

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for House Bill No. 835, Page 1, Section A, Line 2, by inserting after
2 all of said section and line the following:
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4 "204.569. When an unincorporated sewer subdistrict of a common sewer district has been formed
5 pursuant to sections 204.565 to 204.573, the board of trustees of the common sewer district shall have the
6 same powers with regard to the subdistrict as for the common sewer district as a whole, plus the following
7 additional powers:

8 (1) To enter into agreements to accept, take title to, or otherwise acquire, and to operate such sewers,
9 sewer systems, treatment and disposal facilities, and other property, both real and personal, of the political
10 subdivisions included in the subdistrict as the board determines to be in the interest of the common sewer
11 district to acquire or operate, according to such terms and conditions as the board finds reasonable, provided
12 that such authority shall be in addition to the powers of the board of trustees pursuant to section 204.340;

13 (2) To provide for the construction, extension, improvement, and operation of such sewers, sewer
14 systems, and treatment and disposal facilities, as the board determines necessary for the preservation of
15 public health and maintenance of sanitary conditions in the subdistrict;

16 (3) For the purpose of meeting the costs of activities undertaken pursuant to the authority granted in
17 this section, to issue bonds in anticipation of revenues of the subdistrict in the same manner as set out in
18 sections 204.360 to 204.450, for other bonds of the common sewer district. Issuance of such bonds for the
19 subdistrict shall require the assent only of four-sevenths of the voters of the subdistrict voting on the
20 question~~[-and]~~ except that, as an alternative to such a vote, if the subdistrict is a part of a common sewer
21 district located in whole or in part in any county of the first classification without a charter form of
22 government adjacent to a county of the first classification with a charter form of government and a population
23 of at least six hundred thousand and not more than seven hundred fifty thousand, bonds may be issued for
24 such subdistrict if the question receives the written assent of three-quarters of the customers of the subdistrict
25 in a manner consistent with section 204.370, where "customer", as used in this subdivision, means any
26 political subdivision within the subdistrict that has a service or user agreement with the common sewer
27 district. The principal and interest of such bonds shall be payable only from the revenues of the subdistrict
28 and not from any revenues of the common sewer district as a whole;

29 (4) To charge the costs of the common sewer district for operation and maintenance attributable to
30 the subdistrict, plus a proportionate share of the common sewer district's costs of administration to revenues
31 of the subdistrict and to consider such costs in determining reasonable charges to impose within the
32 subdistrict under section 204.440;

33 (5) With prior concurrence of the subdistrict's advisory board, to provide for the treatment and
34 disposal of sewage from the subdistrict in or by means of facilities of the common sewer district not located
35 within the subdistrict, in which case the board of trustees shall also have authority to charge a proportionate
36 share of the costs of the common sewer district for operation and maintenance to revenues of the subdistrict
37 and to consider such costs in determining reasonable charges to impose within the subdistrict under section
38 204.440.

39 386.370. 1. The commission shall, prior to the beginning of each fiscal year beginning with the
40 fiscal year commencing on July 1, 1947, make an estimate of the expenses to be incurred by it during such

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1 fiscal year reasonably attributable to the regulation of public utilities as provided in chapters 386, 392 and
2 393 and shall also separately estimate the amount of such expenses directly attributable to such regulation of
3 each of the following groups of public utilities: Electrical corporations, gas corporations, water corporations,
4 heating companies and telephone corporations, telegraph corporations, sewer corporations, and any other
5 public utility as defined in section 386.020, as well as the amount of such expenses not directly attributable to
6 any such group. For purposes of this section, water corporations and sewer corporations will be combined
7 and considered one group of public utilities.

8 2. The commission shall allocate to each such group of public utilities the estimated expenses
9 directly attributable to the regulation of such group and an amount equal to such proportion of the estimated
10 expenses not directly attributable to any group as the gross intrastate operating revenues of such group during
11 the preceding calendar year bears to the total gross intrastate operating revenues of all public utilities subject
12 to the jurisdiction of the commission, as aforesaid, during such calendar year. The commission shall then
13 assess the amount so allocated to each group of public utilities, subject to reduction as herein provided, to the
14 public utilities in such group in proportion to their respective gross intrastate operating revenues during the
15 preceding calendar year, except that the total amount so assessed to all such public utilities shall not exceed
16 ~~[one-fourth]~~ thirty-eight hundredths of one percent of the total gross intrastate operating revenues of all
17 utilities subject to the jurisdiction of the commission.

18 3. The commission shall render a statement of such assessment to each such public utility on or
19 before July first and the amount so assessed to each such public utility shall be paid by it to the director of
20 revenue in full on or before July fifteenth next following the rendition of such statement, except that any such
21 public utility may at its election pay such assessment in four equal installments not later than the following
22 dates next following the rendition of said statement, to wit: July fifteenth, October fifteenth, January fifteenth
23 and April fifteenth. The director of revenue shall remit such payments to the state treasurer.

24 4. The state treasurer shall credit such payments to a special fund, which is hereby created, to be
25 known as "The Public Service Commission Fund", which fund, or its successor fund created pursuant to
26 section 33.571, shall be devoted solely to the payment of expenditures actually incurred by the commission
27 and attributable to the regulation of such public utilities subject to the jurisdiction of the commission, as
28 aforesaid. Any amount remaining in such special fund or its successor fund at the end of any fiscal year shall
29 not revert to the general revenue fund, but shall be applicable by appropriation of the general assembly to the
30 payment of such expenditures of the commission in the succeeding fiscal year and shall be applied by the
31 commission to the reduction of the amount to be assessed to such public utilities in such succeeding fiscal
32 year, such reduction to be allocated to each group of public utilities in proportion to the respective gross
33 intrastate operating revenues of the respective groups during the preceding calendar year.

34 5. In order to enable the commission to make the allocations and assessments herein provided for,
35 each public utility subject to the jurisdiction of the commission as aforesaid shall file with the commission,
36 within ten days after August 28, 1996, and thereafter on or before March thirty-first of each year, a statement
37 under oath showing its gross intrastate operating revenues for the preceding calendar year, and if any public
38 utility shall fail to file such statement within the time aforesaid the commission shall estimate such revenue
39 which estimate shall be binding on such public utility for the purpose of this section."; and

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