

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 23, Page 87, Section 348.274, Line 140,
2 by inserting after all of said Section and Line the following:

3
4 "393.760. 1. Each participating municipality shall, in accordance with the provisions of
5 chapter 115, order an election to be held whereby the qualified electors in such participating
6 municipality shall approve or disapprove the issuance of its bonds to finance its individual interest in
7 the project. The participating municipality may not order such an election until it has received a
8 report from an independent consulting engineer as defined in section 327.181 for the purpose of
9 determining the economic and engineering feasibility of any proposed project the costs of which are
10 to be financed through the issuance of bonds. The report of the consulting engineer shall be
11 provided to and approved by the legislative body and executive of each such participating
12 municipality and such report shall be open to public inspection and shall be the subject of a public
13 hearing in each participating municipality. Notice of the time and place of each such hearing shall be
14 published in a daily newspaper of general circulation within each such participating municipality.
15 Interested parties may appear and fully participate in such hearings.

16 2. Each participating municipality shall notify the election authority or authorities
17 responsible for conducting elections within such participating municipality in accordance with
18 chapter 115.

19 3. The question shall be submitted in substantially the following form:

20 OFFICIAL BALLOT

21
22 Shall (name of participating municipality) issue its (type) revenue bonds in an amount not to
23 exceed \$..... for the purpose of paying its share of the cost of participating in (describe
24 project)?

25
26 ☐ YES ☐ NO

27 If you are in favor of the resolution, place an "X" in the box opposite "Yes".

28 If you are opposed to the question, place an "X" in the box opposite "No".

29
30 4. If the issuance of the bonds is approved by at least a majority of the qualified electors
31 voting thereon in the participating municipality, the participating municipality shall declare the result
32 of the election and cause the bonds to be issued.

33 5. Each participating municipality shall bear all expenses associated with the elections in
34 such participating municipality.

35 6. [In lieu of the public voting procedure set forth in subsections 1 to 5 of this section, in] In
36 the case of purchasing or leasing, constructing, installing, and operating reservoirs, pipelines, wells,
37 check dams, pumping stations, water purification plants, and other facilities for the production,

Action Taken _____ Date _____

1 wholesale distribution, and utilization of water, the commission may provide for a vote by the
2 governing body of each contracting municipality. Such vote shall require the approval of
3 three-quarters of all governing bodies of the contracting municipalities. The commission may not
4 order such a vote until it has engaged and received a report from an independent consulting engineer
5 as defined in section 327.181 for the purpose of determining the economic and engineering
6 feasibility of any proposed project the costs of which are to be financed through the issuance of
7 bonds. The report of the consulting engineer shall be provided to and approved by the legislative
8 body and executive of each contracting municipality participating in the project and such report shall
9 be open to public inspection and shall be the subject of a public hearing in each municipality
10 participating in the project. Notice of the time and place of each such hearing shall be published in a
11 daily newspaper of general circulation within each municipality. Interested parties may appear and
12 fully participate in such hearings. Each contracting municipality shall vote by ordinance or
13 resolution and such ordinance or resolution shall approve the issuance of revenue bonds by the joint
14 municipal water commission in an amount not to exceed a specified amount."; and

15
16 Further amend said bill by amending the title, enacting clause, and intersectional references
17 accordingly.
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