

SECOND REGULAR SESSION

HOUSE BILL NO. 2120

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES WALSH (Sponsor), SCHOEMEHL,
JONES (89) AND ROORDA (Co-sponsors).

4973L.01I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 204.700, RSMo, and to enact in lieu thereof one new section relating to storm water management.

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

Section A. Section 204.700, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 204.700, to read as follows:

204.700. **1.** No person who owns real property that is used for residential purposes within the boundaries of any district created under section 30 of article VI of the Missouri Constitution shall be assessed any fee, charge, or tax for storm water management services if the district does not directly provide sanitary sewer services to such property and if the storm water runoff from such person's property does not flow, or is not otherwise conveyed, to a sewer maintained by such district.

2. For purposes of this section, storm water runoff shall only be considered to flow or be otherwise conveyed to a sewer maintained by the district:

(1) If there is located in the direction of the drainage flow within fifty feet of the property line:

(a) A pipe used for the conveyance of storm water; or

(b) An improved waterway, where "improved waterway" means an open conduit or drainageway that is surfaced or partially surfaced with an impervious material; or

(2) If the drainage flow from the property is conveyed from the property line to a pipe or improved waterway via an improved surface, where "improved surface" means a street, sidewalk, curb and gutter, or concrete swale.

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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.