

SECOND REGULAR SESSION

# HOUSE BILL NO. 2389

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE JORDAN.

5458H.01I

JOSEPH ENGLER, Chief Clerk

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### AN ACT

To amend chapter 640, RSMo, by adding thereto one new section relating to weather modification.

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*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  
2 known as section 640.870, to read as follows:

**640.870. 1. As used in this section, the following terms mean:**

2       **(1) "Department", the Missouri department of natural resources;**  
3       **(2) "Weather modification", any activity performed with the intention of**  
4       **producing artificial changes to the composition, behavior, or dynamics of the**  
5       **atmosphere including, but not limited to:**

6       **(a) Dispersing substances into the air that serve as cloud condensation or ice**  
7       **nuclei, which alter the microphysical process within the cloud;**

8       **(b) Dropping pollution or biological agents from any form of aircraft designed to**  
9       **alter the earth's atmosphere, manipulate the environment, or cause harm to the food**  
10      **supply; or**

11      **(c) The use of cloud seeding, meaning directing rainfall to a specific location by a**  
12      **process of injecting, releasing, or dispersing chemicals into the atmosphere.**

13      **2. It shall be unlawful to use any form of weather modification in the state.**

14      **3. Any individual may report violations of this section to the department. The**  
15      **department shall create an online publicly accessible form for reporting weather**  
16      **modification under this section. The department shall create procedures to investigate**  
17      **every such report to determine whether weather modification occurred.**

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.

18       **4. If the department finds that weather modification occurred, the department**  
19 **shall commence a civil action in the court of competent jurisdiction. If the court finds**  
20 **that a violation occurred, the court may grant damages, injunctive relief, attorney's fees,**  
21 **and any such other relief the court finds appropriate.**

22       **5. The department shall report any known instance of weather modification to**  
23 **the administrator of the national oceanic and atmospheric administration pursuant to**  
24 **15 CFR Section 908.**

25       **6. Nothing in this section shall be construed to prevent the use of pesticides on**  
26 **any farming or ranching operation in the state.**

27       **7. The department may promulgate all necessary rules and regulations for the**  
28 **administration of the provisions of this section. Any rule or portion of a rule, as that**  
29 **term is defined in section 536.010, that is created under the authority delegated in this**  
30 **section shall become effective only if it complies with and is subject to all of the**  
31 **provisions of chapter 536 and, if applicable, section 536.028. This section and chapter**  
32 **536 are nonseverable and if any of the powers vested with the general assembly**  
33 **pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul**  
34 **a rule are subsequently held unconstitutional, then the grant of rulemaking authority**  
35 **and any rule proposed or adopted after August 28, 2026, shall be invalid and void.**

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