

SECOND REGULAR SESSION

# SENATE BILL NO. 775

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHATZ.

Pre-filed December 10, 2019, and ordered printed.

ADRIANE D. CROUSE, Secretary.

3428S.02I

## AN ACT

To repeal sections 321.015, 321.190, and 321.603, RSMo, and to enact in lieu thereof three new sections relating to fire protection districts.

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

Section A. Sections 321.015, 321.190, and 321.603, RSMo, are repealed  
2 and three new sections enacted in lieu thereof, to be known as sections 321.015,  
3 321.190, and 321.603, to read as follows:

321.015. 1. No person holding any lucrative office or employment under  
2 this state, or any political subdivision thereof as defined in section 70.120, shall  
3 hold the office of fire protection district director under this chapter. When any  
4 fire protection district director accepts any office or employment under this state  
5 or any political subdivision thereof, his office shall thereby be vacated and he  
6 shall thereafter perform no duty and receive no salary or expenses as fire  
7 protection district director.

8 2. This section shall not apply to:

9 (1) Members of the organized militia, of the reserve corps, public school  
10 employees, **law enforcement agency employees**, and notaries public;

11 (2) Fire protection districts located wholly within counties of the second,  
12 third or fourth classification;

13 (3) Fire protection districts in counties of the first classification with less  
14 than eighty-five thousand inhabitants;

15 (4) Fire protection districts located within counties of the first  
16 classification not adjoining any other county of the first classification;

17 (5) Fire protection districts located within any county of the first or  
18 second classification not having more than nine hundred thousand inhabitants

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

19 which borders any three counties of the first classification;

20 (6) Fire protection districts located within any county of the first  
21 classification which adjoins both a county with a charter form of government with  
22 more than nine hundred fifty thousand inhabitants, and adjoins at least four  
23 other counties;

24 (7) Fire protection districts located within any county of the first  
25 classification with more than one hundred fifty thousand but fewer than two  
26 hundred thousand inhabitants.

27 3. For the purposes of this section, the term "lucrative office or  
28 employment" does not include receiving retirement benefits, compensation for  
29 expenses, or a stipend or per diem, in an amount not to exceed seventy-five  
30 dollars for each day of service, for service rendered to a fire protection district,  
31 the state or any political subdivision thereof.

321.190. Each member of the board may receive an attendance fee [not to  
2 exceed one hundred dollars] **upon affirmative board approval and in an**  
3 **amount set by the board** for attending each regularly called board meeting, or  
4 special meeting, but shall not be paid for attending more than [two in any  
5 calendar month, except that in a county of the first class having a charter form  
6 of government, he shall not be paid for attending more than four in any calendar  
7 month. However, no board member shall be paid more than one attendance fee  
8 if such member attends more than one board meeting in a calendar week] **one**  
9 **board meeting in a calendar week.** In addition, the chairman of the board  
10 of directors may receive fifty dollars for attending each regularly or specially  
11 called board meeting[, but shall not be paid the additional fee for attending more  
12 than two meetings in any calendar month]. Each member of the board shall be  
13 reimbursed for his or her actual expenditures in the performance of his or her  
14 duties on behalf of the district. The secretary and the treasurer, if members of  
15 the board of directors, may each receive such additional compensation for the  
16 performance of their respective duties as secretary and treasurer as the board  
17 shall deem reasonable and necessary, not to exceed one thousand dollars per  
18 year. The circuit court having jurisdiction over the district shall have power to  
19 remove directors or any of them for good cause shown upon a petition, notice and  
20 hearing.

321.603. In addition to the compensation provided pursuant to section  
2 321.190 for fire protection districts located in a county of the first classification  
3 with a charter form of government, each member of any such fire protection

4 district board may receive an attendance fee [not to exceed one hundred dollars]  
5 **upon affirmative board approval and in an amount set by the board** for  
6 attending a board meeting conducted pursuant to chapter 610[, but such board  
7 member shall not be paid for attending more than four such meetings in any  
8 calendar month. However, no board member shall be paid more than one  
9 attendance fee if such member attends more than one meeting conducted under  
10 chapter 610 in a calendar week].

✓  
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Bill

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