

FIRST REGULAR SESSION

SENATE BILL NO. 270

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR KRAUS.

Read 1st time February 14, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

1258S.011

AN ACT

To repeal sections 65.600 and 115.123, RSMo, and to enact in lieu thereof two new sections relating to dates for conducting elections.

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

Section A. Sections 65.600 and 115.123, RSMo, are repealed and two new
2 sections enacted in lieu thereof, to be known as sections 65.600 and 115.123, to
3 read as follows:

65.600. 1. In any county in this state which may hereafter adopt
2 township organization, the person holding the office of the collector of the revenue
3 in such county, at the time in March when township organization becomes
4 effective in such county, shall continue to hold his or her office and exercise all
5 the functions and receive all the fees and emoluments thereof until the time at
6 which his or her term of office would have expired had such county not adopted
7 township organization, and, except as herein otherwise provided, the collector
8 shall perform the same duties and be subject to the same requirements and
9 liabilities as in counties not under township organization.

10 2. The county assessor shall assess the property of the various townships
11 in such county and arrange the county assessor's books and lists in a manner so
12 that it can be determined which township is entitled to the taxes assessed against
13 any property.

14 3. The county clerk of such county shall submit, for the use of such county
15 collector, lists of the property assessed in each township the same as the county
16 clerk is required to submit for the use of township collectors.

17 4. The collector of the revenue in such county shall pay over to the several
18 township trustees of such county after deducting his or her commission, all

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 township taxes and funds of every kind collected by the collector and belonging
20 respectively to the several townships in such county, as required by section
21 139.430 in the case of township collectors, and for the collector's failure to do so
22 the collector shall be subject to the same liability as provided by section 139.430
23 in the case of township collectors.

24 5. The first township collectors in such county shall be elected at the
25 township election held in March next preceding the time at which the term of
26 office of the collector of the revenue in such county shall expire and their terms
27 of office shall begin at the expiration of the term of office of such collector of the
28 revenue, and they shall hold their offices until the next township election in such
29 county. The provisions of this section shall be effective prior to August 28, 2005.

30 **6. The term of office for township collectors for officers elected**
31 **in the first March election after August 28, 2011, and all such officers**
32 **thereafter, shall expire at the next township election for the office to**
33 **be held on the first Tuesday after the first Monday in April. The first**
34 **Tuesday after the first Monday in April shall be the date of the election**
35 **for all subsequent elections for such office.**

115.123. 1. All public elections shall be held on Tuesday. Except as
2 provided in subsections 2[, and 3[, and 4] of this section, and section 247.180,
3 all public elections shall be held on the general election day, the primary election
4 day, the general municipal election day, the first Tuesday after the first Monday
5 in [February or] November, or on another day expressly provided by city or
6 county charter, [the first Tuesday after the first Monday in June] and in
7 nonprimary years on the first Tuesday after the first Monday in August.

8 2. Notwithstanding the provisions of subsection 1 of this section, an
9 election for a presidential primary held pursuant to sections 115.755 to 115.785
10 shall be held on the first Tuesday after the first Monday in [March] **February**
11 of each presidential election year.

12 3. The following elections shall be exempt from the provisions of
13 subsection 1 of this section:

14 (1) Bond elections necessitated by fire, vandalism or natural disaster;

15 (2) Elections for which ownership of real property is required by law for
16 voting; and

17 (3) Special elections to fill vacancies and to decide tie votes or election
18 contests.

19 4. No city or county shall adopt a charter or charter amendment which

20 calls for elections to be held on dates other than those established in subsection
21 1 of this section.

22 5. Nothing in this section prohibits a charter city or county from having
23 its primary election in March if the charter provided for a March primary before
24 August 28, 1999.

25 6. Nothing in this section shall prohibit elections held pursuant to section
26 65.600, but no other issues shall be on the March ballot except pursuant to this
27 chapter.

Unofficial ✓

Bill

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