

2017 -- H 5868 SUBSTITUTE A

LC002038/SUB A/2

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS -- THE KENT COUNTY WATER DISTRICT

Introduced By: Representative Patricia A. Serpa

Date Introduced: March 08, 2017

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 39-16-4 of the General Laws in Chapter 39-16 entitled "Kent
2 County Water District" is hereby amended to read as follows:

3 **39-16-4. Composition of board.**

4 (a) The board shall consist of ~~five (5)~~ seven (7) members, one member to be appointed by
5 the town ~~councils respectively~~ council of East Greenwich, ~~West Warwick, and Coventry~~, and ~~one~~
6 ~~member~~ two (2) members by the city council of the city of Warwick, ~~and one additional member~~
7 ~~shall be appointed by the council of the above named town or city having the greatest number of~~
8 ~~inhabitants as shown by the United States census in effect when the appointment shall be made,~~
9 ~~who are customers of the water authority.~~ and two (2) members appointed by the town councils of
10 the towns of Coventry and West Warwick. ~~The successor and successors of the original fifth~~
11 ~~member shall be elected by the other members of the authority in the same manner, meaning that~~
12 ~~the fifth member shall always be chosen from the town or city having the greatest number of~~
13 ~~water takers of the authority at the time or times of the successive elections.~~ The successors of ~~the~~
14 ~~other~~ members shall be appointed ~~in the same manner as described above.~~ by their respective city
15 and town councils. A majority of the governing body appointing a member may remove the
16 member for willful misconduct.

17 (b) The members of the board shall appoint a member to serve as chair of the board, and
18 such appointment shall be made at the board's first meeting after the effective date of this section.

1 The chair appointed shall serve for a seven (7) year term, at which time the board shall appoint a
2 new chair. If a chair is unable to complete their term, a new chair shall be appointed to serve a
3 seven (7) year term.

4 (c) Each member shall serve for a term of ~~ten (10)~~ seven (7) years, except that all
5 vacancies occurring during a term shall be filled for the unexpired term. A member shall hold
6 office until his or her successor has been duly appointed and has qualified. Each member of the
7 authority shall take an oath to administer the duties of his or her office faithfully and impartially,
8 and the oath shall be filed in the office of the secretary of state.

9 ~~(e)(d) Three (3)~~ Four (4) members of the authority shall constitute a quorum and the vote
10 of ~~three (3)~~ four (4) members shall be necessary for any action taken by the authority. No vacancy
11 in the membership of the authority shall impair the right of a quorum to exercise all the rights and
12 perform all the duties of the authority.

13 ~~(d)(e)~~ In the event of a vacancy occurring in the board by reason of the death, resignation,
14 or removal for willful misconduct of a member, the governing body of the town or city, which
15 appointed the member, shall appoint a new member for the unexpired term.

16 ~~(e)(f)~~ In the month of January, the board shall make an annual report to the town councils
17 of East Greenwich, West Warwick and Coventry, and to the city council of Warwick, of its
18 activities for the preceding fiscal year. Each report shall set forth a complete operating and
19 financial statement covering its operations during the year. The authority shall cause an annual
20 audit of the books, records, and accounts of the authority to be made.

21 SECTION 2. This act shall take effect upon passage.

=====
LC002038/SUB A/2
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS -- THE KENT COUNTY WATER
DISTRICT

- 1 This act would add two members to the board of the Kent County Water Authority.
- 2 This act would take effect upon passage.

=====
LC002038/SUB A/2
=====