

HOUSE AMENDMENT NO. _____
TO
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Offered By

1 AMEND House Amendment No. _____ to House Committee Substitute for Senate Substitute for
2 Senate Bill No. 732, Page 1, Line 20, by inserting immediately after all of said line the following:

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4 "Further amend said bill, Page 26, Section 192.2475, Line 119, by inserting immediately after all of
5 said line the following:

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7 "321.315. 1. Notwithstanding any other provision of this chapter, any owner of real
8 property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection
9 districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection
10 district and one fire department, may petition the circuit court in the county in which the real
11 property is located requesting a declaratory judgment under sections 527.010 to 527.130 as to which
12 one fire protection district or fire department has jurisdiction over the property regarding the
13 provision of fire protection and emergency services and the levy of taxes. Two or more owners of
14 real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire
15 protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire
16 protection district and one fire department, may jointly petition the circuit court.

17 2. The fire protection district or fire department that is found not to have jurisdiction over
18 the real property that is the subject of the declaratory judgment shall be liable for the costs of the
19 action, including reasonable attorney fees, to the other parties to the action.

20 3. Any person as defined in section 527.130 that is aggrieved by the judgment and decree of
21 the circuit court may appeal in like manner as appeals are taken in other civil cases.

22 4. This section shall not apply to any fire protection district to which section 72.418 applies."; and
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24 Further amend said bill, Page 27, Section 455.545, Line 4, by inserting immediately after all of said
25 line the following:

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27 "527.130. The word "person", wherever used in sections 527.010 to 527.130, shall be
28 construed to mean any person, including a minor represented by next friend or guardian ad litem
29 and any other person under disability lawfully represented, partnership, joint-stock company,
30 corporation, unincorporated association or society, fire protection district, or municipal or other
31 corporation of any character whatsoever."; and
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33 Further amend said bill, Page 34, Section 610.100, Line 140, by inserting immediately after all of
Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

1 said line the following:

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"Section B. Because immediate action is necessary to prevent citizens of this state from double taxation for fire protection services, the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act shall be in full force and effect upon its passage and approval."; and"; and

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

This amends 4627H05.11H.