

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 245,
2 Page 35, Section 347.048, Line 18, by inserting immediately after all of said line and section the
3 following:
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5 "393.015. 1. Notwithstanding any other provision of law to the contrary, any sewer
6 corporation, municipality or sewer district established under the provisions of chapter 249 or 250, or
7 sections 204.250 to 204.470, or any sewer district created and organized pursuant to constitutional
8 authority, may contract with any water corporation, any municipality providing water, or any water
9 districts established under chapter 247, which for purposes of this section shall collectively be
10 designated as a water provider, to terminate water services to any customer premises for nonpayment
11 of a sewer bill. No such termination of water service may occur until thirty days after the sewer
12 corporation, municipality or statutory sewer district or sewer district created and organized pursuant
13 to constitutional authority sends a written notice to the customer, except that if the water
14 [corporation] provider is performing a combined water and sewer billing service for the sewer
15 corporation, municipality or sewer district, no additional notice or any additional waiting period
16 shall be required other than the notice and waiting period already used by the water [corporation]
17 provider to disconnect water service for nonpayment of the water bill. Acting pursuant to a contract,
18 the water [corporation] provider shall discontinue water service until such time as the sewer charges
19 and all related costs of termination and reestablishment of sewer and water services are paid by the
20 customer.

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

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

Action Taken _____ Date _____

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