



GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

JEREMIAH W. (JAY) NIXON
GOVERNOR

P.O. Box 720
(573) 751-3222

July 12, 2013

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1035 entitled:

AN ACT

To repeal sections 33.080, 67.457, 67.463, 67.469, 71.011, 99.845, 137.073, 137.090, 137.095, 137.115, 137.720, 138.431, 238.272, 360.045, and 374.150, RSMo, and to enact in lieu thereof seventeen new sections relating to political subdivisions, with an emergency clause for certain sections and an existing penalty provision.

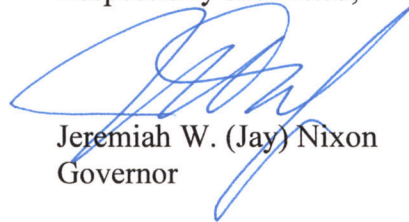
I disapprove of Conference Committee Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1035. My reasons for disapproval are as follows:

Conference Committee Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1035 contains a number of worthwhile provisions, many of which have become law with my action on other pieces of legislation. However, Conference Committee Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1035 cannot receive my approval because it would deprive voters of their right to be heard before their property is annexed into a city.

Conference Committee Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1035 would authorize a city to annex an area by simply adopting an ordinance to do so, without an election by the people being annexed or a declaratory judgment from a court. Because this provision was not in any introduced bill and received no public hearing, individuals living in areas that could be annexed through this new procedure were given no opportunity to weigh in during the legislative process, just as they would have no opportunity to be heard during the annexation process if Conference Committee Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1035 were to become law.

In accordance with the above stated reasons for disapproval, I am returning Conference Committee Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1035 without my approval.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Jay Nixon', is written over the printed name and title.

Jeremiah W. (Jay) Nixon
Governor