

SECOND REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 1738

98TH GENERAL ASSEMBLY

4615H.02P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapters 247 and 256, RSMo, by adding thereto two new sections relating to the regulation of water resources.

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

Section A. Chapters 247 and 256, RSMo, are amended by adding thereto two new sections, to be known as sections 247.680 and 256.720, to read as follows:

247.680. Notwithstanding any other provision of law to the contrary, if a water main of a public water supply district, commercial water supplier, or municipal water utility needs to be extended in order for a residential property owner to connect water service lines from the residential property to the water main, the property owner shall be liable for the cost of extending the minimum size water main the minimum feasible distance necessary for the property owner to establish a connection to the water main, including any fire protection requirements. A property owner shall be allowed to collect private bids for the project. Any project completed by a private entity shall meet the same specifications required of the water supplier. The water main extension shall become property of the water supplier upon completion of construction. The water supplier shall approve the construction upon completion of all required inspections. The property owner shall provide the water supplier with any necessary easements for the water main. Prevailing wage shall not apply to residential or private installations including materials required under this section. The provisions of this section shall not apply to any investor-owned water supplier if the water supplier is governed by a tariff. The provisions of this section shall only apply to owners of property located in a county of the first classification with more than ninety-two thousand but fewer than one hundred one thousand inhabitants.

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.

256.720. 1. Notwithstanding the provisions of subsection 2 of this section, no rule,
2 regulation, order, or ordinance of any political subdivision shall apply to prevent a
3 property owner from constructing a private domestic well if the construction is allowed
4 under state law. The provisions of this subsection shall not apply to any property less than
5 five acres located within the boundaries of a municipality.

6 2. If the department of natural resources can provide evidence of water
7 contamination in an area of the state designated by the department as a special or sensitive
8 area, the department shall provide the information to the property owner prior to well
9 construction. Any private domestic well construction completed under the provisions of
10 this section shall meet state well construction requirements.

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