

SECOND REGULAR SESSION

HOUSE BILL NO. 2510

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PHILLIPS.

6328H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 393, RSMo, by adding thereto one new section relating to nonprofit sewer companies.

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

Section A. Chapter 393, RSMo, is amended by adding thereto one new section, to be
2 known as section 393.858, to read as follows:

3 **393.858. 1. Notwithstanding any other provision of law, a nonprofit sewer company**
4 **organized under the provisions of sections 393.825 to 393.861 shall be considered a sewer**
5 **company to which a homeowners' association or condominium association, otherwise**
6 **required by the restrictive covenants to which it is subject to convey the wastewater system**
7 **or systems serving the development, shall convey such wastewater system or systems,**
8 **notwithstanding that such restrictive covenants do not expressly reference a conveyance**
9 **to such an entity.**

10 **2. Any transfer of ownership to a nonprofit sewer company allowed by this section**
11 **shall be considered only a procedural change to contract and property law, intended solely**
to recognize the enactment of sections 393.825 to 393.861 and the creation of nonprofit
sewer companies that resulted from such enactment.

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.