

FIRST REGULAR SESSION

# HOUSE BILL NO. 783

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES HOPPE AND JOLLY (Co-sponsors).

Read 1<sup>st</sup> time February 14, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1580L.011

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### AN ACT

To repeal section 82.300, RSMo 2000, relating to city ordinances, and to enact in lieu thereof one new section relating to the same subject, with penalty provisions.

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

Section A. Section 82.300, RSMo 2000, is repealed and one new section enacted in lieu thereof, to be known as section 82.300, to read as follows:

82.300. 1. Any city with a population of [three] **four** hundred [fifty] thousand or more inhabitants which is located in more than one county may enact all needful ordinances for preserving order, securing persons or property from violence, danger and destruction, protecting public and private property and for promoting the general interests and ensuring the good government of the city, and for the protection, regulation and orderly government of parks, public grounds and other public property of the city, both within and beyond the corporate limits of such city; and to prescribe and impose, enforce and collect fines, forfeitures and penalties for the breach of any provisions of such ordinances and to punish the violation of such ordinances by fine or imprisonment, or by both fine and imprisonment; but no fine shall exceed five hundred dollars nor imprisonment exceed twelve months for any such offense, except as provided in subsection 2 of this section.

2. Any city with a population of [three] **four** hundred [fifty] thousand or more inhabitants which is located in more than one county which operates a publicly owned treatment works in accordance with an approved pretreatment program pursuant to the federal Clean Water Act, 33 U.S.C. 1251, et seq. and chapter 644, RSMo, may enact all necessary ordinances which require compliance by an industrial user with any pretreatment standard or requirement. Such

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

17 ordinances may authorize injunctive relief or the imposition of a fine of at least one thousand  
18 dollars but not more than five thousand dollars per violation for noncompliance with such  
19 pretreatment standards or requirements. For any continuing violation, each day of the violation  
20 shall be considered a separate offense.

21         3. Any city with a population of more than four hundred thousand inhabitants may enact  
22 all needful ordinances to protect public and private property from illegal and unauthorized  
23 dumping and littering, and to punish the violation of such ordinances by a fine not to exceed one  
24 thousand dollars or by imprisonment not to exceed twelve months for each offense, or by both  
25 such fine and imprisonment.

26         **4. Any city with a population of more than four hundred thousand inhabitants may**  
27 **enact all needful ordinances to protect public and private property from nuisance and**  
28 **property maintenance code violations, and to punish the violation of such ordinances by**  
29 **a fine not to exceed one thousand dollars or by imprisonment not to exceed twelve months**  
30 **for each offense, or by both such fine and imprisonment.**