

FIRST REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 431

91ST GENERAL ASSEMBLY

Reported from the Committee on Local Government and Economic Development, March 12, 2001, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

TERRY L. SPIELER, Secretary.

1055S.04C

AN ACT

To authorize the conveyance of certain state property to the Clarence Cannon Wholesale Water Commission, with an emergency clause.

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

Section 1. Notwithstanding any other laws to the contrary, the governor is hereby authorized and empowered to bargain, transfer, and convey to the Clarence Cannon Wholesale Water Commission rights in the water and water storage of Mark Twain Lake acquired by the state of Missouri by contract with the United States of America dated March 10, 1988.

Section 2. An agreement to transfer rights to water and water storage shall immediately convey and transfer one million nine hundred thousand gallons per day of water and its equivalent acre feet of water storage to the Clarence Cannon Wholesale Water Commission in accordance with the contract dated March 10, 1988, by and between the United States of America, Clarence Cannon Wholesale Water Commission, and the state of Missouri.

Section 3. The authorization set forth in this section includes the power to convey and transfer rights to water and water storage in an additional amount of up to five million gallons per day and its equivalent acre feet of storage, that portion of the rights to Mark Twain Lake having been conveyed to the state of Missouri by the United States of America by contract dated March 10, 1988.

Section 4. Consideration for the transfer of water rights and the rights to water storage in Mark Twain Lake shall require the Clarence Cannon Wholesale Water Commission to assume the transferred portion of all financial obligations of the state

of Missouri to the United States of America as indicated in contract dated March 10, 1988, including all payments for principal and interest due and owed from the date of transfer to Clarence Cannon Wholesale Water Commission forward and into the future until such obligations to the United States are fully paid for that water and water storage acquired by the state of Missouri in Mark Twain Lake.

Section 5. If the state receives moneys from Clarence Cannon Wholesale Water Commission pursuant to an agreement under this act, such moneys may be deposited in the "Missouri Water Development Fund", created by section 256.290, RSMo.

Section 6. The attorney general shall approve as to form the instrument of conveyance.

Section A. Because of the need to provide water for residential, commercial, and industrial users in northeast Missouri, sections 1 to 6 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and sections 1 to 6 of this act shall be in full force and effect upon their passage and approval.

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