

FIRST REGULAR SESSION

SENATE BILL NO. 174

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DEMPSEY.

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

TERRY L. SPIELER, Secretary.

0102S.04I

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 any county with a charter form of government and with more than two hundred fifty thousand but fewer than three hundred fifty thousand inhabitants 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?

YES NO

3. For the purpose of this section, a water service line may be

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

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

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

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

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

✓

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Bill

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