

SECOND REGULAR SESSION

# SENATE BILL NO. 917

89TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CASKEY.

Read 1st time February 16, 1998, and 1,000 copies ordered printed.

TERRY L. SPIELER, Secretary.

S3820.02I

## AN ACT

To repeal section 65.230, RSMo 1994, and section 50.660, RSMo Supp. 1997, relating to county administration, and to enact in lieu thereof two new sections relating to the same subject.

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

Section A. Section 65.230, RSMo 1994, and section 50.660, RSMo Supp. 1997, are repealed and two new sections enacted in lieu thereof, to be known as sections 50.660 and 65.230, to read as follows:

50.660. All contracts shall be executed in the name of the county, **or in the name of a township in a county with a township form of government**, by the head of the department or officer concerned, except contracts for the purchase of supplies, materials, equipment or services other than personal made by the officer in charge of purchasing in any county **or township** having the officer. No contract or order imposing any financial obligation on the county **or township** is binding on the county **or township** unless it is in writing and unless there is a balance otherwise unencumbered to the credit of the appropriation to which it is to be charged and a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made, each sufficient to meet the obligation incurred and unless the contract or order bears the certification of the accounting officer so stating; except that in case of any contract for public works or buildings to be paid for from bond funds or from taxes levied for the purpose it is sufficient for the accounting officer to certify that the bonds or taxes have been authorized by vote of the people and that there is a sufficient unencumbered amount of the bonds yet to be sold or of the taxes levied and yet to be collected to meet the obligation in case there is not a sufficient

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

unencumbered cash balance in the treasury. All contracts and purchases shall be let to the lowest and best bidder after due opportunity for competition, including advertising the proposed letting in a newspaper in the county **or township** with a circulation of at least five hundred copies per issue, if there is one, except that the advertising is not required in case of contracts or purchases involving an expenditure of less than three thousand dollars. It is not necessary to obtain bids on any purchase in the amount of [one] **four thousand five hundred** dollars or less made from any one person, firm or corporation during any period of ninety days. All bids for any contract or purchase may be rejected and new bids advertised for. Contracts which provide that the person contracting with the county **or township** shall, during the term of the contract, furnish to the county **or township** at the price therein specified the supplies, materials, equipment or services other than personal therein described, in the quantities required, and from time to time as ordered by the officer in charge of purchasing during the term of the contract, need not bear the certification of the accounting officer, as herein provided; but all orders for supplies, materials, equipment or services other than personal shall bear the certification. In case of such contract, no financial obligation accrues against the county **or township** until the supplies, materials, equipment or services other than personal are so ordered and the certificate furnished.

65.230. The following township officers shall be entitled to compensation at the following rates for each day necessarily devoted by them to the services of the township in discharging the duties of their respective offices:

(1) The township clerk, as clerk, the township trustee, as trustee, members of the township board, shall each receive for their services six dollars per day for the first meeting each month and two and one-half dollars for each meeting thereafter during the month[; except, that], **and may receive up to twenty-five dollars per day for the first meeting each month and up to ten dollars for each meeting thereafter during the month.** The township clerk shall receive fees for the following, and not per diem: For serving notices of election or appointment upon township officers, as required by law, twenty-five cents each; for filing any instrument of writing, ten cents; for recording any order or instrument of writing, authorized by law, ten cents for every hundred words and figures; for copying and certifying any record in his office, ten cents for every hundred words and figures, to be paid by the person applying for the same; and

(2) The township trustee as ex officio treasurer shall receive a compensation of two percent for receiving and disbursing all moneys coming into his hands as ex officio treasurer when the same shall not exceed the sum of one thousand dollars and one percent of all sums over this amount.

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