

HOUSE

AMENDMENT NO. ____

Offered by

of

AMEND House Bill No. 324, Page 1, In the Title, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"To repeal sections 226.797 and 231.444, RSMo, and to enact in lieu thereof two new sections relating to roadways."; and

Further amend said bill, Page 1, Section A, Lines 1 and 2, by deleting all of said lines and inserting in lieu thereof the following:

"Section A. Sections 226.797 and 231.444, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 226.797 and 231.444, to read as follows:

226.797. 1. The general assembly finds that certain roads and highways serve scenic and natural areas and that preserving, protecting, and enhancing such roads and highways for the benefit of the state of Missouri and improving the coordination between all levels of government in preserving such roads and highways is of importance to the people of the state, and that measures should be taken in order to provide a means and stimulus for coordinating the preservations, protection, enhancement, enjoyment, and utilization of such roads and highways.

2. The highways and transportation commission of the state of Missouri is authorized to create a state system of scenic byways in order to create and preserve rustic, historic or scenic roads and highways for vehicular, bicycle and pedestrian travel in unhurried, quiet and leisurely enjoyment; to protect and preserve a part of Missouri's transportation history, historic roads and cultures, recreational driving, beauty, trees,

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1 vegetation and wildlife by establishing protective standards for
2 scenic byway design, access, maintenance, preservation, and
3 identification, which will promote a continuous system of scenic
4 byways for the public health and welfare.

5 3. Any county commission or the governing body of any
6 municipality may apply to the Missouri highways and
7 transportation commission for the designation of any road or
8 highway, all or part of which is under its jurisdiction, as a
9 scenic byway after a public hearing with at least a thirty-day
10 prior notice. Unless the commission determines that the road or
11 highway does not meet the standards for scenic byways established
12 by the commission pursuant to this section the commission shall
13 approve the application for designation of the road or highway as
14 a scenic byway.

15 4. Any county commission or the governing body of any
16 municipality may apply to the commission for the removal of any
17 road or highway from the scenic byways system after a public
18 hearing with at least a thirty-day prior notice. Unless opposed
19 by a majority of the residents along the scenic byway or if the
20 commission determines that the road or highway does not meet the
21 standards for scenic byways established by the commission
22 pursuant to this section the commission shall approve the
23 application for removal of the road or highway from the scenic
24 byways system.

25 5. Roads or highways submitted for designation or removal
26 as scenic byways, which are under the joint jurisdiction of two
27 or more municipalities, or one or more municipalities and one or
28 more counties, or two or more counties may not be designated
29 scenic byways or be withdrawn from the scenic byways system by
30 the commission until the governing bodies of all affected
31 municipalities and the county commissions of all affected
32 counties approve of such designation or removal after public
33 hearings with at least thirty-day prior notices.

34 6. The county commissions, the municipalities and the
35 counties shall have the same authority over scenic byways as they
36 possess over other roads or highways under their jurisdiction.

37 7. Notwithstanding any other provision of law, any fine

1 imposed by any county, municipality, or other governmental entity
2 for illegal or unauthorized dumping or littering shall be doubled
3 when such offense occurs on a roadway designated as a scenic
4 byway."; and

5
6 Further amend said title, enacting clause and intersectional
7 references accordingly.