

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND Senate Committee Substitute for Senate Bill No. 245, Page 1, in the Title, Lines 3-4, by  
2 deleting all of said lines and inserting in lieu thereof "to political subdivisions."; and

3  
4 Further amend said bill and page, Section A, Line 2, by inserting the following after all of said line:

5  
6 "52.260. The collector in counties not having township organization shall collect on behalf  
7 of the county the following fees for collecting all state, county, bridge, road, school, back and  
8 delinquent, and all other local taxes, including merchants', manufacturers' and liquor and beer  
9 licenses, other than ditch and levee taxes, and the fees collected shall be deposited in the county  
10 general fund:

11 (1) In all counties wherein the total amount levied for any one year exceeds two hundred and  
12 fifty thousand dollars and is less than three hundred and fifty thousand dollars, a fee of two and  
13 one-half percent on the amount collected;

14 (2) In all counties wherein the total amount levied for any one year exceeds three hundred  
15 and fifty thousand dollars and is less than [two] three million dollars, a fee of two and one-half  
16 percent on the first three hundred and fifty thousand dollars collected and one percent on whatever  
17 amount may be collected over three hundred and fifty thousand dollars;

18 (3) In all counties wherein the total amount levied for any one year exceeds [two] three  
19 million dollars, a fee of one percent on the amounts collected."; and

20  
21 Further amend said bill, Section 65.620, Page 2, Line 32, by inserting the following after all of said  
22 line:

23 "67.010. 1. Each political subdivision of this state, as defined in section 70.120, except  
24 those required to prepare an annual budget by chapter 50 [and section 165.191], shall prepare an  
25 annual budget. The annual budget shall present a complete financial plan for the ensuing budget  
26 year, and shall include at least the following information:

27 (1) A budget message describing the important features of the budget and major changes  
28 from the preceding year;

29 (2) Estimated revenues to be received from all sources for the budget year, with a  
30 comparative statement of actual or estimated revenues for the two years next preceding, itemized by  
31 year, fund, and source;

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1 (3) Proposed expenditures for each department, office, commission, and other classification  
2 for the budget year, together with a comparative statement of actual or estimated expenditures for the  
3 two years next preceding, itemized by year, fund, activity, and object;

4 (4) The amount required for the payment of interest, amortization, and redemption charges  
5 on the debt of the political subdivision;

6 (5) A general budget summary.

7 2. In no event shall the total proposed expenditures from any fund exceed the estimated  
8 revenues to be received plus any unencumbered balance or less any deficit estimated for the  
9 beginning of the budget year; provided, that nothing herein shall be construed as requiring any  
10 political subdivision to use any cash balance as current revenue or to change from a cash basis of  
11 financing its expenditures.

12 67.145. No political subdivision of this state shall prohibit any first responder[, as the term  
13 first responder is defined in section 192.800,] from engaging in any political activity while off duty  
14 and not in uniform, being a candidate for elected or appointed public office, or holding such office  
15 unless such political activity or candidacy is otherwise prohibited by state or federal law.

16 67.950. [Any special purpose district formed under the provisions of a statute of this state  
17 requiring approval by the voters of the district, and for which no specific procedure is provided to  
18 terminate or dissolve such a district, may be dissolved in the following manner:

19 (1) Upon the filing with the governing body of the district of a petition containing the  
20 signatures of eight percent or more of the voters of the district or upon the motion of a majority of  
21 the members of the governing body it shall submit the question to the voters in the district using the  
22 same procedure and in the same manner so far as practicable as is provided for the submission of the  
23 question for forming the district.

24 (2) The question shall be submitted in substantially the following form:

25 Shall the ..... district be dissolved?

26 (3) If the question receives a majority of the votes cast the district shall be dissolved for all  
27 purposes except the payment of outstanding bonded indebtedness, if any.] 1. A petition describing  
28 the boundaries of the district sought to be dissolved shall be filed with the clerk of the circuit court of  
29 the county wherein the subject district is situate or with the clerk of the circuit court of the county  
30 having the largest acreage within the boundaries of the subject district in the event that the subject  
31 district embraces lands in more than one county. Such petition, in addition to such boundary  
32 description, shall allege that further operation of the subject district is inimicable to the best interests  
33 of the inhabitants of the district; that the district should, in the interest of the public welfare and  
34 safety, be dissolved; and such other information as may be useful to the court in determining whether  
35 the petition should be granted and a decree of dissolution entered. Such petition shall also include a  
36 detailed plan for payment of all debt and obligations of the district at the time of dissolution. Such  
37 petition shall be accompanied by a cash deposit of fifty dollars as an advancement of the costs of the  
38 proceeding, and the petition shall be signed by eight percent or more of the voters of the district.  
39 The petition shall be verified by at least one of the signers thereof and shall be served upon the  
40 governing board of the district. The district shall be a party, and if the governing board in its  
41 discretion determines that such dissolution is not in the public interest, the district shall oppose such

1 petition and pay all cost and expense thereof.

2 2. Upon the filing of the petition, the same shall be presented to the circuit court, and such  
3 court shall fix a date for a hearing on such petition. Thereupon, the clerk of the court shall give  
4 notice of the filing of the petition in a newspaper of general circulation in the county in which the  
5 proceedings are pending, and if the district extends into any other county or counties, such notice  
6 shall also be published in a newspaper of general circulation in such other county or counties. The  
7 notice shall contain a description of the subject boundary lines of the district and the general  
8 purposes of the petition, and shall set forth the date fixed for the hearing on the petition, which shall  
9 not be less than seven nor more than twenty-one days after the date of the last publication of the  
10 notice and shall be on some regular judicial day of the court wherein the petition is pending. Such  
11 notice shall be signed by the clerk of the circuit court and shall be published in three successive  
12 issues of a weekly newspaper or in twenty successive issues of a daily newspaper.

13 3. The court, for good cause shown, may continue the case of the hearing thereon from time  
14 to time until final disposition thereof.

15 4. Exceptions to the dissolution of a district may be made by any voter or landowner of the  
16 district and by the district as herein provided. Such exceptions shall be filed not less than five days  
17 prior to the date set for the hearing on the petition. Such exceptions shall specify the grounds upon  
18 which the exceptions are filed and the court shall take them into consideration in passing upon the  
19 petition and shall also consider the evidence in support of the petition and in support of the  
20 exceptions made. Unless petitioners prove that all debts and financial obligations of the district can  
21 be paid in full upon dissolution, the petition shall be dismissed at the costs of the petitioners.

22 5. Should the court find that it would not be in the public's best interest to dissolve a district,  
23 the petition shall be dismissed at the costs of the petitioners. If, however, the court should find in  
24 favor of the petitioners, the court shall enter its interlocutory decree of dissolution. Such decree shall  
25 provide for the submission of the question to the voters of the district in substantially the following  
26 form:

27 Shall the ..... District be dissolved?

28 6. The decree of dissolution shall not become final and conclusive until it shall have been  
29 submitted to the voters residing within the boundaries described in such decree and until it shall have  
30 been assented to by a majority of the votes cast. The decree shall provide for the submission of the  
31 question and shall fix the date thereof. The returns shall be certified by the election authority to the  
32 circuit court having jurisdiction in the case, and the court shall thereupon enter its order canvassing  
33 the returns and declaring the result of such election.

34 7. If, upon canvass and declaration, it is found and determined that the question shall have  
35 been assented to by a majority of the votes cast on such proposition, then the court shall, in such  
36 order declaring the result of the election, enter a further order declaring the decree of dissolution to  
37 be final and conclusive. In the event, however, that the court should find that the question has not  
38 been assented to by a majority of the votes cast, the court shall enter a further order declaring such  
39 decree of dissolution to be void and of no effect. No appeal shall lie from any of the aforesaid  
40 orders. In the event that the court declares the decree of dissolution to be final, as provided in this  
41 section, the clerk of the circuit court shall file certified copies of such decree of dissolution and of

1 such final order with the secretary of the state of Missouri, with the recorder of deeds of  
2 the county or counties in which the district is situate, and with the clerk of the county commission of  
3 the county or counties in which the district is situate.

4 8. Notwithstanding anything in this section to the contrary, no district shall be dissolved until  
5 all of its debts shall have been paid, and the court, in its decree of dissolution, shall provide for the  
6 disposition of the remaining property of the district.

7 67.1360. 1. The governing body of the following cities and counties may impose a tax as  
8 provided in this section:

9 (1) A city with a population of more than seven thousand and less than seven thousand five  
10 hundred;

11 (2) A county with a population of over nine thousand six hundred and less than twelve  
12 thousand which has a total assessed valuation of at least sixty-three million dollars, if the county  
13 submits the issue to the voters of such county prior to January 1, 2003;

14 (3) A third class city which is the county seat of a county of the third classification without a  
15 township form of government with a population of at least twenty-five thousand but not more than  
16 thirty thousand inhabitants;

17 (4) Any fourth class city having, according to the last federal decennial census, a population  
18 of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred  
19 fifty inhabitants in a county of the first classification with a charter form of government and having a  
20 population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

21 (5) Any city having a population of more than three thousand but less than eight thousand  
22 inhabitants in a county of the fourth classification having a population of greater than forty-eight  
23 thousand inhabitants;

24 (6) Any city having a population of less than two hundred fifty inhabitants in a county of the  
25 fourth classification having a population of greater than forty-eight thousand inhabitants;

26 (7) Any fourth class city having a population of more than two thousand five hundred but  
27 less than three thousand inhabitants in a county of the third classification having a population of  
28 more than twenty-five thousand but less than twenty-seven thousand inhabitants;

29 (8) Any third class city with a population of more than three thousand two hundred but less  
30 than three thousand three hundred located in a county of the third classification having a population  
31 of more than thirty-five thousand but less than thirty-six thousand;

32 (9) Any county of the second classification without a township form of government and a  
33 population of less than thirty thousand;

34 (10) Any city of the fourth class in a county of the second classification without a township  
35 form of government and a population of less than thirty thousand;

36 (11) Any county of the third classification with a township form of government and a  
37 population of at least twenty-eight thousand but not more than thirty thousand;

38 (12) Any city of the fourth class with a population of more than one thousand eight hundred  
39 but less than two thousand in a county of the third classification with a township form of government  
40 and a population of at least twenty-eight thousand but not more than thirty thousand;

41 (13) Any city of the third class with a population of more than seven thousand two hundred

1 but less than seven thousand five hundred within a county of the third classification with a  
2 population of more than twenty-one thousand but less than twenty-three thousand;

3 (14) Any fourth class city having a population of more than two thousand eight hundred but  
4 less than three thousand one hundred inhabitants in a county of the third classification with a  
5 township form of government having a population of more than eight thousand four hundred but less  
6 than nine thousand inhabitants;

7 (15) Any fourth class city with a population of more than four hundred seventy but less than  
8 five hundred twenty inhabitants located in a county of the third classification with a population of  
9 more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

10 (16) Any third class city with a population of more than three thousand eight hundred but  
11 less than four thousand inhabitants located in a county of the third classification with a population of  
12 more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

13 (17) Any fourth class city with a population of more than four thousand three hundred but  
14 less than four thousand five hundred inhabitants located in a county of the third classification  
15 without a township form of government with a population greater than sixteen thousand but less than  
16 sixteen thousand two hundred inhabitants;

17 (18) Any fourth class city with a population of more than two thousand four hundred but less  
18 than two thousand six hundred inhabitants located in a county of the first classification without a  
19 charter form of government with a population of more than fifty-five thousand but less than sixty  
20 thousand inhabitants;

21 (19) Any fourth class city with a population of more than two thousand five hundred but less  
22 than two thousand six hundred inhabitants located in a county of the third classification with a  
23 population of more than nineteen thousand one hundred but less than nineteen thousand two hundred  
24 inhabitants;

25 (20) Any county of the third classification without a township form of government with a  
26 population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

27 (21) Any county of the second classification with a population of more than forty-four  
28 thousand but less than fifty thousand inhabitants;

29 (22) Any third class city with a population of more than nine thousand five hundred but less  
30 than nine thousand seven hundred inhabitants located in a county of the first classification without a  
31 charter form of government and with a population of more than one hundred ninety-eight thousand  
32 but less than one hundred ninety-eight thousand two hundred inhabitants;

33 (23) Any city of the fourth classification with more than five thousand two hundred but less  
34 than five thousand three hundred inhabitants located in a county of the third classification without a  
35 township form of government and with more than twenty-four thousand five hundred but less than  
36 twenty-four thousand six hundred inhabitants;

37 (24) Any third class city with a population of more than nineteen thousand nine hundred but  
38 less than twenty thousand in a county of the first classification without a charter form of government  
39 and with a population of more than one hundred ninety-eight thousand but less than one hundred  
40 ninety-eight thousand two hundred inhabitants;

41 (25) Any city of the fourth classification with more than two thousand six hundred but less

1 than two thousand seven hundred inhabitants located in any county of the third classification without  
2 a township form of government and with more than fifteen thousand three hundred but less than  
3 fifteen thousand four hundred inhabitants;

4 (26) Any county of the third classification without a township form of government and with  
5 more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

6 (27) Any city of the fourth classification with more than five thousand four hundred but  
7 fewer than five thousand five hundred inhabitants and located in more than one county;

8 (28) Any city of the fourth classification with more than six thousand three hundred but  
9 fewer than six thousand five hundred inhabitants and located in more than one county through the  
10 creation of a tourism district which may include, in addition to the geographic area of such city, the  
11 area encompassed by the portion of the school district, located within a county of the first  
12 classification with more than ninety-three thousand eight hundred but fewer than ninety-three  
13 thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06  
14 between one thousand eight hundred and one thousand nine hundred;

15 (29) Any city of the fourth classification with more than seven thousand seven hundred but  
16 less than seven thousand eight hundred inhabitants located in a county of the first classification with  
17 more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred  
18 inhabitants;

19 (30) Any city of the fourth classification with more than two thousand nine hundred but less  
20 than three thousand inhabitants located in a county of the first classification with more than  
21 seventy-three thousand seven hundred but less than seventy-three thousand eight hundred  
22 inhabitants;

23 (31) Any city of the third classification with more than nine thousand three hundred but less  
24 than nine thousand four hundred inhabitants;

25 (32) Any city of the fourth classification with more than three thousand eight hundred but  
26 fewer than three thousand nine hundred inhabitants and located in any county of the first  
27 classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand  
28 eight hundred inhabitants;

29 (33) Any city of the fourth classification with more than one thousand eight hundred but  
30 fewer than one thousand nine hundred inhabitants and located in any county of the first classification  
31 with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five  
32 thousand five hundred inhabitants;

33 (34) Any county of the third classification without a township form of government and with  
34 more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

35 (35) Any city of the fourth classification with more than three thousand eight hundred but  
36 fewer than four thousand inhabitants and located in more than one county; provided, however, that  
37 motels owned by not-for-profit organizations are exempt; [or]

38 (36) Any city of the fourth classification with more than five thousand but fewer than five  
39 thousand five hundred inhabitants and located in any county with a charter form of government and  
40 with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants[.]; or

41 (37) Any city of the fourth classification with more than one thousand fifty but fewer than

1 one thousand two hundred inhabitants and located in any county of the first classification with more  
2 than ninety-two thousand but fewer than one hundred one thousand inhabitants.

3 2. The governing body of any city or county listed in subsection 1 of this section may impose  
4 a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and  
5 breakfast inns and campgrounds and any docking facility which rents slips to recreational boats  
6 which are used by transients for sleeping, which shall be at least two percent, but not more than five  
7 percent per occupied room per night, except that such tax shall not become effective unless the  
8 governing body of the city or county submits to the voters of the city or county at a state general,  
9 primary or special election, a proposal to authorize the governing body of the city or county to  
10 impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by  
11 this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and  
12 shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by  
13 the city or county solely for funding the promotion of tourism. Such tax shall be stated separately  
14 from all other charges and taxes.

15 67.1790. 1. The governing body of any county of the first classification with more than two  
16 hundred sixty thousand but fewer than three hundred thousand inhabitants, or any city within such  
17 county, may impose by order or ordinance a sales tax on all retail sales made within the county or  
18 city that are subject to sales tax under chapter 144 for the purpose of funding early childhood  
19 education programs in the county or city. The tax shall not exceed one-quarter of one percent and  
20 shall be imposed solely for the purpose of funding early childhood education programs in the county  
21 or city. The tax authorized in this section shall be in addition to all other sales taxes imposed by law  
22 and shall be stated separately from all other charges and taxes. The order or ordinance imposing a  
23 sales tax under this section shall not become effective unless the governing body of the county or city  
24 submits to the voters residing within the county or city, at a general election, a proposal to authorize  
25 the governing body of the county or city to impose a tax under this section.

26 2. The question of whether the tax authorized by this section shall be imposed shall be  
27 submitted in substantially the following form:

28 OFFICIAL BALLOT

29 Shall ..... (name of county/city) impose a (countywide/citywide) sales tax at a  
30 rate of (insert rate of percent) percent for the purpose of funding early childhood education in the  
31 county or city?

32  YES                       NO

33 If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the  
34 question, place an "X" in the box opposite "NO".

35  
36 If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of  
37 the question, the order or ordinance shall become effective on the first day of the second calendar  
38 quarter after the director of revenue receives notice of adoption of the tax. If a majority of the votes  
39 cast on the question by the qualified voters voting thereon are opposed to the question, the county or  
40 city may not impose the sales tax authorized under this section unless and until the question is  
41 resubmitted under this section to the qualified voters and such question is approved by a majority of

1 the qualified voters voting on the question.

2 3. On or after the effective date of any tax authorized under this section, the county or city  
3 which imposed the tax shall enter into an agreement with the director of the department of revenue  
4 for the purpose of collecting the tax authorized in this section. On or after the effective date of the  
5 tax the director of revenue shall be responsible for the administration, collection, enforcement, and  
6 operation of the tax, and sections 32.085 and 32.087 shall apply. All revenue collected under this  
7 section by the director of the department of revenue on behalf of any county or city, except for one  
8 percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be  
9 deposited in a special trust fund, which is hereby created and shall be known as the "Early Childhood  
10 Education Sales Tax Trust Fund", and shall be used solely for the designated purposes. Moneys in  
11 the fund shall not be deemed to be state funds, and shall not be commingled with any funds of the  
12 state. The director may make refunds from the amounts in the trust fund and credited to the county  
13 or city for erroneous payments and overpayments made, and may redeem dishonored checks and  
14 drafts deposited to the credit of such county or city. Any funds in the special trust fund which are not  
15 needed for current expenditures shall be invested in the same manner as other funds are invested.  
16 Any interest and moneys earned on such investments shall be credited to the fund.

17 4. In order to permit sellers required to collect and report the sales tax to collect the amount  
18 required to be reported and remitted, but not to change the requirements of reporting or remitting the  
19 tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies, the governing body of  
20 the county or city may authorize the use of a bracket system similar to that authorized in section  
21 144.285, and notwithstanding the provisions of that section, this new bracket system shall be used  
22 where this tax is imposed and shall apply to all taxable transactions. Beginning with the effective  
23 date of the tax, every retailer in the county or city shall add the sales tax to the sale price, and this tax  
24 shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same  
25 manner as the purchase price. For purposes of this section, all retail sales shall be deemed to be  
26 consummated at the place of business of the retailer.

27 5. All applicable provisions in sections 144.010 to 144.525 governing the state sales tax, and  
28 section 32.057, the uniform confidentiality provision, shall apply to the collection of the tax, and all  
29 exemptions granted to agencies of government, organizations, and persons under sections 144.010 to  
30 144.525 are hereby made applicable to the imposition and collection of the tax. The same sales tax  
31 permit, exemption certificate, and retail certificate required by sections 144.010 to 144.525 for the  
32 administration and collection of the state sales tax shall satisfy the requirements of this section, and  
33 no additional permit or exemption certificate or retail certificate shall be required; except that, the  
34 director of revenue may prescribe a form of exemption certificate for an exemption from the tax. All  
35 discounts allowed the retailer under the state sales tax for the collection of and for payment of taxes  
36 are hereby allowed and made applicable to the tax. The penalties for violations provided in section  
37 32.057 and sections 144.010 to 144.525 are hereby made applicable to violations of this section. If  
38 any person is delinquent in the payment of the amount required to be paid under this section, or in  
39 the event a determination has been made against the person for taxes and penalty under this section,  
40 the limitation for bringing suit for the collection of the delinquent tax and penalty shall be the same  
41 as that provided in sections 144.010 to 144.525.

1           6. The governing body of any county or city that has adopted the sales tax authorized in this  
 2 section may submit the question of repeal of the tax to the voters at a general election. The ballot of  
 3 submission shall be in substantially the following form:

4           Shall ..... (insert the name of the county or city) repeal the sales tax imposed at a rate of  
 5 ..... (insert rate of percent) percent for the purpose of funding early childhood education in the  
 6 county or city?

7                            YES                            NO

8 If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the  
 9 question, place an "X" in the box opposite "NO".

10  
 11 If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of  
 12 repeal, that repeal shall become effective on December thirty-first of the calendar year in which such  
 13 repeal was approved. If a majority of the votes cast on the question by the qualified voters voting  
 14 thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective  
 15 until the question is resubmitted under this section to the qualified voters and the repeal is approved  
 16 by a majority of the qualified voters voting on the question.

17           7. Whenever the governing body of any county or city that has adopted the sales tax  
 18 authorized in this section receives a petition, signed by ten percent of the registered voters of the  
 19 county or city voting in the last gubernatorial election, calling for an election to repeal the sales tax  
 20 imposed under this section, the governing body shall submit to the voters of the county or city a  
 21 proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters  
 22 voting thereon are in favor of the repeal, the repeal shall become effective on December thirty-first  
 23 of the calendar year in which such repeal was approved. If a majority of the votes cast on the  
 24 question by the qualified voters voting thereon are opposed to the repeal, then the sales tax  
 25 authorized in this section shall remain effective until the question is resubmitted under this section to  
 26 the qualified voters and the repeal is approved by a majority of the qualified voters voting on the  
 27 question.

28           8. If the tax is repealed or terminated by any means, all funds remaining in the special trust  
 29 fund shall continue to be used solely for the designated purposes, and the county or city shall notify  
 30 the director of the department of revenue of the action at least thirty days before the effective date of  
 31 the repeal and the director may order retention in the trust fund, for a period of one year, of two  
 32 percent of the amount collected after receipt of such notice to cover possible refunds or overpayment  
 33 of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After  
 34 one year has elapsed after the effective date of abolition of the tax in such county or city, the director  
 35 shall remit the balance in the account to the county or city and close the account of that county or  
 36 city. The director shall notify each county or city of each instance of any amount refunded or any  
 37 check redeemed from receipts due the county or city.

38           9. The governing body of each county or city imposing the tax authorized under this section  
 39 shall select an existing community task force to administer the revenue from the tax received by the  
 40 county or city. Such revenue shall be expended only upon approval of an existing community task  
 41 force selected by the governing body of the county or city to administer the funds and only in

1 accordance with a budget approved by the county or city governing body.

2 10. Notwithstanding any other provision of law, any tax authorized under the provisions of  
3 this section shall be submitted to the voters of the taxing jurisdiction for retention or repeal every  
4 five years using the same procedure by which the imposition of the tax was voted. If a majority of  
5 the votes cast on the proposal by the qualified voters of the taxing jurisdiction voting thereon are in  
6 favor of retention, the tax shall continue in effect. If a majority of the votes cast on the proposal by  
7 the qualified voters of the taxing jurisdiction voting thereon are not in favor of retention, the tax shall  
8 be repealed and that repeal shall become effective December thirty-first of the calendar year in which  
9 such repeal was approved.

10 84.720. 1. The police commissioners of any city with a population of three hundred fifty  
11 thousand or more inhabitants which is located in more than one county shall have power to regulate  
12 and license all private security personnel and organizations, serving or acting as such in such cities,  
13 and no person or organization shall act in the capacity of, or provide, security services in such cities  
14 without first having obtained the written license of the president or acting president of the police  
15 commissioners of such cities. In order to determine an individual's suitability to be licensed, the  
16 police commissioners of such cities shall require each applicant to be licensed to be fingerprinted and  
17 shall forward the fingerprints to the Missouri state highway patrol for a criminal history record  
18 check. Any person or organization that violates the provisions of this section is guilty of a class B  
19 misdemeanor.

20 2. Any individual who is a holder of an occupational license by the Missouri gaming  
21 commission as defined in section 313.800 while working on an excursion gambling boat as defined  
22 in section 313.800 or a facility adjacent to an excursion gambling boat shall be exempt from the  
23 requirements in subsection 1.

24 92.402. 1. Any city may, by a majority vote of its council or governing body, impose a sales  
25 tax for the benefit of the public mass transportation system operating within such city as provided in  
26 sections 92.400 to 92.421.

27 2. The sales tax may be imposed at a rate not to exceed one-half of one percent on the  
28 receipts from the sale at retail of all tangible personal property or taxable services at retail within any  
29 city adopting such tax, if such property and services are subject to taxation by the state of Missouri  
30 pursuant to the provisions of sections 144.010 to 144.525. Seven and one-half percent of the sales  
31 tax shall be distributed to the interstate transportation authority pursuant to the provisions of section  
32 92.421. The [remainder of the tax in excess of such seven and one-half percent shall expire on  
33 December 31, 2015, on which date the] authority shall be in full compliance with handicapped  
34 accessibility pursuant to the terms of the Americans with Disabilities Act.

35 3. Within ten days after the adoption of any ordinance imposing such a sales tax, the city  
36 clerk shall forward to the director of revenue by United States registered mail or certified mail a  
37 certified copy of the ordinance of the council or governing body. The ordinance shall reflect the  
38 effective date thereof and shall be accompanied by a map of the city clearly showing the boundaries  
39 thereof.

40 4. If the boundaries of a city in which such sales tax has been imposed shall thereafter be  
41 changed or altered, the city clerk shall forward to the director of revenue by United States registered

1 mail or certified mail a certified copy of the ordinance adding or detaching territory from the city.  
2 The ordinance shall reflect the effective date thereof, and shall be accompanied by a map of the city  
3 clearly showing the territory added thereto or detached therefrom. Upon receipt of the ordinance and  
4 map, the tax imposed by sections 92.400 to 92.421 shall be effective in the added territory or  
5 abolished in the detached territory on the effective date of the change of the city boundary.

6 94.902. 1. The governing [body] bodies of the following cities may impose a tax as  
7 provided in this section:

8 (1) Any city of the third classification with more than twenty-six thousand three hundred but  
9 less than twenty-six thousand seven hundred inhabitants[, or] ;

10 (2) Any city of the fourth classification with more than thirty thousand three hundred but  
11 fewer than thirty thousand seven hundred inhabitants[, or] ;

12 (3) Any city of the fourth classification with more than twenty-four thousand eight hundred  
13 but fewer than twenty-five thousand inhabitants[.] ;

14 (4) Any special charter city with more than twenty-nine thousand but fewer than thirty-two  
15 thousand inhabitants; or

16 (5) Any city of the third classification with more than four thousand but fewer than four  
17 thousand five hundred inhabitants and located in any county of the first classification with more than  
18 two hundred thousand but fewer than two hundred sixty thousand inhabitants.

19 2. The governing body of any city listed in subsection 1 of this section may impose, by order  
20 or ordinance, a sales tax on all retail sales made in the city which are subject to taxation under  
21 chapter 144. The tax authorized in this section may be imposed in an amount of up to one-half of  
22 one percent, and shall be imposed solely for the purpose of improving the public safety for such city,  
23 including but not limited to expenditures on equipment, city employee salaries and benefits, and  
24 facilities for police, fire and emergency medical providers. The tax authorized in this section shall  
25 be in addition to all other sales taxes imposed by law, and shall be stated separately from all other  
26 charges and taxes. The order or ordinance imposing a sales tax under this section shall not become  
27 effective unless the governing body of the city submits to the voters residing within the city, at a  
28 county or state general, primary, or special election, a proposal to authorize the governing body of  
29 the city to impose a tax under this section.

30 [2.] 3. The ballot of submission for the tax authorized in this section shall be in substantially  
31 the following form:

32 Shall the city of ..... (city's name) impose a citywide sales tax at a rate  
33 of ..... (insert rate of percent) percent for the purpose of improving the public safety of the city?

34 [ ] YES [ ] NO

35 If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to  
36 the question, place an "X" in the box opposite "NO".

37 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of  
38 the proposal, then the ordinance or order and any amendments to the order or ordinance shall  
39 become effective on the first day of the second calendar quarter after the director of revenue receives  
40 notice of the adoption of the sales tax. If a majority of the votes cast on the proposal by the qualified  
41 voters voting thereon are opposed to the proposal, then the tax shall not become effective unless the

1 proposal is resubmitted under this section to the qualified voters and such proposal is approved by a  
 2 majority of the qualified voters voting on the proposal. However, in no event shall a proposal under  
 3 this section be submitted to the voters sooner than twelve months from the date of the last proposal  
 4 under this section.

5 [3.] 4. Any sales tax imposed under this section shall be administered, collected, enforced,  
 6 and operated as required in section 32.087. All sales taxes collected by the director of the  
 7 department of revenue under this section on behalf of any city, less one percent for cost of collection  
 8 which shall be deposited in the state's general revenue fund after payment of premiums for surety  
 9 bonds as provided in section 32.087, shall be deposited in a special trust fund, which is hereby  
 10 created in the state treasury, to be known as the "City Public Safety Sales Tax Trust Fund". The  
 11 moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any  
 12 funds of the state. The provisions of section 33.080 to the contrary notwithstanding, money in this  
 13 fund shall not be transferred and placed to the credit of the general revenue fund. The director shall  
 14 keep accurate records of the amount of money in the trust fund and which was collected in each city  
 15 imposing a sales tax under this section, and the records shall be open to the inspection of officers of  
 16 the city and the public. Not later than the tenth day of each month the director shall distribute all  
 17 moneys deposited in the trust fund during the preceding month to the city which levied the tax. Such  
 18 funds shall be deposited with the city treasurer of each such city, and all expenditures of funds  
 19 arising from the trust fund shall be by an appropriation act to be enacted by the governing body of  
 20 each such city. Expenditures may be made from the fund for any functions authorized in the  
 21 ordinance or order adopted by the governing body submitting the tax to the voters. If the tax is  
 22 repealed, all funds remaining in the special trust fund shall continue to be used solely for the  
 23 designated purposes. Any funds in the special trust fund which are not needed for current  
 24 expenditures shall be invested in the same manner as other funds are invested. Any interest and  
 25 moneys earned on such investments shall be credited to the fund.

26 [4.] 5. The director of the department of revenue may authorize the state treasurer to make  
 27 refunds from the amounts in the trust fund and credited to any city for erroneous payments and  
 28 overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such  
 29 cities. If any city abolishes the tax, the city shall notify the director of the action at least ninety days  
 30 before the effective date of the repeal, and the director may order retention in the trust fund, for a  
 31 period of one year, of two percent of the amount collected after receipt of such notice to cover  
 32 possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to  
 33 the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax  
 34 in such city, the director shall remit the balance in the account to the city and close the account of  
 35 that city. The director shall notify each city of each instance of any amount refunded or any check  
 36 redeemed from receipts due the city.

37 [5.] 6. The governing body of any city that has adopted the sales tax authorized in this  
 38 section may submit the question of repeal of the tax to the voters on any date available for elections  
 39 for the city. The ballot of submission shall be in substantially the following form:

40 Shall ..... (insert the name of the city) repeal the sales tax imposed  
 41 at a rate of ..... (insert rate of percent) percent for the purpose of improving the public safety of

1 the city?

2  YES  NO

3 If a majority of the votes cast on the proposal are in favor of repeal, that repeal shall become  
4 effective on December thirty-first of the calendar year in which such repeal was approved. If a  
5 majority of the votes cast on the question by the qualified voters voting thereon are opposed to the  
6 repeal, then the sales tax authorized in this section shall remain effective until the question is  
7 resubmitted under this section to the qualified voters, and the repeal is approved by a majority of the  
8 qualified voters voting on the question.

9 [6.] 7. Whenever the governing body of any city that has adopted the sales tax authorized in  
10 this section receives a petition, signed by ten percent of the registered voters of the city voting in the  
11 last gubernatorial election, calling for an election to repeal the sales tax imposed under this section,  
12 the governing body shall submit to the voters of the city a proposal to repeal the tax. If a majority of  
13 the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, that  
14 repeal shall become effective on December thirty-first of the calendar year in which such repeal was  
15 approved. If a majority of the votes cast on the question by the qualified voters voting thereon are  
16 opposed to the repeal, then the tax shall remain effective until the question is resubmitted under this  
17 section to the qualified voters and the repeal is approved by a majority of the qualified voters voting  
18 on the question.

19 [7.] 8. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall  
20 apply to the tax imposed under this section.

21 108.280. 1. Nothing contained in sections 108.240 to 108.300 shall prevent any county  
22 commission, city council, board of aldermen, board of trustees of any incorporated village, board of  
23 directors of any school district, board of supervisors of any drainage or levee district, or board of  
24 commissioners of any special road district, or other authority from levying a larger tax for the  
25 payment of maturing bonds[, or from applying other means to such purpose]. Except as provided in  
26 subsection 2 of this section, the levy rate shall be set at the rate needed to meet the obligation of the  
27 bond payment and may be adjusted solely to meet such obligation. It shall be the duty of the  
28 treasurer of such county, city, village, township, school district, drainage district or levee district,  
29 special or common road district, to certify, at least once in every fiscal year, to the state auditor the  
30 several amounts and numbers of bonds and coupons by him or through him redeemed, of his  
31 respective county, city, village, township, school district, drainage district, levee district, common or  
32 special road district, as the case may be, and he shall return such bonds and coupons, properly  
33 cancelled, to prevent their reissue, to the maker thereof, and the state shall not be deemed in any  
34 manner liable on account of any such bonds or coupons.

35 2. Notwithstanding the provisions of subsection 1 of this section, the levy rate set by any  
36 drainage or levee district for the payment of bonds shall be set at a rate determined by the board of  
37 supervisors in accordance with the provisions of chapters 242, 245, and 246.

38 190.055. 1. The board of directors of a district shall possess and exercise all of its legislative  
39 and executive powers. Within thirty days after the election of the initial directors, the board shall  
40 meet. The time and place of the first meeting of the board shall be designated by the county  
41 commission. At its first meeting and after each election of new board members the board shall elect

1 a chairman from its members and select a secretary, treasurer and such officers or employees as it  
2 deems expedient or necessary for the accomplishment of its corporate objectives. The secretary and  
3 treasurer need not be members of the board. At the meeting the board, by ordinance, shall define the  
4 first and subsequent fiscal years of the district, and shall adopt a corporate seal and bylaws, which  
5 shall determine the times for the annual election of officers and of other regular and special meetings  
6 of the board and shall contain the rules for the transaction of other business of the district and for  
7 amending the bylaws.

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

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

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

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

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

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

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

29 204.475. 1. In any common sewer district organized under sections 204.250 to 204.472,  
30 territory included in the district that is not being served by the district may be detached from the  
31 district provided that there are no outstanding general obligation or special obligation bonds and no  
32 contractual obligations of greater than twenty-five thousand dollars for debt that pertains to  
33 infrastructure, fixed assets, or obligations for the purchase of water. If any such bonds or debt is  
34 outstanding, and the written consent of the holders of such bonds or the creditors to such debt is  
35 obtained, then such territory may be detached in spite of the existence of such bonds or debt, except  
36 such consent shall not be required for special obligation bonds if the district has no water or sewer  
37 lines or other facilities located within any of the territory detached. Detachment may be made by the  
38 filing of a petition with the circuit court in which the district was incorporated. The petition shall  
39 contain a description of the tract to be detached and a statement that the detachment is in the best  
40 interest of the district or the inhabitants and property owners of the territory to be detached, together  
41 with the facts supporting such allegation. The petition may be submitted by the district acting

1 through its board of directors, in which case the petition shall be signed by a majority of the board of  
2 directors of the district. The petition may also be submitted by voters residing in or by landowners  
3 owning land in the territory sought to be detached. If there are more than ten voters and landowners  
4 in such territory, the petition shall be signed by five or more voters or landowners within the  
5 territory; if there are less than ten voters and landowners within such territory, the petition shall be  
6 signed by fifty percent or more of the voters and landowners within the territory. In the event there  
7 are no voters living within such territory proposed to be detached, then the petition may be submitted  
8 by owners of more than fifty percent of the land in the territory proposed to be detached, in which  
9 case said petition shall be signed by the owners submitting the petition. In the event the petition is  
10 not submitted by the district acting through its board of directors, the petitioner shall name the  
11 district as a defendant and serve a copy of the petition upon the district by certified or registered mail  
12 with a return receipt requested at least thirty-five days before the date of the hearing of the petition.

13 2. Such petition shall be filed in the circuit court having jurisdiction and the court shall set a  
14 date for hearing on the proposed detachment and the clerk of the circuit court shall give notice of the  
15 filing of the petition and the hearing to the district by certified or registered mail with a return receipt  
16 requested if the district is not the petitioner, and in a newspaper of general circulation in the county  
17 in which the proceedings are pending and in a newspaper of general circulation in the territory  
18 proposed to be detached. Such notice shall be published in three consecutive issues of a weekly  
19 newspaper, or in lieu thereof, in twenty consecutive issues of a daily newspaper. The last insertion of  
20 the notice shall be made not less than seven nor more than twenty-one days before the hearing date.  
21 Such notice shall be substantially as follows:

22  
23 IN THE CIRCUIT COURT OF .....COUNTY, MISSOURI  
24 NOTICE OF THE FILING OF A PETITION FOR TERRITORIAL DETACHMENT FROM  
25 COMMON SEWER DISTRICT ..... OF ..... COUNTY, MISSOURI.

26 To all voters and landowners of land within the boundaries of the above-described district:  
27 You are hereby notified:

28 1. That a petition has been filed in this court for the detachment of the following tracts of  
29 land from the above-named common sewer district, as provided by law: (Describe tracts of land).

30 2. That a hearing on said petition will be held before this court in ..... on the ..... day of .....,  
31 20 ..., at ....., ....m.

32 3. Exceptions or objections to the detachment of said tracts from said common sewer district  
33 may be made by the district or any voter or landowner of land within the district from which territory  
34 is sought to be detached, provided such exceptions or objections are in writing, specify the grounds  
35 on which they are made, and are filed with the court not later than five days prior to the date of the  
36 hearing of the petition.

37 4. The names and addresses of the attorneys for the petitioner are:

38 .....

39 Clerk of the Circuit Court of

40 ..... County, Missouri

1           3. The court, for good cause shown, may continue the case or the hearing thereon from time  
2 to time until final disposition thereof.

3           4. Exceptions or objections to the detachment of such territory may be made by any voter or  
4 landowner within the boundaries of the district, including the territory to be detached. In the event  
5 the petition is not submitted by the district acting through its board of directors, the district may file  
6 exceptions or objections. Exceptions or objections shall be in writing, shall specify the grounds  
7 upon which they are made, and shall be filed not later than five days before the date set for hearing  
8 the petition. In considering the petition for detachment, the court shall take into consideration the  
9 evidence in support of and opposition to the petition, including such exceptions and objections. If  
10 the court finds that the detachment will be in the best interest of the district and the inhabitants and  
11 landowners of the area to be detached will not be adversely affected or if the court finds that the  
12 detachment will be in the best interest of the inhabitants and landowners of the territory to be  
13 detached and will not adversely affect the remainder of the district, it shall approve the detachment  
14 and grant the petition.

15           5. If the court approves the detachment, it shall make its order detaching the territory  
16 described in the petition from the remainder of the district, or in the event it shall find that only a  
17 portion of said territory should be detached, the court shall order such portion detached from the  
18 district. The court shall also make any changes in subdistrict boundary lines it deems necessary to  
19 meet the requirements of sections 204.250 to 204.472. Any subdistrict line changes shall not  
20 become effective until the next annual election of a member of the board of directors.

21           6. A certified copy of the court's order shall be filed in the office of the recorder of deeds and  
22 in the office of the county clerk in each county in which any of the territory of the district prior to  
23 detachment is located, and in the office of the secretary of state. Costs of the proceeding shall be  
24 borne by the petitioner or petitioners.

25           204.641. 1. In any reorganized common sewer district organized under sections 204.600 to  
26 204.640, territory included in the district that is not being served by the district may be detached  
27 from the district provided that there are no outstanding general obligation or special obligation bonds  
28 and no contractual obligations of greater than twenty-five thousand dollars for debt that pertains to  
29 infrastructure, fixed assets, or obligations for the purchase of water. If any such bonds or debt is  
30 outstanding, and the written consent of the holders of such bonds or the creditors to such debt is  
31 obtained, then such territory may be detached in spite of the existence of such bonds or debt, except  
32 such consent shall not be required for special obligation bonds if the district has no water or sewer  
33 lines or other facilities located within any of the territory detached. Detachment may be made by the  
34 filing of a petition with the circuit court in which the district was incorporated. The petition shall  
35 contain a description of the tract to be detached and a statement that the detachment is in the best  
36 interest of the district or the inhabitants and property owners of the territory to be detached, together  
37 with the facts supporting such allegation. The petition may be submitted by the district acting  
38 through its board of directors, in which case the petition shall be signed by a majority of the board of  
39 directors of the district. The petition may also be submitted by voters residing in or by landowners  
40 owning land in the territory sought to be detached. If there are more than ten voters and landowners  
41 in such territory, the petition shall be signed by five or more voters or landowners within the

1 territory; if there are less than ten voters and landowners within such territory, the petition shall be  
2 signed by fifty percent or more of the voters and landowners within the territory. In the event there  
3 are no voters living within such territory proposed to be detached, then the petition may be submitted  
4 by owners of more than fifty percent of the land in the territory proposed to be detached, in which  
5 case said petition shall be signed by the owners submitting the petition. In the event the petition is  
6 not submitted by the district acting through its board of directors, the petitioner shall name the  
7 district as a defendant and serve a copy of the petition upon the district by certified or registered mail  
8 with a return receipt requested at least thirty-five days before the date of the hearing of the petition.

9       2. Such petition shall be filed in the circuit court having jurisdiction and the court shall set a  
10 date for hearing on the proposed detachment and the clerk of the circuit court shall give notice of the  
11 filing of the petition and the hearing to the district by certified or registered mail with a return receipt  
12 requested if the district is not the petitioner, and in a newspaper of general circulation in the county  
13 in which the proceedings are pending and in a newspaper of general circulation in the territory  
14 proposed to be detached. Such notice shall be published in three consecutive issues of a weekly  
15 newspaper, or in lieu thereof, in twenty consecutive issues of a daily newspaper. The last insertion of  
16 the notice shall be made not less than seven nor more than twenty-one days before the hearing date.  
17 Such notice shall be substantially as follows:

18  
19 IN THE CIRCUIT COURT OF .....COUNTY, MISSOURI  
20 NOTICE OF THE FILING OF A PETITION FOR TERRITORIAL DETACHMENT FROM  
21 REORGANIZED COMMON SEWER DISTRICT ..... OF ..... COUNTY, MISSOURI.

22       To all voters and landowners of land within the boundaries of the above-described district:  
23       You are hereby notified:

24       1. That a petition has been filed in this court for the detachment of the following tracts of  
25 land from the above-named reorganized common sewer district, as provided by law: (Describe tracts  
26 of land).

27       2. That a hearing on said petition will be held before this court in ..... on the ..... day of .....  
28 20 ..., at ....., ....m.

29       3. Exceptions or objections to the detachment of said tracts from said reorganized common  
30 sewer district may be made by the district or any voter or landowner of land within the district from  
31 which territory is sought to be detached, provided such exceptions or objections are in writing,  
32 specify the grounds on which they are made, and are filed with the court not later than five days prior  
33 to the date of the hearing of the petition.

34       4. The names and addresses of the attorneys for the petitioner are:

35       .....  
36       Clerk of the Circuit Court of  
37       ..... County, Missouri

38  
39       3. The court, for good cause shown, may continue the case or the hearing thereon from time  
40 to time until final disposition thereof.

41       4. Exceptions or objections to the detachment of such territory may be made by any voter or

1 landowner within the boundaries of the district, including the territory to be detached. In the event  
2 the petition is not submitted by the district acting through its board of directors, the district may file  
3 exceptions or objections. Exceptions or objections shall be in writing, shall specify the grounds  
4 upon which they are made, and shall be filed not later than five days before the date set for hearing  
5 the petition. In considering the petition for detachment, the court shall take into consideration the  
6 evidence in support of and opposition to the petition, including such exceptions and objections. If  
7 the court finds that the detachment will be in the best interest of the district and the inhabitants and  
8 landowners of the area to be detached will not be adversely affected or if the court finds that the  
9 detachment will be in the best interest of the inhabitants and landowners of the territory to be  
10 detached and will not adversely affect the remainder of the district, it shall approve the detachment  
11 and grant the petition.

12 5. If the court approves the detachment, it shall make its order detaching the territory  
13 described in the petition from the remainder of the district, or in the event it shall find that only a  
14 portion of said territory should be detached, the court shall order such portion detached from the  
15 district. The court shall also make any changes in subdistrict boundary lines it deems necessary to  
16 meet the requirements of sections 204.600 to 204.640. Any subdistrict line changes shall not  
17 become effective until the next annual election of a member of the board of directors.

18 6. A certified copy of the court's order shall be filed in the office of the recorder of deeds and  
19 in the office of the county clerk in each county in which any of the territory of the district prior to  
20 detachment is located, and in the office of the secretary of state. Costs of the proceeding shall be  
21 borne by the petitioner or petitioners.

22 249.495. 1. In any sewer district organized under sections 249.430 to 249.663, territory  
23 included in the district that is not being served by the district may be detached from the district  
24 provided that there are no outstanding general obligation or special obligation bonds and no  
25 contractual obligations of greater than twenty-five thousand dollars for debt that pertains to  
26 infrastructure, fixed assets, or obligations for the purchase of water. If any such bonds or debt is  
27 outstanding, and the written consent of the holders of such bonds or the creditors to such debt is  
28 obtained, then such territory may be detached in spite of the existence of such bonds or debt, except  
29 such consent shall not be required for special obligation bonds if the district has no water or sewer  
30 lines or other facilities located within any of the territory detached. Detachment may be made by the  
31 filing of a petition with the circuit court in which the district was incorporated. The petition shall  
32 contain a description of the tract to be detached and a statement that the detachment is in the best  
33 interest of the district or the inhabitants and property owners of the territory to be detached, together  
34 with the facts supporting such allegation. The petition may be submitted by the district acting  
35 through its board of directors, in which case the petition shall be signed by a majority of the board of  
36 directors of the district. The petition may also be submitted by voters residing in or by landowners  
37 owning land in the territory sought to be detached. If there are more than ten voters and landowners  
38 in such territory, the petition shall be signed by five or more voters or landowners within the  
39 territory; if there are less than ten voters and landowners within such territory, the petition shall be  
40 signed by fifty percent or more of the voters and landowners within the territory. In the event there  
41 are no voters living within such territory proposed to be detached, then the petition may be submitted

1 by owners of more than fifty percent of the land in the territory proposed to be detached, in which  
2 case said petition shall be signed by the owners submitting the petition. In the event the petition is  
3 not submitted by the district acting through its board of directors, the petitioner shall name the  
4 district as a defendant and serve a copy of the petition upon the district by certified or registered mail  
5 with a return receipt requested at least thirty-five days before the date of the hearing of the petition.

6 2. Such petition shall be filed in the circuit court having jurisdiction and the court shall set a  
7 date for hearing on the proposed detachment and the clerk of the circuit court shall give notice of the  
8 filing of the petition and the hearing to the district by certified or registered mail with a return receipt  
9 requested if the district is not the petitioner, and in a newspaper of general circulation in the county  
10 in which the proceedings are pending and in a newspaper of general circulation in the territory  
11 proposed to be detached. Such notice shall be published in three consecutive issues of a weekly  
12 newspaper, or in lieu thereof, in twenty consecutive issues of a daily newspaper. The last insertion of  
13 the notice shall be made not less than seven nor more than twenty-one days before the hearing date.  
14 Such notice shall be substantially as follows:

15  
16 IN THE CIRCUIT COURT OF .....COUNTY, MISSOURI  
17 NOTICE OF THE FILING OF A PETITION FOR TERRITORIAL DETACHMENT FROM  
18 SEWER DISTRICT ..... OF ..... COUNTY, MISSOURI.

19 To all voters and landowners of land within the boundaries of the above-described district:  
20 You are hereby notified:

21 1. That a petition has been filed in this court for the detachment of the following tracts of  
22 land from the above-named sewer district, as provided by law: (Describe tracts of land).

23 2. That a hearing on said petition will be held before this court in ..... on the ..... day of .....,  
24 20 ..., at ....., ....m.

25 3. Exceptions or objections to the detachment of said tracts from said sewer district may be  
26 made by the district or any voter or landowner of land within the district from which territory is  
27 sought to be detached, provided such exceptions or objections are in writing, specify the grounds on  
28 which they are made, and are filed with the court not later than five days prior to the date of the  
29 hearing of the petition.

30 4. The names and addresses of the attorneys for the petitioner are:

31 .....  
32 Clerk of the Circuit Court of  
33 ..... County, Missouri

34  
35 3. The court, for good cause shown, may continue the case or the hearing thereon from time  
36 to time until final disposition thereof.

37 4. Exceptions or objections to the detachment of such territory may be made by any voter or  
38 landowner within the boundaries of the district, including the territory to be detached. In the event  
39 the petition is not submitted by the district acting through its board of directors, the district may file  
40 exceptions or objections. Exceptions or objections shall be in writing, shall specify the grounds  
41 upon which they are made, and shall be filed not later than five days before the date set for hearing

1 the petition. In considering the petition for detachment, the court shall take into consideration the  
2 evidence in support of and opposition to the petition, including such exceptions and objections. If  
3 the court finds that the detachment will be in the best interest of the district and the inhabitants and  
4 landowners of the area to be detached will not be adversely affected or if the court finds that the  
5 detachment will be in the best interest of the inhabitants and landowners of the territory to be  
6 detached and will not adversely affect the remainder of the district, it shall approve the detachment  
7 and grant the petition.

8 5. If the court approves the detachment, it shall make its order detaching the territory  
9 described in the petition from the remainder of the district, or in the event it shall find that only a  
10 portion of said territory should be detached, the court shall order such portion detached from the  
11 district. The court shall also make any changes in subdistrict boundary lines it deems necessary to  
12 meet the requirements of sections 249.430 to 249.663. Any subdistrict line changes shall not  
13 become effective until the next annual election of a member of the board of directors.

14 6. A certified copy of the court's order shall be filed in the office of the recorder of deeds and  
15 in the office of the county clerk in each county in which any of the territory of the district prior to  
16 detachment is located, and in the office of the secretary of state. Costs of the proceeding shall be  
17 borne by the petitioner or petitioners.

18 249.809. 1. In any sewer district organized under sections 249.761 to 249.810, territory  
19 included in the district that is not being served by the district may be detached from the district  
20 provided that there are no outstanding general obligation or special obligation bonds and no  
21 contractual obligations of greater than twenty-five thousand dollars for debt that pertains to  
22 infrastructure, fixed assets, or obligations for the purchase of water. If any such bonds or debt is  
23 outstanding, and the written consent of the holders of such bonds or the creditors to such debt is  
24 obtained, then such territory may be detached in spite of the existence of such bonds or debt, except  
25 such consent shall not be required for special obligation bonds if the district has no water or sewer  
26 lines or other facilities located within any of the territory detached. Detachment may be made by the  
27 filing of a petition with the circuit court in which the district was incorporated. The petition shall  
28 contain a description of the tract to be detached and a statement that the detachment is in the best  
29 interest of the district or the inhabitants and property owners of the territory to be detached, together  
30 with the facts supporting such allegation. The petition may be submitted by the district acting  
31 through its board of directors, in which case the petition shall be signed by a majority of the board of  
32 directors of the district. The petition may also be submitted by voters residing in or by landowners  
33 owning land in the territory sought to be detached. If there are more than ten voters and landowners  
34 in such territory, the petition shall be signed by five or more voters or landowners within the  
35 territory; if there are less than ten voters and landowners within such territory, the petition shall be  
36 signed by fifty percent or more of the voters and landowners within the territory. In the event there  
37 are no voters living within such territory proposed to be detached, then the petition may be submitted  
38 by owners of more than fifty percent of the land in the territory proposed to be detached, in which  
39 case said petition shall be signed by the owners submitting the petition. In the event the petition is  
40 not submitted by the district acting through its board of directors, the petitioner shall name the  
41 district as a defendant and serve a copy of the petition upon the district by certified or registered mail

1 with a return receipt requested at least thirty-five days before the date of the hearing of the petition.

2 2. Such petition shall be filed in the circuit court having jurisdiction and the court shall set a  
3 date for hearing on the proposed detachment and the clerk of the circuit court shall give notice of the  
4 filing of the petition and the hearing to the district by certified or registered mail with a return receipt  
5 requested if the district is not the petitioner, and in a newspaper of general circulation in the county  
6 in which the proceedings are pending and in a newspaper of general circulation in the territory  
7 proposed to be detached. Such notice shall be published in three consecutive issues of a weekly  
8 newspaper, or in lieu thereof, in twenty consecutive issues of a daily newspaper. The last insertion of  
9 the notice shall be made not less than seven nor more than twenty-one days before the hearing date.  
10 Such notice shall be substantially as follows:

11  
12 IN THE CIRCUIT COURT OF .....COUNTY, MISSOURI  
13 NOTICE OF THE FILING OF A PETITION FOR TERRITORIAL DETACHMENT FROM  
14 SEWER DISTRICT ..... OF ..... COUNTY, MISSOURI.

15 To all voters and landowners of land within the boundaries of the above-described district:

16 You are hereby notified:

17 1. That a petition has been filed in this court for the detachment of the following tracts of  
18 land from the above-named sewer district, as provided by law: (Describe tracts of land).

19 2. That a hearing on said petition will be held before this court in ..... on the ..... day of .....,  
20 20 ..., at ....., ....m.

21 3. Exceptions or objections to the detachment of said tracts from said sewer district may be  
22 made by the district or any voter or landowner of land within the district from which territory is  
23 sought to be detached, provided such exceptions or objections are in writing, specify the grounds on  
24 which they are made, and are filed with the court not later than five days prior to the date of the  
25 hearing of the petition.

26 4. The names and addresses of the attorneys for the petitioner are:

27 .....  
28 Clerk of the Circuit Court of  
29 ..... County, Missouri

30  
31 3. The court, for good cause shown, may continue the case or the hearing thereon from time  
32 to time until final disposition thereof.

33 4. Exceptions or objections to the detachment of such territory may be made by any voter or  
34 landowner within the boundaries of the district, including the territory to be detached. In the event  
35 the petition is not submitted by the district acting through its board of directors, the district may file  
36 exceptions or objections. Exceptions or objections shall be in writing, shall specify the grounds  
37 upon which they are made, and shall be filed not later than five days before the date set for hearing  
38 the petition. In considering the petition for detachment, the court shall take into consideration the  
39 evidence in support of and opposition to the petition, including such exceptions and objections. If  
40 the court finds that the detachment will be in the best interest of the district and the inhabitants and  
41 landowners of the area to be detached will not be adversely affected or if the court finds that the

1 detachment will be in the best interest of the inhabitants and landowners of the territory to be  
2 detached and will not adversely affect the remainder of the district, it shall approve the detachment  
3 and grant the petition.

4 5. If the court approves the detachment, it shall make its order detaching the territory  
5 described in the petition from the remainder of the district, or in the event it shall find that only a  
6 portion of said territory should be detached, the court shall order such portion detached from the  
7 district. The court shall also make any changes in subdistrict boundary lines it deems necessary to  
8 meet the requirements of sections 249.761 to 249.810. Any subdistrict line changes shall not  
9 become effective until the next annual election of a member of the board of directors.

10 6. A certified copy of the court's order shall be filed in the office of the recorder of deeds and  
11 in the office of the county clerk in each county in which any of the territory of the district prior to  
12 detachment is located, and in the office of the secretary of state. Costs of the proceeding shall be  
13 borne by the petitioner or petitioners.

14 249.1120. 1. In any consolidated sewer district organized under sections 249.1100 to  
15 249.1118, territory included in the district that is not being served by the district may be detached  
16 from the district provided that there are no outstanding general obligation or special obligation bonds  
17 and no contractual obligations of greater than twenty-five thousand dollars for debt that pertains to  
18 infrastructure, fixed assets, or obligations for the purchase of water. If any such bonds or debt is  
19 outstanding, and the written consent of the holders of such bonds or the creditors to such debt is  
20 obtained, then such territory may be detached in spite of the existence of such bonds or debt, except  
21 such consent shall not be required for special obligation bonds if the district has no water or sewer  
22 lines or other facilities located within any of the territory detached. Detachment may be made by the  
23 filing of a petition with the circuit court in which the district was incorporated. The petition shall  
24 contain a description of the tract to be detached and a statement that the detachment is in the best  
25 interest of the district or the inhabitants and property owners of the territory to be detached, together  
26 with the facts supporting such allegation. The petition may be submitted by the district acting  
27 through its board of directors, in which case the petition shall be signed by a majority of the board of  
28 directors of the district. The petition may also be submitted by voters residing in or by landowners  
29 owning land in the territory sought to be detached. If there are more than ten voters and landowners  
30 in such territory, the petition shall be signed by five or more voters or landowners within the  
31 territory; if there are less than ten voters and landowners within such territory, the petition shall be  
32 signed by fifty percent or more of the voters and landowners within the territory. In the event there  
33 are no voters living within such territory proposed to be detached, then the petition may be submitted  
34 by owners of more than fifty percent of the land in the territory proposed to be detached, in which  
35 case said petition shall be signed by the owners submitting the petition. In the event the petition is  
36 not submitted by the district acting through its board of directors, the petitioner shall name the  
37 district as a defendant and serve a copy of the petition upon the district by certified or registered mail  
38 with a return receipt requested at least thirty-five days before the date of the hearing of the petition.

39 2. Such petition shall be filed in the circuit court having jurisdiction and the court shall set a  
40 date for hearing on the proposed detachment and the clerk of the circuit court shall give notice of the  
41 filing of the petition and the hearing to the district by certified or registered mail with a return receipt

1 requested if the district is not the petitioner, and in a newspaper of general circulation in the county  
2 in which the proceedings are pending and in a newspaper of general circulation in the territory  
3 proposed to be detached. Such notice shall be published in three consecutive issues of a weekly  
4 newspaper, or in lieu thereof, in twenty consecutive issues of a daily newspaper. The last insertion of  
5 the notice shall be made not less than seven nor more than twenty-one days before the hearing date.  
6 Such notice shall be substantially as follows:

7  
8 IN THE CIRCUIT COURT OF .....COUNTY, MISSOURI  
9 NOTICE OF THE FILING OF A PETITION FOR TERRITORIAL DETACHMENT FROM  
10 CONSOLIDATED SEWER DISTRICT ..... OF ..... COUNTY, MISSOURI.

11 To all voters and landowners of land within the boundaries of the above-described district:  
12 You are hereby notified:

13 1. That a petition has been filed in this court for the detachment of the following tracts of  
14 land from the above-named consolidated sewer district, as provided by law: (Describe tracts of land).

15 2. That a hearing on said petition will be held before this court in ..... on the ..... day of .....,  
16 20 ..., at ....., ....m.

17 3. Exceptions or objections to the detachment of said tracts from said consolidated sewer  
18 district may be made by the district or any voter or landowner of land within the district from which  
19 territory is sought to be detached, provided such exceptions or objections are in writing, specify the  
20 grounds on which they are made, and are filed with the court not later than five days prior to the date  
21 of the hearing of the petition.

22 4. The names and addresses of the attorneys for the petitioner are:

23 .....  
24 Clerk of the Circuit Court of  
25 ..... County, Missouri

26  
27 3. The court, for good cause shown, may continue the case or the hearing thereon from time  
28 to time until final disposition thereof.

29 4. Exceptions or objections to the detachment of such territory may be made by any voter or  
30 landowner within the boundaries of the district, including the territory to be detached. In the event  
31 the petition is not submitted by the district acting through its board of directors, the district may file  
32 exceptions or objections. Exceptions or objections shall be in writing, shall specify the grounds  
33 upon which they are made, and shall be filed not later than five days before the date set for hearing  
34 the petition. In considering the petition for detachment, the court shall take into consideration the  
35 evidence in support of and opposition to the petition, including such exceptions and objections. If  
36 the court finds that the detachment will be in the best interest of the district and the inhabitants and  
37 landowners of the area to be detached will not be adversely affected or if the court finds that the  
38 detachment will be in the best interest of the inhabitants and landowners of the territory to be  
39 detached and will not adversely affect the remainder of the district, it shall approve the detachment  
40 and grant the petition.

41 5. If the court approves the detachment, it shall make its order detaching the territory

1 described in the petition from the remainder of the district, or in the event it shall find that only a  
2 portion of said territory should be detached, the court shall order such portion detached from the  
3 district. The court shall also make any changes in subdistrict boundary lines it deems necessary to  
4 meet the requirements of sections 249.1100 to 249.1118. Any subdistrict line changes shall not  
5 become effective until the next annual election of a member of the board of directors.

6 6. A certified copy of the court's order shall be filed in the office of the recorder of deeds and  
7 in the office of the county clerk in each county in which any of the territory of the district prior to  
8 detachment is located, and in the office of the secretary of state. Costs of the proceeding shall be  
9 borne by the petitioner or petitioners.

10 321.017. 1. Notwithstanding the provisions of section 321.015, no employee of any fire  
11 protection district or ambulance district shall serve as a member of any fire district or ambulance  
12 district board while such person is employed by any fire district or ambulance district, except that an  
13 employee of a fire protection district or an ambulance district may serve as a member of a voluntary  
14 fire protection district board or a voluntary ambulance district board.

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

18 321.130. [1.] A person, to be qualified to serve as a director, shall be a resident and voter of  
19 the district for at least one year before the election or appointment and be over the age of twenty-five  
20 years[; except as provided in subsections 2 and 3 of this section. The person shall also be a resident  
21 of such fire protection district]. In the event the person is no longer a resident of the district, the  
22 person's office shall be vacated, and the vacancy shall be filled as provided in section 321.200.  
23 Nominations and declarations of candidacy shall be filed at the headquarters of the fire protection  
24 district by paying a [ten dollar] filing fee equal to the amount of a candidate for county office as set  
25 forth under section 115.357, and filing a statement under oath that such person possesses the required  
26 qualifications.

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

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

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

1           321.210. On the first Tuesday in April after the expiration of at least two full calendar years  
2 from the date of the election of the first board of directors, and on the first Tuesday in April every  
3 two years thereafter, an election for members of the board of directors shall be held in the district.  
4 Nominations shall be filed at the headquarters of the fire protection district in which a majority of the  
5 district is located by paying a filing fee [up] equal to the amount of a candidate for [state  
6 representative] county office as set forth under section 115.357 and filing a statement under oath that  
7 [he] the candidate possesses the required qualifications. The candidate receiving the most votes shall  
8 be elected. Any new member of the board shall qualify in the same manner as the members of the  
9 first board qualify.

10           347.048. 1. (1) Any limited liability company that owns and rents or leases real property, or  
11 owns unoccupied real property, located within any home rule city with a population of more than  
12 four hundred thousand inhabitants which is located in more than one county, shall file with that city's  
13 clerk an affidavit listing the name and street address of at least one natural person who has  
14 management control and responsibility for the real property owned and leased or rented by the  
15 limited liability company, or owned by the limited liability company and unoccupied.

16           (2) Within thirty days following the cessation of management control and responsibility of  
17 any natural person named in an affidavit described in this section, the limited liability company shall  
18 file a successor affidavit listing the name and street address of a natural person successor.

19           2. No limited liability company shall be charged a fee for filing an affidavit or successor  
20 affidavit required under this section.

21           3. If a limited liability company required by this section to file an affidavit or a successor  
22 affidavit fails or refuses to file said completed affidavit with the appropriate clerk, any person who is  
23 adversely affected by the failure or refusal or the home rule city may petition the circuit court in the  
24 county where the property is located to direct the execution and filing of such document."; and  
25

26 Further amend said bill and page, Section B, Line 2, by inserting "section 65.620 of" after "state,";  
27 and

28  
29 Further amend said bill, section, and page, Line 5, by inserting "section 65.620 of" after "and"; and

30  
31 Further amend said bill by amending the title, enacting clause, and intersectional references  
32 accordingly.  
33