

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 1358, in the Title, Line 3, by deleting the phrase "infrastructure system
2 replacement surcharges" and inserting in lieu thereof the phrase "water or sewer systems"; and
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4 Further amend said bill, Page 1, Section A, Line 2, by inserting after all of said section and line the
5 following:
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7 "393.015. 1. Notwithstanding any other provision of law to the contrary, any sewer
8 corporation, municipality or sewer district established under the provisions of chapter 249 or 250, or
9 sections 204.250 to 204.470, or any sewer district created and organized pursuant to constitutional
10 authority, may contract with any water corporation, any municipality providing water, or any water
11 districts established under chapter 247, which for purposes of this section shall collectively be
12 designated as a water provider, to terminate water services to any customer premises for nonpayment
13 of a sewer bill. No such termination of water service may occur until thirty days after the sewer
14 corporation, municipality or statutory sewer district or sewer district created and organized pursuant
15 to constitutional authority sends a written notice to the customer, except that if the water corporation
16 is performing a combined water and sewer billing service for the sewer corporation, municipality or
17 sewer district, no additional notice or any additional waiting period shall be required other than the
18 notice and waiting period already used by the water corporation to disconnect water service for
19 nonpayment of the water bill. Acting pursuant to a contract, the water [corporation] provider shall
20 discontinue water service until such time as the sewer charges and all related costs of termination and
21 reestablishment of sewer and water services are paid by the customer.

22 2. A water [corporation] provider acting pursuant to a contract with a sewer corporation,
23 municipality or sewer district as provided in subsection 1 of this section shall not be liable for
24 damages related to termination of water services unless such damage is caused by the negligence of
25 such water [corporation] provider, in which case the water [corporation] provider shall be
26 indemnified by the sewer corporation, municipality or sewer district. Unless otherwise specified in
27 the contract, all costs related to the termination and reestablishment of services by the water
28 [corporation] provider shall be reimbursed by the sewer corporation, municipality, sewer district or
29 sewer district created and organized pursuant to constitutional authority."; and

30 Further amend said bill by amending the title, enacting clause, and intersectional references
31 accordingly.

Action Taken _____ Date _____