



Mr. Speaker: I am instructed by the Senate to inform the House of

Representatives that the Senate has taken up and passed

SS SCS HB 650

entitled:

AN ACT

To repeal sections 43.543, 60.185, 60.195, 60.301, 60.321, 60.451, 60.510, 60.530, 60.540, 60.550, 60.560, 60.570, 60.580, 60.590, 60.595, 60.600, 60.610, 60.620, 60.653, 60.670, 236.410, 253.090, 253.180, 253.185, 256.117, 258.010, 258.020, 258.030, 258.060, 258.070, 258.080, 260.200, 260.205, 260.235, 260.249, 260.262, 260.320, 260.325, 260.330, 260.335, 260.345, 260.365, 260.379, 260.380, 260.390, 260.395, 260.434, 260.475, 261.023, 444.772, 621.250, 640.010, 640.012, 640.017, 640.075, 640.715, 640.725, 643.079, 644.051, 644.052, and 644.054, RSMo, and to enact in lieu thereof sixty-seven new sections relating to the department of natural resources, with penalty provisions and an emergency clause for certain sections.

With SA 1, SA 1 to SA 2. SA 2 a.a, SA 1 to SSA 1 for SA 3, SSA 1 for SA 3, a.a.

EC. - Adopted.

In which the concurrence of the House is respectfully requested.

Respectfully,

Terry L. Spieler
Secretary of the Senate

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MAY 15 2013

CHIEF CLERK

SSA 1

For

1695S07.10S

SENATE AMENDMENT NO. 3

Offered by ROMINE of 3RD

Amend SS/SCS/House Bill No. 650, Pages 127-128, Section 640.236, Lines _____,

2 by striking all of said section and inserting in lieu thereof the
3 following:

4 "640.236. In all civil actions involving claims for
5 exposure or contamination arising from the ownership,
6 maintenance, management, or control of underground hard rock
7 mining or hard rock milling sites that ceased operations prior to
8 January 1, 1975, or such claims that arise from chat or tailings
9 generated at those sites, brought against persons or entities
10 alleged to have owned, maintained, managed, or controlled such
11 sites, chat, or tailings at any time, such persons and entities
12 shall be exempt from punitive or exemplary damages with respect
13 to all such claims that relate in any way to the ownership,
14 maintenance, management, or control of such sites, chat, or
15 tailings, so long as such persons or entities or their employees,
16 agents, owners, parent, subsidiary, or any related companies have
17 made or are making good faith efforts to remediate such sites.
18 Any evidence may be introduced to demonstrate good faith efforts
19 to remediate including substantial compliance with an order or
20 permit issued by or negotiated with either the state of Missouri
21 or the United States concerning remediation or closure. The

Original 5/15/13

Adopted 4

1 total of any awards of punitive or exemplary damages shall not
2 exceed five million dollars in the aggregate as to all defendants
3 in a civil action within this section. The provisions of section
4 537.675 shall not apply to such action, and one-half of any such
5 awards for punitive or exemplary damages shall be paid into the
6 Missouri lead abatement loan fund established under section
7 701.337. Nothing in this section shall be construed as
8 precluding any party from pursuing compensatory damages,
9 including claims for natural resource damages."; and

10 Further amend the title and enacting clause accordingly.

SA L to

SSA 1 FOR

1695S07.11S

SENATE AMENDMENT NO. 3

Offered by McKenna of Jefferson

Amend SSA¹ for SA² to SS/SCS/House Bill No. 650, Page 2, Section 640.236, Line 2,

2 by striking the words "five million" and inserting in lieu
3 thereof the following: "two million five hundred thousand".

4
Offered 5/15/13
Adopted "

SENATE AMENDMENT NO. 2

Offered by WALLINGFORD of DISTRICT 27

Amend SS/SCS/House Bill No. 650, Pages 65-67, Section 260.320, Line _____,

2 by striking all of said section from the bill; and

3 Further amend said bill, pages 67-71, section 260.325, by
4 striking all of said section from the bill; and

5 Further amend said bill, pages 71-75, section 260.330, by
6 striking all of said section from the bill; and

7 Further amend said bill, pages 75-80, section 260.335, by
8 striking all of said section from the bill; and

9 Further amend said bill, pages 80-81, section 260.345, by
10 striking all of said section from the bill; and

11 Further amend the title and enacting clause accordingly.
12

Offered 5/15/13
Adapted 4

SA L

to

1695S07.13S

SENATE AMENDMENT NO. 2

Offered by McKenna of Jefferson

Amend SA² to SS/SCS/House Bill No. 650, Page 1, Section _____, Line 10,

by inserting after all of said line the following:

"and further amend said bill, page 163, section 1, line 12

by inserting after all of said line the following:

"Section 2. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Solid Waste Management District Operations", which shall be composed of five members of the senate, with no more than three members of one party, and five members of the house of representatives, with no more than three members of one party. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. The committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. Meetings of the committee may be called at such time and place as the chairperson or chairpersons designate.

2. The committee shall examine solid waste management district operations, including but not limited to the efficiency, efficacy, and reasonableness of costs and expenses of such

Offered 5/15/13

Adopted "

1 districts to Missouri taxpayers.

2 3. The joint committee may hold hearings as it deems
3 advisable and may obtain any input or information necessary to
4 fulfill its obligations. The committee may make reasonable
5 requests for staff assistance from the research and
6 appropriations staffs of the house and senate and the committee
7 on legislative research, as well as the department of natural
8 resources and representatives of solid waste management
9 districts.

10 4. The joint committee shall prepare a final report,
11 together with its recommendations for any legislative action
12 deemed necessary, for submission to the general assembly by
13 December 31, 2013, at which time the joint committee shall be
14 dissolved.

15 5. Members of the committee shall receive no compensation
16 but may be reimbursed for reasonable and necessary expenses
17 associated with the performance of their official duties."; and".

SENATE AMENDMENT NO. 1

Offered by Luger of 12th

Amend SS/SCS/House Bill No. 650, Page 14, Section 60.570, Line 21,

2 of said page, by inserting after "available." the following: "No
3 department shall charge any fee over or above the amount paid to
4 the office of administration for utilization of the building."

Offered 5/15/13
Adopted "

