

SECOND REGULAR SESSION

HOUSE BILL NO. 1707

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE COLEMAN (97).

4389H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 49.605, RSMo, and to enact in lieu thereof one new section relating to development permits in floodplains.

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

Section A. Section 49.605, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 49.605, to read as follows:

49.605. **1. Unless a county has a more restrictive regulation**, no permit required by the provisions of order or ordinance regulations adopted pursuant to the provisions of sections 49.600 to 49.615 shall be denied an applicant if the proposed construction, use, or other development will not raise the flood elevation of the one hundred year flood level more than one foot~~[-provided,]~~. However, ~~[that]~~ **any county may enact a requirement that the proposed construction, use, or other development shall not raise the flood elevation of the one hundred year flood level more than a set number of inches, but such county shall not deny a permit to an applicant if the proposed construction, use, or other development will not raise the flood elevation of the one hundred year flood level more than such number of inches.**

2. Any permit may require that the lowest floor of an insurable structure shall be above the one hundred year flood level and that all structures shall be adequately anchored to prevent flotation, collapse or lateral movement of the structure.

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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.