

SENATE COMMITTEE SUBSTITUTE  
FOR  
SENATE BILL NO.360

AN ACT

To repeal sections 444.770 and 444.772, RSMo, and to enact in lieu thereof two new sections relating to surface mining permit fees.

444.770.

6. Notwithstanding the provisions of subsection 1 of this section, any operator who does not engage in any form of surface mining other than in-stream sand and gravel mining, and who mines less than five thousand tons of material annually from all of the operator's in-stream sand and gravel mines, shall not be required to obtain a permit from the commission. However, the department of natural resources may establish operational guidelines for those operators exempt from requirements to be permitted pursuant to this subsection. Such guidelines shall not be more stringent than those required of permitted operators. In the event an operator repeatedly violates the guidelines, The department of natural resources may require the operator to apply for a permit to continue operating at such site of excavation.

444.772. 1. Subject to the limitations set forth in section 444.770, any operator desiring to engage in surface mining with annual tonnage of gravel mined which is greater than five thousand tons shall make written application to the director for a permit.