

# SENATE BILL NO. 404

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHROER.

1507S.01H

KRISTINA MARTIN, Secretary

## AN ACT

To amend chapter 67, RSMo, by adding thereto one new section relating to ordinances regulating residential dwellings.

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

Section A. Chapter 67, RSMo, is amended by adding thereto  
2 one new section, to be known as section 67.5225, to read as  
3 follows:

67.5225. 1. As used in this section, the term  
2 "dwelling" shall mean any single-family dwelling, any two-  
3 family dwelling, or any building consisting of three or more  
4 townhouse units.

2. Notwithstanding any other provision of law to the  
6 contrary, no community, as defined in section 67.280, shall  
7 adopt any ordinance, resolution, regulation, code, or policy:

8 (1) Requiring, or having the effect of requiring, new  
9 dwellings to have a wood frame wall cavity insulation R-  
10 value of greater than thirteen;

11 (2) Requiring, or having the effect of requiring, new  
12 dwellings to utilize exterior continuous insulation;

13 (3) Requiring, or having the effect of requiring, new  
14 dwellings to have a ceiling insulation R-value of greater  
15 than thirty-eight;

16 (4) Requiring, or having the effect of requiring, new  
17 dwellings to have a maximum air leakage rate that is less  
18 than five air changes per hour; or

19           (5) Prohibiting, or having the effect of prohibiting,  
20 framed cavities from being used as ducts or plenums in new  
21 dwellings.

22           3. Notwithstanding any other provision of law to the  
23 contrary, nothing in this section shall be construed to  
24 prohibit the owner or purchaser of a dwelling from choosing  
25 to install, at such owner or purchaser's expense, any of the  
26 features provided in subsection 2 of this section, where  
27 feasible, based on the design of the dwelling.

28           4. Any ordinance, resolution, regulation, code, or  
29 policy adopted in violation of this section shall be void.

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