

SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILLS NOS. 516, 290 & 778

AN ACT

To repeal section 260.558, RSMo, and to enact in lieu thereof one new section relating to the radioactive waste investigation fund.

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

Section A. Section 260.558, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 260.558,
3 to read as follows:

260.558. 1. There is hereby created in the state
2 treasury the "Radioactive Waste Investigation Fund". The
3 state treasurer shall be custodian of the fund. In
4 accordance with sections 30.170 and 30.180, the state
5 treasurer may approve disbursements. The fund shall be a
6 dedicated fund and, upon appropriation, moneys in the fund
7 shall be used solely by the department of natural resources
8 to investigate concerns of exposure to radioactive waste.
9 [Upon written request by a local governing body expressing
10 concerns of radioactive waste contamination in a specified
11 area within its jurisdiction,] The fund shall not be used
12 for any costs associated with clean up efforts. The fund
13 may also accept, without limitation, funds from gifts,
14 bequests, and devises.

15 2. The department of natural resources shall use
16 moneys in the radioactive waste investigation fund to
17 develop and conduct an investigation, using sound scientific

18 methods, for the specified area of concern. [The request by
19 a local governing body] Requests for investigation may be
20 submitted in writing to the department by local governing
21 bodies, local community groups, or individuals located
22 within the jurisdiction of a specified area of concern.
23 Requests shall include a specified area of concern and any
24 supporting documentation related to the concern. The
25 department shall prioritize requests in the order in which
26 they are received, except that the department may give
27 priority to requests that are in close proximity to
28 federally designated sites where radioactive contaminants
29 are known or reasonably expected to exist.

30 3. The investigation shall be performed by applicable
31 federal or state agencies or by a qualified contractor
32 selected by the department through a competitive bidding
33 process. In conducting an investigation under this section,
34 the department shall work with the applicable government
35 agency or approved contractor, as well as local officials,
36 to develop a sampling and analysis plan to determine if
37 radioactive contaminants in the area of concern exceed
38 federal standards set by the United States Environmental
39 Protection Agency for remedial action due to contamination.
40 The investigation may include the collection of soil, dust,
41 and water samples from the specified area. Within a
42 residential area, this plan may include [dust] samples
43 collected [inside residential homes] on private property
44 only after obtaining permission from the homeowners. The
45 samples shall be analyzed for the isotopes necessary to
46 correlate the samples with the suspected contamination, as
47 described in the sampling and analysis plan.

48 4. If the department has evidence or reasonably
49 suspects that radioactive contaminants are located on
50 property owned by a governmental agency, regardless of

51 whether the property is accessible to the public that will
52 not grant access to collect samples, the department may seek
53 a warrant to access the property to collect any samples
54 authorized under this section.

55 5. Within forty-five days of receiving the final
56 sampling results, the department shall report the results to
57 the attorney general [and the local governing body that
58 requested the investigation] and make the finalized report
59 and testing results publicly available on the department's
60 website.

61 [2.] 6. The transfer to the fund from the hazardous
62 waste fund shall not exceed one hundred fifty thousand
63 dollars per fiscal year. [Investigation costs expended from
64 this fund shall not exceed one hundred fifty thousand
65 dollars per fiscal year.] Notwithstanding the provisions of
66 subdivision (7) of subsection 1 of section 260.391 to the
67 contrary, and beginning August 28, 2025, moneys to the fund
68 shall no longer be transferred from the hazardous waste fund
69 and shall be transferred to the fund from the general
70 revenue fund not to exceed one hundred fifty thousand
71 dollars per fiscal year, unless any excess is authorized by
72 the general assembly. Any moneys transferred from the
73 hazardous waste fund remaining in the fund at the end of the
74 biennium shall revert to the credit of the hazardous waste
75 fund. Moneys received from general revenue, gifts,
76 bequests, devises, or any other source shall remain in the
77 radioactive waste investigation fund.

78 [3.] 7. The state treasurer shall invest moneys in the
79 fund in the same manner as other funds are invested. Any
80 interest and moneys earned on such investments shall be
81 credited to the fund.

82 8. The department shall seek reimbursement of expenses
83 incurred during radioactive waste testing from any federal
84 agency responsible for the site.