

## 1 HOUSE BILL NO. 373

2 INTRODUCED BY L. EVANS

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO COUNTY WATER AND SEWER  
5 DISTRICT BOARDS; REVISING THE METHOD OF ESTABLISHING THE MONTHLY SALARY FOR A MEMBER  
6 OF THE BOARD OF DIRECTORS OF A COUNTY WATER AND SEWER DISTRICT; REVISING THE LIMITS  
7 ON BOARD MEMBER SALARIES; PROVIDING THAT A MEMBER OF THE BOARD OF DIRECTORS MAY  
8 RECEIVE A CERTAIN SALARY IF PROPOSED BY THE PRESIDENT OF THE BOARD AND APPROVED BY  
9 THE MEMBERS OF THE DISTRICT; CLARIFYING THE DUTIES OF BOARD PRESIDENTS; ALLOWING A  
10 VOTE ON THE MONTHLY SALARY OF THE MEMBERS OF THE BOARD OF DIRECTORS; AND AMENDING  
11 SECTIONS 7-13-2225, 7-13-2272, AND 7-13-2273, MCA."  
12

13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
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15 **Section 1.** Section 7-13-2225, MCA, is amended to read:

16 **"7-13-2225. Combination of elections.** (1) The board of county commissioners in its discretion may  
17 combine in one election the election on the formation of the district, the election of directors, ~~and~~ the election on  
18 incurring a bonded indebtedness, and, if applicable, the vote on the proposed monthly salary for members of the  
19 board of directors so that the electors of the district may vote on all of these matters on the same date and at the  
20 same time.

21 (2) If the elections are combined, the board of county commissioners shall so declare by resolution  
22 containing the provisions required by 7-13-2321. If the elections are combined, the notice of the election ~~shall~~  
23 must contain the names of the candidates, ~~and~~ the details concerning the bonded indebtedness, and, if  
24 applicable, the proposed monthly salary for members of the board of directors as provided in 7-13-2273.

25 (3) Candidates for the office of director shall be nominated in the manner required by 7-13-2241 and  
26 7-13-2246."  
27

28 **Section 2.** Section 7-13-2272, MCA, is amended to read:

29 **"7-13-2272. Duties of board president.** (1) The president shall sign all contracts on behalf of the district  
30 and perform ~~such~~ other duties as may be imposed by the board of directors.

1           (2) The president may propose a monthly salary for the members of the board of directors. The proposed  
 2 monthly salary must be approved by the voters in the district pursuant to 7-13-2273."

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 4           **Section 3.** Section 7-13-2273, MCA, is amended to read:  
 5           **"7-13-2273. Compensation of members of board -- approval by voters of district.** (1) Each of the  
 6 members of the board of directors ~~shall~~ must receive a monthly salary that may not ~~exceed the following amounts~~  
 7 be less than the following amounts:

8           ~~(1)~~(a) \$60 in districts with a population of no more than 500 persons;  
 9           ~~(2)~~(b) \$80 in districts with a population that exceeds 500 persons but is no more than 5,000 persons;  
 10 and  
 11           ~~(3)~~(c) \$100 in districts with a population of more than 5,000 persons.

12           (2) Members of the board of directors may receive a monthly salary in excess of the amounts provided  
 13 in subsection (1) if the salary is proposed by the president of the board and approved by a majority of the qualified  
 14 voters of the district by one of the following methods:

15           (a) a vote by mail ballot, as provided in Title 13, chapter 19;  
 16           (b) a vote held in conjunction with a regular or primary election; or  
 17           (c) a vote at an annual organizational meeting of the district.

18           (3) A newly elected member of the board of directors serving in a district with salaries greater than the  
 19 minimum amounts provided in subsection (1) must receive a monthly salary equal to the most recent amount  
 20 approved by the qualified voters of the district pursuant to this section.

21           (4) A vote on the question of the proposed salary for members of the board of directors may be held in  
 22 combination with the elections provided in 7-13-2225 if the vote is conducted by mail ballot or held in conjunction  
 23 with a regular or primary election.

24           (5) (a) Notice of the vote on the proposed monthly salary for the members of the board of directors must  
 25 be provided to the members of the district and state the following:

26           (i) the date on which the vote will be held;  
 27           (ii) the manner in which the vote will be held;  
 28           (iii) the amount of the proposed monthly salary for the members of the board of directors; and  
 29           (iv) any other information regarding the vote that may be necessary.

30           (b) The notice must be published as provided in 13-1-108.

