

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]

HOUSE BILL NO. 455

93RD GENERAL ASSEMBLY

1330L.01T

2005

AN ACT

To repeal section 278.240, RSMo, and to enact in lieu thereof one new section relating to watershed districts.

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

Section A. Section 278.240, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 278.240, to read as follows:

278.240. 1. The board of soil and water conservation district supervisors of the soil and water conservation district in which the watershed district is formed shall act in an advisory capacity to the watershed district board. When a watershed district lies in more than one soil and water conservation district, the combined boards of soil and water conservation district supervisors shall act in an advisory capacity to the watershed district board.

2. Five landowners [living] within the watershed district shall be elected to serve as trustees of the watershed district. The trustees shall be elected by a vote of landowners participating in the referendum for the establishment of the watershed district, but the date of the election shall not fall upon the date of any regular political election held in the county. The ballot submitting the proposition to form the watershed district shall be so worded as to clearly state that a tax, not to exceed forty cents on one hundred dollars valuation of all real estate within the watershed district, may be authorized if the watershed district is formed. In watershed districts formed after September 28, 1977, two trustees shall be elected for a term of six years, two shall be elected for a term of four years, and one shall be elected for a term of two years. Their successors shall be elected for terms of six years. In any district in existence on September 28, 1977, the three trustees holding office shall continue as trustees. At the next scheduled election within the watershed district, two additional trustees shall be elected. One of the

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 additional trustees shall be elected for a term of four years and one shall be elected for a term of
19 six years. Each successor shall be elected for a term of six years. In case of the death, loss of
20 landowner standing within the watershed district, or resignation from office of any elected
21 watershed district trustee, his or her successor to the unexpired term shall be appointed by the
22 trustees of that watershed district. A trustee may succeed himself or herself by reelection in this
23 office. The trustees shall elect one of their members as chairman and one of their members as
24 secretary to serve for terms of two years.

25 3. The trustees shall act in all matters pertaining to the watershed district, except those
26 concerning formation, consolidation, expansion or disestablishment of the watershed district.
27 It shall be the responsibility of the secretary of the trustees to see that each soil and water district
28 board included in the watershed district is provided a copy of the minutes of each meeting held
29 by the trustees. The trustees shall be reimbursed for expenses incurred relating to the business
30 of the watershed district.