

FIRST REGULAR SESSION

HOUSE BILL NO. 972

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MILLER.

1994H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 537, RSMo, by adding thereto one new section relating to private nuisance actions.

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

Section A. Chapter 537, RSMo, is amended by adding thereto one new section, to be
2 known as section 537.535, to read as follows:

**537.535. No action for a private nuisance shall be brought against a permittee in
2 compliance with a related permit issued by the department of natural resources, the United
3 States Environmental Protection Agency, or the United States Army Corps of Engineers;
4 except that, the provisions of this section shall not apply to any permittee in compliance
5 with a hazardous waste permit issued under chapter 260 for hazardous waste that is either
6 nuclear waste or radioactive waste, or a sanitary landfill permit issued under chapter 260.**

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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.