AN ACT

To amend chapter 66, RSMo, by adding thereto one new section relating to landfill properties in certain counties.

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

Section A. Chapter 66, RSMo, is amended by adding thereto one new section, to be known as section 66.671, to read as follows:

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

(1) "County", any county with a charter form of government and with more than nine hundred fifty thousand inhabitants and with historic landfills located in such county;

(2) "Historic landfill", any real property for which a county issued an approval before January 1, 1973, for use as a landfill;

(3) "Land use permit", any permit required by a county before any action relating to any use of a plot of property containing a historic landfill may occur.

2. Each county shall compile and keep a list of all historic landfills in the county and shall make such list available to the public.

3. (1) Before July 1, 2021, each county shall establish a procedure to determine whether any reclamation or remediation of a historic landfill has been accomplished safely before issuing any land use permit for such property.

(2) The procedure shall ensure that protecting the health of any resident who lives and person who works near the historic landfill is a primary concern during all phases of a reclamation or remediation of the historic landfill.

(3) The procedure shall be developed in consultation with residents of the county and any stakeholder representing any entity with an interest in the historic landfill. The
development of the procedure shall include public hearings and public meetings that allow
for public comments by such residents and stakeholders. At such public hearings and
public meetings, residents shall be provided ample opportunity to present in person any
statement, testimony, or evidence regarding the resident's concerns about the steps that the
county shall include as part of the procedure for reviewing any reclamation or remediation
of a historic landfill before the county issues any land use permit. All information
presented at such public hearings and public meetings shall be deemed an official record
to be preserved by the appropriate custodian of such records in the county.

(4) The county shall use all information presented under this subsection in creating
the procedure for reviewing a reclamation or remediation of a historic landfill.

4. (1) Before issuing any land use permit, the county shall hold public hearings and
public meetings that allow for public comments by such residents and stakeholders. At
such public hearings and public meetings, residents shall be provided ample opportunity
to present in person any statement, testimony, or evidence regarding the resident's
concerns about the following:

(a) Any reclamation or remediation that was performed on the historic landfill;
(b) Any items, substances, or contaminants the resident believes to be in the historic
landfill;
(c) Whether any testing was performed on the historic landfill;
(d) Whether further testing should be required before the county issues a land use
permit;
(e) Whether the resident believes the county followed all procedures required under
this section for issuing a land use permit; and
(f) Any other concern or comment the resident wishes to make about the historic
landfill and any related land use permit.

(2) All information presented at such public hearings and public meetings shall be
deemed an official record to be preserved by the appropriate custodian of such records in
the county.

(3) The county shall use all information presented under this subsection in
determining whether to conduct additional site testing for contaminants beyond any other
required site testing before issuing a land use permit.

(4) If the county determines that additional testing is necessary based on the
records gathered at the public hearings and public meetings, the county shall require the
additional necessary testing. If the additional testing determines that any reclamation or
remediation was inadequate or that additional reclamation or remediation is necessary, the
county shall require any reclamation or remediation of the historic landfill be completed before the county issues any land use permit.