

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 732, Page 6, Section
2 173.2050, Line 22, by inserting after all of said section and line the following:

3
4 "190.055. 1. The board of directors of a district shall possess and exercise all of its legislative and
5 executive powers. Within thirty days after the election of the initial directors, the board shall meet. The time
6 and place of the first meeting of the board shall be designated by the county commission. At its first meeting
7 and after each election of new board members the board shall elect a chairman from its members and select a
8 secretary, treasurer and such officers or employees as it deems expedient or necessary for the accomplishment
9 of its corporate objectives. The secretary and treasurer need not be members of the board. At the meeting
10 the board, by ordinance, shall define the first and subsequent fiscal years of the district, and shall adopt a
11 corporate seal and bylaws, which shall determine the times for the annual election of officers and of other
12 regular and special meetings of the board and shall contain the rules for the transaction of other business of
13 the district and for amending the bylaws.

14 2. Each board member of any district shall devote such time to the duties of the office as the faithful
15 discharge thereof may require, including educational programs provided by the state and each board member
16 may be reimbursed for actual expenditures in the performance of his or her duties on behalf of the district.

17 3. The secretary and treasurer, if members of the board of directors, may each receive additional
18 compensation for the performance of their duties as secretary or treasurer as the board shall deem reasonable
19 and necessary; provided that, such additional compensation shall not exceed one thousand dollars per year.

20 4. Each board member may receive an attendance fee not to exceed one hundred dollars for
21 attending each regularly or specially called board meeting. Such member shall not be paid for attending
22 more than two meetings in any calendar month, except that in a county of the first classification having a
23 charter form of government, such member shall not be paid for attending more than four such meetings in
24 any calendar month. In addition, the chairman of the board may receive fifty dollars for attending each
25 regularly or specially called board meeting, but such chairman shall not be paid the additional fee for
26 attending more than two meetings in any calendar month.

27 5. The compensation authorized by subsections 3 and 4 of this section shall only apply:

28 (1) If such compensation is approved by the board of such district; and

29 (2) To any elected term of any board member beginning after August 28, 2000.

30 6. Notwithstanding any other provision of law to the contrary, individual board members shall not
31 be eligible for employment by the board within twelve months of termination of service as a member of the
32 board unless such employment is on a volunteer basis or without compensation."; and
33

34 Further amend said bill, Page 26, Section 311.735, Line 14, by inserting after all of said section and line the
35 following:

36
37 "321.017. 1. Notwithstanding the provisions of section 321.015, no employee of any fire protection
38 district or ambulance district shall serve as a member of any fire district or ambulance district board while
39 such person is employed by any fire district or ambulance district, except that an employee of a fire

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1 protection district or an ambulance district may serve as a member of a voluntary fire protection district
2 board or a voluntary ambulance district board.

3 2. Notwithstanding any other provision of law to the contrary, individual board members shall not
4 be eligible for employment by the board within twelve months of termination of service as a member of the
5 board unless such employment is on a volunteer basis or without compensation.

6 321.130. [1.] A person, to be qualified to serve as a director, shall be a resident and voter of the
7 district for at least one year before the election or appointment and be over the age of [twenty-five] twenty-
8 four years]; except as provided in subsections 2 and 3 of this section. The person shall also be a resident of
9 such fire protection district]. In the event the person is no longer a resident of the district, the person's office
10 shall be vacated, and the vacancy shall be filled as provided in section 321.200. Nominations and
11 declarations of candidacy shall be filed at the headquarters of the fire protection district by paying a [ten
12 dollar] filing fee equal to the amount of a candidate for county office as set forth under section 115.357, and
13 filing a statement under oath that such person possesses the required qualifications.

14 [2. In any fire protection district located in more than one county one of which is a first class county
15 without a charter form of government having a population of more than one hundred ninety-eight thousand
16 and not adjoining any other first class county or located wholly within a first class county as described
17 herein, a resident shall have been a resident of the district for more than one year to be qualified to serve as a
18 director.

19 3. In any fire protection district located in a county of the third or fourth classification, a person to
20 be qualified to serve as a director shall be over the age of twenty-five years and shall be a voter of the district
21 for more than one year before the election or appointment, except that for the first board of directors in such
22 district, a person need only be a voter of the district for one year before the election or appointment.

23 4. A person desiring to become a candidate for the first board of directors of the proposed district
24 shall pay the sum of five dollars as a filing fee to the treasurer of the county and shall file with the election
25 authority a statement under oath that such person possesses all of the qualifications set out in this chapter for
26 a director of a fire protection district.] Thereafter, such candidate shall have the candidate's name placed on
27 the ballot as a candidate for director.

28 321.210. On the first Tuesday in April after the expiration of at least two full calendar years
29 from the date of the election of the first board of directors, and on the first Tuesday in April every two years
30 thereafter, an election for members of the board of directors shall be held in the district. Nominations shall
31 be filed at the headquarters of the fire protection district in which a majority of the district is located by
32 paying a filing fee [up] equal to the amount of a candidate for [state representative] county office as set forth
33 under section 115.357 and filing a statement under oath that [he] the candidate possesses the required
34 qualifications. The candidate receiving the most votes shall be elected. Any new member of the board shall
35 qualify in the same manner as the members of the first board qualify."; and

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37 Further amend said bill, Pages 28 and 29, Section 590.040, Lines 1-53, by deleting all of said section and
38 lines from the bill; and

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40 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.