

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Bill No. 1191, Page 1, in the Title, Line 3, by deleting the words "rights-of-way of";  
2 and

3  
4 Further amend said bill, Page 1, Section A, Line 3, by inserting immediately after said lines the  
5 following:

6  
7 "67.313. 1. Beginning January 1, 2015, if approved by a majority of the voters voting on the  
8 proposal, any city, town, village, sewer district, or water supply district located within this state may,  
9 by order or ordinance, levy and impose annually, upon lateral sewer service lines providing sewer  
10 service to residential property having four or fewer dwelling units within the jurisdiction of such  
11 city, town, village, sewer district, or water supply district, a fee not to exceed four dollars per month  
12 or forty-eight dollars annually.

13 2. The ballot of submission shall be in substantially the following form:  
14 For the purpose of repair or replacement of lateral sewer service lines extending from the residential  
15 dwelling to its connection with the public sewer system line, due to failure of the line, shall .....   
16 (city, town, village, sewer district, or water supply district) be authorized to impose a fee not to  
17 exceed four dollars per month or forty-eight dollars annually on residential property for each lateral  
18 sewer service line providing sewer service within the (city, town, village, sewer district, or water  
19 supply district) to a residential property having four or fewer dwelling units for the purpose of  
20 paying for the costs of necessary lateral sewer service line repairs or replacements?

21 3. For the purpose of this section, a lateral sewer service line may be defined by local order or  
22 ordinance, but shall not include more than the portion of the sewer line which extends from the  
23 sewer mains owned by the utility or municipality to the point of entry into the premises receiving  
24 sewer service, and shall not include facilities owned by the utility or municipality. For purposes of  
25 this section, repair may be defined and limited by local ordinance, and may include replacement or  
26 repairs.

27 4. If a majority of the voters voting thereon approve the proposal authorized in subsection 1  
28 of this section, the governing body of the city, town, village, sewer district, or water supply district  
29 may enact an order or ordinance for the collection of such fee. The funds collected under such  
30 ordinance shall be deposited in a special account to be used solely for the purpose of paying for the  
31 reasonable costs associated with and necessary to administer and carry out the lateral sewer service  
32 line repairs as defined in the order or ordinance and to reimburse the necessary costs of lateral sewer  
33 service line repair or replacement. All interest generated on deposited funds shall be accrued to the  
34 special account established for the repair of lateral sewer service lines.

35 5. The city, town, village, sewer district, or water supply district may establish, as provided in  
36 the order or ordinance, regulations necessary for the administration of collections, claims, repairs,  
37 replacements, and all other activities necessary and convenient for the implementation of any order

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 or ordinance adopted and approved under this section. The city, town, village, sewer district, or  
2 water supply district may administer the program or may contract with one or more persons, through  
3 a competitive process, to provide for administration of any portion of implementation activities of  
4 any order or ordinance adopted and approved under this section, and reasonable costs of  
5 administering the program may be paid from the special account established under this section not to  
6 exceed five percent of the fund on an annual basis.

7 6. Notwithstanding any other provision of law to the contrary, the collector in any city, town,  
8 village, sewer district, or water supply district that adopts an order or ordinance under this section,  
9 who now or hereafter collects any fee to provide for, ensure, or guarantee the repair of lateral sewer  
10 service lines, may add such fee to the general tax levy bills of property owners within the city, town,  
11 village, sewer district, or water supply district. All revenues received on such combined bill which  
12 are for the purpose of providing for, ensuring, or guaranteeing the repair of lateral sewer service lines  
13 shall be separated from all other revenues so collected and credited to the appropriate fund or  
14 account of the city, town, village, sewer district, or water supply district. The collector of the city,  
15 town, village, sewer district, or water supply district may collect such fee in the same manner and to  
16 the same extent as the collector now or hereafter may collect delinquent real estate taxes and tax  
17 bills.

18 7. In any county with a charter form of government and with more than three hundred  
19 thousand but fewer than four hundred fifty thousand inhabitants, if any city, town, village, sewer  
20 district, or water supply district does not actually process or treat sewage or wastewater but pays a  
21 premium or fee to another entity for such service, the city, town, village, sewer district, or water  
22 supply district shall not charge and collect from its customers a premium or fee of more than  
23 thirty-three and one-third percent of the premium or fee it pays."; and  
24

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