

FIRST REGULAR SESSION

[P E R F E C T E D]

# SENATE BILL NO. 256

91ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR CASKEY.

Read 1st time January 10, 2001, and 1,000 copies ordered printed.

Read 2nd time January 16, 2001, and referred to the Committee on Local Government and Economic Development.

Reported from the Committee January 25, 2001, with recommendation that the bill do pass.

Taken up for Perfection February 5, 2001. Bill declared Perfected and Ordered Printed, as amended.

TERRY L. SPIELER, Secretary.

0497S.02P

## AN ACT

To repeal sections 644.037, 644.572, 644.574 and 644.576, RSMo 2000, relating to political subdivisions, and to enact in lieu thereof five new sections, with an emergency clause.

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

Section A. Sections 644.037, 644.572, 644.574 and 644.576, RSMo 2000, are repealed and five new sections enacted in lieu thereof, to be known as sections 644.027, 644.037, 644.572, 644.574 and 644.576, to read as follows:

**644.027. Nothing in sections 644.006 through 644.150, RSMo, shall be deemed to restrict, inhibit or otherwise deny the power of any city, town or village, whether organized under the general law or by constitutional or special charter, any sewer district organized under chapter 204, RSMo, or chapter 249, RSMo, any public water supply district organized under chapter 247, RSMo, or any other municipality, political subdivision or district of the state which owns or operates a sewer system that provides for the collection and treatment of sewage, to require the owners of all houses, buildings or other facilities within a municipality, political subdivision or district to connect to the sewer system of the municipality, political subdivision or district when such sewer system is available.** 644.037. Where applicable, under Section 404 of the federal

**EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

Clean Water Act and where the U.S. Army Corps of Engineers has determined that a nationwide permit may be utilized, the department shall certify without conditions such nationwide permit as it applies to impacts on **[wetlands in this] waters of the** state.

644.572. In addition to those sums authorized prior to August 28, **[2000] 2002**, the board of fund commissioners of the state of Missouri, as authorized by section 37(e) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of ten million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and this chapter.

644.574. In addition to those sums authorized prior to August 28, **[2000] 2002**, the board of fund commissioners of the state of Missouri, as authorized by section 37(g) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of **[twenty] ten** million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and in this chapter.

644.576. In addition to those sums authorized prior to August 28, **[2000] 2002**, the board of fund commissioners of the state of Missouri, as authorized by section 37(h) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of **[forty] twenty** million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and in this chapter.

Section B. Because of the need to provide adequate sewer systems within local political subdivisions, section 644.027 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 644.027 of this act shall be in full force and effect upon its passage and approval.