

FIRST REGULAR SESSION

# HOUSE BILL NO. 1282

102ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BROWN (87).

2546H.011

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To repeal section 640.409, RSMo, and to enact in lieu thereof one new section relating to groundwater monitoring.

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

Section A. Section 640.409, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 640.409, to read as follows:

640.409. 1. The department shall establish, develop and maintain an ongoing statewide surface and groundwater monitoring program, the purposes of which are:

(1) Determination of ambient surface and groundwater quality for use as background or baseline water quality data;

(2) Detection of trends in the character and concentration of contaminants in surface and groundwater resources; and

(3) Identification of areas highly vulnerable to contamination.

2. **The department shall require groundwater monitoring at each permitted facility where there is a potential source of water contaminants or pollution including, but not limited to, a class IA, class IB, or class IC concentrated animal feeding operation, a mining operation, a power plant, and a golf course. Any rules and regulations promulgated for the implementation and operation of this subsection shall be designed to afford a prudent degree of environmental protection while accommodating modern agricultural practices. A permitted facility described in this subsection shall be strictly liable under section 644.051 for an unlawful discharge or release of contaminants or pollutants into waters of the state.**

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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.