

FIRST REGULAR SESSION

[P E R F E C T E D]

# SENATE BILL NO. 90

97TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR MCKENNA.

Pre-filed December 27, 2012, and ordered printed.

Read 2nd time January 17, 2013, and referred to the Committee on Jobs, Economic Development and Local Government.

Reported from the Committee February 28, 2013, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up March 7, 2013. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

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## AN ACT

To repeal section 77.030, RSMo, and to enact in lieu thereof one new section relating to terms for councilmen in third class cities.

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

Section A. Section 77.030, RSMo, is repealed and one new section enacted  
2 in lieu thereof, to be known as section 77.030, to read as follows:

77.030. 1. Unless it elects to be governed by subsection 2 of this section,  
2 the council shall by ordinance divide the city into not less than four wards, and  
3 two councilmen shall be elected from each of such wards by the qualified voters  
4 thereof at the first election for councilmen in cities hereafter adopting the  
5 provisions of this chapter; the one receiving the highest number of votes in each  
6 ward shall hold his office for two years, and the one receiving the next highest  
7 number of votes shall hold his office for one year; but thereafter each ward shall  
8 elect annually one councilman, who shall hold his office for two years.

9 2. In lieu of electing councilmen as provided in subsection 1 of this  
10 section, the council may elect to establish wards and elect councilmen as provided  
11 in this subsection. If the council so elects, it shall, by ordinance, divide the city  
12 into not less than four wards, and one councilman shall be elected from each of  
13 such wards by the qualified voters thereof at the first election for councilmen held  
14 in the city after it adopts the provisions of this subsection. At the first election  
15 held under this subsection the councilmen elected from the odd-numbered wards  
16 shall be elected for a term of one year and the councilmen elected from the  
17 even-numbered wards shall be elected for a term of two years. At each annual

18 election held thereafter, successors for councilmen whose terms expire in such  
19 year shall be elected for a term of two years.

20 **3. (1) Council members may serve four-year terms if the two-**  
21 **year terms provided under subsection 1 or 2 of this section have been**  
22 **extended to four years by ordinance or by approval of a majority of the**  
23 **voters voting on the proposal.**

24 **(2) The ballot of submission shall be in substantially the**  
25 **following form:**

26 **Shall the terms of council members which are currently set at**  
27 **two years in..... (city) be extended to four years for members**  
28 **elected after August 28, 2013?**

29  **YES**  **NO**

30 **(3) If an ordinance is passed or a majority of the voters voting**  
31 **approve the proposal authorized in this subsection, the members of**  
32 **council who would serve two years under subsections 1 and 2 of this**  
33 **section shall be elected to four-year terms beginning with any election**  
34 **occurring after the adoption of the ordinance or approval of the ballot**  
35 **question.**

Bill  
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