

# HOUSE BILL NO. 790

## 97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES SPENCER (Sponsor) AND KELLEY (127) (Co-sponsor).

2033L.011

D. ADAM CRUMBLISS, Chief Clerk

### AN ACT

To repeal section 162.441, RSMo, and to enact in lieu thereof one new section relating to school annexation.

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

Section A. Section 162.441, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 162.441, to read as follows:

162.441. 1. **Except as provided in subsection 7 of this section**, if any school district desires to be attached to one or more adjacent seven-director school districts for school purposes, upon the receipt of a petition setting forth such fact, signed either by voters of the district equal in number to [ten] **twenty** percent of those voting in the last school election at which school board members were elected or by a majority of the voters of the district, whichever is the lesser, the school board of the district desiring to be so attached shall submit the question to the voters.

2. As an alternative to the procedure in subsection 1 of this section, a seven-director district may, by a majority vote of its board of education, propose a plan to the voters of the district to attach the district to one or more adjacent seven-director districts and call for an election upon the question of such plan.

3. A plat of the proposed changes to all affected districts shall be published and posted with the notice of election.

4. The question shall be submitted in substantially the following form:  
Shall the . . . . . school district be annexed to the . . . . . school districts effective the . . . . . day of . . . . ., . . . . .?

5. If a majority of the votes cast in the district proposing annexation favor annexation, the secretary shall certify the fact, with a copy of the record, to the board of the district and to the

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

18 boards of the districts to which annexation is proposed; whereupon the boards of the  
19 seven-director districts to which annexation is proposed shall meet to consider the advisability  
20 of receiving the district or a portion thereof, and if a majority of all the members of each board  
21 favor annexation, the boundary lines of the seven-director school districts from the effective date  
22 shall be changed to include the district, and the board shall immediately notify the secretary of  
23 the district which has been annexed of its action.

24         6. Upon the effective date of the annexation, all indebtedness, property and money on  
25 hand belonging thereto shall immediately pass to the seven-director school district. If the district  
26 is annexed to more than one district, the provisions of sections 162.031 and 162.041 shall apply.

27         **7. If a petition for annexation is circulated as provided in subsection 1 of this**  
28 **section and the annexation fails to meet voter approval at a subsequent election, a petition**  
29 **for annexation of the same area may be circulated no sooner than two years after such**  
30 **election.**

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