

House _____ Amendment NO. _____

Offered By

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 800,
Page 22, Section 620.1620, Line 128, by inserting after all of said section and line the following:

"640.780. 1. The department of natural resources and all other state departments, agencies, or entities shall sell at public auction any and all property interest to land situated in a county of the third classification without a township form of government and with more than ten thousand but fewer than twelve thousand inhabitants and with a city of the fourth classification with more than eight hundred but fewer than nine hundred inhabitants as the county seat purchased on or before August 28, 2016, through legal settlement funds administered in whole or in part by the department of natural resources. If there is no purchaser, the property shall revert to the ownership of the county government.

2. Any agreement, condition, restriction, dedication, covenant, or other encumbrance included in the conveyance of land required in subsection 1 of this section shall be considered null, void, and unenforceable upon the effective date of this section.

3. As a condition of the sale of this property, the purchaser shall agree to the following covenant appurtenant, which shall be included in the conveyance following the property description and shall remain in effect on this property for a specifically limited amount of time as any agency of the state of Missouri exists to permit, restrict, regulate, and otherwise harass Missouri citizens and businesses, for the purported purpose of environmental restoration, preservation, and protection:

"Provided that this property shall never be sold to, leased, or otherwise controlled by a state or federal agency."

4. Any proceeds from the sale of property required under subsection 1 of this section shall immediately be distributed as a grant through the department of economic development to the Southeast Missouri Regional Planning and Economic Development Commission. The Southeast Missouri Regional Planning and Economic Development Commission shall work in conjunction with the Meramec Regional Planning Commission to develop and implement a plan for primary restoration of areas affected by lead mining in southeast Missouri which lead to the legal settlement between ASARCO, L.L.C., the United States, the state of Missouri, and the Doe Run Company in 2008. The grant money shall be used for restoration activities and administrative costs shall not

Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

1 exceed five percent of the total grant amount.

2 5. After August 28, 2016, the department of natural resources and all other state
3 departments, agencies, or entities shall not purchase any property interest in a county of the third
4 classification without a township form of government and with more than ten thousand but fewer
5 than twelve thousand inhabitants and with a city of the fourth classification with more than eight
6 hundred but fewer than nine hundred inhabitants as the county seat through legal settlement funds
7 administered in whole or in part by the department of natural resources.

8 6. Any taxpayer of the state shall have standing to enforce the provisions of this section and,
9 in addition to specific performance, shall be entitled to reasonable attorney's fees.

10 7. The provisions of this section shall be construed to include any leasehold, option
11 contracts, or easement rights acquired by any state department, agency, or entity.

12 8. The provisions of this section are severable. If any part of this section is declared invalid
13 or unconstitutional, it is the intent of the legislature that the remaining portions of this section shall
14 remain and be in full force and effect.

15 9. The provisions of this section shall expire on August 28, 2017."; and

16
17 Further amend said bill by amending the title, enacting clause, and intersectional references
18 accordingly.