

FIRST REGULAR SESSION

SENATE BILL NO. 359

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR PURGASON.

Read 1st time February 11, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

1738S.011

AN ACT

To repeal section 251.430, RSMo, and to enact in lieu thereof one new section relating to regional planning commissions.

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

Section A. Section 251.430, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 251.430, to read as follows:

251.430. 1. Within ninety days of the issuance by the governor of an
2 order creating a regional planning commission, any local unit of government
3 within the boundaries of such region may withdraw from the jurisdiction of such
4 commission by a two-thirds vote of the members of the governing body after a
5 public hearing of which notice shall have been given not more than three nor less
6 than two weeks prior thereto by registered mail to the commission and to the
7 public by publication in a newspaper of general circulation within the boundaries
8 of such local unit of government. A local unit may withdraw from a regional
9 planning commission at the end of any fiscal year by a two-thirds vote of the
10 members of the governing body **or upon submission to and approval by the**
11 **voters of the local unit of government in the manner provided in**
12 **subsection 2 of this section.**

13 2. **Whenever the governing body of any local unit of government**
14 **which is under the jurisdiction of a regional planning commission**
15 **receives a petition, signed by fifteen percent of the registered voters of**
16 **such local unit of government in the last gubernatorial election, calling**
17 **for an election to withdraw from the jurisdiction of such regional**
18 **planning commission, the governing body shall submit to the voters a**
19 **proposal to withdraw from such regional planning commission. If a**
20 **majority of the votes cast on the proposal by the registered voters**

21 voting thereon are in favor of the proposal to withdraw from the
22 regional planning commission, then the governing body shall withdraw
23 from such commission at the end of the fiscal year. If a majority of the
24 votes cast by the registered voters voting thereon are opposed to the
25 proposal to withdraw from such regional planning commission, then the
26 governing body shall not withdraw from the regional planning
27 commission unless by a two-thirds vote of the governing body as
28 provided for in subsection 1 of this section.

Unofficial

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