

SECOND REGULAR SESSION

[CORRECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

SENATE SUBSTITUTE FOR

SENATE BILL NO. 704

99TH GENERAL ASSEMBLY

4354H.05C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 37.007, 49.020, 49.060, 50.660, 50.783, 54.140, 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 67.617, 70.370, 71.015, 84.510, 88.770, 89.020, 92.820, 94.900, 94.902, 105.030, 105.470, 108.120, 115.124, 137.225, 137.555, 137.556, 162.441, 162.720, 227.600, 263.245, 304.060, 321.246, and 640.648, RSMo, and section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof forty-six new sections relating to political subdivisions, with penalty provisions.

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

Section A. Sections 37.007, 49.020, 49.060, 50.660, 50.783, 54.140, 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 67.617, 70.370, 71.015, 84.510, 88.770, 89.020, 92.820, 94.900, 94.902, 105.030, 105.470, 108.120, 115.124, 137.225, 137.555, 137.556, 162.441, 162.720, 227.600, 263.245, 304.060, 321.246, and 640.648, RSMo, and section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, are repealed and forty-six new sections enacted in lieu thereof, to be known as sections 37.007, 41.657, 49.020, 49.060, 50.660, 50.783, 54.140, 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 64.002, 65.702, 65.610, 65.620, 67.617, 70.370, 71.015, 84.510, 88.770, 89.020, 92.820, 94.900, 94.902, 105.030, 105.470, 105.473, 108.120, 115.124,

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.

11 137.225, 137.555, 137.556, 162.441, 162.720, 162.722, 227.600, 227.601, 263.245, 304.060,
12 321.246, 640.648, 1, and 2, to read as follows:

37.007. Within six months of August 28, 2012, the commissioner of the office of
2 administration shall develop and implement a statewide system or contract with any third party
3 to allow all state agencies and departments to accept payments made by a credit card, debit card,
4 or other electronic method designated by the commissioner. State agencies and departments
5 shall not incur any additional fees for utilizing such payment methods **unless authorized by the**
6 **commissioner of administration upon a finding that the payment of such fees would result**
7 **in a positive fiscal impact to the state.**

41.657. 1. The county governing body or county planning commission, if any, of
2 any county of the second classification with more than fifty-eight thousand but fewer than
3 sixty-five thousand inhabitants, and any county of the third classification without a
4 township form of government and with more than twenty-three thousand but fewer than
5 twenty-six thousand inhabitants may adopt ordinances regulating incompatible land uses
6 and structures within all or any portion of the unincorporated area extending up to three
7 thousand feet outward from the boundaries of any National Guard training center if the
8 county has participated in the completion of a joint land use study associated with that
9 training center.

10 2. As used in this section, "incompatible land uses and structures" are determined
11 by the county governing body or county planning commission, if any, to be incompatible
12 with noise, vibration, and other training impacts identified in the joint land use study or
13 the most recent state operational noise management plan. Regulations that the county
14 governing body or county planning commission, if any, determines are necessary to
15 effectuate the purposes of this section and the recommendations in the joint land use study
16 or operational noise management plan may include, but are not limited to, density, lot size,
17 outdoor lighting, land use, construction standards, and subdivision of land.

18 3. The county governing body or county planning commission, if any, may also
19 provide for coordination with National Guard officials and notification to current and
20 future property owners with respect to potential incompatible land uses, military training
21 impacts, and the existence of any regulation adopted under this section.

49.020. At the general election in the year 1996, and every four years thereafter, the
2 voters of each of the districts shall elect a county commissioner, who shall hold his **or her** office
3 for a term of four years and until his **or her** successor is duly elected and qualified; and at the
4 general election in the year 1882, and every four years thereafter, the presiding commissioner of
5 the county shall be elected by the voters of the county at large, who shall hold his **or her** office
6 for the term of four years and until his **or her** successor is duly elected and qualified. Each

7 commissioner shall be a resident of the county and each commissioner elected from a district
8 shall be a resident of the district from which such commissioner was elected. Each
9 commissioner elected under the provisions of this chapter shall enter upon the duties of his **or**
10 **her** office on the first day of January immediately after his **or her** election.

49.060. 1. When a vacancy shall occur in the office of a county commissioner, the
2 vacancy shall at once be certified by the clerk of the commission to the governor~~], who shall fill~~
3 ~~such vacancy with a person who resides in the district at the time the vacancy occurs, as provided~~
4 ~~by law].~~

5 **2. If at the time the vacancy occurs there is less than one year remaining in the**
6 **unexpired term, the vacancy shall be filled as provided in section 105.030, except that the**
7 **vacancy shall be filled within sixty days.**

8 **3. If at the time the vacancy occurs there is one year or more remaining in the**
9 **unexpired term, it shall be the duty of the governor to fill such vacancy by appointing, by**
10 **and with the advice and consent of the senate subject to the provisions of article IV, section**
11 **51 of the Constitution of Missouri, some eligible person to said office who shall discharge**
12 **the duties thereof until the next general election, at which time a commissioner shall be**
13 **chosen for the remainder of the term, who shall hold such office until a successor is duly**
14 **elected and qualified, unless sooner removed.**

15 **4. This section shall not apply to any county which has adopted a charter for its**
16 **own government under article VI, section 18 of the Constitution of Missouri.**

50.660. [~~1-~~] All contracts shall be executed in the name of the county, or in the name
2 of a township in a county with a township form of government, by the head of the department
3 or officer concerned, except contracts for the purchase of supplies, materials, equipment or
4 services other than personal made by the officer in charge of purchasing in any county or
5 township having the officer. No contract or order imposing any financial obligation on the
6 county or township is binding on the county or township unless it is in writing and unless there
7 is a balance otherwise unencumbered to the credit of the appropriation to which it is to be
8 charged and a cash balance otherwise unencumbered in the treasury to the credit of the fund from
9 which payment is to be made, each sufficient to meet the obligation incurred and unless the
10 contract or order bears the certification of the accounting officer so stating; except that in case
11 of any contract for public works or buildings to be paid for from bond funds or from taxes levied
12 for the purpose it is sufficient for the accounting officer to certify that the bonds or taxes have
13 been authorized by vote of the people and that there is a sufficient unencumbered amount of the
14 bonds yet to be sold or of the taxes levied and yet to be collected to meet the obligation in case
15 there is not a sufficient unencumbered cash balance in the treasury. All contracts and purchases
16 shall be let to the lowest and best bidder after due opportunity for competition, including

17 advertising the proposed letting in a newspaper in the county or township with a circulation of
18 at least five hundred copies per issue, if there is one, except that the advertising is not required
19 in case of contracts or purchases involving an expenditure of less than six thousand dollars. It
20 is not necessary to obtain bids on any purchase in the amount of ~~[four]~~ **six** thousand ~~[five~~
21 ~~hundred]~~ dollars or less made from any one person, firm or corporation during any period of
22 ninety days ~~[or, if the county is any county of the first classification with more than one hundred~~
23 ~~fifty thousand but fewer than two hundred thousand inhabitants or any county of the first~~
24 ~~classification with more than two hundred sixty thousand but fewer than three hundred thousand~~
25 ~~inhabitants, it is not necessary to obtain bids on such purchases in the amount of six thousand~~
26 ~~dollars or less].~~ All bids for any contract or purchase may be rejected and new bids advertised
27 for. Contracts which provide that the person contracting with the county or township shall,
28 during the term of the contract, furnish to the county or township at the price therein specified
29 the supplies, materials, equipment or services other than personal therein described, in the
30 quantities required, and from time to time as ordered by the officer in charge of purchasing
31 during the term of the contract, need not bear the certification of the accounting officer, as herein
32 provided; but all orders for supplies, materials, equipment or services other than personal shall
33 bear the certification. In case of such contract, no financial obligation accrues against the county
34 or township until the supplies, materials, equipment or services other than personal are so
35 ordered and the certificate furnished.

36 ~~[2. Notwithstanding the provisions of subsection 1 of this section to the contrary,~~
37 ~~advertising shall not be required in any county in the case of contracts or purchases involving an~~
38 ~~expenditure of less than six thousand dollars.]~~

50.783. 1. The county commission may waive the requirement of competitive bids or
2 proposals for supplies when the commission has determined in writing and entered into the
3 commission minutes that there is only a single feasible source for the supplies. Immediately
4 upon discovering that other feasible sources exist, the commission shall rescind the waiver and
5 proceed to procure the supplies through the competitive processes as described in this chapter.
6 A single feasible source exists when:

- 7 (1) Supplies are proprietary and only available from the manufacturer or a single
8 distributor; or
- 9 (2) Based on past procurement experience, it is determined that only one distributor
10 services the region in which the supplies are needed; or
- 11 (3) Supplies are available at a discount from a single distributor for a limited period of
12 time.

13 2. On any single feasible source purchase where the estimated expenditure is ~~[three~~
14 ~~thousand dollars or]~~ over **six thousand dollars**, the commission shall post notice of the proposed

15 purchase]. ~~Where the estimated expenditure is five thousand dollars or over, The commission~~
16 ~~shall also]~~ **and** advertise the commission's intent to make such purchase in at least one daily and
17 one weekly newspaper of general circulation in such places as are most likely to reach
18 prospective bidders or offerors and may provide such information through an electronic medium
19 available to the general public at least ten days before the contract is to be let.

20 3. Notwithstanding subsection 2 of this section to the contrary, on any single feasible
21 service purchase by any county of the first classification with more than one hundred fifty
22 thousand but fewer than two hundred thousand inhabitants or any county of the first
23 classification with more than two hundred sixty thousand but fewer than three hundred thousand
24 inhabitants where the estimated expenditure is **over** six thousand dollars [~~or over~~], the
25 commission shall post notice of the proposed purchase and advertise the commission's intent to
26 make such purchase in at least one daily and one weekly newspaper of general circulation in such
27 places as are most likely to reach prospective bidders or offerors and may provide such
28 information through an electronic medium available to the general public at least ten days before
29 the contract is to be let.

54.140. It shall be the duty of the county treasurer to separate and divide the revenues
2 of such county in his **or her** hands and as they come into his **or her** hands in compliance with
3 the provision of law; and it shall be [~~his~~] **the treasurer's** duty to pay out the revenues thus
4 subdivided, on warrants issued by order of the commission, on the respective funds so set apart
5 and subdivided, and not otherwise; and for this purpose the treasurer shall **have access to any**
6 **document in the possession of any county employee or official that the treasurer requests**
7 **for the purpose of reviewing a warrant and shall** keep a separate account with the county
8 commission of each fund which several funds shall be known and designated as provided by law;
9 and no warrant shall be paid out of any fund other than that upon which it has been drawn by
10 order of the commission as aforesaid. **No employee or official of any county shall refuse a**
11 **request from the county treasurer for access to, review of, or a copy of any document in the**
12 **possession of a county official or employee that the county treasurer deems relevant to his**
13 **or her duties under section 50.330.** Any county treasurer or other county officer **or employee,**
14 who shall fail or refuse to perform the duties required of him or [~~them~~] **her** under the provisions
15 of this section and chapters 136 to 154, and in the express manner provided and directed, shall
16 be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less
17 than one hundred dollars, and not more than five hundred dollars, and in addition to such
18 punishment, his **or her** office shall become vacant.

56.363. 1. The county commission of any county may on its own motion and shall upon
2 the petition of ten percent of the total number of people who voted in the previous general
3 election in the county submit to the voters at a general or special election the proposition of

4 making the county prosecutor a full-time position. The commission shall cause notice of the
5 election to be published in a newspaper published within the county, or if no newspaper is
6 published within the county, in a newspaper published in an adjoining county, for three weeks
7 consecutively, the last insertion of which shall be at least ten days and not more than thirty days
8 before the day of the election, and by posting printed notices thereof at three of the most public
9 places in each township in the county. The proposition shall be put before the voters
10 substantially in the following form:

11 Shall the office of prosecuting attorney be made a full-time position in _____
12 County?

13 YES NO

14 If a majority of the voters voting on the proposition vote in favor of making the county
15 prosecutor a full-time position, it shall become effective upon the date that the prosecutor who
16 is elected at the next election subsequent to the passage of such proposal is sworn into office.
17 **The position shall then qualify for the retirement benefits available to a fulltime prosecutor**
18 **of a county of the first classification. Any county that elects to make the position of**
19 **prosecuting attorney full-time shall pay into the Missouri prosecuting attorneys and circuit**
20 **attorneys' retirement fund at the same contribution amount as paid by counties of the first**
21 **classification.**

22 2. The provisions of subsection 1 of this section notwithstanding, in any county where
23 the proposition of making the county prosecutor a full-time position was submitted to the voters
24 at a general election in 1998 and where a majority of the voters voting on the proposition voted
25 in favor of making the county prosecutor a full-time position, the proposition shall become
26 effective on May 1, 1999. Any prosecuting attorney whose position becomes full time on May
27 1, 1999, under the provisions of this subsection shall have the additional duty of providing not
28 less than three hours of continuing education to peace officers in the county served by the
29 prosecuting attorney in each year of the term beginning January 1, 1999.

30 3. In counties that, prior to August 28, 2001, have elected pursuant to this section to
31 make the position of prosecuting attorney a full-time position, the county commission may at any
32 time elect to have that position also qualify for the retirement benefit available for a full-time
33 prosecutor of a county of the first classification. Such election shall be made by a majority vote
34 of the county commission and once made shall be irrevocable, unless the voters of the county
35 elect to change the position of prosecuting attorney back to a part-time position under subsection
36 4 of this section. When such an election is made, the results shall be transmitted to the Missouri
37 prosecuting attorneys and circuit attorneys' retirement system fund, and the election shall be
38 effective on the first day of January following such election. Such election shall also obligate
39 the county to pay into the Missouri prosecuting attorneys and circuit attorneys' system retirement

40 fund the same retirement contributions for full-time prosecutors as are paid by counties of the
41 first classification.

42 4. In any county of the third classification without a township form of government and
43 with more than twelve thousand but fewer than fourteen thousand inhabitants and with a city of
44 the fourth classification with more than one thousand seven hundred but fewer than one thousand
45 nine hundred inhabitants as the county seat that has elected to make the county prosecutor a
46 full-time position under this section after August 28, 2014, the county commission may on its
47 own motion and shall upon the petition of ten percent of the total number of people who voted
48 in the previous general election in the county submit to the voters at a general or special election
49 the proposition of changing the full-time prosecutor position to a part-time position. The
50 commission shall cause notice of the election to be published in a newspaper published within
51 the county, or if no newspaper is published within the county, in a newspaper published in an
52 adjoining county, for three weeks consecutively, the last insertion of which shall be at least ten
53 days and not more than thirty days before the day of the election, and by posting printed notices
54 thereof at three of the most public places in each township in the county. The proposition shall
55 be put before the voters substantially in the following form:

56 Shall the office of prosecuting attorney be made a part-time position in _____
57 County?

58 YES NO

59 If a majority of the voters vote in favor of making the county prosecutor a part-time position, it
60 shall become effective upon the date that the prosecutor who is elected at the next election
61 subsequent to the passage of such proposal is sworn into office.

62 5. In any county that has elected to make the full-time position of county prosecutor a
63 part-time position under subsection 4 of this section, the county's retirement contribution to the
64 retirement system and the retirement benefit earned by the member shall prospectively be that
65 of a part-time prosecutor as established in this chapter. Any retirement contribution made and
66 retirement benefit earned prior to the effective date of the voter-approved proposition under
67 subsection 4 of this section shall be maintained by the retirement system and used to calculate
68 the retirement benefit for such prior full-time position service. Under no circumstances shall a
69 member in a part-time prosecutor position earn full-time position retirement benefit service
70 accruals for time periods after the effective date of the proposition changing the county
71 prosecutor back to a part-time position.

56.805. As used in sections 56.800 to 56.840, the following words and terms mean:

2 (1) "Annuity", annual payments, made in equal monthly installments, to a retired
3 member from funds provided for, in, or authorized by, the provisions of sections 56.800 to
4 56.840;

5 (2) "Average final compensation", the average compensation of an employee for the two
6 consecutive years prior to retirement when the employee's compensation was greatest;

7 (3) "Board of trustees" or "board", the board of trustees established by the provisions of
8 sections 56.800 to 56.840;

9 (4) "Compensation", all salary and other compensation payable by a county to an
10 employee for personal services rendered as an employee, **including any salary reduction**
11 **amounts under a cafeteria plan that satisfies 26 U.S.C. Section 125 or an eligible deferred**
12 **compensation plan that satisfies 26 U.S.C. Section 457** but not including [~~travel and mileage~~]
13 reimbursement **for any expenses, any consideration for agreeing to terminate employment,**
14 **or any other nonrecurring or unusual payment that is not part of regular remuneration;**

15 (5) "County", the City of St. Louis and each county in the state;

16 (6) "Creditable service", the sum of both membership service and creditable prior
17 service;

18 (7) "Effective date of the establishment of the system", August 28, 1989;

19 (8) "Employee", an elected or appointed prosecuting attorney or circuit attorney who is
20 employed by a county or a city not within a county;

21 (9) "Membership service", service as a prosecuting attorney or circuit attorney after
22 becoming a member that is creditable in determining the amount of the member's benefits under
23 this system;

24 (10) "Prior service", service of a member rendered prior to the effective date of the
25 establishment of the system which is creditable under section 56.823;

26 (11) "Retirement system" or "system", the prosecuting attorneys and circuit attorneys'
27 retirement system authorized by the provisions of sections 56.800 to 56.840.

56.807. 1. Beginning August 28, 1989, and continuing monthly thereafter until August
2 27, 2003, the funds for prosecuting attorneys and circuit attorneys provided for in subsection 2
3 of this section shall be paid from county or city funds.

4 2. Beginning August 28, 1989, and continuing monthly thereafter until August 27, 2003,
5 each county treasurer shall pay to the system the following amounts to be drawn from the general
6 revenues of the county:

7 (1) For counties of the third and fourth classification except as provided in subdivision
8 (3) of this subsection, three hundred seventy-five dollars;

9 (2) For counties of the second classification, five hundred forty-one dollars and
10 sixty-seven cents;

11 (3) For counties of the first classification, and, except as otherwise provided under
12 section 56.363, counties which pursuant to section 56.363 elect to make the position of
13 prosecuting attorney a full-time position after August 28, 2001, or whose county commission has

14 elected a full-time retirement benefit pursuant to subsection 3 of section 56.363, and the City of
15 St. Louis, one thousand two hundred ninety-one dollars and sixty-seven cents.

16 3. Beginning August 28, 1989, and continuing until August 27, 2003, the county
17 treasurer shall at least monthly transmit the sums specified in subsection 2 of this section to the
18 Missouri office of prosecution services for deposit to the credit of the "Missouri Prosecuting
19 Attorneys and Circuit Attorneys' Retirement System Fund", which is hereby created. All moneys
20 held by the state treasurer on behalf of the system shall be paid to the system within ninety days
21 after August 28, 1993. Moneys in the Missouri prosecuting attorneys and circuit attorneys'
22 retirement system fund shall be used only for the purposes provided in sections 56.800 to 56.840
23 and for no other purpose.

24 4. Beginning August 28, 2003, the funds for prosecuting attorneys and circuit attorneys
25 provided for in this section shall be paid from county or city funds and the surcharge established
26 in this section and collected as provided by this section and sections 488.010 to 488.020.

27 5. (1) Beginning August 28, 2003, each county treasurer shall pay to the system the
28 following amounts to be drawn from the general revenues of the county:

29 (a) For counties of the third and fourth classification except as provided in paragraph (c)
30 of this subdivision, one hundred eighty-seven dollars;

31 (b) For counties of the second classification, two hundred seventy-one dollars;

32 (c) For counties of the first classification, counties which pursuant to section 56.363 elect
33 to make the position of prosecuting attorney a full-time position after August 28, 2001, or whose
34 county commission has elected a full-time retirement benefit pursuant to subsection 3 of section
35 56.363, and the City of St. Louis, six hundred forty-six dollars.

36 (2) Beginning August 28, 2015, the county contribution set forth in paragraphs (a) to (c)
37 of subdivision (1) of this subsection shall be adjusted in accordance with the following schedule
38 based upon the prosecuting attorneys and circuit attorneys' retirement system's annual actuarial
39 valuation report. If the system's funding ratio is:

40 (a) One hundred twenty percent or more, no monthly sum shall be transmitted;

41 (b) More than one hundred ten percent but less than one hundred twenty percent, the
42 monthly sum transmitted shall be reduced fifty percent;

43 (c) At least ninety percent and up to and including one hundred ten percent, the monthly
44 sum transmitted shall remain the same;

45 (d) At least eighty percent and less than ninety percent, the monthly sum transmitted
46 shall be increased fifty percent; and

47 (e) Less than eighty percent, the monthly sum transmitted shall be increased one hundred
48 percent.

49 6. Beginning August 28, 2003, the county treasurer shall at least monthly transmit the
50 sums specified in subsection 5 of this section to the Missouri office of prosecution services for
51 deposit to the credit of the Missouri prosecuting attorneys and circuit attorneys' retirement system
52 fund. Moneys in the Missouri prosecuting attorneys and circuit attorneys' retirement system fund
53 shall be used only for the purposes provided in sections 56.800 to 56.840, and for no other
54 purpose.

55 7. Beginning August 28, 2003, the following surcharge for prosecuting attorneys and
56 circuit attorneys shall be collected and paid as follows:

57 (1) There shall be assessed and collected a surcharge of four dollars in all criminal cases
58 filed in the courts of this state including violation of any county ordinance, any violation of
59 criminal or traffic laws of this state, including infractions, and against any person who has pled
60 guilty for any violation and paid a fine through a fine collection center, but no such surcharge
61 shall be assessed when the costs are waived or are to be paid by the state, county, or municipality
62 or when a criminal proceeding or the defendant has been dismissed by the court. For purposes
63 of this section, the term "county ordinance" shall include any ordinance of the City of St. Louis;

64 (2) The clerk responsible for collecting court costs in criminal cases shall collect and
65 disburse such amounts as provided by sections 488.010 to 488.026. Such funds shall be payable
66 to the prosecuting attorneys and circuit attorneys' retirement fund. Moneys credited to the
67 prosecuting attorneys and circuit attorneys' retirement fund shall be used only for the purposes
68 provided for in sections 56.800 to 56.840 and for no other purpose.

69 8. The board may accept gifts, donations, grants and bequests from private or public
70 sources to the Missouri prosecuting attorneys and circuit attorneys' retirement system fund.

71 9. No state moneys shall be used to fund section 56.700 and sections 56.800 to 56.840
72 unless provided for by law.

73 **10. Beginning January first following the effective date of this act, all members,**
74 **who upon vesting and retiring are eligible to receive a normal annuity equal to fifty percent**
75 **of the final average compensation, shall, as a condition of participation, contribute two**
76 **percent of their gross salary to the fund. Beginning on January 1, 2020, each such member**
77 **shall contribute four percent of their gross salary to the fund. Each county treasurer shall**
78 **deduct the appropriate amount from the gross salary of the prosecuting attorney or circuit**
79 **attorney and, at least monthly, shall transmit the sum to the prosecuting attorneys and**
80 **circuit attorneys' retirement system for deposit in the prosecuting attorneys and circuit**
81 **attorneys' retirement fund.**

82 **11. Upon separation from the system, a nonvested member shall receive a lump sum**
83 **payment equal to the total contribution of the member without interest or other increases**
84 **in value.**

85 **12. Upon retirement and in the sole discretion of the board on the advice of the**
86 **actuary, a member shall receive a lump sum payment equal to the total contribution of the**
87 **member without interest or other increases in value, but such lump sum shall not exceed**
88 **twenty-five percent of the final average compensation of the member. This amount shall**
89 **be in addition to any retirement benefits to which the member is entitled.**

90 **13. Upon the death of a nonvested member or the death of a vested member prior**
91 **to retirement, the lump sum payment in subsection 11 or 12 of this section shall be made**
92 **to the designated beneficiary of the member or, if no beneficiary has been designated, to**
93 **the member's estate.**

 56.814. 1. Any ~~member~~ **person who became a member prior to January 1, 2019,**
2 **who has attained the age of sixty-two years and who has twelve years or more of creditable**
3 **service as prosecuting attorney or circuit attorney may retire with a normal annuity as**
4 **determined in subsection 3 of section 56.840.**

5 **2. Any person who becomes a member on or after January 1, 2019, who has**
6 **attained the age of sixty-five and who has twelve years or more of creditable service as a**
7 **prosecuting attorney or circuit attorney may retire with a normal annuity.**

 56.833. 1. Upon termination of employment, any ~~member with twelve or more years~~
2 ~~of creditable service~~ **person who became a member prior to January 1, 2019,** shall be
3 entitled to a deferred normal annuity, payable at age fifty-five with twelve or more years of
4 creditable service **as determined in subsection 3 of section 56.840. Upon termination of**
5 **employment, any person who became a member on or after January 1, 2019, shall be**
6 **entitled to a deferred normal annuity, payable at age sixty with twelve or more years of**
7 **creditable service as determined in subsection 3 of section 56.840.** Any member with less
8 than twelve years of creditable service shall forfeit all rights in the fund, including the member's
9 accrued creditable service as of the date of the member's termination of employment.

10 **2. A former member who has forfeited creditable service may have the creditable service**
11 **restored by again becoming an employee [and] within ten years of the date of the termination**
12 **of employment, completing four years of continuous membership service, and contributing an**
13 **amount to the fund equal to any lump sum payment received under subsection 11 or 12 of**
14 **section 56.807. Notwithstanding any other provision of section 104.800 to the contrary, a**
15 **former member shall not be entitled to transfer creditable service into this retirement**
16 **system unless the member previously vested in this system.**

17 **3. Absences for sickness or injury of less than twelve months shall be counted as**
18 **membership service.**

 56.840. 1. Annuity payments to retired employees under the provisions of sections
2 56.800 to 56.840 shall be available beginning January first next succeeding the expiration of two

3 calendar years from the effective date of the establishment of the system to eligible retired
4 employees, and employees with at least twelve years of creditable service shall have vested rights
5 and upon reaching the required age shall be entitled to retirement benefits.

6 **2. All members serving as a prosecuting attorney or circuit attorney in a county of**
7 **the first classification, a county with a charter form of government, or a city not within a**
8 **county shall receive one year of creditable service for each year served.**

9 **3. Notwithstanding any provision of law to the contrary, members serving as a**
10 **prosecuting attorney in counties that elected to make the position of prosecuting attorney**
11 **a full-time position shall receive one year of creditable vesting service for each year served**
12 **as a part-time or full-time prosecuting attorney. Such members shall receive one year of**
13 **creditable benefit service for each year served as a full-time prosecuting attorney and six-**
14 **tenths of a year of creditable benefit service for each year served as a part-time prosecuting**
15 **attorney. Upon retirement, any member who has less than twelve years of creditable**
16 **benefit service shall receive a reduced full-time benefit in a sum equal to the portion that**
17 **the member's creditable benefit years bear to twelve vesting years.**

18 **4. Members restoring creditable service under subsection 2 of section 56.833 shall**
19 **receive one year of creditable service for each restored year served as a full-time**
20 **prosecuting attorney and six-tenths of a year of creditable service for each restored year**
21 **served as a part-time prosecuting attorney. Unless otherwise permitted by law, no member**
22 **shall receive credit for any partial year of employment.**

23 **5. Notwithstanding any provision of law to the contrary, any member who vested**
24 **in the system as a part-time prosecuting attorney and who ceased being a member for more**
25 **than six months before returning as a full-time prosecuting attorney shall be entitled only**
26 **to retirement benefits as a part-time prosecuting attorney. Any creditable service earned**
27 **by such an employee upon returning to the system as a full-time prosecuting attorney shall**
28 **begin a new vesting period subject to the provision of the system in effect at the time of the**
29 **member's return. No member shall receive benefits while employed as a prosecuting**
30 **attorney or circuit attorney.**

59.800. 1. Beginning on July 1, 2001, notwithstanding any other condition precedent
2 required by law to the recording of any instrument specified in subdivisions (1) and (2) of
3 **subsection 1 of section 59.330, an additional fee of five dollars shall be charged and collected**
4 **by every recorder of deeds in this state on each instrument recorded. The additional fee shall be**
5 **distributed as follows:**

6 (1) One dollar and twenty-five cents to the recorder's fund established [~~pursuant to~~]
7 **under** subsection 1 of section 59.319, provided, however, that all funds received [~~pursuant to~~]
8 **under** this section shall be used exclusively for the purchase, installation, upgrade and

9 maintenance of modern technology necessary to operate the recorder's office in an efficient
10 manner;

11 (2) One dollar and seventy-five cents to the county general revenue fund; and

12 (3) Two dollars to the fund established in subsection 2 of this section.

13 2. (1) There is hereby established a revolving fund known as the "Statutory County
14 Recorder's Fund", which shall receive funds paid to the recorders of deeds of the counties of this
15 state ~~pursuant to~~ **under** subdivision (3) of subsection 1 of this section. The director of the
16 department of revenue shall be custodian of the fund and shall make disbursements from the fund
17 for the purpose of subsidizing the fees collected by counties that hereafter elect or have
18 heretofore elected to separate the offices of clerk of the circuit court and recorder. The subsidy
19 shall consist of the total amount of moneys collected ~~pursuant to~~ **under** subdivisions (1) and
20 (2) of subsection 1 of this section subtracted from fifty-five thousand dollars, **except under such**
21 **circumstances in which the annual average of funds collected under subsection 1 of this**
22 **section during the previous three calendar years is insufficient to meet all obligations**
23 **calculated under this subdivision. In such circumstances, the provisions of subdivision (2)**
24 **of this subsection shall apply.** The moneys paid to qualifying counties ~~pursuant to~~ **under** this
25 subsection shall be deposited in the county general revenue fund. For purposes of this section
26 a "qualified county" is a county that hereafter elects or has heretofore elected to separate the
27 offices of clerk of the circuit court and recorder and in which the office of the recorder of deeds
28 collects less than fifty-five thousand dollars in fees ~~pursuant to~~ **under** subdivisions (1) and (2)
29 of subsection 1 of this section, on an annual basis. Moneys in the statutory county recorder's
30 fund shall not be considered state funds and shall be deemed nonstate funds.

31 (2) **If funds collected under subdivision (3) of subsection 1 of this section are**
32 **insufficient to meet the obligations under subdivision (1) of this subsection, the director of**
33 **revenue shall calculate the projected shortfall that would otherwise be incurred based on**
34 **the formula outlined under subdivision (1) of this subsection. If the fund balance is greater**
35 **than the annual average disbursement from the fund during the previous three years, up**
36 **to thirty-three percent of the amount that exceeds the annual three-year average to meet**
37 **the obligation may be used to meet the obligations. If this amount is insufficient or**
38 **unavailable to meet the shortfall, the director of revenue shall set a new requisite amount**
39 **to determine a qualified county under subdivision (1) of this subsection other than fifty-five**
40 **thousand dollars, which reflects the revenue collected under subdivision (3) of subsection**
41 **1 of this section in addition to thirty-three percent of the excess fund balance.**

2 64.002. For purposes of a zoning law, ordinance, or code authorized and enacted
3 under this chapter, a zoning or property classification of agricultural or horticultural shall
include any sawmill or planing mill as defined in the U.S. Department of Labor's Standard

4 **Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number**
5 **2421.**

2 **65.702. For purposes of a zoning law, ordinance, or code authorized and enacted**
3 **under sections 65.650 to 65.700, a zoning or property classification of agricultural or**
4 **horticultural shall include any sawmill or planing mill as defined in the U.S. Department**
5 **of Labor’s Standard Industrial Classification (SIC) Manual under Industry Group 242**
6 **with the SIC number 2421.**

2 65.610. 1. Upon the petition of at least ten percent of voters at the last general election
3 of any county having heretofore adopted township organization, praying therefor, the county
4 commission shall submit the question of the abolition of township organization to the voters of
5 the county at a general or special election. **The question shall include a countywide tax levy**
6 **for road and bridge purposes.** The total vote for governor at the last general election before
7 the filing of the petition where a governor was elected shall be used to determine the number of
8 voters necessary to sign the petition. If the petition is filed six months or more prior to a general
9 election, the proposition shall be submitted at a special election to be ordered by the county
10 commission within sixty days after the petition is filed; if the petition is filed less than six
11 months before a general election, then the proposition shall be submitted at the general election
12 next succeeding the filing of the petition. The election shall be conducted, the vote canvassed
13 and the result declared in the same manner as provided by law in respect to elections of county
14 officers. The clerk of the county commission shall give notice that a proposition for the abolition
15 of township organization form of county government in the county is to be voted upon by
16 causing a copy of the order of the county commission authorizing such election to be published
17 at least once each week for three successive weeks, the last insertion to be not more than one
18 week prior to the election, in some newspaper published in the county where the election is to
19 be held, if there is a newspaper published in the county and, if not, by posting printed or written
20 handbills in at least two public places in each election precinct in the county at least twenty-one
21 days prior to the date of election. The clerk of the county commission shall provide the ballot
22 which shall be printed and in substantially the following form:

22 OFFICIAL BALLOT

23 (Check the one for which you wish to vote)

24 Shall township organization form of county government be abolished in
25 _____ County **and a countywide tax at a rate of collected for**
26 **road and bridge purposes?**

27 YES

NO

28 If a majority of the electors voting upon the proposition shall vote for the abolition thereof the
29 township organization form of county government shall be declared to have been abolished; and

30 township organization shall cease in said county; and except as provided in section 65.620 all
31 laws in force in relation to counties not having township organization shall immediately take
32 effect and be in force in such county.

33 2. No election or any proposal for either the adoption of township organization or for the
34 abolition of township organization in any county shall be held within two years after an election
35 is held under this section.

65.620. 1. Whenever any county abolishes township organization the county treasurer
2 and ex officio collector shall immediately settle his accounts as treasurer with the county
3 commission and shall thereafter perform all duties, exercise all powers, have all rights and be
4 subject to all liabilities imposed and conferred upon the county collector of revenue under
5 chapter 52 until the first Monday in March after the general election next following the
6 abolishment of township organization and until a collector of revenue for the county is elected
7 and qualified. The person elected collector at the general election as aforesaid, if that election
8 is not one for collector of revenue under chapter 52, shall serve until the first Monday in March
9 following the election and qualification of a collector of revenue under chapter 52. Upon
10 abolition of township organization a county treasurer shall be appointed to serve until the
11 expiration of the term of such officer pursuant to chapter 54.

12 2. Upon abolition of township organization, title to all property of all kinds theretofore
13 owned by the several townships of the county shall vest in the county and the county shall be
14 liable for all outstanding obligations and liabilities of the several townships.

15 3. The terms of office of all township officers shall expire on the abolition of township
16 organization and the township trustee of each township shall immediately settle his accounts with
17 the county clerk and all township officers shall promptly deliver to the appropriate county
18 officers, as directed by the county commission, all books, papers, records and property pertaining
19 to their offices.

20 ~~[4. For a period of one calendar year following the abolition of the townships or until the~~
21 ~~voters of the county have approved a tax levy for road and bridge purposes, whichever occurs~~
22 ~~first, the county collector shall continue to collect a property tax on a countywide basis in an~~
23 ~~amount equal to the tax levied by the township that had the lowest total tax rate in the county~~
24 ~~immediately prior to the abolishment of the townships. The continued collection of the tax shall~~
25 ~~be considered a continuation of an existing tax and shall not be considered a new tax levy.]~~

67.617. 1. Each regional convention and visitors commission shall, before the second
2 Monday in October, make an annual report to the chief executive officers and governing bodies
3 of the city and county, respectively, and to the general assembly stating the condition of the
4 commission on the first day of July of that year, and the various sums of money received and
5 distributed by it during the preceding calendar year. The fiscal year for each regional convention

6 and visitors commission shall begin on the first day of July and end on the thirtieth day of June
7 of the following calendar year.

8 2. Before the close of the first fiscal year of such commission, and at the close of every
9 third fiscal year thereafter, the chief executives of the city and county, jointly, shall appoint one
10 or more certified public accountants, who shall annually examine the books, accounts, and
11 vouchers of the regional convention and visitors commission, and who shall make due report
12 thereof to the chief executives and the board of the district. The commission shall produce and
13 submit to the accountants for examination all books, papers, documents, vouchers, and accounts
14 of their office belonging or pertaining to the office, and shall in every way assist the accountants
15 in their work. In the report to be made by the accountants they may make any recommendation
16 they deem proper as to the business methods of the officers and employees. A reasonable
17 compensation for the services of the accountants shall be paid by the commission.

18 3. In addition to the exceptions available under ~~[sections 610.010 to 610.225]~~ **chapter**
19 **610**, the leases, agreements, contracts, or subleases, and any amendments thereto, for space,
20 usage, or services in any convention center or related facilities owned or operated by a regional
21 convention and visitors commission, or any drafts or unexecuted versions of such documents,
22 shall not be considered public records within the meaning of subdivision (6) of section 610.010,
23 when, in the reasonable judgment of the commission, the disclosure of the information in the
24 records may endanger the competitiveness of the business or prospects of the commission or
25 provide an unfair advantage to its competitors; provided, however, that the foregoing may not
26 be deemed to include any leases, agreements, contracts, or subleases involving a professional
27 sports franchise.

70.370. Within sixty days after this section becomes effective, the governor by and with
2 the advice and consent of the senate shall appoint three commissioners to enter into a compact
3 on behalf of the state of Missouri with the state of Illinois. If the senate is not in session at the
4 time for making any appointment, the governor shall make a temporary appointment as in case
5 of a vacancy. Any two of the commissioners so appointed together with the attorney general of
6 the state of Missouri may act to enter into the following compact:

7 COMPACT BETWEEN MISSOURI AND ILLINOIS
8 CREATING THE BI-STATE DEVELOPMENT AGENCY
9 AND THE BI-STATE METROPOLITAN DISTRICT

10 The states of Missouri and Illinois enter into the following agreement:

11 ARTICLE I

12 They agree to and pledge each to the other faithful cooperation in the future planning and
13 development of the bi-state metropolitan district, holding in high trust for the benefit of its
14 people and of the nation the special blessings and natural advantages thereof.

15

ARTICLE II

16

To that end the two states create a district to be known as the "Bi-State Metropolitan Development District" (herein referred to as "The District") which shall embrace the following territory: The City of St. Louis and the counties of St. Louis and St. Charles [~~and~~], Jefferson, **and Franklin** in Missouri, and the counties of Madison, St. Clair, and Monroe in Illinois.

19

20

ARTICLE III

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There is created "The Bi-State Development Agency of the Missouri-Illinois Metropolitan District" (herein referred to as "The Bi-State Agency") which shall be a body corporate and politic. The bi-state agency shall have the following powers:

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(1) To plan, construct, maintain, own and operate bridges, tunnels, airports and terminal facilities and to plan and establish policies for sewage and drainage facilities;

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(2) To make plans for submission to the communities involved for coordination of streets, highways, parkways, parking areas, terminals, water supply and sewage and disposal works, recreational and conservation facilities and projects, land use pattern and other matters in which joint or coordinated action of the communities within the areas will be generally beneficial;

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(3) To charge and collect fees for use of the facilities owned and operated by it;

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(4) To issue bonds upon the security of the revenues to be derived from such facilities; and, or upon any property held or to be held by it;

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(5) To receive for its lawful activities any contributions or moneys appropriated by municipalities, counties, state or other political subdivisions or agencies; or by the federal government or any agency or officer thereof;

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(6) To disburse funds for its lawful activities, and fix salaries and wages of its officers and employees;

(7) To perform all other necessary and incidental functions; and

(8) To exercise such additional powers as shall be conferred on it by the legislature of either state concurred in by the legislature of the other or by act of congress.

No property now or hereafter vested in or held by either state, or by any county, city, borough, village, township or other political subdivision, shall be taken by the bi-state agency without the authority or consent of such state, county, city, borough, village, township or other political subdivision, nor shall anything herein impair or invalidate in any way any bonded indebtedness of such state, county, city, borough, village, township or other political subdivision, nor impair the provisions of law regulating the payment into sinking funds of revenues derived from municipal property, or dedicating the revenues derived from any municipal property to a specific purpose.

50 Unless and until otherwise provided, it shall make an annual report to the governor of
51 each state, setting forth in detail the operations and transactions conducted by it pursuant to
52 this agreement and any legislation thereunder.

53 Nothing contained in this compact shall impair the powers of any municipality to
54 develop or improve terminal or other facilities.

55 The bi-state agency shall from time to time make plans for the development of the
56 district; and when such plans are duly approved by the legislatures of the two states, they
57 shall be binding upon both states with the same force and effect as if incorporated in this
58 compact.

59 The bi-state agency may from time to time make recommendations to the legislatures
60 of the two states or to the Congress of the United States, based upon study and analysis, for
61 the improvement of transportation, terminal, and other facilities in the district.

62 The bi-state agency may petition any interstate commerce commission (or like body),
63 public service commission, public utilities commission (or like body), or any other federal,
64 municipal, state or local authority, administrative, judicial or legislative, having jurisdiction
65 in the premises, for the adoption and execution of any physical improvements, change in
66 method, rate of transportation, system of handling freight, warehousing, docking, lightering,
67 or transfer of freight, which, in the opinion of the bi-state agency, may be designed to
68 improve or better the handling of commerce in and through the district, or improve terminal
69 and transportation facilities therein. It may intervene in any proceeding affecting the
70 commerce of the district.

71 ARTICLE IV

72 The bi-state agency shall consist of ten commissioners, five of whom shall be resident
73 voters of the state of Missouri and five of whom shall be resident voters of the state of
74 Illinois. All commissioners shall reside within the bi-state district, the Missouri members to
75 be chosen by the state of Missouri and the Illinois members by the state of Illinois in the
76 manner and for the terms fixed by the legislature of each state except as herein provided.

77 ARTICLE V

78 The bi-state agency shall elect from its number a chairman, a vice chairman, and may
79 appoint such officers and employees as it may require for the performance of its duties, and
80 shall fix and determine their qualifications and duties.

81 Until otherwise determined by the legislatures of the two states no action of the
82 bi-state agency shall be binding unless taken at a meeting at which at least three members
83 from each state are present, and unless a majority of the members from each state present at
84 such meeting shall vote in favor thereof. Each state reserves the right hereafter to provide by

85 law for the exercise of the veto power by the governor thereof over any action of any
86 commissioner appointed therefrom.

87 Until otherwise determined by the action of the legislature of the two states, the
88 bi-state agency shall not incur any obligations for salaries, office or other administrative
89 expenses, prior to the making of appropriations adequate to meet the same.

90 The bi-state agency is hereby authorized to make suitable rules and regulations not
91 inconsistent with the constitution or laws of the United States or of either state, or of any
92 political subdivision thereof, and subject to the exercise of the power of congress, for the
93 improvement of the district, which when concurred in or authorized by the legislatures of
94 both states, shall be binding and effective upon all persons and corporations affected thereby.

95 The two states shall provide penalties for violations of any order, rule or regulation of
96 the bi-state agency, and for the manner of enforcing same.

97 ARTICLE VI

98 The bi-state agency is authorized and directed to proceed with the development of the
99 district in accordance with the articles of this compact as rapidly as may be economically
100 practicable and is vested with all necessary and appropriate powers not inconsistent with the
101 constitution or the laws of the United States or of either state, to effectuate the same, except
102 the power to levy taxes or assessments.

103 It shall render such advice, suggestion and assistance to all municipal officials as will
104 permit all local and municipal improvements, so far as practicable, to fit in with the plan.

105 ARTICLE VII

106 In witness thereof, we have hereunto set our hands and seals under authority vested in
107 us by law.

108 (Signed)

109 In the presence of:

110 (Signed)

71.015. 1. Should any city, town, or village, not located in any county of the first
2 classification which has adopted a constitutional charter for its own local government, seek to
3 annex an area to which objection is made, the following shall be satisfied:

- 4 (1) Before the governing body of any city, town, or village has adopted a resolution
- 5 to annex any unincorporated area of land, such city, town, or village shall first as a condition
- 6 precedent determine that the land to be annexed is contiguous to the existing city, town, or
- 7 village limits and that the length of the contiguous boundary common to the existing city,
- 8 town, or village limit and the proposed area to be annexed is at least fifteen percent of the
- 9 length of the perimeter of the area proposed for annexation.

- 10 (2) The governing body of any city, town, or village shall propose an ordinance
11 setting forth the following:
- 12 (a) The area to be annexed and affirmatively stating that the boundaries comply with
13 the condition precedent referred to in subdivision (1) above;
- 14 (b) That such annexation is reasonable and necessary to the proper development of
15 the city, town, or village;
- 16 (c) That the city has developed a plan of intent to provide services to the area
17 proposed for annexation;
- 18 (d) That a public hearing shall be held prior to the adoption of the ordinance;
- 19 (e) When the annexation is proposed to be effective, the effective date being up to
20 thirty-six months from the date of any election held in conjunction thereto.
- 21 (3) The city, town, or village shall fix a date for a public hearing on the ordinance and
22 make a good faith effort to notify all fee owners of record within the area proposed to be
23 annexed by certified mail, not less than thirty nor more than sixty days before the hearing,
24 and notify all residents of the area by publication of notice in a newspaper of general
25 circulation qualified to publish legal matters in the county or counties where the proposed
26 area is located, at least once a week for three consecutive weeks prior to the hearing, with at
27 least one such notice being not more than twenty days and not less than ten days before the
28 hearing.
- 29 (4) At the hearing referred to in subdivision (3) **of this subsection**, the city, town, or
30 village shall present the plan of intent and evidence in support thereof to include:
- 31 (a) A list of major services presently provided by the city, town, or village including,
32 but not limited to, police and fire protection, water and sewer systems, street maintenance,
33 parks and recreation, and refuse collection;
- 34 (b) A proposed time schedule whereby the city, town, or village plans to provide such
35 services to the residents of the proposed area to be annexed within three years from the date
36 the annexation is to become effective;
- 37 (c) The level at which the city, town, or village assesses property and the rate at
38 which it taxes that property;
- 39 (d) How the city, town, or village proposes to zone the area to be annexed;
- 40 (e) When the proposed annexation shall become effective.
- 41 (5) Following the hearing, and either before or after the election held in subdivision
42 (6) of this subsection, should the governing body of the city, town, or village vote favorably
43 by ordinance to annex the area, the governing body of the city, town or village shall file an
44 action in the circuit court of the county in which such unincorporated area is situated, under

45 the provisions of chapter 527, praying for a declaratory judgment authorizing such
46 annexation. The petition in such action shall state facts showing:

47 (a) The area to be annexed and its conformity with the condition precedent referred to
48 in subdivision (1) of this subsection;

49 (b) That such annexation is reasonable and necessary to the proper development of
50 the city, town, or village; and

51 (c) The ability of the city, town, or village to furnish normal municipal services of the
52 city, town, or village to the unincorporated area within a reasonable time not to exceed three
53 years after the annexation is to become effective. Such action shall be a class action against
54 the inhabitants of such unincorporated area under the provisions of section 507.070.

55 (6) Except as provided in subsection 3 of this section, if the court authorizes the city,
56 town, or village to make an annexation, the legislative body of such city, town, or village
57 shall not have the power to extend the limits of the city, town, or village by such annexation
58 until an election is held at which the proposition for annexation is approved by a majority of
59 the total votes cast in the city, town, or village and by a separate majority of the total votes
60 cast in the unincorporated territory sought to be annexed. However, should less than a
61 majority of the total votes cast in the area proposed to be annexed vote in favor of the
62 proposal, but at least a majority of the total votes cast in the city, town, or village vote in
63 favor of the proposal, then the proposal shall again be voted upon in not more than one
64 hundred twenty days by both the registered voters of the city, town, or village and the
65 registered voters of the area proposed to be annexed. If at least two-thirds of the qualified
66 electors voting thereon are in favor of the annexation, then the city, town, or village may
67 proceed to annex the territory. If the proposal fails to receive the necessary majority, no part
68 of the area sought to be annexed may be the subject of another proposal to annex for a period
69 of two years from the date of the election, except that, during the two-year period, the owners
70 of all fee interests of record in the area or any portion of the area may petition the city, town,
71 or village for the annexation of the land owned by them pursuant to the procedures in section
72 71.012. The elections shall if authorized be held, except as herein otherwise provided, in
73 accordance with the general state law governing special elections, and the entire cost of the
74 election or elections shall be paid by the city, town, or village proposing to annex the
75 territory.

76 (7) Failure to comply in providing services to the said area or to zone in compliance
77 with the plan of intent within three years after the effective date of the annexation, unless
78 compliance is made unreasonable by an act of God, shall give rise to a cause of action for
79 deannexation which may be filed in the circuit court by any resident of the area who was
80 residing in the area at the time the annexation became effective.

81 (8) No city, town, or village which has filed an action under this section as this
82 section read prior to May 13, 1980, which action is part of an annexation proceeding pending
83 on May 13, 1980, shall be required to comply with subdivision (5) of this subsection in
84 regard to such annexation proceeding.

85 (9) If the area proposed for annexation includes a public road or highway but does
86 not include all of the land adjoining such road or highway, then such fee owners of record, of
87 the lands adjoining said highway shall be permitted to intervene in the declaratory judgment
88 action described in subdivision (5) of this subsection.

89 2. Notwithstanding any provision of subsection 1 of this section, for any annexation
90 by any city with a population of three hundred fifty thousand or more inhabitants which is
91 located in more than one county that becomes effective after August 28, 1994, if such city has
92 not provided water and sewer service to such annexed area within three years of the effective
93 date of the annexation, a cause of action shall lie for deannexation, unless the failure to
94 provide such water and sewer service to the annexed area is made unreasonable by an act of
95 God. The cause of action for deannexation may be filed in the circuit court by any resident of
96 the annexed area who is presently residing in the area at the time of the filing of the suit and
97 was a resident of the annexed area at the time the annexation became effective. If the suit for
98 deannexation is successful, the city shall be liable for all court costs and attorney fees.

99 3. Notwithstanding the provisions of subdivision (6) of subsection 1 of this section,
100 all cities, towns, and villages located in any county of the first classification with a charter
101 form of government with a population of two hundred thousand or more inhabitants which
102 adjoins a county with a population of nine hundred thousand or more inhabitants shall
103 comply with the provisions of this subsection. If the court authorizes any city, town, or
104 village subject to this subsection to make an annexation, the legislative body of such city,
105 town or village shall not have the power to extend the limits of such city, town, or village by
106 such annexation until an election is held at which the proposition for annexation is approved
107 by a majority of the total votes cast in such city, town, or village and by a separate majority of
108 the total votes cast in the unincorporated territory sought to be annexed; except that:

109 (1) In the case of a proposed annexation in any area which is contiguous to the
110 existing city, town or village and which is within an area designated as flood plain by the
111 Federal Emergency Management Agency and which is inhabited by no more than thirty
112 registered voters and for which a final declaratory judgment has been granted prior to January
113 1, 1993, approving such annexation and where notarized affidavits expressing approval of the
114 proposed annexation are obtained from a majority of the registered voters residing in the area
115 to be annexed, the area may be annexed by an ordinance duly enacted by the governing body
116 and no elections shall be required; and

117 (2) In the case of a proposed annexation of unincorporated territory in which no
118 qualified electors reside, if at least a majority of the qualified electors voting on the
119 proposition are in favor of the annexation, the city, town or village may proceed to annex the
120 territory and no subsequent election shall be required.

121

122 If the proposal fails to receive the necessary separate majorities, no part of the area sought to
123 be annexed may be the subject of any other proposal to annex for a period of two years from
124 the date of such election, except that, during the two-year period, the owners of all fee
125 interests of record in the area or any portion of the area may petition the city, town, or village
126 for the annexation of the land owned by them pursuant to the procedures in section 71.012 or
127 71.014. The election shall, if authorized, be held, except as otherwise provided in this
128 section, in accordance with the general state laws governing special elections, and the entire
129 cost of the election or elections shall be paid by the city, town, or village proposing to annex
130 the territory. Failure of the city, town or village to comply in providing services to the area or
131 to zone in compliance with the plan of intent within three years after the effective date of the
132 annexation, unless compliance is made unreasonable by an act of God, shall give rise to a
133 cause of action for deannexation which may be filed in the circuit court not later than four
134 years after the effective date of the annexation by any resident of the area who was residing in
135 such area at the time the annexation became effective or by any nonresident owner of real
136 property in such area.

137 4. Except for a cause of action for deannexation under subdivision (2) of subsection 3
138 of this section, any action of any kind seeking to deannex from any city, town, or village any
139 area annexed under this section, or seeking in any way to reverse, invalidate, set aside, or
140 otherwise challenge such annexation or oust such city, town, or village from jurisdiction over
141 such annexed area shall be brought within five years of the date of the adoption of the
142 annexation ordinance.

84.510. 1. For the purpose of operation of the police department herein created, the
2 chief of police, with the approval of the board, shall appoint such number of police
3 department employees, including police officers and civilian employees as the chief of police
4 from time to time deems necessary.

5 2. The base annual compensation of police officers shall be as follows for the several
6 ranks:

7 (1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one
8 thousand nine hundred sixty-nine dollars, nor more than ~~one hundred thirty-three thousand~~
9 ~~eight hundred eighty-eight~~ **one hundred forty-six thousand one hundred twenty-four**
10 dollars per annum each;

11 (2) Majors at not less than sixty-four thousand six hundred seventy-one dollars, nor
12 more than [~~one hundred twenty-two thousand one hundred fifty-three~~] **one hundred thirty-**
13 **three thousand three hundred twenty** dollars per annum each;

14 (3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars, nor
15 more than [~~one hundred eleven thousand four hundred thirty-four~~] **one hundred twenty-one**
16 **thousand six hundred eight** dollars per annum each;

17 (4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars, nor
18 more than [~~ninety-seven thousand eighty-six~~] **one hundred six thousand five hundred sixty**
19 dollars per annum each;

20 (5) Master patrol officers at not less than fifty-six thousand three hundred four
21 dollars, nor more than [~~eighty-seven thousand seven hundred one~~] **ninety-four thousand**
22 **three hundred thirty-two** dollars per annum each;

23 (6) Master detectives at not less than fifty-six thousand three hundred four dollars,
24 nor more than [~~eighty-seven thousand seven hundred one~~] **ninety-four thousand three**
25 **hundred thirty-two** dollars per annum each;

26 (7) Detectives, investigators, and police officers at not less than twenty-six thousand
27 six hundred forty-three dollars, nor more than [~~eighty-two thousand six hundred nineteen~~]
28 **eighty-seven thousand six hundred thirty-six** dollars per annum each.

29 3. The board of police commissioners has the authority by resolution to effect a
30 comprehensive pay schedule program to provide for step increases with separate pay rates
31 within each rank, in the above-specified salary ranges from police officers through chief of
32 police.

33 4. Officers assigned to wear civilian clothes in the performance of their regular duties
34 may receive an additional one hundred fifty dollars per month clothing allowance.
35 Uniformed officers may receive seventy-five dollars per month uniform maintenance
36 allowance.

37 5. The chief of police, subject to the approval of the board, shall establish the total
38 regular working hours for all police department employees, and the board has the power,
39 upon recommendation of the chief, to pay additional compensation for all hours of service
40 rendered in excess of the established regular working period, but the rate of overtime
41 compensation shall not exceed one and one-half times the regular hourly rate of pay to which
42 each member shall normally be entitled. No credit shall be given nor deductions made from
43 payments for overtime for the purpose of retirement benefits.

44 6. The board of police commissioners, by majority affirmative vote, including the
45 mayor, has the authority by resolution to authorize incentive pay in addition to the base
46 compensation as provided for in subsection 2 of this section, to be paid police officers of any

47 rank who they determine are assigned duties which require an extraordinary degree of skill,
48 technical knowledge and ability, or which are highly demanding or unusual. No credit shall
49 be given nor deductions made from these payments for the purpose of retirement benefits.

50 7. The board of police commissioners may effect programs to provide additional
51 compensation for successful completion of academic work at an accredited college or
52 university. No credit shall be given nor deductions made from these payments for the
53 purpose of retirement benefits.

54 8. The additional pay increments provided in subsections 6 and 7 of this section shall
55 not be considered a part of the base compensation of police officers of any rank and shall not
56 exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections
57 2 and 3 of this section.

58 9. Not more than twenty-five percent of the officers in any rank who are receiving the
59 maximum rate of pay authorized by subsections 2 and 3 of this section may receive the
60 additional pay increments authorized by subsections 6 and 7 of this section at any given time.
61 However, any officer receiving a pay increment provided pursuant to the provisions of
62 subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of
63 the limitations of this subsection.

88.770. 1. The board of aldermen may provide for and regulate the lighting of streets
2 and the erection of lamp posts, poles and lights therefor, and may make contracts with any
3 person, association or corporation, either private or municipal, for the lighting of the streets
4 and other public places of the city with gas, electricity or otherwise, except that each initial
5 contract shall be ratified by a majority of the voters of the city voting on the question and any
6 renewal contract or extension shall be subject to voter approval of the majority of the voters
7 voting on the question, pursuant to the provisions of section 88.251. The board of aldermen
8 may erect, maintain and operate gas works, electric light works, or light works of any other
9 kind or name, and to erect lamp posts, electric light poles, or any other apparatus or
10 appliances necessary to light the streets, avenues, alleys or other public places, and to supply
11 private lights for the use of the inhabitants of the city and its suburbs, and may regulate the
12 same, and may prescribe and regulate the rates to be paid by the consumers thereof, and may
13 acquire by purchase, donation or condemnation suitable grounds within or without the city
14 upon which to erect such works and the right-of-way to and from such works, and also the
15 right-of-way for laying gas pipes, electric wires under or above the grounds, and erecting
16 posts and poles and such other apparatus and appliances as may be necessary for the efficient
17 operation of such works. The board of aldermen may, in its discretion, grant the right to any
18 person, persons or corporation, to erect such works and lay the pipe, wires, and erect the
19 posts, poles and other necessary apparatus and appliances therefor, upon such terms as may

20 be prescribed by ordinance. Such rights shall not extend for a longer time than twenty years,
21 but may be renewed for another period or periods not to exceed twenty years per period.
22 Every initial grant shall be approved by a majority of the voters of the municipality voting on
23 the question, and each renewal or extension of such rights shall be subject to voter approval
24 of the majority of the voters voting on the question, pursuant to the provisions of section
25 88.251. Nothing herein contained shall be so construed as to prevent the board of aldermen
26 from contracting with any person, persons or corporation for furnishing the city with gas or
27 electric lights in cities where franchises have already been granted, and where gas or electric
28 light plants already exist, without a vote of the people, except that the board of aldermen may
29 sell, convey, encumber, lease, abolish or otherwise dispose of any public utilities owned by
30 the city including electric light systems, electric distribution systems or transmission lines, or
31 any part of the electric light systems, electric or other heat systems, electric or other power
32 systems, electric or other railways, gas plants, telephone systems, telegraph systems,
33 transportation systems of any kind, waterworks, equipments and all public utilities not herein
34 enumerated and everything acquired therefor, after first having passed an ordinance setting
35 forth the terms of the sale, conveyance or encumbrance and when ratified by two-thirds of the
36 voters voting on the question, **except for the sale of a water or wastewater system, or the**
37 **sale of a gas plant, which shall be authorized by a simple majority vote of the voters**
38 **voting on the question. If the board of aldermen determines the proposed sale of a**
39 **water or wastewater system shall be placed before voters, a public informational**
40 **meeting shall be held at least thirty days prior to any vote on the matter. The**
41 **municipality in question shall notify its customers of the informational meeting via**
42 **radio, television, newspaper, regular mail, electronic mail, or any combination of**
43 **notification methods to most effectively notify customers at least fifteen days prior to**
44 **the informational meeting.**

45 2. The ballots shall be substantially in the following form and shall indicate the
46 property, or portion thereof, and whether the same is to be sold, leased or encumbered:
47 Shall _____ (Indicate the property by stating whether electric distribution system,
48 electric transmission lines or waterworks, etc.) be _____ (Indicate whether sold, leased or
49 encumbered.)?

89.020. 1. For the purpose of promoting health, safety, morals or the general welfare
2 of the community, the legislative body of all cities, towns, and villages is hereby empowered
3 to regulate and restrict the height, number of stories, and size of buildings and other
4 structures, the percentage of lot that may be occupied, the size of yards, courts, and other
5 open spaces, the density of population, the preservation of features of historical significance,

6 and the location and use of buildings, structures and land for trade, industry, residence or
7 other purposes.

8 2. For the purpose of any zoning law, ordinance or code, the classification single
9 family dwelling or single family residence shall include any home in which eight or fewer
10 unrelated mentally or physically handicapped persons reside, and may include two additional
11 persons acting as houseparents or guardians who need not be related to each other or to any of
12 the mentally or physically handicapped persons residing in the home. In the case of any such
13 residential home for mentally or physically handicapped persons, the local zoning authority
14 may require that the exterior appearance of the home and property be in reasonable
15 conformance with the general neighborhood standards. Further, the local zoning authority
16 may establish reasonable standards regarding the density of such individual homes in any
17 specific single family dwelling neighborhood.

18 3. No person or entity shall contract or enter into a contract which would restrict
19 group homes or their location as described in this section from and after September 28, 1985.

20 4. Any county, city, town or village which has a population of at least five hundred
21 and whose boundaries are partially contiguous with a portion of a lake with a shoreline of at
22 least one hundred fifty miles shall have the authority to enforce its zoning laws, ordinances or
23 codes for one hundred yards beyond the shoreline which is adjacent to its boundaries. In the
24 event that a lake is not large enough to allow any county, city, town or village to enforce its
25 zoning laws, ordinances or codes for one hundred yards beyond the shoreline without
26 encroaching on the enforcement powers granted another county, city, town or village under
27 this subsection, the counties, cities, towns and villages whose boundaries are partially
28 contiguous to such lake shall enforce their zoning laws, ordinances or orders under this
29 subsection pursuant to an agreement entered into by such counties, cities, towns ~~and~~ , or
30 villages.

31 5. Should a single family dwelling or single family residence as ~~defined~~ **described**
32 in subsection 2 of this section cease to operate for the purpose as set forth in subsection 2 of
33 this section, any other use of such home, other than allowed by local zoning restrictions, must
34 be approved by the local zoning authority.

35 6. For purposes of any zoning law, ordinance or code the classification of single
36 family dwelling or single family residence shall include any private residence licensed by the
37 children's division or department of mental health to provide foster care to one or more but
38 less than seven children who are unrelated to either foster parent by blood, marriage or
39 adoption. Nothing in this subsection shall be construed to relieve the children's division, the
40 department of mental health or any other person, firm or corporation occupying or utilizing
41 any single family dwelling or single family residence for the purposes specified in this

42 subsection from compliance with any ordinance or regulation relating to occupancy permits
43 except as to number and relationship of occupants or from compliance with any building or
44 safety code applicable to actual use of such single family dwelling or single family residence.

45 7. Any city, town, or village that is granted zoning powers under this section and is
46 located within a county that has adopted zoning regulations under chapter 64 may enact an
47 ordinance to adopt by reference the zoning regulations of such county in lieu of adopting its
48 own zoning regulations.

49 **8. For purposes of any zoning law, ordinance, or code authorized and enacted**
50 **under this section, a zoning or property classification of agricultural or horticultural**
51 **shall include any sawmill or planing mill as defined in the U.S. Department of Labor’s**
52 **Standard Industrial Classification (SIC) Manual under Industry Group 242 with the**
53 **SIC number 2421.**

92.820. 1. (1) At the front door of the courthouse of the city of at which sales of
2 real estate are customarily made by the sheriff under execution, the sheriff shall advertise by
3 posting the notice for sale [~~and sell~~] of the respective parcels of real estate ordered sold by
4 [~~him~~] **the sheriff** pursuant to any judgment of foreclosure by any court under the provisions
5 of sections 92.700 to 92.920.

6 **(2) The sheriff’s sale may be conducted at the front door of the courthouse,**
7 **within the courthouse, or at another location the presiding judge deems fit, provided**
8 **that the location is specified in the notice of the sale.**

9 2. Such advertisements by posting of notice of sale may include more than one parcel
10 of real estate, and shall be in substantially the following form:

11 NOTICE OF SHERIFF'S SALE UNDER JUDGMENT OF
12 FORECLOSURE OF LIENS FOR DELINQUENT LAND TAXES
13 In the Circuit Court of, Missouri.
14 In the Matter of Foreclosure of Liens
15 for Delinquent Land Taxes
16 Collector of Revenue of, Missouri,
17 Plaintiff,
18 -vs-
19 No. Parcels of Land
20 encumbered with Delinquent Tax Liens,
21 Defendants.

22 WHEREAS, judgment has been rendered against parcels of real estate for taxes,
23 interest, penalties, attorney's fees and costs with the serial numbers of each parcel of real
24 estate, the description thereof, the name of the person appearing in the petition in this suit

25 against whom the tax bill was listed or charged, and the total amount of the judgment against
26 each such parcel for taxes, interest, penalties, attorney's fees and costs, all as set out in said
27 judgment and described in each case, respectively, as follows:

28 (Here set out the respective serial numbers, descriptions, names and total amounts of
29 each judgment, next above referred to.) and,

30 WHEREAS, such judgment orders such real estate sold by the undersigned sheriff, to
31 satisfy the total amount of such judgment, including interest, penalties, attorney's fees and
32 costs,

33 NOW, THEREFORE,

34 Public Notice is hereby given that I,, Sheriff of, Missouri, will sell such
35 real estate, parcel by parcel, at public auction, to the highest bidder, for cash to be paid
36 immediately at the end of bidding on each parcel offered at the sheriff's sale. The sheriff's
37 sale shall run between the hours of nine o'clock a.m. and five o'clock p.m., at the **location of** .
38 [~~front door of the City Courthouse~~] in, Missouri, on, the day of
39, 20. . . ., and continuing from day to day thereafter, to satisfy the judgment as to each
40 respective parcel of real estate sold. If no acceptable bids are received as to any parcel of real
41 estate, said parcel shall be sold to the Land Reutilization Authority of, Missouri.

42 Any bid received shall be subject to confirmation by the Court and upon presentation
43 of an application for an occupancy permit, within ten days of confirmation, when applicable.
44 No occupancy permit shall be required for parcels without buildings or structures.

45
46 Sheriff of, Missouri

47 First Publication, 20. . .

94.900. 1. (1) The governing body of the following cities may impose a tax as
2 provided in this section:

3 (a) Any city of the third classification with more than ten thousand eight hundred but
4 less than ten thousand nine hundred inhabitants located at least partly within a county of the
5 first classification with more than one hundred eighty-four thousand but less than one
6 hundred eighty-eight thousand inhabitants;

7 (b) Any city of the fourth classification with more than four thousand five hundred
8 but fewer than five thousand inhabitants;

9 (c) Any city of the fourth classification with more than eight thousand nine hundred
10 but fewer than nine thousand inhabitants;

11 (d) Any home rule city with more than forty-eight thousand but fewer than forty-nine
12 thousand inhabitants;

13 (e) Any home rule city with more than seventy-three thousand but fewer than
14 seventy-five thousand inhabitants;

15 (f) Any city of the fourth classification with more than thirteen thousand five hundred
16 but fewer than sixteen thousand inhabitants; [ø]

17 (g) Any city of the fourth classification with more than seven thousand but fewer
18 than eight thousand inhabitants;

19 (h) Any city of the third classification with more than thirteen thousand but
20 fewer than fifteen thousand inhabitants; or

21 (i) Any city of the fourth classification with more than four thousand but fewer
22 than four thousand five hundred inhabitants.

23 (2) The governing body of any city listed in subdivision (1) of this subsection is
24 hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to
25 one-half of one percent on all retail sales made in such city which are subject to taxation
26 under the provisions of sections 144.010 to 144.525 for the purpose of improving the public
27 safety for such city, including but not limited to expenditures on equipment, city employee
28 salaries and benefits, and facilities for police, fire and emergency medical providers. The tax
29 authorized by this section shall be in addition to any and all other sales taxes allowed by law,
30 except that no ordinance or order imposing a sales tax pursuant to the provisions of this
31 section shall be effective unless the governing body of the city submits to the voters of the
32 city, at a county or state general, primary or special election, a proposal to authorize the
33 governing body of the city to impose a tax.

34 2. If the proposal submitted involves only authorization to impose the tax authorized
35 by this section, the ballot of submission shall contain, but need not be limited to, the
36 following language:

37 Shall the city of _____ (city's name) impose a citywide sales tax of _____ (insert
38 amount) for the purpose of improving the public safety of the city?

39 YES NO

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

42

43 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in
44 favor of the proposal submitted pursuant to this subsection, then the ordinance or order and
45 any amendments thereto shall be in effect on the first day of the second calendar quarter after
46 the director of revenue receives notification of adoption of the local sales tax. If a proposal
47 receives less than the required majority, then the governing body of the city shall have no
48 power to impose the sales tax herein authorized unless and until the governing body of the

49 city shall again have submitted another proposal to authorize the governing body of the city
50 to impose the sales tax authorized by this section and such proposal is approved by the
51 required majority of the qualified voters voting thereon. However, in no event shall a
52 proposal pursuant to this section be submitted to the voters sooner than twelve months from
53 the date of the last proposal pursuant to this section.

54 3. All revenue received by a city from the tax authorized under the provisions of this
55 section shall be deposited in a special trust fund and shall be used solely for improving the
56 public safety for such city for so long as the tax shall remain in effect.

57 4. Once the tax authorized by this section is abolished or is terminated by any means,
58 all funds remaining in the special trust fund shall be used solely for improving the public
59 safety for the city. Any funds in such special trust fund which are not needed for current
60 expenditures may be invested by the governing body in accordance with applicable laws
61 relating to the investment of other city funds.

62 5. All sales taxes collected by the director of the department of revenue under this
63 section on behalf of any city, less one percent for cost of collection which shall be deposited
64 in the state's general revenue fund after payment of premiums for surety bonds as provided in
65 section 32.087, shall be deposited in a special trust fund, which is hereby created, to be
66 known as the "City Public Safety Sales Tax Trust Fund". The moneys in the trust fund shall
67 not be deemed to be state funds and shall not be commingled with any funds of the state. The
68 provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be
69 transferred and placed to the credit of the general revenue fund. The director of the
70 department of revenue shall keep accurate records of the amount of money in the trust and
71 which was collected in each city imposing a sales tax pursuant to this section, and the records
72 shall be open to the inspection of officers of the city and the public. Not later than the tenth
73 day of each month the director of the department of revenue shall distribute all moneys
74 deposited in the trust fund during the preceding month to the city which levied the tax; such
75 funds shall be deposited with the city treasurer of each such city, and all expenditures of
76 funds arising from the trust fund shall be by an appropriation act to be enacted by the
77 governing body of each such city. Expenditures may be made from the fund for any
78 functions authorized in the ordinance or order adopted by the governing body submitting the
79 tax to the voters.

80 6. The director of the department of revenue may make refunds from the amounts in
81 the trust fund and credited to any city for erroneous payments and overpayments made, and
82 may redeem dishonored checks and drafts deposited to the credit of such cities. If any city
83 abolishes the tax, the city shall notify the director of the department of revenue of the action
84 at least ninety days prior to the effective date of the repeal and the director of the department

85 of revenue may order retention in the trust fund, for a period of one year, of two percent of
 86 the amount collected after receipt of such notice to cover possible refunds or overpayment of
 87 the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts.
 88 After one year has elapsed after the effective date of abolition of the tax in such city, the
 89 director of the department of revenue shall remit the balance in the account to the city and
 90 close the account of that city. The director of the department of revenue shall notify each city
 91 of each instance of any amount refunded or any check redeemed from receipts due the city.

92 **7. The governing body of any city that adopts the sales tax authorized under this**
 93 **section shall submit the question of whether to continue the tax to the voters ten years**
 94 **from the date of its adoption and every ten years thereafter on a date available for**
 95 **elections for the city. However, any city that adopted the sales tax before August 28,**
 96 **2018, shall not be subject to this subsection until August 28, 2028. The ballot language**
 97 **shall be in substantially the following form:**

98

99 Shall _____ (insert name of city) continue collecting a sales tax imposed at a rate of
 100 _____ (insert rate) percent for the purpose of improving the public safety of the city?

101

102 YES NO

103

104 **If a majority of the votes cast on the question by the qualified voters voting thereon are**
 105 **opposed to continuation, the repeal of the tax shall become effective on December**
 106 **thirty-first of the calendar year in which such continuation failed to be approved. If a**
 107 **majority of the votes cast on the question by the qualified voters voting thereon are in**
 108 **favor of continuation, the tax shall remain effective until the question is resubmitted**
 109 **under this subsection to the qualified voters and continuation fails to be approved by a**
 110 **majority of the qualified voters voting on the question.**

111 **8.** Except as modified in this section, all provisions of sections 32.085 and 32.087
 112 shall apply to the tax imposed pursuant to this section.

94.902. 1. The governing bodies of the following cities may impose a tax as
 2 provided in this section:

3 (1) Any city of the third classification with more than twenty-six thousand three
 4 hundred but less than twenty-six thousand seven hundred inhabitants;

5 (2) Any city of the fourth classification with more than thirty thousand three hundred
 6 but fewer than thirty thousand seven hundred inhabitants;

7 (3) Any city of the fourth classification with more than twenty-four thousand eight
 8 hundred but fewer than twenty-five thousand inhabitants;

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

11 (5) Any city of the third classification with more than four thousand but fewer than
12 four thousand five hundred inhabitants and located in any county of the first classification
13 with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants;

14 (6) Any city of the fourth classification with more than nine thousand five hundred
15 but fewer than ten thousand eight hundred inhabitants; [~~or~~]

16 (7) Any city of the fourth classification with more than five hundred eighty but fewer
17 than six hundred fifty inhabitants; **or**

18 **(8) Any city of the fourth classification with more than two thousand seven**
19 **hundred but fewer than three thousand inhabitants.**

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

32 3. The ballot of submission for the tax authorized in this section shall be in
33 substantially the following form:

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

36 YES NO

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

39

40 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in
41 favor of the proposal, then the ordinance or order and any amendments to the order or
42 ordinance shall become effective on the first day of the second calendar quarter after the
43 director of revenue receives notice of the adoption of the sales tax. If a majority of the votes
44 cast on the proposal by the qualified voters voting thereon are opposed to the proposal, then

45 the tax shall not become effective unless the proposal is resubmitted under this section to the
46 qualified voters and such proposal is approved by a majority of the qualified voters voting on
47 the proposal. However, in no event shall a proposal under this section be submitted to the
48 voters sooner than twelve months from the date of the last proposal under this section.

49 4. Any sales tax imposed under this section shall be administered, collected,
50 enforced, and operated as required in section 32.087. All sales taxes collected by the director
51 of the department of revenue under this section on behalf of any city, less one percent for cost
52 of collection which shall be deposited in the state's general revenue fund after payment of
53 premiums for surety bonds as provided in section 32.087, shall be deposited in a special trust
54 fund, which is hereby created in the state treasury, to be known as the "City Public Safety
55 Sales Tax Trust Fund". The moneys in the trust fund shall not be deemed to be state funds
56 and shall not be commingled with any funds of the state. The provisions of section 33.080 to
57 the contrary notwithstanding, money in this fund shall not be transferred and placed to the
58 credit of the general revenue fund. The director shall keep accurate records of the amount of
59 money in the trust fund and which was collected in each city imposing a sales tax under this
60 section, and the records shall be open to the inspection of officers of the city and the public.
61 Not later than the tenth day of each month the director shall distribute all moneys deposited
62 in the trust fund during the preceding month to the city which levied the tax. Such funds
63 shall be deposited with the city treasurer of each such city, and all expenditures of funds
64 arising from the trust fund shall be by an appropriation act to be enacted by the governing
65 body of each such city. Expenditures may be made from the fund for any functions
66 authorized in the ordinance or order adopted by the governing body submitting the tax to the
67 voters. If the tax is repealed, all funds remaining in the special trust fund shall continue to be
68 used solely for the designated purposes. Any funds in the special trust fund which are not
69 needed for current expenditures shall be invested in the same manner as other funds are
70 invested. Any interest and moneys earned on such investments shall be credited to the fund.

71 5. The director of the department of revenue may authorize the state treasurer to
72 make refunds from the amounts in the trust fund and credited to any city for erroneous
73 payments and overpayments made, and may redeem dishonored checks and drafts deposited
74 to the credit of such cities. If any city abolishes the tax, the city shall notify the director of
75 the action at least ninety days before the effective date of the repeal, and the director may
76 order retention in the trust fund, for a period of one year, of two percent of the amount
77 collected after receipt of such notice to cover possible refunds or overpayment of the tax and
78 to redeem dishonored checks and drafts deposited to the credit of such accounts. After one
79 year has elapsed after the effective date of abolition of the tax in such city, the director shall
80 remit the balance in the account to the city and close the account of that city. The director

81 shall notify each city of each instance of any amount refunded or any check redeemed from
82 receipts due the city.

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

86 Shall _____ (insert the name of the city) repeal the sales tax imposed at a rate of
87 _____ (insert rate of percent) percent for the purpose of improving the public safety of the
88 city?

89 YES NO

90

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

97 7. Whenever the governing body of any city that has adopted the sales tax authorized
98 in this section receives a petition, signed by ten percent of the registered voters of the city
99 voting in the last gubernatorial election, calling for an election to repeal the sales tax imposed
100 under this section, the governing body shall submit to the voters of the city a proposal to
101 repeal the tax. If a majority of the votes cast on the question by the qualified voters voting
102 thereon are in favor of the repeal, that repeal shall become effective on December thirty-first
103 of the calendar year in which such repeal was approved. If a majority of the votes cast on the
104 question by the qualified voters voting thereon are opposed to the repeal, then the tax shall
105 remain effective until the question is resubmitted under this section to the qualified voters
106 and the repeal is approved by a majority of the qualified voters voting on the question.

107 8. Any sales tax imposed under this section by a city described under subdivision (6)
108 of subsection 1 of this section that is in effect as of December 31, 2038, shall automatically
109 expire. No city described under subdivision (6) of subsection 1 of this section shall collect a
110 sales tax pursuant to this section on or after January 1, 2039. Subsection 7 of this section
111 shall not apply to a sales tax imposed under this section by a city described under subdivision
112 (6) of subsection 1 of this section.

113 **9. The governing body of any city that adopts the sales tax authorized under this**
114 **section shall submit the question of whether to continue the tax to the voters ten years**
115 **from the date of its adoption and every ten years thereafter on a date available for**
116 **elections for the city. However, a tax adopted by a city prior to August 28, 2018, shall**

117 **not be subject to this subsection until August 28, 2028. The ballot language shall be in**
 118 **substantially the following form:**

119

120 **Shall _____ (insert name of city) continue collecting a sales tax imposed at a rate of**
 121 **_____ (insert rate) percent for the purpose of improving the public safety of the city?**

122

123 **YES** **NO**

124

125 **If a majority of the votes cast on the question by the qualified voters voting thereon are**
 126 **opposed to continuation, the repeal of the tax shall become effective on December**
 127 **thirty-first of the calendar year in which such continuation failed to be approved. If a**
 128 **majority of the votes cast on the question by the qualified voters voting thereon are in**
 129 **favor of continuation, the tax shall remain effective until the question is resubmitted**
 130 **under this subsection to the qualified voters and continuation fails to be approved by a**
 131 **majority of the qualified voters voting on the question.**

132 ~~[9-]~~ **10.** Except as modified in this section, all provisions of sections 32.085 and
 133 32.087 shall apply to the tax imposed under this section.

105.030. **1.** Whenever any vacancy, caused in any manner or by any means
 2 whatsoever, occurs or exists in any state or county office originally filled by election of the
 3 people, other than in the offices of lieutenant governor, state senator or representative, sheriff,
 4 or recorder of deeds in ~~the~~ **any city [of St. Louis] not within a county**, the vacancy shall be
 5 filled by appointment by the governor ~~[except that when a vacancy occurs in the office of~~
 6 ~~county assessor after a general election at which a person other than the incumbent has been~~
 7 ~~elected, the person so elected shall be appointed to fill the remainder of the unexpired term;~~
 8 **and] , unless otherwise provided by law.**

9 **2.** The person appointed after duly qualifying and entering upon the discharge of his
 10 **or her** duties under the appointment shall continue in office until the first Monday in January
 11 next following the first ensuing general election, at which general election a person shall be
 12 elected to fill the unexpired portion of the term, or for the ensuing regular term, as the case
 13 may be, and the person so elected shall enter upon the discharge of the duties of the office the
 14 first Monday in January next following his **or her** election~~], except that when the term to be~~
 15 ~~filled begins on any day other than the first Monday in January, the appointee of the governor~~
 16 ~~shall be entitled to hold the office until such other date].~~

17 **3. (1) Notwithstanding subsection 1 of this section or any other provision of law**
 18 **to the contrary, when any vacancy, caused in any manner or by any means, occurs or**
 19 **exists in any county office, the county commission shall, no later than fourteen days**

20 **after the occurrence of the vacancy, fill the vacancy by appointment, and the person so**
 21 **appointed by the county commission, after duly qualifying and entering upon the**
 22 **discharge of his or her duties under the appointment, shall continue in office until the**
 23 **governor fills the vacancy by appointment under subsection 1 of this section or until the**
 24 **vacancy is filled by operation of another provision of law.**

25 **(2) In any county with only two county commissioners, if the commissioners**
 26 **cannot agree upon an appointee, the acting presiding commissioner shall fill the**
 27 **vacancy by appointment as required under subdivision (1) of this subsection.**

28 **4. The provisions of this section shall not apply to:**

29 **(1) Vacancies in county offices in any county which has adopted a charter for its own**
 30 **government under Section 18, Article VI of the Constitution; or**

31 **(2) Vacancies in the office of any associate circuit judge, circuit clerk,**
 32 **prosecuting attorney, or circuit attorney.**

33 **5. Any vacancy in the office of recorder of deeds in ~~the~~ any city ~~of St. Louis~~ not**
 34 **within a county shall be filled by appointment by the mayor of that city.**

105.470. As used in section 105.473, unless the context requires otherwise, the
 2 following words and terms mean:

3 (1) "Elected local government official lobbyist", any natural person ~~employed~~
 4 ~~specifically for the purpose of attempting~~ **who, as a part of his or her regular employment**
 5 **duties, attempts** to influence any action by:

6 **(a) A local government official elected in a county, city, town, or village ~~with an~~**
 7 **annual operating budget of over ten million dollars] ;**

8 **(b) A superintendent or school board member of a school district; or**

9 **(c) A member of the governing body of a charter school;**

10 (2) "Executive lobbyist", any natural person who acts for the purpose of attempting to
 11 influence any action by the executive branch of government or by any elected or appointed
 12 official, employee, department, division, agency or board or commission thereof and in
 13 connection with such activity, meets the requirements of any one or more of the following:

14 (a) Is acting in the ordinary course of employment on behalf of or for the benefit of
 15 such person's employer; or

16 (b) Is engaged for pay or for any valuable consideration for the purpose of performing
 17 such activity; or

18 (c) Is designated to act as a lobbyist by any person, business entity, governmental
 19 entity, religious organization, nonprofit corporation, association or other entity; or

20 (d) Makes total expenditures of fifty dollars or more during the twelve-month period
 21 beginning January first and ending December thirty-first for the benefit of one or more public

22 officials or one or more employees of the executive branch of state government in connection
23 with such activity.

24

25 An "executive lobbyist" shall not include a member of the general assembly, an elected state
26 official, or any other person solely due to such person's participation in any of the following
27 activities:

28 a. Appearing or inquiring in regard to a complaint, citation, summons, adversary
29 proceeding, or contested case before a state board, commission, department, division or
30 agency of the executive branch of government or any elected or appointed officer or
31 employee thereof;

32 b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return,
33 any public document, permit or contract, any application for any permit or license or
34 certificate, or any document required or requested to be filed with the state or a political
35 subdivision;

36 c. Selling of goods or services to be paid for by public funds, provided that such
37 person is attempting to influence only the person authorized to authorize or enter into a
38 contract to purchase the goods or services being offered for sale;

39 d. Participating in public hearings or public proceedings on rules, grants, or other
40 matters;

41 e. Responding to any request for information made by any public official or
42 employee of the executive branch of government;

43 f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio
44 or television broadcast, or similar news medium, whether print or electronic;

45 g. Acting within the scope of employment by the general assembly, or acting within
46 the scope of employment by the executive branch of government when acting with respect to
47 the department, division, board, commission, agency or elected state officer by which such
48 person is employed, or with respect to any duty or authority imposed by law to perform any
49 action in conjunction with any other public official or state employee; or

50 h. Testifying as a witness before a state board, commission or agency of the executive
51 branch;

52 (3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred;
53 any gift, honorarium or item of value bestowed including any food or beverage; any price,
54 charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt
55 which is cancelled, reduced or otherwise forgiven; the transfer of any item with a reasonably
56 discernible cost or fair market value from one person to another or provision of any service or

57 granting of any opportunity for which a charge is customarily made, without charge or for a
58 reduced charge; except that the term "expenditure" shall not include the following:

59 (a) Any item, service or thing of value transferred to any person within the third
60 degree of consanguinity of the transferor which is unrelated to any activity of the transferor as
61 a lobbyist;

62 (b) Informational material such as books, reports, pamphlets, calendars or periodicals
63 informing a public official regarding such person's official duties, or souvenirs or mementos
64 valued at less than ten dollars;

65 (c) Contributions to the public official's campaign committee or candidate committee
66 which are reported pursuant to the provisions of chapter 130;

67 (d) Any loan made or other credit accommodations granted or other payments made
68 by any person or entity which extends credit or makes loan accommodations or such
69 payments in the regular ordinary scope and course of business, provided that such are
70 extended, made or granted in the ordinary course of such person's or entity's business to
71 persons who are not public officials;

72 (e) Any item, service or thing of de minimis value offered to the general public,
73 whether or not the recipient is a public official or a staff member, employee, spouse or
74 dependent child of a public official, and only if the grant of the item, service or thing of de
75 minimis value is not motivated in any way by the recipient's status as a public official or staff
76 member, employee, spouse or dependent child of a public official;

77 (f) The transfer of any item, provision of any service or granting of any opportunity
78 with a reasonably discernible cost or fair market value when such item, service or opportunity
79 is necessary for a public official or employee to perform his or her duty in his or her official
80 capacity, including but not limited to entrance fees to any sporting event, museum, or other
81 venue when the official or employee is participating in a ceremony, public presentation or
82 official meeting therein;

83 (g) Any payment, gift, compensation, fee, expenditure or anything of value which is
84 bestowed upon or given to any public official or a staff member, employee, spouse or
85 dependent child of a public official when it is compensation for employment or given as an
86 employment benefit and when such employment is in addition to their employment as a
87 public official;

88 (4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to
89 influence any purchasing decision by the judicial branch of government or by any elected or
90 appointed official or any employee thereof and in connection with such activity, meets the
91 requirements of any one or more of the following:

- 92 (a) Is acting in the ordinary course of employment which primary purpose is to
93 influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the
94 benefit of such person's employer, except that this shall not apply to any person who engages
95 in lobbying on an occasional basis only and not as a regular pattern of conduct; or
- 96 (b) Is engaged for pay or for any valuable consideration for the purpose of performing
97 such activity; or
- 98 (c) Is designated to act as a lobbyist by any person, business entity, governmental
99 entity, religious organization, nonprofit corporation or association; or
- 100 (d) Makes total expenditures of fifty dollars or more during the twelve-month period
101 beginning January first and ending December thirty-first for the benefit of one or more public
102 officials or one or more employees of the judicial branch of state government in connection
103 with attempting to influence such purchasing decisions by the judiciary.
104
- 105 A "judicial lobbyist" shall not include a member of the general assembly, an elected state
106 official, or any other person solely due to such person's participation in any of the following
107 activities:
- 108 a. Appearing or inquiring in regard to a complaint, citation, summons, adversary
109 proceeding, or contested case before a state court;
- 110 b. Participating in public hearings or public proceedings on rules, grants, or other
111 matters;
- 112 c. Responding to any request for information made by any judge or employee of the
113 judicial branch of government;
- 114 d. Preparing, distributing or publication of an editorial, a newsletter, newspaper,
115 magazine, radio or television broadcast, or similar news medium, whether print or electronic;
116 or
- 117 e. Acting within the scope of employment by the general assembly, or acting within
118 the scope of employment by the executive branch of government when acting with respect to
119 the department, division, board, commission, agency or elected state officer by which such
120 person is employed, or with respect to any duty or authority imposed by law to perform any
121 action in conjunction with any other public official or state employee;
- 122 (5) "Legislative lobbyist", any natural person who acts for the purpose of attempting
123 to influence the taking, passage, amendment, delay or defeat of any official action on any bill,
124 resolution, amendment, nomination, appointment, report or any other action or any other
125 matter pending or proposed in a legislative committee in either house of the general
126 assembly, or in any matter which may be the subject of action by the general assembly and in
127 connection with such activity, meets the requirements of any one or more of the following:

- 128 (a) Is acting in the ordinary course of employment, which primary purpose is to
 129 influence legislation on a regular basis, on behalf of or for the benefit of such person's
 130 employer, except that this shall not apply to any person who engages in lobbying on an
 131 occasional basis only and not as a regular pattern of conduct; or
- 132 (b) Is engaged for pay or for any valuable consideration for the purpose of performing
 133 such activity; or
- 134 (c) Is designated to act as a lobbyist by any person, business entity, governmental
 135 entity, religious organization, nonprofit corporation, association or other entity; or
- 136 (d) Makes total expenditures of fifty dollars or more during the twelve-month period
 137 beginning January first and ending December thirty-first for the benefit of one or more public
 138 officials or one or more employees of the legislative branch of state government in
 139 connection with such activity.

140

141 A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any
 142 person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not
 143 include any member of the general assembly, an elected state official, or any other person
 144 solely due to such person's participation in any of the following activities:

- 145 a. Responding to any request for information made by any public official or
 146 employee of the legislative branch of government;
- 147 b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio
 148 or television broadcast, or similar news medium, whether print or electronic;
- 149 c. Acting within the scope of employment of the legislative branch of government
 150 when acting with respect to the general assembly or any member thereof;
- 151 d. Testifying as a witness before the general assembly or any committee thereof;

152 (6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist,
 153 elected local government official lobbyist, or a legislative lobbyist;

154 (7) "Lobbyist principal", any person, business entity, governmental entity, religious
 155 organization, nonprofit corporation or association who employs, contracts for pay or
 156 otherwise compensates a lobbyist;

157 (8) "Public official", any member or member-elect of the general assembly, judge or
 158 judicial officer, or any other person holding an elective office of state government or any
 159 agency head, department director or division director of state government or any member of
 160 any state board or commission and any designated decision-making public servant designated
 161 by persons described in this subdivision.

2 ~~[105.473. 1. Each lobbyist shall, not later than January fifth of each~~
 3 ~~year or five days after beginning any activities as a lobbyist, file standardized~~
~~registration forms, verified by a written declaration that it is made under the~~

4 ~~penalties of perjury, along with a filing fee of ten dollars, with the~~
5 ~~commission. The forms shall include the lobbyist's name and business~~
6 ~~address, the name and address of all persons such lobbyist employs for~~
7 ~~lobbying purposes, the name and address of each lobbyist principal by whom~~
8 ~~such lobbyist is employed or in whose interest such lobbyist appears or works.~~
9 ~~The commission shall maintain files on all lobbyists' filings, which shall be~~
10 ~~open to the public. Each lobbyist shall file an updating statement under oath~~
11 ~~within one week of any addition, deletion, or change in the lobbyist's~~
12 ~~employment or representation. The filing fee shall be deposited to the general~~
13 ~~revenue fund of the state. The lobbyist principal or a lobbyist employing~~
14 ~~another person for lobbying purposes may notify the commission that a~~
15 ~~judicial, executive or legislative lobbyist is no longer authorized to lobby for~~
16 ~~the principal or the lobbyist and should be removed from the commission's~~
17 ~~files.~~

18 ~~2. Each person shall, before giving testimony before any committee of~~
19 ~~the general assembly, give to the secretary of such committee such person's~~
20 ~~name and address and the identity of any lobbyist or organization, if any, on~~
21 ~~whose behalf such person appears. A person who is not a lobbyist as defined~~
22 ~~in section 105.470 shall not be required to give such person's address if the~~
23 ~~committee determines that the giving of such address would endanger the~~
24 ~~person's physical health.~~

25 ~~3. (1) During any period of time in which a lobbyist continues to act~~
26 ~~as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local~~
27 ~~government official lobbyist, the lobbyist shall file with the commission on~~
28 ~~standardized forms prescribed by the commission monthly reports which shall~~
29 ~~be due at the close of business on the tenth day of the following month;~~

30 ~~(2) Each report filed pursuant to this subsection shall include a~~
31 ~~statement, verified by a written declaration that it is made under the penalties~~
32 ~~of perjury, setting forth the following:~~

33 ~~(a) The total of all expenditures by the lobbyist or his or her lobbyist~~
34 ~~principals made on behalf of all public officials, their staffs and employees,~~
35 ~~and their spouses and dependent children, which expenditures shall be~~
36 ~~separated into at least the following categories by the executive branch,~~
37 ~~judicial branch and legislative branch of government: printing and publication~~
38 ~~expenses, media and other advertising expenses, travel, the time, venue, and~~
39 ~~nature of any entertainment, honoraria, meals, food and beverages, and gifts;~~

40 ~~(b) The total of all expenditures by the lobbyist or his or her lobbyist~~
41 ~~principals made on behalf of all elected local government officials, their staffs~~
42 ~~and employees, and their spouses and children. Such expenditures shall be~~
43 ~~separated into at least the following categories: printing and publication~~
44 ~~expenses, media and other advertising expenses, travel, the time, venue, and~~
45 ~~nature of any entertainment, honoraria, meals, food and beverages, and gifts;~~

- 46 ~~_____ (c) An itemized listing of the name of the recipient and the nature and~~
47 ~~amount of each expenditure by the lobbyist or his or her lobbyist principal,~~
48 ~~including a service or anything of value, for all expenditures made during any~~
49 ~~reporting period, paid or provided to or for a public official or elected local~~
50 ~~government official, such official's staff, employees, spouse or dependent~~
51 ~~children;~~
- 52 ~~_____ (d) The total of all expenditures made by a lobbyist or lobbyist~~
53 ~~principal for occasions and the identity of the group invited, the date, location,~~
54 ~~and description of the occasion and the amount of the expenditure for each~~
55 ~~occasion when any of the following are invited in writing:~~
- 56 ~~_____ a. All members of the senate, which may or may not include senate~~
57 ~~staff and employees under the direct supervision of a state senator;~~
- 58 ~~_____ b. All members of the house of representatives, which may or may not~~
59 ~~include house staff and employees under the direct supervision of a state~~
60 ~~representative;~~
- 61 ~~_____ c. All members of a joint committee of the general assembly or a~~
62 ~~standing committee of either the house of representatives or senate, which~~
63 ~~may or may not include joint and standing committee staff;~~
- 64 ~~_____ d. All members of a caucus of the majority party of the house of~~
65 ~~representatives, minority party of the house of representatives, majority party~~
66 ~~of the senate, or minority party of the senate;~~
- 67 ~~_____ e. All statewide officials, which may or may not include the staff and~~
68 ~~employees under the direct supervision of the statewide official;~~
- 69 ~~_____ (e) Any expenditure made on behalf of a public official, an elected~~
70 ~~local government official or such official's staff, employees, spouse or~~
71 ~~dependent children, if such expenditure is solicited by such official, the~~
72 ~~official's staff, employees, or spouse or dependent children, from the lobbyist~~
73 ~~or his or her lobbyist principals and the name of such person or persons,~~
74 ~~except any expenditures made to any not-for-profit corporation, charitable,~~
75 ~~fraternal or civic organization or other association formed to provide for good~~
76 ~~in the order of benevolence and except for any expenditure reported under~~
77 ~~paragraph (d) of this subdivision;~~
- 78 ~~_____ (f) A statement detailing any direct business relationship or~~
79 ~~association or partnership the lobbyist has with any public official or elected~~
80 ~~local government official. The reports required by this subdivision shall cover~~
81 ~~the time periods since the filing of the last report or since the lobbyist's~~
82 ~~employment or representation began, whichever is most recent.~~
- 83 ~~_____ 4. No expenditure reported pursuant to this section shall include any~~
84 ~~amount expended by a lobbyist or lobbyist principal on himself or herself. All~~
85 ~~expenditures disclosed pursuant to this section shall be valued on the report at~~
86 ~~the actual amount of the payment made, or the charge, expense, cost, or~~
87 ~~obligation, debt or bill incurred by the lobbyist or the person the lobbyist~~
88 ~~represents. Whenever a lobbyist principal employs more than one lobbyist,~~

89 expenditures of the lobbyist principal shall not be reported by each lobbyist;
90 but shall be reported by one of such lobbyists. No expenditure shall be made
91 on behalf of a state senator or state representative, or such public official's
92 staff, employees, spouse, or dependent children for travel or lodging outside
93 the state of Missouri unless such travel or lodging was approved prior to the
94 date of the expenditure by the administration and accounts committee of the
95 house or the administration committee of the senate.

96 ~~5. Any lobbyist principal shall provide in a timely fashion whatever~~
97 ~~information is reasonably requested by the lobbyist principal's lobbyist for use~~
98 ~~in filing the reports required by this section.~~

99 ~~6. All information required to be filed pursuant to the provisions of~~
100 ~~this section with the commission shall be kept available by the executive~~
101 ~~director of the commission at all times open to the public for inspection and~~
102 ~~copying for a reasonable fee for a period of five years from the date when such~~
103 ~~information was filed.~~

104 ~~7. No person shall knowingly employ any person who is required to~~
105 ~~register as a registered lobbyist but is not registered pursuant to this section.~~
106 ~~Any person who knowingly violates this subsection shall be subject to a civil~~
107 ~~penalty in an amount of not more than ten thousand dollars for each violation.~~
108 ~~Such civil penalties shall be collected by action filed by the commission.~~

109 ~~8. Any lobbyist found to knowingly omit, conceal, or falsify in any~~
110 ~~manner information required pursuant to this section shall be guilty of a class~~
111 ~~A misdemeanor.~~

112 ~~9. The prosecuting attorney of Cole County shall be reimbursed only~~
113 ~~out of funds specifically appropriated by the general assembly for~~
114 ~~investigations and prosecutions for violations of this section.~~

115 ~~10. Any public official or other person whose name appears in any~~
116 ~~lobbyist report filed pursuant to this section who contests the accuracy of the~~
117 ~~portion of the report applicable to such person may petition the commission~~
118 ~~for an audit of such report and shall state in writing in such petition the~~
119 ~~specific disagreement with the contents of such report. The commission shall~~
120 ~~investigate such allegations in the manner described in section 105.959. If the~~
121 ~~commission determines that the contents of such report are incorrect,~~
122 ~~incomplete or erroneous, it shall enter an order requiring filing of an amended~~
123 ~~or corrected report.~~

124 ~~11. The commission shall provide a report listing the total spent by a~~
125 ~~lobbyist for the month and year to any member or member-elect of the general~~
126 ~~assembly, judge or judicial officer, or any other person holding an elective~~
127 ~~office of state government or any elected local government official on or~~
128 ~~before the twentieth day of each month. For the purpose of providing accurate~~
129 ~~information to the public, the commission shall not publish information in~~
130 ~~either written or electronic form for ten working days after providing the~~
131 ~~report pursuant to this subsection. The commission shall not release any~~

132 ~~portion of the lobbyist report if the accuracy of the report has been questioned~~
 133 ~~pursuant to subsection 10 of this section unless it is conspicuously marked~~
 134 ~~"Under Review".~~

135 ~~12. Each lobbyist or lobbyist principal by whom the lobbyist was~~
 136 ~~employed, or in whose behalf the lobbyist acted, shall provide a general~~
 137 ~~description of the proposed legislation or action by the executive branch or~~
 138 ~~judicial branch which the lobbyist or lobbyist principal supported or opposed.~~
 139 ~~This information shall be supplied to the commission on March fifteenth and~~
 140 ~~May thirtieth of each year.~~

141 ~~13. The provisions of this section shall supersede any contradicting~~
 142 ~~ordinances or charter provisions.]~~

105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days
 2 after beginning any activities as a lobbyist, file standardized registration forms, verified by a
 3 written declaration that it is made under the penalties of perjury, along with a filing fee of ten
 4 dollars, with the commission. The forms shall include the lobbyist's name and business
 5 address[;] ; the name and address of all persons such lobbyist employs for lobbying
 6 purposes[;] ; the name and address of each lobbyist principal by whom such lobbyist is
 7 employed or in whose interest such lobbyist appears or works; **and, for elected local**
 8 **government official lobbyists, the local government official to be lobbied.** The
 9 commission shall maintain files on all lobbyists' filings, which shall be open to the public.
 10 Each lobbyist shall file an updating statement under oath within one week of any addition,
 11 deletion, or change in the lobbyist's employment or representation. The filing fee shall be
 12 deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist
 13 employing another person for lobbying purposes may notify the commission that a judicial,
 14 executive or legislative lobbyist is no longer authorized to lobby for the principal or the
 15 lobbyist and should be removed from the commission's files.

16 2. Each person shall, before giving testimony before any committee of the general
 17 assembly, give to the secretary of such committee such person's name and address and the
 18 identity of any lobbyist or organization, if any, on whose behalf such person appears. A
 19 person who is not a lobbyist as defined in section 105.470 shall not be required to give such
 20 person's address if the committee determines that the giving of such address would endanger
 21 the person's physical health.

22 3. (1) During any period of time in which a lobbyist continues to act as an executive
 23 lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist,
 24 the lobbyist shall file with the commission on standardized forms prescribed by the
 25 commission monthly reports which shall be due at the close of business on the tenth day of
 26 the following month;

27 (2) Each report filed pursuant to this subsection shall include a statement, verified by
28 a written declaration that it is made under the penalties of perjury, setting forth the following:

29 (a) The total of all expenditures by the lobbyist or his or her lobbyist principals made
30 on behalf of all public officials, their staffs and employees, and their spouses and dependent
31 children, which expenditures shall be separated into at least the following categories by the
32 executive branch, judicial branch and legislative branch of government: printing and
33 publication expenses; media and other advertising expenses; travel; the time, venue, and
34 nature of any entertainment; honoraria; meals, food and beverages; and gifts;

35 (b) The total of all expenditures by the lobbyist or his or her lobbyist principals made
36 on behalf of all elected local government officials, their staffs and employees, and their
37 spouses and children. Such expenditures shall be separated into at least the following
38 categories: printing and publication expenses; media and other advertising expenses; travel;
39 the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and
40 gifts;

41 (c) An itemized listing of the name of the recipient and the nature and amount of
42 each expenditure by the lobbyist or his or her lobbyist principal, including a service or
43 anything of value, for all expenditures made during any reporting period, paid or provided to
44 or for a public official or elected local government official, such official's staff, employees,
45 spouse or dependent children;

46 (d) The total of all expenditures made by a lobbyist or lobbyist principal for
47 occasions and the identity of the group invited, the date and description of the occasion and
48 the amount of the expenditure for each occasion when any of the following are invited in
49 writing:

- 50 a. All members of the senate;
- 51 b. All members of the house of representatives;
- 52 c. All members of a joint committee of the general assembly or a standing committee
53 of either the house of representatives or senate; or
- 54 d. All members of a caucus of the majority party of the house of representatives,
55 minority party of the house of representatives, majority party of the senate, or minority party
56 of the senate;

57 (e) Any expenditure made on behalf of a public official, an elected local government
58 official or such official's staff, employees, spouse or dependent children, if such expenditure
59 is solicited by such official, the official's staff, employees, or spouse or dependent children,
60 from the lobbyist or his or her lobbyist principals and the name of such person or persons,
61 except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic
62 organization or other association formed to provide for good in the order of benevolence;

63 (f) A statement detailing any direct business relationship or association or partnership
64 the lobbyist has with any public official or elected local government official. The reports
65 required by this subdivision shall cover the time periods since the filing of the last report or
66 since the lobbyist's employment or representation began, whichever is most recent.

67 4. No expenditure reported pursuant to this section shall include any amount
68 expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed
69 pursuant to this section shall be valued on the report at the actual amount of the payment
70 made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the
71 person the lobbyist represents. Whenever a lobbyist principal employs more than one
72 lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but
73 shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state
74 senator or state representative, or such public official's staff, employees, spouse, or dependent
75 children for travel or lodging outside the state of Missouri unless such travel or lodging was
76 approved prior to the date of the expenditure by the administration and accounts committee
77 of the house or the administration committee of the senate.

78 5. Any lobbyist principal shall provide in a timely fashion whatever information is
79 reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required
80 by this section.

81 6. All information required to be filed pursuant to the provisions of this section with
82 the commission shall be kept available by the executive director of the commission at all
83 times open to the public for inspection and copying for a reasonable fee for a period of five
84 years from the date when such information was filed.

85 7. No person shall knowingly employ any person who is required to register as a
86 registered lobbyist but is not registered pursuant to this section. Any person who knowingly
87 violates this subsection shall be subject to a civil penalty in an amount of not more than ten
88 thousand dollars for each violation. Such civil penalties shall be collected by action filed by
89 the commission.

90 8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information
91 required pursuant to this section.

92 9. The prosecuting attorney of Cole County shall be reimbursed only out of funds
93 specifically appropriated by the general assembly for investigations and prosecutions for
94 violations of this section.

95 10. Any public official or other person whose name appears in any lobbyist report
96 filed pursuant to this section who contests the accuracy of the portion of the report applicable
97 to such person may petition the commission for an audit of such report and shall state in
98 writing in such petition the specific disagreement with the contents of such report. The

99 commission shall investigate such allegations in the manner described in section 105.959. If
100 the commission determines that the contents of such report are incorrect, incomplete or
101 erroneous, it shall enter an order requiring filing of an amended or corrected report.

102 11. The commission shall provide a report listing the total spent by a lobbyist for the
103 month and year to any member or member-elect of the general assembly, judge or judicial
104 officer, or any other person holding an elective office of state government or any elected local
105 government official on or before the twentieth day of each month. For the purpose of
106 providing accurate information to the public, the commission shall not publish information in
107 either written or electronic form for ten working days after providing the report pursuant to
108 this subsection. The commission shall not release any portion of the lobbyist report if the
109 accuracy of the report has been questioned pursuant to subsection 10 of this section unless it
110 is conspicuously marked "Under Review".

111 12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in
112 whose behalf the lobbyist acted, shall provide a general description of the proposed
113 legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist
114 principal supported or opposed. This information shall be supplied to the commission on
115 March fifteenth and May thirtieth of each year.

116 13. The provisions of this section shall supersede any contradicting ordinances or
117 charter provisions.

108.120. 1. The county commissions of the counties of this state are hereby
2 authorized to issue bonds for and on behalf of their respective counties for the construction,
3 reconstruction, improvement, maintenance and repair of any and all public roads, highways,
4 bridges and culverts within such county, including the payment of any cost, judgment and
5 expense for property, or rights in property, acquired by purchase or eminent domain, as may
6 be provided by law, in such amount and such manner as may be provided by the general law
7 authorizing the issuance of bonds by counties.

8 2. The proceeds of all bonds issued under the provisions of this section shall be paid
9 into the county treasury where they shall be kept as a separate fund to be known as "The
10 Road Bond Construction Fund" and such proceeds shall be used only for the purpose
11 mentioned herein. Such funds may be used in the construction, reconstruction, improvement,
12 maintenance and repair of any street, avenue, road or alley in any incorporated city, town or
13 village [~~if such street, avenue, road or alley or any part thereof shall form a part of a~~
14 ~~continuous road, highway, bridge or culvert of~~ in said county [~~leading into or through such~~
15 ~~city, town or village~~].

115.124. 1. Notwithstanding any other law to the contrary, in a nonpartisan election
2 in any political subdivision or special district including municipal elections in any city, town,

3 or village with ~~[one]~~ **two** thousand or fewer inhabitants that have adopted a proposal pursuant
4 to subsection 3 of this section but excluding municipal elections in any city, town, or village
5 with more than ~~[one]~~ **two** thousand inhabitants, if the notice provided for in subsection 5 of
6 section 115.127 has been published in at least one newspaper of general circulation as
7 defined in section 493.050 in the district, and ~~[if the number of candidates who have filed for
8 a particular office is equal to the number of positions in that office to be filled by the election,
9 no election shall be held for such office]~~ **if the number of candidates for each office in a**
10 **particular political subdivision, special district, or municipality is equal to the number**
11 **of positions for each office within the political subdivision, special district, or**
12 **municipality to be filled by the election and no ballot measure is placed on the ballot**
13 **such that a particular political subdivision will owe no proportional elections costs if an**
14 **election is not held, no election shall be held**, and the candidates shall assume the
15 responsibilities of their offices at the same time and in the same manner as if they had been
16 elected. If no election is held for ~~[such office]~~ **a particular political subdivision, special**
17 **district, or municipality** as provided in this section, the election authority shall publish a
18 notice containing the names of the candidates that shall assume the responsibilities of office
19 under this section. Such notice shall be published in at least one newspaper of general
20 circulation as defined in section 493.050 in such political subdivision or district by the first of
21 the month in which the election would have occurred, had it been contested.

22 Notwithstanding any other provision of law to the contrary, if at any election the number of
23 candidates filing for a particular office exceeds the number of positions to be filled at such
24 election, the election authority shall hold the election as scheduled, even if a sufficient
25 number of candidates withdraw from such contest for that office so that the number of
26 candidates remaining after the filing deadline is equal to the number of positions to be filled.

27 2. The election authority or political subdivision responsible for the oversight of the
28 filing of candidates in any nonpartisan election in any political subdivision or special district
29 shall clearly designate where candidates shall form a line to effectuate such filings and
30 determine the order of such filings; except that, in the case of candidates who file a
31 declaration of candidacy with the election authority or political subdivision prior to 5:00 p.m.
32 on the first day for filing, the election authority or political subdivision may determine by
33 random drawing the order in which such candidates' names shall appear on the ballot. If a
34 drawing is conducted pursuant to this subsection, it shall be conducted so that each candidate,
35 or candidate's representative if the candidate filed under subsection 2 of section 115.355, may
36 draw a number at random at the time of filing. If such drawing is conducted, the election
37 authority or political subdivision shall record the number drawn with the candidate's
38 declaration of candidacy. If such drawing is conducted, the names of candidates filing on the

39 first day of filing for each office on each ballot shall be listed in ascending order of the
40 numbers so drawn.

41 3. The governing body of any city, town, or village with [~~one~~] **two** thousand or fewer
42 inhabitants may submit to the voters at any available election, a question to adopt the
43 provisions of subsection 1 of this section for municipal elections. If a majority of the votes
44 cast by the qualified voters voting thereon are in favor of the question, then the city, town, or
45 village shall conduct nonpartisan municipal elections as provided in subsection 1 of this
46 section for all nonpartisan elections remaining in the year in which the proposal was adopted
47 and for the six calendar years immediately following such approval. At the end of such
48 six-year period, each such city, town, or village shall be prohibited from conducting such
49 elections in such a manner unless such a question is again adopted by the majority of
50 qualified voters as provided in this subsection.

137.225. 1. In all counties, except the city of St. Louis, the assessor shall be provided
2 with two books, one to be called the "real estate book", and the other to be called the
3 "personal assessment book".

4 2. The real estate book shall contain all lands subject to assessment. It shall be in
5 tabular form, with suitable captions and separate columns. The first column shall contain the
6 name of the owner, if known; if not, the name of the party who paid the last tax; if no tax has
7 ever been paid, then the name of the original patentee, grantee or purchaser from the federal
8 government, the state or county, as the case may be, opposite thereto; the second column
9 shall contain the residence of the owner **or, upon written consent of the owner filed with**
10 **the assessor, an alternate address for the purpose of mailing ad valorem property tax**
11 **statements to someone other than an owner, family trust, or mortgage holder receiving**
12 **escrow payments**; the third column shall contain an accurate description of the land by the
13 smallest legal subdivisions, or by smaller parts, lots or parcels, when sections and the
14 subdivisions thereof are subdivided into parts, lots or parcels; the fourth column shall contain
15 the actual cash valuation. When any person shall be the owner or original purchaser of a
16 section, quarter section or half quarter section, block, half block or quarter block, the same
17 shall be assessed as one tract. The assessor shall arrange, collect and list all lands owned by
18 one person in the county, under his name and on the same page, if there be room to contain it,
19 and if not on the next and following leaf, with proper indications of such continuance,
20 whether they be lots and blocks in a city, or sections or parts of sections in the country, the
21 lowest numbered range, township and section, block, lot or survey always being placed first
22 in such list, and so on in numerical order until said list for each property owner is completed.
23 The assessor shall consolidate all lands owned by one person in a square or block into one
24 tract, lot or call, and for any violation of this section, in unnecessarily dividing the same into

25 more tracts than one or more lots than one, the county commission shall deduct from his
26 account for making the county assessment, ten cents for each lot or tract not so consolidated.
27 At the close of each owner's list, the assessor shall place all the lands that appear to belong to
28 the owner, which cannot be properly described by numerical order, as contemplated in this
29 section, which shall be otherwise properly described, indicating the quantity and location
30 thereof.

31 3. The personal assessment book shall contain a list of the names of all persons liable
32 to assessment, alphabetically arranged with proper priority of vowels. The assessor shall set
33 opposite their names the tangible personal property respectively owned by them. It shall be
34 in tabular form, with suitable captions and proper columns; the first column shall contain the
35 names of the persons assessed; the second column shall contain the residence, if in the city,
36 the ward, addition and block, or, if outside an incorporated city or town, the township in the
37 county; the third column shall contain the occupation of the party assessed; the fourth column
38 shall contain each kind of property assessed; the fifth column shall contain the assessed value
39 thereof; the sixth column shall contain the amount chargeable to each person, and there may
40 be such other columns as are useful and convenient in practice.

41 4. Nothing in this section shall be construed to prohibit separate real estate and
42 personal assessment books in all incorporated cities where they are necessary.

137.555. In addition to other levies authorized by law, the county commission in
2 counties not adopting an alternative form of government and the proper administrative body
3 in counties adopting an alternative form of government, in their discretion may levy an
4 additional tax, not exceeding thirty-five cents on each one hundred dollars assessed valuation,
5 all of such tax to be collected and turned into the county treasury, where it shall be known
6 and designated as "The Special Road and Bridge Fund" to be used for road and bridge
7 purposes and for no other purpose whatever; except that the term "road and bridge purposes"
8 may include certain storm water control projects off rights of way that are directly related to
9 the construction of roads and bridges, in any county of the first classification without a
10 charter form of government with a population of at least ninety thousand inhabitants but not
11 more than one hundred thousand inhabitants, in any county of the first classification without
12 a charter form of government with a population of at least two hundred thousand inhabitants,
13 in any county of the first classification without a charter form of government and bordered by
14 one county of the first classification and one county of the second classification or in any
15 county of the first classification with a charter form of government and containing part of a
16 city with a population of three hundred thousand or more inhabitants; provided, however, that
17 all that part or portion of such tax which shall arise from and be collected and paid upon any
18 property lying and being within any special road district shall be paid into the county treasury

19 and four-fifths of such part or portion of such tax so arising from and collected and paid upon
 20 any property lying and being within any such special road district shall be placed to the credit
 21 of such special road district from which it arose and shall be paid out to such special road
 22 district upon warrants of the county commission, in favor of the commissioners or treasurer
 23 of the district as the case may be; provided further, that the part of such special road and
 24 bridge tax arising from and paid upon property not situated in any special road district and the
 25 one-fifth part retained in the county treasury may, in the discretion of the county commission,
 26 be used in improving or repairing any street in any incorporated city or village in the county[;
 27 ~~if such street shall form a part of a continuous highway of such county leading through such~~
 28 ~~city or village].~~

137.556. 1. Notwithstanding the provisions of section 137.555, any county of the
 2 second class which now has or may hereafter have more than one hundred thousand
 3 inhabitants, and any county of the first class not having a charter form of government, shall
 4 expend not less than twenty-five percent of the moneys accruing to it from the county's
 5 special road and bridge tax levied upon property situated within the limits of any city, town
 6 or village within the county for the repair and improvement of existing roads, streets and
 7 bridges within the city, town or village from which such moneys accrued, except that any
 8 county of the ~~[second]~~ **first** classification with more than sixty-five thousand but fewer than
 9 seventy-five thousand inhabitants **and with a county seat with more than fifteen thousand**
 10 **but fewer than seventeen thousand inhabitants** shall not be required to expend such
 11 moneys as prescribed in this section.

2. The city council or other governing body of the city, town or village shall
 13 designate the roads, streets and bridges to be repaired and improved and shall specify the
 14 kinds and types of materials to be used.

3. The county commission may make and supervise the improvements or the city,
 16 town or village, with the consent and approval of the county commission, may provide for the
 17 repairs and improvement by private contract and, in either case, the county commission shall
 18 pay the costs thereof out of any funds available under the provisions of this section.

162.441. 1. If any school district desires to be attached **to a community college**
 2 **district organized under sections 178.770 to 178.890 or** to one or more adjacent
 3 seven-director school districts for school purposes, upon the receipt of a petition setting forth
 4 such fact, signed either by voters of the district equal in number to ten percent of those voting
 5 in the last school election at which school board members were elected or by a majority of
 6 the voters of the district, whichever is the lesser, the school board of the district desiring to be
 7 so attached shall submit the question to the voters.

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

12 **3. As an alternative to the procedures in subsection 1 or 2 of this section, a**
13 **community college district organized under sections 178.770 to 178.890 may, by a**
14 **majority vote of its board of trustees, propose a plan to the voters of the school district**
15 **to attach the school district to the community college district, levy the tax rate**
16 **applicable to the community college district at the time of the vote of the board of**
17 **trustees, and call an election upon the question of such plan. The tax rate applicable to**
18 **the community college district shall not be levied as to the school district until the**
19 **proposal of the board of trustees of the community college district has been approved**
20 **by a majority vote of the voters of the school district at the election called for that**
21 **purpose. The community college district shall be responsible for the costs associated**
22 **with the election.**

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

25 ~~[4.]~~ 5. The question shall be submitted in substantially the following form:
26 Shall the _____ school district be annexed to the _____ school districts
27 effective the _____ day of _____, _____?

28 ~~[5.]~~ 6. If a majority of the votes cast in the district proposing annexation favor
29 annexation, the secretary shall certify the fact, with a copy of the record, to the board of the
30 district and to the boards of the districts to which annexation is proposed; whereupon the
31 boards of the seven-director districts to which annexation is proposed shall meet to consider
32 the advisability of receiving the district or a portion thereof, and if a majority of all the
33 members of each board favor annexation, the boundary lines of the seven-director school
34 districts from the effective date shall be changed to include the district, and the board shall
35 immediately notify the secretary of the district which has been annexed of its action.

36 ~~[6.]~~ 7. Upon the effective date of the annexation, all indebtedness, property and
37 money on hand belonging thereto shall immediately pass to the seven-director school district.
38 If the district is annexed to more than one district, the provisions of sections 162.031 and
39 162.041 shall apply.

162.720. 1. Where a sufficient number of children are determined to be gifted and
2 their development requires programs or services beyond the level of those ordinarily provided
3 in regular public school programs, districts may establish special programs for such gifted
4 children.

5 2. The state board of education shall determine standards for such programs.
6 Approval of such programs shall be made by the state department of elementary and
7 secondary education based upon project applications submitted by July fifteenth of each year.

8 3. No district shall make a determination as to whether a child is gifted based on the
9 child's participation in an advanced placement course or international baccalaureate course.
10 Districts shall determine a child is gifted only if the child meets the definition of gifted
11 children as provided in section 162.675.

12 **4. Any district with a gifted education program approved under subsection 2 of**
13 **this section shall have a policy, approved by the board of education of the district, that**
14 **establishes a process that outlines the procedures and conditions under which parents**
15 **or guardians may request a review of the decision that determined that their child did**
16 **not qualify to receive services through the district's gifted education program.**

17 **5. School districts and school district employees shall be immune from liability**
18 **for any and all acts or omissions relating to the decision that a child did not qualify to**
19 **receive services through the district's gifted education program.**

162.722. 1. Each school district shall establish a policy, approved by the board
2 **of education of the district, that allows acceleration for students who demonstrate:**

3 **(1) Advanced performance or potential for advanced performance; and**

4 **(2) The social and emotional readiness for acceleration.**

5 **2. The policy shall allow, for students described in this section, at least the**
6 **following types of acceleration:**

7 **(1) Subject acceleration; and**

8 **(2) Whole grade acceleration.**

 227.600. 1. Sections 227.600 to 227.669 shall be known and may be cited as the
2 "Missouri Public-Private Partnerships Transportation Act".

3 2. As used in sections 227.600 to 227.669, unless the context clearly requires
4 otherwise, the following terms mean:

5 (1) "Commission", the Missouri highways and transportation commission;

6 (2) "Comprehensive agreement", the final binding written comprehensive project
7 agreement between a private partner and the commission required in section 227.621 to
8 finance, develop, and/or operate the project;

9 (3) "Department", the Missouri department of transportation;

10 (4) "Develop" or "development", to plan, locate, relocate, establish, acquire, lease,
11 design, or construct;

12 (5) "Finance", to fund the costs, expenses, liabilities, fees, profits, and all other
13 charges incurred to finance, develop, and/or operate the project;

14 (6) "Interim agreement", a preliminary binding written agreement between a private
15 partner and the commission that provides for completion of studies and any other activities to
16 advance the financing, development, and/or operation of the project required by section
17 227.618;

18 (7) "Material default", any uncured default by a private partner in the performance of
19 its duties that jeopardizes adequate service to the public from the project as determined by the
20 commission;

21 (8) "Operate" or "operation", to improve, maintain, equip, modify, repair, administer,
22 or collect user fees;

23 (9) "Private partner", any natural person, corporation, partnership, limited liability
24 company, joint venture, business trust, nonprofit entity, other business entity, or any
25 combination thereof;

26 (10) "Project", exclusively includes any pipeline, ferry, port facility, water facility,
27 water way, water supply facility or pipeline, **stormwater facility or system**, wastewater
28 **system** or ~~wastewater~~ treatment facility, public building, airport, railroad, light rail, vehicle
29 parking facility, mass transit facility, or other similar facility currently available or to be made
30 available to a government entity for public use, including any structure, parking area,
31 appurtenance and other property required to operate the structure or facility to be financed,
32 developed, and/or operated under agreement between the commission and a private partner.
33 The commission or private partner shall not have the authority to collect user fees in
34 connection with the project from motor carriers as defined in section 227.630. Project shall
35 not include any highway, interstate or bridge construction, or any rest area, rest stop, or truck
36 parking facility connected to an interstate or other highway under the authority of the
37 commission. Any project not specifically included in this subdivision shall not be financed,
38 developed, or operated by a private partner until such project is approved by a vote of the
39 people;

40 (11) "Public use", a finding by the commission that the project to be financed,
41 developed, and/or operated by a private partner under sections 227.600 to 227.669 will
42 improve or is needed as a necessary addition to the state transportation system;

43 (12) "Revenues", include but are not limited to the following which arise out of or in
44 connection with the financing, development, and/or operation of the project:

- 45 (a) Income;
- 46 (b) Earnings;
- 47 (c) Proceeds;
- 48 (d) User fees;
- 49 (e) Lease payments;

- 50 (f) Allocations;
- 51 (g) Federal, state, and local moneys; or
- 52 (h) Private sector moneys, grants, bond proceeds, and/or equity investments;
- 53 (13) "State", the state of Missouri;
- 54 (14) "State highway system", the state system of highways and bridges planned,
55 located, relocated, established, acquired, constructed, and maintained by the commission
56 under Section 30(b), Article IV, Constitution of Missouri;
- 57 (15) "State transportation system", the state system of nonhighway transportation
58 programs, including but not limited to aviation, transit and mass transportation, railroads,
59 ports, waterborne commerce, freight and intermodal connections;
- 60 (16) "User fees", tolls, fees, or other charges authorized to be imposed by the
61 commission and collected by the private partner for the use of all or a portion of a project
62 under a comprehensive agreement.

**227.601. 1. Notwithstanding any provision of sections 227.600 to 227.669 to the
2 contrary, the process and approval for concession agreements to build, maintain,
3 operate, or finance projects owned by a political subdivision shall be approved by the
4 governing body of such political subdivision and shall not be subject to approval by the
5 commission. Notwithstanding the provisions of subsection 5 of this section, the sale or
6 conveyance of any project owned by a political subdivision shall be subject to voter
7 approval if required by law.**

**8 2. As used in this section, the term "concession agreement" shall mean a license
9 or lease between a private partner and a political subdivision for the development,
10 finance, operation, or maintenance of a project, as such term is defined in section
11 227.600.**

**12 3. Notwithstanding any provision of law to the contrary, political subdivisions
13 may enter into concession agreements provided that:**

**14 (1) The term of the concession agreement shall be for a term not exceeding
15 thirty years;**

**16 (2) The political subdivision shall retain oversight of operations of any such
17 project;**

**18 (3) The political subdivision shall retain oversight of rate setting methodology;
19 and**

**20 (4) The political subdivision shall have the right to terminate the agreement if
21 the private partner does not comply with the concession agreement.**

**22 4. The commission shall not be required to oversee, or issue an annual report
23 under section 227.669 for, projects approved by political subdivisions, provided that**

24 **any political subdivision entering into a concession agreement shall use a public-private**
25 **partnership framework that shall include a competitive bidding process.**

26 **5. Except as provided in subsection 1 of this section, the provisions of sections**
27 **71.530, 71.550, 78.190, 78.630, 81.190, 88.251, 88.633, 88.770, 88.773, 91.550, and 91.600**
28 **shall not apply to concession agreements that are approved as provided in this section.**

263.245. 1. **Subject to voter approval under section 263.247**, all owners of land
2 in:

3 **(1)** Any county with a township form of government, located north of the Missouri
4 River and having no portion of the county located east of U.S. Highway 63 ~~[and located in]~~ ;

5 **(2)** Any county of the third classification without a township form of government and
6 with more than four thousand one hundred but fewer than four thousand two hundred
7 inhabitants~~]~~ ; or ~~[in]~~

8 **(3)** Any county of the third classification without a township form of government and
9 with more than two thousand three hundred but fewer than two thousand four hundred
10 inhabitants

11
12 shall control all brush growing on such owner's property that is designated as the county
13 right-of-way or county maintenance easement part of such owner's property and which is
14 adjacent to any county road. Such brush shall be cut, burned, or otherwise destroyed as often
15 as necessary in order to keep such lands accessible for purposes of maintenance and safety of
16 the county road **and to prevent brush from interfering with any vehicle that may travel**
17 **the road.**

18 2. The county commission, either upon its own motion or upon receipt of a written
19 notice requesting the action from any residents of the county in which the county road
20 bordering the lands in question is located or upon written request of any person regularly
21 using the county road, may control such brush so as to allow easy access to the land described
22 in subsection 1 of this section, and for that purpose the county commission, or its agents,
23 servants, or employees shall have authority to enter on such lands without being liable to an
24 action of trespass therefor, and shall keep an accurate account of the expenses incurred in
25 eradicating the brush, and shall verify such statement under seal of the county commission,
26 and transmit the same to the officer whose duty it is or may be to extend state and county
27 taxes on tax books or bills against real estate. Such officer shall extend the aggregate
28 expenses so charged against each tract of land as a special tax, which shall then become ~~[a~~
29 ~~lien on such lands,]~~ **due on such landowner's real and personal property tax assessment**
30 and be collected as state and county taxes are collected by law and paid to the county
31 commission and credited to the county control fund.

32 3. Before proceeding to control brush as provided in this section, the county
 33 commission of the county in which the land is located shall notify the owner of the land of
 34 the requirements of this law ~~[by certified mail, return receipt requested, from a list] in~~
 35 **writing using any mail service with delivery tracking and an address** supplied by the
 36 officer who prepares the tax list[,] and shall allow the owner of the land thirty days from
 37 ~~[acknowledgment date of return receipt, or] the date of [refusal of acceptance of] delivery [as~~
 38 ~~the case may be,]~~ to eradicate all such brush growing on land designated as the county
 39 right-of-way or county maintenance easement part of such owner's land and which is adjacent
 40 to the county road. In the event that the property owner cannot be located by ~~[certified]~~ mail,
 41 notice shall be placed in a newspaper of general circulation in the county in which the land is
 42 located at least thirty days before the county commission removes the brush pursuant to
 43 subsection 2 of this section. Such property owner shall be granted an automatic thirty-day
 44 extension due to hardship by notifying the county commission that such owner cannot
 45 comply with the requirements of this section, due to hardship, within the first thirty-day
 46 period. The property owner may be granted a second extension by a majority vote of the
 47 county commission. There shall be no further extensions. For the purposes of this
 48 subsection, "hardship" may be financial, physical or any other condition that the county
 49 commission deems to be a valid reason to allow an extension of time to comply with the
 50 requirements of this section.

51 4. County commissions shall not withhold rock, which is provided from funds from
 52 the county aid road trust fund, for maintaining county roads due to the abutting property
 53 owner's refusal to remove brush located on land designated as the county right-of-way or
 54 county maintenance easement part of such owner's land. County commissions shall use such
 55 rock on the county roads, even though the brush is not removed, or county commissions may
 56 resort to the procedures in this section to remove the brush.

57 **5. The county right-of-way or county maintenance easement shall extend fifteen**
 58 **feet from the center of the county road or the distance set forth in the original**
 59 **conveyance, whichever is greater. For purposes of this subsection, the "center of the**
 60 **county road" shall be the point equidistant from both edges of the drivable ground of**
 61 **the road in its current condition.**

62 **6. In the event a county is required to obtain a land survey to enforce this**
 63 **section, the costs of such survey shall be divided equally between the county and the**
 64 **landowner.**

304.060. 1. The state board of education shall adopt and enforce regulations not
 2 inconsistent with law to cover the design and operation of all school buses used for the
 3 transportation of school children when owned and operated by any school district or privately

4 owned and operated under contract with any school district in this state, and such regulations
5 shall by reference be made a part of any such contract with a school district. The state board
6 of education may adopt rules and regulations governing the use of other vehicles owned by a
7 district or operated under contract with any school district in this state and used for the
8 purpose of transporting school children. The operator of such vehicle shall be licensed in
9 accordance with section 302.272, and such vehicle shall transport no more children than the
10 manufacturer suggests as appropriate for such vehicle. The state board of education may also
11 adopt rules and regulations governing the use of authorized common carriers for the
12 transportation of students on field trips or other special trips for educational purposes. Every
13 school district, its officers and employees, and every person employed under contract by a
14 school district shall be subject to such regulations. The state board of education shall
15 cooperate with the state transportation department and the state highway patrol in placing
16 suitable warning signs at intervals on the highways of the state.

17 **2. Notwithstanding the provisions of subsection 1 of this section, any school**
18 **board in the state of Missouri in an urban district containing the greater part of the**
19 **population of a city which has more than three hundred thousand inhabitants may**
20 **contract with any municipality, bi-state agency, or other governmental entity for the**
21 **purpose of transporting school children attending a grade or grades not lower than the**
22 **ninth nor higher than the twelfth grade, provided that such contract shall be for**
23 **additional transportation services and shall not replace or fulfill any of the school**
24 **district's obligations pursuant to section 167.231. The school district may notify**
25 **students of the option to use district-contracted transportation services.**

26 **3.** Any officer or employee of any school district who violates any of the regulations
27 or fails to include obligation to comply with such regulations in any contract executed by him
28 on behalf of a school district shall be guilty of misconduct and subject to removal from office
29 or employment. Any person operating a school bus under contract with a school district who
30 fails to comply with any such regulations shall be guilty of breach of contract and such
31 contract shall be cancelled after notice and hearing by the responsible officers of such school
32 district.

33 ~~[3-]~~ **4.** Any other provision of the law to the contrary notwithstanding, in any county
34 of the first class with a charter form of government adjoining a city not within a county,
35 school buses may bear the word "special".

321.246. 1. The governing body of any fire protection district ~~[which]~~ **that** operates
2 within:

3 **(1) Both:**

4 **(a)** A county of the first classification with a charter form of government and with a
5 population greater than six hundred thousand but less than nine hundred thousand; and

6 **(b)** A county of the fourth classification with a population greater than thirty
7 thousand but less than thirty-five thousand and that adjoins a county of the first classification
8 with a charter form of government ~~[, the governing body of any fire protection district which
9 contains a city of the fourth classification having a population greater than two thousand four
10 hundred when the city is located in] ;~~

11 **(2)** A county of the first classification ~~[without a charter form of government having
12 a population greater] with more than [one] two hundred [fifty] thousand [and the county
13 contains a portion of a city with a population greater than three hundred fifty thousand,] but
14 fewer than two hundred sixty thousand inhabitants; or [the governing body of any fire
15 protection district that operates in]~~

16 **(3)** A county of the third classification with a population greater than fourteen
17 thousand but less than fifteen thousand

18

19 may impose a sales tax in an amount of up to one-half of one percent on all retail sales made
20 in such fire protection district which are subject to taxation pursuant to the provisions of
21 sections 144.010 to 144.525. The tax authorized by this section shall be in addition to any
22 and all other sales taxes allowed by law, except that no sales tax imposed pursuant to the
23 provisions of this section shall be effective unless the governing body of the fire protection
24 district submits to the voters of the fire protection district, at a county or state general,
25 primary or special election, a proposal to authorize the governing body of the fire protection
26 district to impose a tax.

27 2. The ballot of submission shall contain, but need not be limited to, the following
28 language:

29 Shall the fire protection district of _____ (district's name) impose a district-wide
30 sales tax of _____ for the purpose of providing revenues for the operation of the fire
31 protection district?

32 YES NO

33

34 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in
35 favor of the proposal, then the sales tax authorized in this section shall be in effect. If a
36 majority of the votes cast by the qualified voters voting are opposed to the proposal, then the
37 governing body of the fire protection district shall not impose the sales tax authorized in this
38 section unless and until the governing body of the fire protection district resubmits a proposal
39 to authorize the governing body of the fire protection district to impose the sales tax

40 authorized by this section and such proposal is approved by a majority of the qualified voters
41 voting thereon.

42 3. All revenue received by a fire protection district from the tax authorized pursuant
43 to the provisions of this section shall be deposited in a special trust fund and shall be used
44 solely for the operation of the fire protection district.

45 4. All sales taxes collected by the director of revenue pursuant to this section on
46 behalf of any fire protection district, less one percent for cost of collection which shall be
47 deposited in the state's general revenue fund after payment of premiums for surety bonds as
48 provided in section 32.087, shall be deposited in the fire protection district sales tax trust
49 fund established pursuant to section 321.242. The moneys in the fire protection district sales
50 tax trust fund shall not be deemed to be state funds and shall not be commingled with any
51 funds of the state. The director of revenue shall keep accurate records of the amount of
52 money in the trust and which was collected in each fire protection district imposing a sales
53 tax pursuant to this section, and the records shall be open to the inspection of officers of the
54 fire protection district and the public. Not later than the tenth day of each month, the director
55 of revenue shall distribute all moneys deposited in the trust fund during the preceding month
56 to the fire protection district which levied the tax. Such funds shall be deposited with the
57 treasurer of each such fire protection district, and all expenditures of funds arising from the
58 fire protection district sales tax trust fund shall be for the operation of the fire protection
59 district and for no other purpose.

60 5. The director of revenue may make refunds from the amounts in the trust fund and
61 credited to any fire protection district for erroneous payments and overpayments made and
62 may redeem dishonored checks and drafts deposited to the credit of such fire protection
63 districts. If any fire protection district abolishes the tax, the fire protection district shall
64 notify the director of revenue of the action at least ninety days prior to the effective date of
65 the repeal and the director of revenue may order retention in the trust fund, for a period of
66 one year, of two percent of the amount collected after receipt of such notice to cover possible
67 refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to
68 the credit of such accounts. After one year has elapsed after the effective date of abolition of
69 the tax in such fire protection district, the director of revenue shall remit the balance in the
70 account to the fire protection district and close the account of that fire protection district. The
71 director of revenue shall notify each fire protection district of each instance of any amount
72 refunded or any check redeemed from receipts due the fire protection district. In the event a
73 tax within a fire protection district is approved under this section, and such fire protection
74 district is dissolved, the tax shall lapse on the date that the fire protection district is dissolved
75 and the proceeds from the last collection of such tax shall be distributed to the governing

76 bodies of the counties formerly containing the fire protection district and the proceeds of the
77 tax shall be used for fire protection services within such counties.

78 **6. Any fire protection district that adopts the sales tax authorized under this**
79 **section shall submit the question of whether to continue the tax to the voters of the**
80 **district ten years from the date of its adoption and every ten years thereafter on a date**
81 **available for elections in the district. However, a tax adopted by a district prior to**
82 **August 28, 2018, shall not be subject to this subsection until August 28, 2028. The**
83 **ballot language shall be in substantially the following form:**

84
85 **Shall _____ (insert name of fire protection district) continue collecting a sales tax**
86 **imposed at a rate of _____ (insert rate) percent for the purpose of providing revenues**
87 **for the operation of the district?**

88
89 YES NO

90
91 **If a majority of the votes cast on the question by the qualified voters voting thereon are**
92 **opposed to continuation, the repeal of the tax shall become effective on December**
93 **thirty-first of the calendar year in which such continuation failed to be approved. If a**
94 **majority of the votes cast on the question by the qualified voters voting thereon are in**
95 **favor of continuation, the tax shall remain effective until the question is resubmitted**
96 **under this subsection to the qualified voters and continuation fails to be approved by a**
97 **majority of the qualified voters voting on the question.**

98 ~~[6.]~~ 7. Except as modified in this section, all provisions of sections 32.085 and
99 32.087 shall apply to the tax imposed pursuant to this section.

640.648. 1. Notwithstanding any law to the contrary, all Missouri landowners retain
2 the right to have, use, and own private water systems and ground source systems, **including**
3 **systems for potable water**, anytime and anywhere including land within city limits, unless
4 prohibited by city ordinance, on their own property so long as all applicable rules and
5 regulations established by the Missouri department of natural resources are satisfied. All
6 Missouri landowners who choose to use their own private water system shall not be forced to
7 purchase water from any other water source system servicing their community.

8 **2. Notwithstanding any law to the contrary, all Missouri landowners retain the**
9 **right to have, use, and own systems for rainwater collection anytime and anywhere on**
10 **their own property, including land within city limits.**

Section 1. 1. Any student at any college or university in Missouri may request a
2 **due process hearing before the administrative hearing commission with respect to an**

3 appeal of any case under 20 U.S.C. Sections 1681 to 1688 and any amendments thereto
4 when a student has received disciplinary action by the college or university. The
5 complaint shall be filed within thirty days from the date of such disciplinary action.
6 Such request shall include the student's name, address, college or university, issue, and
7 suggested resolution of dispute if known. The administrative hearing commission shall
8 within ten days after receiving notice assign a commissioner to hear the case and shall
9 enter an order staying the disciplinary action until the administrative hearing
10 commission issues its final decision or order.

11 2. The student, school officials, and any other persons affected by the action in
12 question shall present at the hearing all pertinent evidence relative to the matter under
13 appeal.

14 3. The provisions of chapter 536 shall govern hearings and prehearing
15 procedures conducted pursuant to the authority of this section. Any party may obtain
16 discovery in the same manner, and under the same conditions and requirements, as is
17 or may hereafter be provided for with respect to discovery in civil actions by rule of the
18 supreme court of Missouri for use in the circuit courts, and the administrative hearing
19 commission may enforce discovery by the same methods as provided by supreme court
20 rule for use in civil cases. The administrative hearing commission shall issue a final
21 decision or order, in proceedings arising within sixty days from the conclusion of the
22 hearing.

23 4. After review of all evidence presented and a proper deliberation, the
24 commissioner shall determine its findings, conclusions, and decision in the matter in
25 question and forward the written decision to the student and to the president of the
26 college or university. A specific timeline may be made by the commissioner assigned to
27 the matter at the request of either party, except in the case of an expedited hearing as
28 provided in subsection 4 of this section.

29 5. An expedited due process hearing by the administrative hearing commission
30 may be requested by a student to challenge a disciplinary action that involves
31 suspension or expulsion. The administrative hearing commission shall assign a
32 commissioner to hear the case, hold a hearing, and render a decision within sixty days if
33 an expedited hearing is requested.

Section 2. 1. Any student at any college or university in Missouri may request a
2 due process hearing before the administrative hearing commission of any complaint
3 filed with the college or university arising under 20 U.S.C. sections 1681 to 1688 and
4 any amendments thereto. Such request shall include the student's name, address,
5 college or university, issue, and suggested resolution of dispute if known. The

6 administrative hearing commission shall within ten days after receiving notice assign a
7 commissioner to hear the case.

8 2. The student, school officials, and any other persons affected by the action in
9 question shall present at the hearing all pertinent evidence relative to the complaint.

10 3. The provisions of chapter 536 shall govern hearings and prehearing
11 procedures conducted pursuant to the authority of this section. Any party may obtain
12 discovery in the same manner, and under the same conditions and requirements, as is
13 or may hereafter be provided for with respect to discovery in civil actions by rule of the
14 supreme court of Missouri for use in the circuit courts, and the administrative hearing
15 commission may enforce discovery by the same methods as provided by supreme court
16 rule for use in civil cases. The administrative hearing commission shall issue a final
17 decision or order within sixty days from the conclusion of the hearing.

18 4. After review of all evidence presented and a proper deliberation, the
19 commissioner shall determine its findings, conclusions, and decision in the matter in
20 question and forward the written decision to the student and to the president of the
21 college or university. A specific timeline may be made by the commissioner assigned to
22 the matter at the request of either party, except in the case of an expedited hearing as
23 provided in subsection 4 of this section.

24 5. An expedited due process hearing by the administrative hearing commission
25 may be requested by any party to a case filed under this section. The administrative
26 hearing commission shall assign a commissioner to hear the case, hold a hearing, and
27 render a decision within sixty days if an expedited hearing is requested.

✓