

SECOND REGULAR SESSION

SENATE BILL NO. 1092

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR HOSKINS.

Read 1st time March 1, 2018, and ordered printed.

ADRIANE D. CROUSE, Secretary.

6756S.011

AN ACT

To amend chapter 644, RSMo, by adding thereto one new section relating to setback distances for large wastewater facilities.

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

Section A. Chapter 644, RSMo, is amended by adding thereto one new
2 section, to be known as section 644.210, to read as follows:

**644.210. The department of natural resources shall promulgate
2 rules and regulations establishing setback distances for large
3 wastewater facilities. Such setbacks shall be at least two hundred feet
4 to the nearest property line, and at least two hundred fifty feet to the
5 nearest residence. Any rule or portion of a rule, as that term is defined
6 in section 536.010 that is created under the authority delegated in this
7 section shall become effective only if it complies with and is subject to
8 all of the provisions of chapter 536, and, if applicable, section
9 536.028. This section and chapter 536 are nonseverable and if any of
10 the powers vested with the general assembly pursuant to chapter 536,
11 to review, to delay the effective date, or to disapprove and annul a rule
12 are subsequently held unconstitutional, then the grant of rulemaking
13 authority and any rule proposed or adopted after August 28, 2018, shall
14 be invalid and void.**

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