

# HOUSE BILL NO. 622

## 96TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES HOLSMAN (Sponsor), ATKINS,  
McNEIL AND WALTON GRAY (Co-sponsors).

1339L.01I

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 640, RSMo, by adding thereto one new section relating to solar water heating systems.

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

Section A. Chapter 640, RSMo, is amended by adding thereto one new section, to be  
2 known as section 640.698, to read as follows:

**640.698. 1. This section shall be known and may be cited as the "Solar Water  
2 Heating System Incentive Program", which shall provide financial incentives for the  
3 purchase and installation of solar water heating systems in private residences.**

**4 2. As used in this section, the following terms mean:**

**5 (1) "Homebuilder" or "homebuilders", a person, commercial firm, or company  
6 whose occupation is to build private residences;**

**7 (2) "Homeowner" or "homeowners", one who owns a private residence;**

**8 (3) "Private residence" or "private residences", the place in which a homeowner  
9 lives or resides.**

**10 3. Subject to appropriations from the general assembly, the department of natural  
11 resources shall provide an incentive to a homeowner or a homebuilder for the purchase  
12 and installation of a solar water heating system in a private residence.**

**13 4. A solar water heating system qualifies for an incentive under this section if:**

**14 (1) The homeowner or homebuilder provides proof-of-purchase of the solar water  
15 heating system;**

**16 (2) The homeowner or homebuilder provides proof that the solar water heating  
17 system was installed in conformity with the manufacturer's specifications and all  
18 applicable codes and standards;**

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.

19           **(3) The solar water heating system's components are new and unused and have not**  
20 **previously been placed in service in any other location or for any other homeowner or**  
21 **homebuilder;**

22           **(4) The solar water heating system has a warranty of not less than two years to**  
23 **protect against defects and undue degradation;**

24           **(5) The solar water heating system has been installed in a private residence;**

25           **(6) The solar water heating system conforms to any other applicable requirements**  
26 **as determined by the department of natural resources.**

27           **5. To receive an incentive under this section, a homeowner or homebuilder shall**  
28 **apply to the department of natural resources. If the solar water heating system qualifies,**  
29 **the homeowner or homebuilder shall receive an incentive in the amount of five hundred**  
30 **dollars. One five hundred dollar incentive shall be allowed per homeowner per year, and**  
31 **three five hundred dollar incentives shall be allowed per homebuilder per year. Incentives**  
32 **under this subsection shall not exceed one hundred thousand dollars in any given year.**

33           **6. Incentives to qualifying homeowners or homebuilders shall be dispersed in**  
34 **January, March, May, July, and September, but no more than forty incentives shall be**  
35 **dispersed in each month provided in this subsection.**

36           **7. The department may promulgate rules to implement the provisions of this**  
37 **section. Any rule or portion of a rule, as that term is defined in section 536.010, that is**  
38 **created under the authority delegated in this section shall become effective only if it**  
39 **complies with and is subject to all of the provisions of chapter 536 and, if applicable,**  
40 **section 536.028. This section and chapter 536 are nonseverable and if any of the powers**  
41 **vested with the general assembly under chapter 536 to review, to delay the effective date,**  
42 **or to disapprove and annul a rule are subsequently held unconstitutional, then the grant**  
43 **of rulemaking authority and any rule proposed or adopted after August 28, 2011, shall be**  
44 **invalid and void.**

45           **8. Under section 23.253 of the Missouri sunset act:**

46           **(1) The provisions of the new program authorized under this section shall**  
47 **automatically sunset six years after the effective date of this section unless reauthorized by**  
48 **an act of the general assembly; and**

49           **(2) If such program is reauthorized, the program authorized under this section**  
50 **shall automatically sunset twelve years after the effective date of the reauthorization of this**  
51 **section; and**

52           **(3) This section shall terminate on September first of the calendar year immediately**  
53 **following the calendar year in which the program authorized under this section is sunset.**