

SECOND REGULAR SESSION
[P E R F E C T E D]
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 802
93RD GENERAL ASSEMBLY

Reported from the Committee on Economic Development, Tourism and Local Government, February 2, 2006, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

Senate Committee Substitute adopted March 1, 2006.

Taken up March 1, 2006. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

4006S.02P

AN ACT

To amend chapter 249, RSMo, by adding thereto one new section relating to sewer districts in certain counties, with an emergency clause.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 249, RSMo, is amended by adding thereto one new
2 section, to be known as section 249.761, to read as follows:

**249.761. For the purposes of sections 249.761 to 249.810, the
2 following words and terms mean:**

3 (1) "Owner", for real property, the individual or individuals or
4 entity or entities who own a fee interest in real property that is located
5 within the sewer district and subject to charges for use and services of
6 the sewer system or their legally authorized representative; for
7 business organizations and other entities, the owner shall be deemed
8 to be the individual who is legally authorized to represent the entity
9 with regard to the sewer district;

10 (2) "Registered voters", persons who are qualified and registered
11 to vote under chapter 115, RSMo, under the records of the election
12 authority having jurisdiction over the area in which the boundaries of
13 the sewer district are located, as of the thirtieth day prior to the date
14 of the applicable election;

15 (3) "Voters", registered voters who reside within a sewer district,
16 or if fewer than five registered voters reside within a sewer district,
17 the registered voters and owners of real property located within the
18 sewer district per the tax records for real property of the county clerk,

19 as of the thirtieth day prior to the date of the applicable election;
20 provided, however, "voters" voting on the issuance of general obligation
21 bonds means registered voters who reside within the sewer district and
22 "voters" in an area proposed to be annexed under section 249.807 means
23 registered voters in the area proposed to be annexed.

Section B. Because of the need to enable sewer districts with fewer than
2 five registered voters to elect a board of five supervisors and to permit such
3 districts to exercise certain powers conditioned upon approval of voters, section
4 A of this act is deemed necessary for the immediate preservation of the public
5 health, welfare, peace and safety, and is hereby declared to be an emergency act
6 within the meaning of the constitution, and section A of this act shall be in full
7 force and effect upon its passage and approval.

✓

Bill

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