designated sections 393.1020-393.1035 (parts of the old "Green Power Initiative") for repeal. See <http://www.sos.mo.gov/elections/2008petitions/2008-032.asp>

Thus the measure passed by the electorate included the repeal of 393.1035 (but not 393.1040).

I spoke to the Revisor of Statutes, Patricia Buxton (573-751-4223), about this today, and she agreed that the section is repealed. It will not be corrected in the Revised Statutes till they go to press in November.

(I was unable to send this message to the entire list.)

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