

HOUSE AMENDMENT NO. _____
TO
HOUSE AMENDMENT NO. _____

Offered By

1 AMEND House Amendment No. _____ to House Committee Substitute for Senate Substitute for
2 Senate Bill No. 222, Page 7, Line 25, by deleting said line and inserting in lieu thereof the
3 following:
4

5 "municipal or other waste streams prior to acceptance of the advanced recycling facility.

6 349.045. 1. Except as provided in subsection 2 of this section, the corporation shall have a
7 board of directors in which all the powers of the corporation shall be vested and which shall consist
8 of any number of directors, not less than five, all of whom shall be duly qualified electors of and
9 taxpayers in the county or municipality; except that, for any industrial development corporation
10 formed by any municipality located wholly within any county of the second, third, or fourth
11 classification or any county of the first classification with more than sixty-five thousand but fewer
12 than seventy-five thousand inhabitants, directors may be qualified taxpayers in and registered voters
13 of such county. The directors shall serve as such without compensation except that they shall be
14 reimbursed for their actual expenses incurred in and about the performance of their duties hereunder.
15 The directors shall be resident taxpayers for at least one year immediately prior to their
16 appointment. No director shall be an officer or employee of the county or municipality. All
17 directors shall be appointed by the chief executive officer of the county or municipality with the
18 advice and consent of a majority of the governing body of the county or municipality, and in all
19 counties, other than a city not within a county and counties with a charter form of government, the
20 appointments shall be made by the county commission and they shall be so appointed that they shall
21 hold office for staggered terms. At the time of the appointment of the first board of directors the
22 governing body of the municipality or county shall divide the directors into three groups containing
23 as nearly equal whole numbers as may be possible. The first term of the directors included in the
24 first group shall be two years, the first term of the directors included in the second group shall be
25 four years, the first term of the directors in the third group shall be six years; provided, that if at the
26 expiration of any term of office of any director a successor thereto shall not have been appointed,
27 then the director whose term of office shall have expired shall continue to hold office until a
28 successor shall be appointed by the chief executive officer of the county or municipality with the

Action Taken _____ Date _____

1 advice and consent of a majority of the governing body of the county or municipality. The
2 successors shall be resident taxpayers for at least one year immediately prior to their appointment.

3 2. (1) A corporation in a county of the third classification without a township form of
4 government and with more than ten thousand four hundred but fewer than ten thousand five hundred
5 inhabitants shall have a board of directors in which all the powers of the corporation shall be vested
6 and which shall consist of a number of directors not less than the number of townships in such
7 county. All directors shall be duly qualified electors of and taxpayers in the county. Each township
8 within the county shall elect one director to the board. Additional directors may be elected to the
9 board to succeed directors appointed to the board as of the effective date of this section if the
10 number of directors on the effective date of this section exceeds the number of townships in the
11 county. The directors shall serve as such without compensation except that they shall be reimbursed
12 for their actual expenses incurred in the performance of their duties. The directors shall be resident
13 taxpayers for at least one year immediately prior to their election. No director shall be an officer or
14 employee of the county. Upon the expiration of the term of office of any director appointed to the
15 board prior to the effective date of this section, a director shall be elected to succeed him or her;
16 provided that if at the expiration of any term of office of any director a successor thereto shall not
17 have been elected, then the director whose term of office shall have expired shall continue to hold
18 office until a successor shall be elected. The successors shall be resident taxpayers for at least one
19 year immediately prior to their election.

20 (2) For any election after August 28, 2023, the provisions of subsection 1 of this section
21 regarding director qualifications shall supersede subdivision (1) of this subsection. Upon the
22 expiration of the term of the last director elected before August 28, 2023, all provisions of
23 subdivision (1) of this subsection shall terminate, and the provisions of subsection 1 of this section
24 shall apply to any corporation in such a county."; and"; and
25

26 Further amend said bill by amending the title, enacting clause, and intersectional references
27 accordingly.
28

29 THIS AMENDS 1229H03.04H