

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ Of \_\_\_\_\_

Amend SS/Senate Bill No. 391, Page 1, Section Title, Line 3-4,

of the title, by striking "county health ordinances" and inserting in lieu thereof the following: "agricultural operations"; and

Further amend said bill, Page 2, Section 192.300, Line 27 of said page, by inserting after all of said line the following:

"640.715. 1. Prior to filing an application to acquire an operating permit for a new or expanded facility from the department, the owner or operator of any class IA, class IB, or class IC concentrated animal feeding operation shall provide the following information to the department, to the county governing body and to all adjoining property owners, via certified mail, of property located within [one and one-half] three times the buffer distance as specified in subsection 2 of section 640.710 for the size of the proposed facility:

(1) The number of animals anticipated at such facility;

(2) The waste handling plan and general layout of the facility;

(3) The location and number of acres of such facility;

(4) Name, address, telephone number and registered agent for further information as it relates to subdivisions (1) to (3) of this subsection;

(5) Notice that the department will accept written comments from the public for a period of thirty days; and

1           (6) The address of the regional or state office of the  
2 department.

3  
4 The department shall require proof of such notification upon  
5 accepting an application for an operating permit for a new or  
6 expanded facility. The department shall accept written comments  
7 from the public for thirty days after receipt of application for  
8 such permit.

9           2. The department shall not issue an operating permit to a  
10 facility described in subsection 1 of this section to engage in  
11 any activity regulated by the department unless the applicant is  
12 in compliance with sections 640.700 to 640.755.

13           3. The department shall issue an operating permit or  
14 respond with a letter of comment to the owner or operator of such  
15 facility within forty-five days of receiving a completed permit  
16 application and verification of compliance with subsection 1 of  
17 this section. No construction on a new or expanded facility  
18 shall commence until the department has issued an operating  
19 permit to the owner or operator of such facility."; and

20           Further amend the title and enacting clause accordingly.