

SECOND REGULAR SESSION

HOUSE BILL NO. 2245

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES ROBB (Sponsor), BIVINS, SATER,
CUNNINGHAM (86) AND BRUNS (Co-sponsors).

Read 1st time February 21, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

4770L.01I

AN ACT

To repeal section 321.200, RSMo, and to enact in lieu thereof one new section relating to fire protection district board powers.

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

Section A. Section 321.200, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 321.200, to read as follows:

321.200. 1. The board shall meet regularly, not less than once each month, at a time and at some building in the district to be designated by the board. Notice of the time and place of future regular meetings shall be posted continuously at the firehouse or firehouses of the district. Additional meetings may be held, when the needs of the district so require, at a place regular meetings are held, and notice of the time and place shall be given to each member of the board. Meetings of the board shall be held and conducted in the manner required by the provisions of chapter 610, RSMo. All minutes of meetings of the board and all other records of the fire protection district shall be available for public inspection at the main firehouse within the district by appointment with the secretary of the board within one week after a written request is made between the hours of 8:00 a.m. and 5:00 p.m. every day except Sunday. A majority of the members of the board shall constitute a quorum at any meeting and no business shall be transacted unless a quorum is present. The board, acting as a board, shall exercise all powers of the board, without delegation thereof to any other governmental or other body or entity or association **except as provided in subsection 3 of this section**, and without delegation thereof

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.

15 to less than a quorum of the board. Agents, employees, engineers, auditors, attorneys, [firemen]
16 **firefighters**, and any other member of the staff of the district may be employed or discharged
17 only by a board which includes at least two directors; but any board of directors may suspend
18 from duty any such person or staff member who willfully and deliberately neglects or refuses to
19 perform his or her regular functions.

20 2. Any vacancy on the board shall be filled by the remaining elected members of the
21 board, except when less than two elected members remain on the board any vacancy shall be
22 filled by the circuit court of the county in which all or a majority of the district lies. The
23 appointee or appointees shall act until the next biennial election at which a director or directors
24 are elected to serve the remainder of the unexpired term.

25 **3. Upon a majority vote of the board, the board may delegate such powers and**
26 **responsibilities granted in subdivisions (4), (6), (8), (9), and (11) of section 321.220, and**
27 **granted in subdivisions (4), (6), (8), (9), and (11) of section 321.600, to the fire chief as the**
28 **board deems appropriate for the efficient operation of the district. The board shall have**
29 **the power to rescind any delegation of power under this subsection by majority vote of the**
30 **board.**

✓