

SECOND REGULAR SESSION

# SENATE BILL NO. 883

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR HOSKINS.

Read 1st time January 14, 2020, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4216S.02I

## AN ACT

To repeal section 245.060, RSMo, and to enact in lieu thereof one new section relating to levee districts.

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

Section A. Section 245.060, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 245.060, to read as follows:

245.060. Within thirty days after any levee district shall have been  
2 organized and incorporated under the provisions of section 245.025 the circuit  
3 clerk of the court organizing such district shall, upon giving notice by causing  
4 publication to be made once a week for two consecutive weeks in some newspaper  
5 published in each county in which lands of the district are located, the last  
6 insertion to be at least ten days before the day of such meeting, call a meeting of  
7 the owners of real estate or other property located in such district, including the  
8 authorized representative of any corporation which owns real estate or other  
9 property located in such district, at a day and hour specified in some public place  
10 in the county in which the district was organized, for the purpose of electing a  
11 board of ~~[five]~~ **nine** supervisors, to be composed of owners of **at least two**  
12 **thousand acres of** real estate in the district, which may include the authorized  
13 representative of any corporation which owns **at least two thousand acres of**  
14 real estate or other property in the district, two of whom at least shall be  
15 residents of the county or counties in which the district is located, or some  
16 adjoining counties; the landowners, when assembled, shall organize by the  
17 election of a chairman and secretary of the meeting, who shall conduct the  
18 election; at such election each and every acre of land and each and every mile of  
19 right-of-way of every corporation owning a franchise in the district shall represent

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

20 one share, and each owner shall be entitled to one vote in person or by proxy for  
21 every acre of land or mile of right-of-way owned by him or her in such district,  
22 and the [five] **nine** persons receiving the highest number of votes shall be  
23 declared elected as supervisors; and the supervisors **elected prior to August**  
24 **28, 2020**, shall immediately by lot determine the terms of their office, which shall  
25 be respectively one, two, three, four and five years, and they shall serve until  
26 their successors shall have been elected and qualified. **The supervisors**  
27 **elected after August 28, 2020, shall immediately by lot determine the**  
28 **terms of their office, which shall be respectively one, two, three, and**  
29 **four years, and they shall serve until their successors shall have been**  
30 **elected and qualified. Each successor supervisor shall serve a term not**  
31 **shorter than three years nor longer than five years to be set by each**  
32 **levee district in the district's bylaws;** provided, that if the levee district be  
33 located wholly within a third or fourth class city of this state, or within any city  
34 in this state under fifty thousand population operating under a special charter  
35 then the owner of each lot, tract, parcel or subdivision thereof, as set forth in the  
36 final decree of the court creating and incorporating such levee district, shall be  
37 entitled to one vote, in person or by proxy, for each lot, tract, parcel or  
38 subdivision thereof, owned by him or her.

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