

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SS/SCS/HCS/House Bill No. 1606, Page 15, Section 140.190, Line 55,

2 by inserting after all of said line the following:

3 "182.020. 1. If, from returns of the submission of  
4 the question, the majority of all the votes cast are in  
5 favor of establishing a county library district and for the  
6 tax for a free county library, the county governing body  
7 shall enter of record a brief recital of the returns and  
8 that there has been established "\_\_\_\_\_ county library  
9 district", and thereafter such "\_\_\_\_\_ county library  
10 district", shall be considered established; and the tax  
11 specified in the notice, subject to the provisions of this  
12 section, shall be levied and collected, from year to year.

13 2. At least once in every month the county collector  
14 in each county of the first and second classes, including  
15 such counties having a charter form of government, shall pay  
16 over to the treasurer of the county library district all  
17 moneys received and collected by him to which the district  
18 is entitled and take duplicate receipts from the treasurer,  
19 one of which he shall file with the secretary of the county  
20 library district and the other he shall file in his  
21 settlement with the county governing body. The county  
22 collector in the counties of the third and fourth classes  
23 shall pay over to the county treasurer at least once in  
24 every month all moneys received and collected by him which  
25 are due the county library district and shall take duplicate  
26 receipts therefor, one of which he shall file in his

27 settlement with the county governing body. The county  
28 treasurer in such counties shall pay over to the treasurer  
29 of the county library district, at least once in every  
30 month, all moneys so received by him to which the district  
31 is entitled. Upon payment he shall take duplicate receipts  
32 from the treasurer of the county library district, one of  
33 which he shall file with the secretary of the county library  
34 district, and the other he shall file in his settlement with  
35 the county governing body.

36 3. The tax may be reconsidered whenever the voters of  
37 any county library district shall so determine by a majority  
38 vote on such questions after petition, order, and notice of  
39 the election and of the purpose thereof, first having been  
40 made, filed, and given, as in the case of establishing such  
41 county library district. At least five years must elapse  
42 after the county library district has been established and a  
43 tax therefor has been levied before a question to reconsider  
44 the tax may be submitted under this subsection.

45 4. Whenever the county library board of trustees finds  
46 it appropriate, it may order an election on the question of  
47 increasing the tax established pursuant to subsection 2 of  
48 section 182.010 or increased pursuant to subsection 5 of  
49 section 182.010. The county commission in any county with  
50 more than one hundred thousand but fewer than one hundred  
51 twenty thousand inhabitants and with a county seat with more  
52 than nine thousand but fewer than eleven thousand  
53 inhabitants may overrule and reject a county library board  
54 of trustees' decision to order an election on the question  
55 of increasing taxes. Notice of the election shall be  
56 published in the same manner as is notice of an election to  
57 establish a county library district under section 182.010.  
58 The notice and order shall each recite the amount of the

59 proposed increase. The question shall be submitted in  
60 substantially the following form:

61 Shall the \_\_\_\_\_ per hundred dollars assessed valuation  
62 tax for the county library be increased to \_\_\_\_\_ per  
63 hundred dollars assessed valuation?

64 If a majority of votes cast on the question are in favor of  
65 the increase, then the increased tax shall be levied and  
66 collected in the same manner as the tax was at its previous  
67 lower rate.

68 5. As used in sections 182.010 to 182.120, the words  
69 "county commission" or "county governing body" shall be  
70 construed to mean the proper commission or official in any  
71 county operating under a special charter.

72 182.050. For the purpose of carrying into effect  
73 sections 182.010 to 182.120, in case a county library  
74 district is established and a free county library authorized  
75 as provided in section 182.010, within sixty days after the  
76 establishment of the county library district, there shall be  
77 created a county library board of trustees, of five members,  
78 who shall be residents of the library district, none of whom  
79 shall be elected county officials. The members shall be  
80 appointed by the county commission for terms of four years  
81 each, except that as to the members of the first board, two  
82 shall be appointed for one year, and one each shall be  
83 appointed for two years, three years, and four years,  
84 respectively, from the first day of July following their  
85 appointment; and annually thereafter before the first day of  
86 July the county commission shall appoint successors.  
87 Vacancies in the board occasioned by removals, resignations  
88 or otherwise shall be reported to the county commission and  
89 shall be filled in like manner as original appointments;  
90 except that if the vacancy is in an unexpired term, the  
91 appointment shall be made for only the unexpired portion of

92 that term. No member of the board shall receive  
93 compensation as such. No person shall be employed by the  
94 board of library trustees or by the librarian who is related  
95 within the third degree by blood or by marriage to any  
96 trustee of the board. The county commission in any county  
97 with more than one hundred thousand but fewer than one  
98 hundred twenty thousand inhabitants and with a county seat  
99 with more than nine thousand but fewer than eleven thousand  
100 inhabitants may remove any member for conduct prejudicial to  
101 the good order and effective operation of the library, or  
102 for other good cause, stated in writing and after a public  
103 hearing."; and

104 Further amend the title and enacting clause accordingly.