

# SENATE BILL NO. 1004

## 101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR BERNSKOETTER.

4899S.01H

ADRIANE D. CROUSE, Secretary

### AN ACT

To repeal section 256.710, RSMo, and to enact in lieu thereof one new section relating to the industrial minerals advisory council.

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

Section A. Section 256.710, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 256.710,  
3 to read as follows:

256.710. 1. There is hereby created an advisory  
2 council to the state geologist known as the "Industrial  
3 Minerals Advisory Council". The council shall be composed  
4 of nine members as follows:

5 (1) The director of the department of transportation  
6 or his or her designee;

7 (2) Eight representatives of the following industries  
8 appointed by the director of the department of natural  
9 resources:

10 (a) **[Three] Four** representing the limestone quarry  
11 operators;

12 (b) **[One] Three** representing the **granite mining**, clay  
13 mining **[industry;]**, **sandstone mining**, **barite mining**, or  
14 **other nonmetallic surface mining industries; and**

15 (c) **[One representing the sandstone mining industry;**

16 **(d)]** One representing the sand and gravel mining  
17 industry**;**

18 **(e) One representing the barite mining industry; and**

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

19 (f) One representing the granite mining industry].

20 The director of the department of natural resources or his  
21 or her designee shall act as chairperson of the council and  
22 convene the council as needed.

23 2. The advisory council shall:

24 (1) Meet at least once each year;

25 (2) Annually review with the state geologist the  
26 income received and expenditures made under sections 256.700  
27 and 256.705;

28 (3) Consider all information and advise the director  
29 of the department of natural resources in determining the  
30 method and amount of fees to be assessed;

31 (4) In performing its duties under this subsection,  
32 represent the best interests of the Missouri mining industry;

33 (5) Serve in an advisory capacity in all matters  
34 pertaining to the administration of this section and section  
35 256.700;

36 (6) Serve in an advisory capacity in all other matters  
37 brought before the council by the director of the department  
38 of natural resources.

39 3. All members of the advisory council, with the  
40 exception of the director of the department of  
41 transportation or his or her designee who shall serve  
42 indefinitely, shall serve for terms of three years and until  
43 their successors are duly appointed and qualified; except  
44 that, of the members first appointed:

45 (1) One member who represents the limestone quarry  
46 operators, the representative of the clay mining industry,  
47 and the representative of the sandstone mining industry  
48 shall serve terms of three years;

49           (2) One member who represents the limestone quarry  
50 operators, the representative of the sand and gravel mining  
51 industry, and the representative of the barite mining  
52 industry shall serve terms of two years; and

53           (3) One member who represents the limestone quarry  
54 operators, and the representative of the granite mining  
55 industry shall serve a term of one year.

56           4. All members shall be residents of this state. Any  
57 member may be reappointed.

58           5. All members shall be reimbursed for reasonable  
59 expenses incurred in the performance of their official  
60 duties in accordance with the reimbursement policy set by  
61 the director. All reimbursements paid under this section  
62 shall be paid from fees collected under section 256.700.

63           6. Every vacancy on the advisory council shall be  
64 filled by the director of the department of natural  
65 resources. The person selected to fill any such vacancy  
66 shall possess the same qualifications required by this  
67 section as the member he or she replaces and shall serve  
68 until the end of the unexpired term of his or her  
69 predecessor.

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