

SECOND REGULAR SESSION

HOUSE BILL NO. 2345

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE COOPER (120).

Read 1st time March 5, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

5437L.011

AN ACT

To amend chapter 640, RSMo, by adding thereto one new section relating to notices 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 640.020, to read as follows:

640.020. 1. Notwithstanding any other law or regulation to the contrary, whenever the department of natural resources issues any notice of violation of any rule, regulation, order, or law enforced by the department of natural resources requesting that the recipient take remedial action or provide information, the department shall include a clear and conspicuous disclaimer within the notice of violation, which shall be substantially as follows:

This notice of violation (insert rule, regulation, order, or law) does not mean that you are liable for the payment of the full penalty amount or amounts stipulated by (insert rule, regulation, order, or law) and does not indicate that the department has decided to pursue any monetary fine or penalty. You have the right to hire or otherwise obtain legal representation.

2. The provisions of subsection 1 of this section shall not be construed to limit the department's right to seek monetary fines or penalties or enter into settlement agreements under any other applicable law.

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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.