

FIRST REGULAR SESSION

[PERFECTED]

SENATE SUBSTITUTE FOR

SENATE BILL NO. 148

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR MOSLEY.

0139S.03P

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 235.120 and 235.140, RSMo, and to enact in lieu thereof three new sections relating to street light maintenance.

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

Section A. Sections 235.120 and 235.140, RSMo, are
2 repealed and three new sections enacted in lieu thereof, to be
3 known as sections 67.1849, 235.120, and 235.140, to read as
4 follows:

**67.1849. Notwithstanding any provision of law or
2 contract to the contrary, a political subdivision may, at
3 its own expense, repair any street light, or replace any
4 street light at least fifteen years old, located within a
5 public right-of-way, as such term is defined in section
6 67.1830, provided that the political subdivision shall give
7 the owner of the street light reasonable opportunity to
8 collect the street light or any parts replaced.**

235.120. Each member of the board shall receive an
2 attendance fee in an amount not to exceed fifty dollars per
3 diem for attending each regularly called board meeting, but
4 shall not be paid for attending more than one in any
5 calendar month; **provided however, that such attendance fee
6 may be increased by ordinance up to a maximum of one hundred**

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

7 **dollars per diem. An increase in such attendance fee above**
8 **one hundred dollars per diem may be authorized upon a vote**
9 **of the residents of the district.** Each member of the board
10 shall be reimbursed for his actual expenditures in the
11 performance of his duties on behalf of the district. The
12 county commission shall have power to remove directors or
13 any of them for good cause shown upon a petition, notice and
14 hearing.

235.140. 1. At the general **municipal** election in the
2 year after the first full calendar year after the
3 organization of any district, and **biennially** at [the]
4 general [election] **municipal elections** thereafter, there
5 shall be elected by the voters of the district one member of
6 the board to serve for a term of six years. Nominations
7 [may] **shall** be filed with the [secretary of the board]
8 **election authority for the jurisdiction in which the**
9 **district is located.**

10 2. The candidates for board member shall be elected on
11 a separate nonpartisan ballot. The candidate receiving the
12 most votes shall be elected. Any new member of the board
13 shall qualify in the same manner as members of the first
14 board qualify.

15 3. **At the first general municipal election to occur**
16 **after August 28, 2023, the elections for the seats of any**
17 **board members elected to a six-year term in 2018 or who have**
18 **been appointed to unexpired terms of members elected to a**
19 **six-year term in 2018, shall be held. At the third general**
20 **municipal election to occur after August 28, 2023, the**
21 **elections for the seats of any board members elected to a**
22 **six-year term in 2020 or who have been appointed to**
23 **unexpired terms of members elected to a six-year term in**
24 **2020, shall be held. At the fifth general municipal**

25 election to occur after August 28, 2023, the elections for
26 the seats of any board members elected to a six-year term in
27 2022 or who have been appointed to unexpired terms of
28 members elected to a six-year term in 2022 shall be held.

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