

FIRST REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 174

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DEMPSEY.

Read 1st time January 25, 2011, and ordered printed.

Read 2nd time January 27, 2011, and referred to the Committee on Jobs, Economic Development and Local Government.

Reported from the Committee February 17, 2011, with recommendation that the bill do pass with Senate Committee Amendment No. 1.

Taken up for Perfection February 22, 2011. Bill declared Perfected and Ordered Printed, as amended.

TERRY L. SPIELER, Secretary.

0102S.04P

AN ACT

To amend chapter 67, RSMo, by adding thereto one new section relating to the imposition of fees for the repair of water service lines in certain municipalities.

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

Section A. Chapter 67, RSMo, is amended by adding thereto one new section, to be known as section 67.319, to read as follows:

67.319. 1. If approved by a majority of the voters voting on the proposal, any city, town, or village located within this state may, by ordinance, levy and impose annually, upon water service lines providing water service to residential property having four or fewer dwelling units within the jurisdiction of such city, town, or village, a fee not to exceed one dollar per month or twelve dollars annually.

2. The ballot of submission shall be in substantially the following form:

For the purpose of repair or replacement of water lines extending from the water main to a residential dwelling due to failure of the line, shall (city, town, or village) be authorized to impose a fee not to exceed one dollar per month or twelve dollars annually on residential property for each water service line providing water service within the (city, town, or village) to residential property having four or fewer dwelling units for the purpose of paying for the costs of necessary water service line repairs or replacements?

17

YES

NO

18 **3. For the purpose of this section, a water service line may be**
19 **defined by local ordinance, but may not include the water meter or**
20 **exceed that portion of water piping and related valves and connectors**
21 **which extends from the water mains owned by the utility or**
22 **municipality distributing public water supply to the first opportunity**
23 **for a connection or joint beyond the point of entry into the premises**
24 **receiving water service, and may not include facilities owned by the**
25 **utility or municipality distributing public water supply. For purposes**
26 **of this section, repair may be defined and limited by local ordinance,**
27 **and may include replacement or repairs.**

28 **4. If a majority of the voters voting thereon approve the proposal**
29 **authorized in subsection 1 of this section, the governing body of the**
30 **city, town, or village may enact an ordinance for the collection of such**
31 **fee. The funds collected under such ordinance shall be deposited in a**
32 **special account to be used solely for the purpose of paying for the**
33 **reasonable costs associated with and necessary to administer and carry**
34 **out the water service line repairs as defined in the ordinance and, if**
35 **sufficient revenues are available, to reimburse the necessary costs of**
36 **water service line repair or replacement. All interest generated on**
37 **deposited funds shall be accrued to the special account established for**
38 **the repair of water service lines.**

39 **5. The city, town, or village may establish, as provided in the**
40 **ordinance, regulations necessary for the administration of collections,**
41 **claims, repairs, replacements and all other activities necessary and**
42 **convenient for the implementation of any ordinance adopted and**
43 **approved under this section. The city, town, or village may administer**
44 **the program or may contract with one or more persons, through a**
45 **competitive process, to provide for administration of any portion of**
46 **implementation activities of any ordinance adopted and approved**
47 **under this section, and reasonable costs of administering the program**
48 **may be paid from the special account established under this section.**

49 **6. Notwithstanding any other provision of law to the contrary,**
50 **the collector in any city, town, village or county that adopts an**
51 **ordinance pursuant to this section, who now or hereafter collects any**
52 **fee to provide for, ensure or guarantee the repair of water service lines,**
53 **may add such fee to the general tax levy bills of property owners within**
54 **the city, town, village or unincorporated area of the county. All**

55 revenues received on such combined bill which are for the purpose of
56 providing for, ensuring or guaranteeing the repair of water service
57 lines, shall be separated from all other revenues so collected and
58 credited to the appropriate fund or account of the city, town, village or
59 county. The collector of the city, town, village or county may collect
60 such fee in the same manner and to the same extent as the collector
61 now or hereafter may collect delinquent real estate taxes and tax bills.

✓

Unofficial

Bill

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