

SECOND REGULAR SESSION

HOUSE BILL NO. 2356

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HAEFNER.

6271H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 72.423, RSMo, and to enact in lieu thereof one new section relating to boundary commissions.

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

Section A. Section 72.423, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 72.423, to read as follows:

72.423. 1. In any county in which a boundary commission has been established pursuant to section 72.400, all boundary changes and unincorporated area proposals shall be subject to the five-year planning cycle mandated in this section. No municipality nor other person shall file, nor shall the commission accept or review, any boundary change or unincorporated area proposal which has not previously been submitted to the commission for map plan review and comment as provided in this section, except that consolidations of municipalities and transfers of jurisdiction pursuant to subdivision (2) of subsection 6 of section 72.405 may be sought at any time without prior submission for map plan review and comment as provided in this section.

2. Between January 1, 2000, and July 1, 2000, and between January first and July first of each sixth year thereafter, each municipality, the county, and any citizen group may present general maps of proposed boundary changes and proposed established unincorporated areas to the commission for map plan review. Proposed incorporations and unincorporated areas, if not submitted by the county, shall be submitted by petition of no less than five percent of the registered voters within the proposed area. Boundary change and unincorporated area maps shall not be accompanied by a plan of intent, but shall be depicted with sufficient detail and accuracy to permit review and comment.

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.

17 3. Between August 1, 2000, and December 31, 2000, and each sixth year thereafter, the
18 commission shall solicit written comments on all boundary change and established
19 unincorporated area map plans and shall hold informational public hearings in or near the
20 affected areas, at which the county, any municipality, or other interested person shall be heard.
21 The commission may encourage negotiation between parties involved in competing map plans.
22 Map plans may be amended by the submitting parties until April fifteenth of the year following
23 map plan submission based on negotiation or based on the hearings or other comments, but no
24 such amendment shall enlarge the boundary change or unincorporated area map plan beyond the
25 area originally submitted, except for minor technical amendments necessary to address boundary
26 issues.

27 4. The commission ~~may~~ **shall** by April first of the year following map plan submission
28 issue written comments regarding each boundary change and unincorporated area map plan to
29 notify proponents of the merits or demerits of such map plan based on planning and public policy
30 considerations. The map plan as submitted or as amended by April fifteenth shall remain on file
31 with the commission, and shall be the limit of permissible boundary changes and unincorporated
32 area proposals as provided in subsection 1 of this section.

33 5. Proposals shall be submitted to the commission no later than July first of the third year
34 following conclusion of map plan review. Any proposal which has not been approved by the
35 commission by January first of the next review period year as provided in subsection 2 of this
36 section shall expire without further action.

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