

SENATE SUBSTITUTE
FOR
SENATE BILL NO. 894

AN ACT

To amend chapter 537, RSMo, by adding thereto one new section relating to private nuisance actions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,
AS FOLLOWS:

1 Section A. Chapter 537, RSMo, is amended by adding thereto
2 one new section, to be known as section 537.535, to read as
3 follows:

4 537.535. No action for a private nuisance shall be brought
5 against a permittee in compliance with a related permit issued by
6 the department of natural resources, the United States
7 Environmental Protection Agency, or the United States Army Corps
8 of Engineers, except that the provisions of this section shall
9 not apply to any person, as defined in section 260.360, in
10 possession of a hazardous waste permit issued pursuant to chapter
11 260 for hazardous waste that is either nuclear waste or
12 radioactive waste.