

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 30, Page 5, Section 233.295, Line 105,
2 by inserting immediately after said line the following:

3 "247.060. 1. The management of the business and affairs of the district is hereby vested in
4 a board of directors, who shall have all the powers conferred upon the district except as herein
5 otherwise provided. It shall be composed of five members, each of whom shall be a voter of the
6 district and shall have resided in said district one whole year immediately prior to his or her
7 election. A member shall be at least twenty-five years of age and shall not be delinquent in the
8 payment of taxes at the time of his election. Except as provided in subsection 2 of this section, the
9 term of office of a member of the board shall be three years. The remaining members of the board
10 shall appoint a qualified person to fill any vacancy on the board. If no qualified person who lives in
11 the subdistrict for which there is a vacancy is willing to serve on the board, the board may appoint
12 an otherwise qualified person who lives in the district but not in the subdistrict in which the vacancy
13 exists to fill such vacancy.

14 2. After notification by certified mail that he or she has two consecutive unexcused
15 absences, any member of the board failing to attend the meetings of the board for three consecutive
16 regular meetings, unless excused by the board for reasons satisfactory to the board, shall be deemed
17 to have vacated the seat, and the secretary of the board shall certify that fact to the board. The
18 vacancy shall be filled as other vacancies occurring in the board.

19 3. The initial members of the board shall be appointed by the circuit court and one shall
20 serve until the immediately following first Tuesday after the first Monday in April, two shall serve
21 until the first Tuesday after the first Monday in April on the second year following their
22 appointment and the remaining appointees shall serve until the first Tuesday after the first Monday
23 in April on the third year following their appointment. On the expiration of such terms and on the
24 expiration of any subsequent term, elections shall be held as otherwise provided by law, and such
25 elections shall be held in April pursuant to section 247.180.

26 4. In 2008, 2009, and 2010, directors elected in such years shall serve from the first Tuesday
27 after the first Monday in June until the first Tuesday in April of the third year following the year of
28 their election. All directors elected thereafter shall serve from the first Tuesday in April until the
29 first Tuesday in April of the third year following the year of their election.

30 5. Each member of the board may receive an attendance fee not to exceed one hundred
31 dollars for attending each regularly called board meeting, or special meeting, but shall not be paid
32 for attending more than two meetings in any calendar month, except that in a county of the first
33 classification, a member shall not be paid for attending more than four meetings in any calendar
34 month. However, no board member shall be paid more than one attendance fee if such member
35 attends more than one board meeting in a calendar week. In addition, the president of the board of
36 directors may receive fifty dollars for attending each regularly or specially called board meeting, but

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1 shall not be paid the additional fee for attending more than two meetings in any calendar month.
2 Each member of the board shall be reimbursed for his or her actual expenditures in the performance
3 of his or her duties on behalf of the district.

4 6. In no event, however, shall a board member receive any attendance fees or additional
5 compensation authorized in subsection 5 of this section until after such board member, in each duly
6 elected or appointed term of office, has completed a minimum of six hours training regarding the
7 responsibilities of the board and its members concerning the basics of water treatment and
8 distribution, budgeting and rates, water utility planning, the funding of capital improvements, the
9 understanding of water utility financial statements, the Missouri sunshine law, and this chapter.

10 7. The circuit court of the county having jurisdiction over the district shall have jurisdiction
11 over the members of the board of directors to suspend any member from exercising his or her office,
12 whensoever it appears that he or she has abused his or her trust or become disqualified; to remove
13 any member upon proof or conviction of gross misconduct or disqualification for his or her office;
14 or to restrain and prevent any alienation of property of the district by members, in cases where it is
15 threatened, or there is good reason to apprehend that it is intended to be made in fraud of the rights
16 and interests of the district.

17 8. The jurisdiction conferred by this section shall be exercised as in ordinary cases upon
18 petition, filed by or at the instance of any member of the board, or at the instance of any ten voters
19 residing in the district who join in the petition, verified by the affidavit of at least one of them. The
20 petition shall be heard in a summary manner after ten days' notice in writing to the member or
21 officer complained of. An appeal shall lie from the judgment of the circuit court as in other causes,
22 and shall be speedily determined; but an appeal does not operate under any condition as a
23 supersedeas of a judgment of suspension or removal from office."; and
24

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