

FIRST REGULAR SESSION

# HOUSE BILL NO. 283

## 93RD GENERAL ASSEMBLY

---

INTRODUCED BY REPRESENTATIVE JOHNSON (47).

Read 1<sup>st</sup> time January 20, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

0969L.02I

---

### AN ACT

To repeal sections 247.060 and 247.180, RSMo, and to enact in lieu thereof two new sections relating to the election of water supply districts.

---

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

Section A. Sections 247.060 and 247.180, RSMo, are repealed and two new sections  
2 enacted in lieu thereof, to be known as sections 247.060 and 247.180, to read as follows:

247.060. 1. The management of the business and affairs of the district is hereby vested  
2 in a board of directors, who shall have all the powers conferred upon the district except as herein  
3 otherwise provided, who shall serve without pay. It shall be composed of five members, each  
4 of whom shall be a voter of the district and shall have resided in said district one whole year  
5 immediately prior to his election. A member shall be at least twenty-five years of age and shall  
6 not be delinquent in the payment of taxes at the time of his election. Except as provided in  
7 subsection 2 of this section, the term of office of a member of the board shall be three years. The  
8 remaining members of the board shall appoint a qualified person to fill any vacancy on the board.  
9 If no qualified person who lives in the subdistrict for which there is a vacancy is willing to serve  
10 on the board, the board may appoint an otherwise qualified person, who lives in the district but  
11 not in the subdistrict in which the vacancy exists to fill such vacancy.

12 2. The initial members of the board shall be appointed by the circuit court and one shall  
13 serve until the immediately following first Tuesday after the first Monday in June, two shall  
14 serve until the first Tuesday after the first Monday in June on the second year following their  
15 appointment and the remaining appointees shall serve until the first Tuesday after the first  
16 Monday in June on the third year following their appointment. On the expiration of such terms

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 and on the expiration of any subsequent term, elections shall be held as otherwise provided by  
18 law, and such elections [may] **shall** be held in April pursuant to section 247.180.

247.180. [1.] Regular elections and elections held for the purposes of section 247.130  
2 shall be called annually by the board of directors [on the first Tuesday after the first Monday in  
3 June or] on the first Tuesday after the first Monday in April. Such elections shall be conducted  
4 by the appropriate election authority pursuant to chapter 115, RSMo.

5 [2. Notwithstanding any other provision of law, if there is only one candidate for the post  
6 of director of any given subdistrict, then no election shall be held, and the candidate or  
7 candidates shall assume the responsibilities of their offices at the same time and in the same  
8 manner as if elected. If there is no candidate for the post of any given subdistrict, then no  
9 election shall be held for that post and it shall be considered vacant, to be filled pursuant to the  
10 provisions of section 247.060.]