

SECOND REGULAR SESSION

HOUSE BILL NO. 1457

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES BLACK (Sponsor), MYERS, ICET, BIVINS, SCHAAF, HOBBS, SMITH (14), RECTOR, EMERY, PHILLIPS, JACKSON, WILSON (130), KELLY (144), COOPER (120), RUPP, HOLAND, JETTON, SHOEMYER, SKAGGS AND HAMPTON (Co-sponsors).

Read 1st time February 10, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

3952L.011

AN ACT

To amend chapter 640, RSMo, by adding thereto one new section relating to permits issued by the department of natural resources.

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 known as section 640.037, to read as follows:

640.037. 1. Any person who holds a permit issued by the department of natural resources or any of its programs, divisions, or commissions, and fails to file a required report by the date specified by such permit shall not be issued a notice of violation or be subject to any fine or penalty until:

(1) The department has notified the holder of the permit by registered mail that the required report has not been received; and

(2) The holder of the permit fails to file the required report within thirty days after receipt of such notification.

2. The provisions of subsection 1 of this section shall not apply to any such permit holder who has previously failed to file:

(1) Two or more reports by the required date during the twelve months immediately preceding the date the current report is due; or

(2) Four or more reports by the required date during the sixty months immediately preceding the date the current report is due.

3. Notwithstanding any other provision of law to the contrary, any person who holds a permit issued by the department of natural resources or any of its programs, divisions, or commissions, and is issued a notice of violation for failure to file a required

18 **report by the date specified by such permit shall not be subject to a fine or penalty of more**
19 **than five hundred dollars for the first violation.**