

CONFERENCE COMMITTEE SUBSTITUTE  
FOR

HOUSE COMMITTEE SUBSTITUTE  
FOR

SENATE BILL NO. 283

AN ACT

To repeal sections 67.402, 67.505, 67.547, 67.1364, 68.075, 94.510, 137.565, 162.492, 229.150, 233.180, and 304.120, RSMo, and to enact in lieu thereof eleven new sections relating to political subdivisions.

---

---

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,  
AS FOLLOWS:

1           Section A. Sections 67.402, 67.505, 67.547, 67.1364,  
2 68.075, 94.510, 137.565, 162.492, 229.150, 233.180, and 304.120,  
3 RSMo, are repealed and eleven new sections enacted in lieu  
4 thereof, to be known as sections 67.402, 67.505, 67.547, 67.1364,  
5 68.075, 94.510, 137.565, 162.492, 229.150, 233.180, and 304.120,  
6 to read as follows:

7           67.402. 1. The governing body of the following counties  
8 may enact nuisance abatement ordinances as provided in this  
9 section:

10           (1) Any county of the first classification with more than  
11 one hundred thirty-five thousand four hundred but fewer than one  
12 hundred thirty-five thousand five hundred inhabitants;

13           (2) Any county of the first classification with more than  
14 seventy-one thousand three hundred but fewer than seventy-one  
15 thousand four hundred inhabitants;

16           (3) Any county of the first classification without a  
17 charter form of government and with more than one hundred ninety-

1 eight thousand but fewer than one hundred ninety-nine thousand  
2 two hundred inhabitants;

3 (4) Any county of the first classification with more than  
4 eighty-five thousand nine hundred but fewer than eighty-six  
5 thousand inhabitants;

6 (5) Any county of the third classification without a  
7 township form of government and with more than sixteen thousand  
8 four hundred but fewer than sixteen thousand five hundred  
9 inhabitants;

10 (6) Any county of the third classification with a township  
11 form of government and with more than fourteen thousand five  
12 hundred but fewer than fourteen thousand six hundred inhabitants;

13 (7) Any county of the first classification with more than  
14 eighty-two thousand but fewer than eighty-two thousand one  
15 hundred inhabitants;

16 (8) Any county of the first classification with more than  
17 one hundred four thousand six hundred but fewer than one hundred  
18 four thousand seven hundred inhabitants;

19 (9) Any county of the third classification with a township  
20 form of government and with more than seven thousand nine hundred  
21 but fewer than eight thousand inhabitants; [and]

22 (10) Any county of the second classification with more than  
23 fifty-two thousand six hundred but fewer than fifty-two thousand  
24 seven hundred inhabitants;

25 (11) Any county of the first classification with more than  
26 sixty-five thousand but fewer than seventy-five thousand  
27 inhabitants and with a county seat with more than fifteen  
28 thousand but fewer than seventeen thousand inhabitants; and

1           (12) Any county of the first classification with more than  
2 fifty thousand but fewer than seventy thousand inhabitants and  
3 with a county seat with more than two thousand one hundred but  
4 fewer than two thousand four hundred inhabitants.

5           2. The governing body of any county described in subsection  
6 1 of this section may enact ordinances to provide for the  
7 abatement of a condition of any lot or land that has the presence  
8 of rubbish and trash, lumber, bricks, tin, steel, parts of  
9 derelict motorcycles, derelict cars, derelict trucks, derelict  
10 construction equipment, derelict appliances, broken furniture, or  
11 overgrown or noxious weeds in residential subdivisions or  
12 districts which may endanger public safety or which is unhealthy  
13 or unsafe and declared to be a public nuisance.

14           3. Any ordinance enacted pursuant to this section shall:

15           (1) Set forth those conditions which constitute a nuisance  
16 and which are detrimental to the health, safety, or welfare of  
17 the residents of the county;

18           (2) Provide for duties of inspectors with regard to those  
19 conditions which may be declared a nuisance, and shall provide  
20 for duties of the building commissioner or designated officer or  
21 officers to supervise all inspectors and to hold hearings  
22 regarding such property;

23           (3) Provide for service of adequate notice of the  
24 declaration of nuisance, which notice shall specify that the  
25 nuisance is to be abated, listing a reasonable time for  
26 commencement, and may provide that such notice be served either  
27 by personal service or by certified mail, return receipt  
28 requested, but if service cannot be had by either of these modes

1 of service, then service may be had by publication. The  
2 ordinances shall further provide that the owner, occupant,  
3 lessee, mortgagee, agent, and all other persons having an  
4 interest in the property as shown by the land records of the  
5 recorder of deeds of the county wherein the property is located  
6 shall be made parties;

7 (4) Provide that upon failure to commence work of abating  
8 the nuisance within the time specified or upon failure to proceed  
9 continuously with the work without unnecessary delay, the  
10 building commissioner or designated officer or officers shall  
11 call and have a full and adequate hearing upon the matter before  
12 the county commission, giving the affected parties at least ten  
13 days' written notice of the hearing. Any party may be  
14 represented by counsel, and all parties shall have an opportunity  
15 to be heard. After the hearings, if evidence supports a finding  
16 that the property is a nuisance or detrimental to the health,  
17 safety, or welfare of the residents of the county, the county  
18 commission shall issue an order making specific findings of fact,  
19 based upon competent and substantial evidence, which shows the  
20 property to be a nuisance and detrimental to the health, safety,  
21 or welfare of the residents of the county and ordering the  
22 nuisance abated. If the evidence does not support a finding that  
23 the property is a nuisance or detrimental to the health, safety,  
24 or welfare of the residents of the county, no order shall be  
25 issued.

26 4. Any ordinance authorized by this section may provide  
27 that if the owner fails to begin abating the nuisance within a  
28 specific time which shall not be longer than seven days of

1 receiving notice that the nuisance has been ordered removed, the  
2 building commissioner or designated officer shall cause the  
3 condition which constitutes the nuisance to be removed. If the  
4 building commissioner or designated officer causes such condition  
5 to be removed or abated, the cost of such removal shall be  
6 certified to the county clerk or officer in charge of finance who  
7 shall cause the certified cost to be included in a special tax  
8 bill or added to the annual real estate tax bill, at the county  
9 collector's option, for the property and the certified cost shall  
10 be collected by the county collector in the same manner and  
11 procedure for collecting real estate taxes. If the certified  
12 cost is not paid, the tax bill shall be considered delinquent,  
13 and the collection of the delinquent bill shall be governed by  
14 the laws governing delinquent and back taxes. The tax bill from  
15 the date of its issuance shall be deemed a personal debt against  
16 the owner and shall also be a lien on the property until paid.

17 5. Nothing in this section authorizes any county to enact  
18 nuisance abatement ordinances that provide for the abatement of  
19 any condition relating to agricultural structures or agricultural  
20 operations, including but not limited to the raising of livestock  
21 or row crops.

22 6. No county of the first, second, third, or fourth  
23 classification shall have the power to adopt any ordinance,  
24 resolution, or regulation under this section governing any  
25 railroad company regulated by the Federal Railroad  
26 Administration.

27 67.505. 1. Any county may, by a majority vote of its  
28 governing body, impose a county sales tax, in conjunction with a

1 property tax reduction for each year in which the sales tax is  
2 imposed, for the benefit of such county in accordance with the  
3 provisions of sections 67.500 to 67.545; provided, however, that  
4 no ordinance or order enacted pursuant to the authority granted  
5 by the provisions of sections 67.500 to 67.545 shall be effective  
6 unless the governing body of the county submits to the voters of  
7 the county, at a county or state general, primary or special  
8 election, a proposal to authorize the governing body of the  
9 county to impose a tax and reduce property taxes under the  
10 provisions of sections 67.500 to 67.545.

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

13 Shall the county of \_\_\_\_\_ (county's name) impose a  
14 countywide sales tax of \_\_\_\_\_ (insert amount) and  
15 reduce its total property tax levy annually by \_\_\_\_\_  
16 (insert amount) percent of the total amount of sales  
17 tax revenue collected in the same tax year?

18  YES  NO

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

22 If a majority of the votes cast on the proposal by the qualified  
23 voters voting thereon are in favor of the proposal, then the  
24 ordinance or order and any amendments thereto shall be in effect.  
25 If a majority of the votes cast by the qualified voters voting  
26 are opposed to the proposal, then the governing body of the  
27 county shall have no power to impose the sales tax and reduce the  
28 property tax as herein authorized unless and until the governing

1 body of the county shall again have submitted another proposal to  
2 authorize the governing body of the county to impose the sales  
3 tax and reduce the property tax under the provisions of sections  
4 67.500 to 67.545 and such proposal is approved by a majority of  
5 the qualified voters voting thereon.

6 3. The sales tax may be imposed at a rate of one-fourth of  
7 one percent, three-eighths of one percent or one-half of one  
8 percent on the receipts from the sale at retail of all tangible  
9 personal property or taxable services at retail within any county  
10 adopting such tax, if such property and services are subject to  
11 taxation by the state of Missouri under the provisions of  
12 sections 144.010 to 144.525. Each year in which a sales tax is  
13 imposed under the provisions of sections 67.500 to 67.545, the  
14 county shall, after determining its budget, excluding funds  
15 required to be set aside and placed to the credit of special road  
16 districts, within the limits set by the constitution and laws of  
17 this state for the following calendar year and the total property  
18 tax levy needed to raise the revenues required by such budget,  
19 reduce that total property tax levy in an amount sufficient to  
20 decrease the total property taxes it will collect by an amount  
21 equal to one of the following:

22 (1) Fifty percent of the sales tax revenue collected in the  
23 tax year for which the property taxes are being levied;

24 (2) Sixty percent of the sales tax revenue collected in the  
25 tax year for which the property taxes are being levied;

26 (3) Seventy percent of the sales tax revenue collected in  
27 the tax year for which the property taxes are being levied;

28 (4) Eighty percent of the sales tax revenue collected in

1 the tax year for which the property taxes are being levied;

2 (5) Ninety percent of the sales tax revenue collected in  
3 the tax year for which the property taxes are being levied;

4 (6) One hundred percent of the sales tax revenue collected  
5 in the tax year for which the property taxes are being levied;  
6 provided that, in the event that in the immediately preceding  
7 year a county actually collected more or less sales tax revenue  
8 than the amount determined under subdivision (4) of section  
9 67.500, the county shall adjust its total property tax levy for  
10 the current year to reflect such increase or decrease.

11 4. No county in this state shall impose a tax under this  
12 section for the purpose of funding in whole or in part the  
13 construction, operation, or maintenance of any zoological  
14 activities, zoological facilities, zoological organizations, the  
15 metropolitan zoological park and museum district as created under  
16 section 184.350, or any zoological boards.

17 67.547. 1. In addition to the tax authorized by section  
18 67.505, any county as defined in section 67.750 may, by a  
19 majority vote of its governing body, impose an additional county  
20 sales tax on all sales which are subject to taxation under the  
21 provisions of sections 144.010 to 144.525. The tax authorized by  
22 this section shall be in addition to any and all other sales tax  
23 allowed by law; except that no ordinance or order imposing a  
24 sales tax under the provisions of this section shall be effective  
25 unless the governing body of the county submits to the voters of  
26 the county, at a county or state general, primary or special  
27 election, a proposal to authorize the governing body of the  
28 county to impose such tax.

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

3           Shall the county of ..... (county's name) impose  
4 a countywide sales tax of ..... (insert rate)  
5 percent for the purpose of .....(insert  
6 purpose)?

7                            YES                            NO

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

11 If a majority of the votes cast on the proposal by the qualified  
12 voters voting thereon are in favor of the proposal, then the  
13 ordinance or order and any amendments thereto shall be in effect.

14 If a majority of the votes cast by the qualified voters voting  
15 are opposed to the proposal, then the governing body of the  
16 county shall have no power to impose the sales tax as herein  
17 authorized unless and until the governing body of the county  
18 submits another proposal to authorize the governing body of the  
19 county to impose the sales tax under the provisions of this  
20 section and such proposal is approved by a majority of the  
21 qualified voters voting thereon. A county shall not submit to  
22 the voters a proposed sales tax under this section for a period  
23 of two years from the date of an election in which the county  
24 previously submitted to the voters a proposed sales tax under  
25 this section, regardless of whether the initial proposed sales  
26 tax was approved or disapproved by the voters. The revenue  
27 collected from the sales tax authorized under this section shall  
28 only be used for the purpose approved by voters of the county.

1           3. The sales tax may be imposed at a rate of one-eighth of  
2 one percent, one-fourth of one percent, three-eighths of one  
3 percent, or one-half of one percent on the receipts from the sale  
4 at retail of all tangible personal property or taxable services  
5 at retail within any county adopting such tax[, ] if such property  
6 and services are subject to taxation by the state of Missouri  
7 under the provisions of sections 144.010 to 144.525. In any city  
8 not within a county or any county described in subsection 5 of  
9 this section, no sales tax for the purpose of funding zoological  
10 activities and zoological facilities as those terms are defined  
11 in section 184.500 shall exceed a rate of one-eighth of one  
12 percent unless the sales tax was levied and collected before  
13 August 28, 2017. Beginning August 28, 2017, no county shall  
14 submit to the voters any proposal that results in a combined rate  
15 of sales taxes adopted under this section in excess of one  
16 percent.

17           4. Except as modified in this section, all provisions of  
18 sections 32.085 and 32.087 shall apply to the tax imposed under  
19 this section.

20           5. In any first class county having a charter form of  
21 government and having a population of nine hundred thousand or  
22 more, the proceeds of the sales tax authorized by this section  
23 shall be distributed so that an amount equal to three-eighths of  
24 the proceeds of the tax shall be distributed to the county and  
25 the remaining five-eighths shall be distributed to the cities,  
26 towns and villages and the unincorporated area of the county on  
27 the ratio that the population of each bears to the total  
28 population of the county. Three-eighths of the tax rate adopted

1 by such a county shall be included in the calculation of the  
2 county's one percent combined tax rate ceiling provided in  
3 subsection 3 of this section. The population of each city, town  
4 or village and the unincorporated area of the county and the  
5 total population of the county shall be determined on the basis  
6 of the most recent federal decennial census. The provisions of  
7 this subsection shall not apply if the revenue collected is used  
8 to support zoological activities of the zoological subdistrict as  
9 defined under section 184.352.

10 6. Except as prohibited under section 184.353, residents of  
11 any county that does not adopt a sales tax under this section for  
12 the purpose of supporting zoological activities may be charged an  
13 admission fee for zoological facilities, programs, or events that  
14 are not part of the zoological subdistrict defined under  
15 subdivision (15) of section 184.352 as of August 28, 2017.

16 7. In any county of the second classification with more  
17 than nineteen thousand seven hundred but fewer than nineteen  
18 thousand eight hundred inhabitants, the proceeds of the sales tax  
19 authorized by this section shall be distributed so that an amount  
20 equal to three-fourths of the proceeds of the tax shall be  
21 distributed to the county and the remaining one-fourth shall be  
22 distributed equally among the incorporated cities, towns, and  
23 villages of the county. Upon request from any city, town, or  
24 village within the county, the county shall make available for  
25 inspection the distribution report provided to the county by the  
26 department of revenue. Any expenses incurred by the county in  
27 supplying such report to a city, town, or village shall be paid  
28 by such city, town, or village.

1           [7.] 8. In any first class county having a charter form of  
2 government and having a population of nine hundred thousand or  
3 more, no tax shall be imposed pursuant to this section for the  
4 purpose of funding in whole or in part the construction,  
5 operation or maintenance of a sports stadium, field house, indoor  
6 or outdoor recreational facility, center, playing field, parking  
7 facility or anything incidental or necessary to a complex  
8 suitable for any type of professional sport or recreation, either  
9 upon, above or below the ground.

10           [8.] 9. No county in this state, other than a county with a  
11 charter form of government and with more than nine hundred fifty  
12 thousand inhabitants and a city not within a county, shall impose  
13 a tax under this section for the purpose of funding in whole or  
14 in part the construction, operation, or maintenance of any  
15 zoological activities, zoological facilities, zoological  
16 organizations, the metropolitan zoological park and museum  
17 district as created under section 184.350, or any zoological  
18 boards.

19           10. The director of revenue may authorize the state  
20 treasurer to make refunds from the amounts in the trust fund and  
21 credited to any county for erroneous payments and overpayments  
22 made, and may redeem dishonored checks and drafts deposited to  
23 the credit of such counties. If any county abolishes the tax,  
24 the county shall notify the director of revenue of the action at  
25 least ninety days prior to the effective date of the repeal and  
26 the director of revenue may order retention in the trust fund,  
27 for a period of one year, of two percent of the amount collected  
28 after receipt of such notice to cover possible refunds or

1 overpayment of the tax and to redeem dishonored checks and drafts  
2 deposited to the credit of such accounts. After one year has  
3 elapsed after the effective date of abolition of the tax in such  
4 county, the director of revenue shall remit the balance in the  
5 account to the county and close the account of that county. The  
6 director of revenue shall notify each county of each instance of  
7 any amount refunded or any check redeemed from receipts due the  
8 county.

9 11. No revenue received from a tax for the purpose of  
10 funding zoological activities in any county shall be used for the  
11 benefit of any entity that has ever been named Grant's Farm or is  
12 located at ten thousand five hundred one Gravois Road, Saint  
13 Louis, Missouri, or successor address, or to supplant any funding  
14 received from the metropolitan zoological park and museum  
15 district established under section 184.350.

16 67.1364. 1. Upon adoption of the tourism sales tax, there  
17 shall be established a tourism commission to consist of five  
18 members appointed by the governing body of the city or county.  
19 Of these five members, one will be a representative of the hotel  
20 and motel industry and two shall be active in the tourism  
21 industry; the remaining members of the commission will be members  
22 of local general business interests in the city or county. One  
23 member of the city or county governing body shall serve as  
24 liaison in a nonvoting capacity. If members of a tourism  
25 commission are appointed by the governing body of a city, all  
26 members shall be a resident of the city or county in which any  
27 part of the city is located. If members of a tourism commission  
28 are appointed by the governing body of a county, all members

1 shall be a resident of such county. Members of the tourism  
2 commission will be appointed for a term of three years; but, of  
3 the members first appointed, one shall be appointed for a term of  
4 one year, two shall be appointed for a term of two years, and two  
5 shall be appointed for a term of three years. Members of the  
6 commission may serve no more than two consecutive terms. The  
7 members will serve without compensation.

8 2. The revenue received from the tax shall be deposited in  
9 a special fund and used solely to promote tourism. The  
10 commission shall administer the moneys within the limits of the  
11 budget approved by the city or county governing body.

12 68.075. 1. This section shall be known and may be cited as  
13 the "Advanced Industrial Manufacturing Zones Act".

14 2. As used in this section, the following terms shall mean:

15 (1) "AIM zone", an area identified through a resolution  
16 passed by the port authority board of commissioners appointed  
17 under section 68.045 that is being developed or redeveloped for  
18 any purpose so long as any infrastructure and building built or  
19 improved is in the development area. The port authority board of  
20 commissioners shall file an annual report indicating the  
21 established AIM zones with the department of revenue;

22 (2) "County average wage", the average wages in each county  
23 as determined by the Missouri department of economic development  
24 for the most recently completed full calendar year. However, if  
25 the computed county average wage is above the statewide average  
26 wage, the statewide average wage shall be deemed the county  
27 average wage for such county for the purpose of determining  
28 eligibility;

1           (3) "New job", the number of full-time employees located at  
2 the project facility that exceeds the project facility base  
3 employment less any decrease in the number of full-time employees  
4 at related facilities below the related facility base employment.  
5 No job that was created prior to the date of the notice of intent  
6 shall be deemed a new job. An employee that spends less than  
7 fifty percent of the employee's work time at the facility is  
8 still considered to be located at a facility if the employee  
9 receives his or her directions and control from that facility, is  
10 on the facility's payroll, one hundred percent of the employee's  
11 income from such employment is Missouri income, and the employee  
12 is paid at or above the [state] county average wage.

13           3. Any port authority located in this state may establish  
14 an AIM zone. Such zone may only include the area within the port  
15 authority's jurisdiction, ownership, or control, and may include  
16 any such area. The port authority shall determine the boundaries  
17 for each AIM zone, and more than one AIM zone may exist within  
18 the port authority's jurisdiction or under the port authority's  
19 ownership or control, and may be expanded or contracted by  
20 resolution of the port authority board of commissioners.

21           4. Fifty percent of the state tax withholdings imposed by  
22 sections 143.191 to 143.265 on new jobs within such zone after  
23 development or redevelopment has commenced shall not be remitted  
24 to the general revenue fund of the state of Missouri. Such  
25 moneys shall be deposited into the port authority AIM zone fund  
26 established under subsection 5 of this section for the purpose of  
27 continuing to expand, develop, and redevelop AIM zones identified  
28 by the port authority board of commissioners and may be used for

1 managerial, engineering, legal, research, promotion, planning,  
2 satisfaction of bonds issued under section 68.040, and any other  
3 expenses.

4 5. There is hereby created in the state treasury the "Port  
5 Authority AIM Zone Fund", which shall consist of money collected  
6 under this section. The state treasurer shall be custodian of  
7 the fund and shall approve disbursements from the fund in  
8 accordance with sections 30.170 and 30.180 to the port  
9 authorities from which the funds were collected, less the pro-  
10 rata portion appropriated by the general assembly to be used  
11 solely for the administration of this section which shall not  
12 exceed ten percent of the total amount collected within the zones  
13 of a port authority. Notwithstanding the provisions of section  
14 33.080 to the contrary, any moneys remaining in the fund at the  
15 end of the biennium shall not revert to the credit of the general  
16 revenue fund. The state treasurer shall invest moneys in the  
17 fund in the same manner as other funds are invested. Any  
18 interest and moneys earned on such investments shall be credited  
19 to the fund.

20 6. The port authority shall approve any projects that begin  
21 construction and disperse any money collected under this section.  
22 The port authority shall submit an annual budget for the funds to  
23 the department of economic development explaining how and when  
24 such money will be spent.

25 7. The provision of section 23.253 notwithstanding, no AIM  
26 zone may be established after August 28, 2023. Any AIM zone  
27 created prior to that date shall continue to exist and be  
28 coterminous with the retirement of all debts incurred under

1 subsection 4 of this section. No debts may be incurred or  
2 reauthorized using AIM zone revenue after August 28, 2023.

3 94.510. 1. Any city may, by a majority vote of its council  
4 or governing body, impose a city sales tax for the benefit of  
5 such city in accordance with the provisions of sections 94.500 to  
6 94.550; provided, however, that no ordinance enacted pursuant to  
7 the authority granted by the provisions of sections 94.500 to  
8 94.550 shall be effective unless the legislative body of the city  
9 submits to the voters of the city, at a public election, a  
10 proposal to authorize the legislative body of the city to impose  
11 a tax under the provisions of sections 94.500 to 94.550. The  
12 ballot of submission shall be in substantially the following  
13 form:

14 Shall the city of \_\_\_\_\_ (insert name of city) impose a  
15 city sales tax of \_\_\_\_\_ (insert rate of percent)  
16 percent?

17  YES  NO

18 If a majority of the votes cast on the proposal by the qualified  
19 voters voting thereon are in favor of the proposal, then the  
20 ordinance and any amendments thereto shall be in effect. If a  
21 majority of the votes cast by the qualified voters voting are  
22 opposed to the proposal, then the legislative body of the city  
23 shall have no power to impose the tax herein authorized unless  
24 and until the legislative body of the city shall again have  
25 submitted another proposal to authorize the legislative body of  
26 the city to impose the tax under the provisions of sections  
27 94.500 to 94.550, and such proposal is approved by a majority of  
28 the qualified voters voting thereon.

1           2. The sales tax may be imposed at a rate of one-half of  
2 one percent, seven-eighths of one percent or one percent on the  
3 receipts from the sale at retail of all tangible personal  
4 property or taxable services at retail within any city adopting  
5 such tax, if such property and services are subject to taxation  
6 by the state of Missouri under the provisions of sections 144.010  
7 to 144.525; except that, each city not within a county may impose  
8 such tax at a rate not to exceed one and three-eighths percent.  
9 Beginning August 28, 2017, no city shall submit to the voters any  
10 proposal that results in a combined rate of sales taxes adopted  
11 under this section in excess of two percent.

12           3. If any city in which a city tax has been imposed in the  
13 manner provided for in sections 94.500 to 94.550 shall thereafter  
14 change or alter its boundaries, the city clerk of the city shall  
15 forward to the director of revenue by United States registered  
16 mail or certified mail a certified copy of the ordinance adding  
17 or detaching territory from the city. The ordinance shall  
18 reflect the effective date thereof, and shall be accompanied by a  
19 map of the city clearly showing the territory added thereto or  
20 detached therefrom. Upon receipt of the ordinance and map, the  
21 tax imposed by the act shall be effective in the added territory  
22 or abolished in the detached territory on the effective date of  
23 the change of the city boundary.

24           4. If any city abolishes the tax authorized under this  
25 section, the repeal of such tax shall become effective December  
26 thirty-first of the calendar year in which such abolishment was  
27 approved. Each city shall notify the director of revenue at  
28 least ninety days prior to the effective date of the expiration

1 of the sales tax authorized by this section and the director of  
2 revenue may order retention in the trust fund, for a period of  
3 one year, of two percent of the amount collected after receipt of  
4 such notice to cover possible refunds or overpayment of such tax  
5 and to redeem dishonored checks and drafts deposited to the  
6 credit of such accounts. After one year has elapsed after the  
7 date of expiration of the tax authorized by this section in such  
8 city, the director of revenue shall remit the balance in the  
9 account to the city and close the account of that city. The  
10 director of revenue shall notify each city of each instance of  
11 any amount refunded or any check redeemed from receipts due the  
12 city.

13 137.565. Whenever ten or more voters residing in or owners  
14 of land in any general or special road district in any county in  
15 this state shall petition the county commission of the county in  
16 which such district is located, asking that such commission  
17 submit the question in such district for the purpose of voting  
18 for or against the levy of the tax provided for in [the second  
19 sentence of the first paragraph of] Section 12(a) of Article X of  
20 the Constitution of Missouri, it shall be the duty of the county  
21 commission, upon the filing of such petition, to submit the  
22 question. The petition so filed shall set out the duration of  
23 the tax to be levied in a period of one, two, three, or four  
24 years and the ballot to be used for voting shall specify the  
25 number of years duration of the tax levy, but in no event shall  
26 the duration of the tax levy be for a period of more than four  
27 years. Such submission shall be made by an order entered of  
28 record setting forth the date and the rate of tax the commission

1 will levy, which rate shall not exceed thirty-five cents on the  
2 hundred dollars assessed valuation on all taxable real and  
3 tangible personal property in the district.

4 162.492. 1. In all urban districts containing the greater  
5 part of the population of a city which has more than three  
6 hundred thousand inhabitants, the election authority of the city  
7 in which the greater portion of the school district lies, and of  
8 the county if the district includes territory not within the city  
9 limits, shall serve ex officio as a redistricting commission.

10 The commission shall on or before November 1, 2018, divide the  
11 school district into five subdistricts, all subdistricts being of  
12 compact and contiguous territory and as nearly equal in the  
13 number of inhabitants as practicable and thereafter the board  
14 shall redistrict the district into subdivisions as soon as  
15 practicable after each United States decennial census. In  
16 establishing the subdistricts each member shall have one vote and  
17 a majority vote of the total membership of the commission is  
18 required to make effective any action of the commission.

19 2. School elections for the election of directors shall be  
20 held on municipal election days in 2014 and 2016. At the  
21 election in 2014, directors shall be elected to hold office until  
22 2019 and until their successors are elected and qualified. At  
23 the election in 2016, directors shall be elected until 2019 and  
24 until their successors are elected and qualified. Beginning in  
25 2019, school elections for the election of directors shall be  
26 held on the local election date as specified in the charter of a  
27 home rule city with more than four hundred thousand inhabitants  
28 and located in more than one county. Beginning at the election

1 for school directors in 2019, the number of directors on the  
2 board shall be reduced from nine to seven. Two directors shall  
3 be at-large directors and five directors shall represent the  
4 subdistricts, with one director from each of the subdistricts.  
5 [Directors shall serve a four-year term] At the 2019 election,  
6 one of the at-large directors and the directors from subdistricts  
7 one, three, and five shall be elected for a two-year term, and  
8 the other at-large director and the directors from subdistricts  
9 two and four shall be elected for a four-year term. Thereafter,  
10 all seven directors shall serve a four-year term. Directors  
11 shall serve until the next election and until their successors,  
12 then elected, are duly qualified as provided in this section. In  
13 addition to other qualifications prescribed by law, each member  
14 elected from a subdistrict shall be a resident of the subdistrict  
15 from which he or she is elected. The subdistricts shall be  
16 numbered from one to five. [Each voter may vote for two  
17 candidates for at-large director and the two receiving the  
18 largest number of votes cast shall be elected.]

19 3. The five candidates, one from each of the subdistricts,  
20 who receive a plurality of the votes cast by the voters of that  
21 subdistrict and the at-large candidates receiving a plurality of  
22 the at-large votes shall be elected. The name of no candidate  
23 for nomination shall be printed on the ballot unless the  
24 candidate has at least sixty days prior to the election filed a  
25 declaration of candidacy with the secretary of the board of  
26 directors containing the signatures of at least two hundred fifty  
27 registered voters who are residents of the subdistrict within  
28 which the candidate for nomination to a subdistrict office

1 resides, and in case of at-large candidates the signatures of at  
2 least five hundred registered voters. The election authority  
3 shall determine the validity of all signatures on declarations of  
4 candidacy.

5 4. In any election either for at-large candidates or  
6 candidates elected by the voters of subdistricts, if there are  
7 more than two candidates, a majority of the votes are not  
8 required to elect but the candidate having a plurality of the  
9 votes [if there is only one office to be filled and the  
10 candidates having the highest number of votes, if more than one  
11 office is to be filled,] shall be elected.

12 5. The names of all candidates shall appear upon the ballot  
13 without party designation and in the order of the priority of the  
14 times of filing their petitions of nomination. No candidate may  
15 file both at large and from a subdistrict and the names of all  
16 candidates shall appear only once on the ballot, nor may any  
17 candidate file more than one declaration of candidacy. All  
18 declarations shall designate the candidate's residence and  
19 whether the candidate is filing at large or from a subdistrict  
20 and the numerical designation of the subdistrict or at-large  
21 area.

22 6. The provisions of all sections relating to seven-  
23 director school districts shall also apply to and govern urban  
24 districts in cities of more than three hundred thousand  
25 inhabitants, to the extent applicable and not in conflict with  
26 the provisions of those sections specifically relating to such  
27 urban districts.

28 7. Vacancies which occur on the school board between the

1 dates of election shall be filled by special election if such  
2 vacancy happens more than six months prior to the time of holding  
3 an election as provided in subsection 2 of this section. The  
4 state board of education shall order a special election to fill  
5 such a vacancy. A letter from the commissioner of education,  
6 delivered by certified mail to the election authority or  
7 authorities that would normally conduct an election for school  
8 board members shall be the authority for the election authority  
9 or authorities to proceed with election procedures. If a vacancy  
10 occurs less than six months prior to the time of holding an  
11 election as provided in subsection 2 of this section, no special  
12 election shall occur and the vacancy shall be filled at the next  
13 election day on which local elections are held as specified in  
14 the charter of any home rule city with more than four hundred  
15 thousand inhabitants and located in more than one county.

16 229.150. 1. All driveways or crossings over ditches  
17 connecting highways with the private property shall be made under  
18 the supervision of the road overseer or commissioners of the road  
19 districts.

20 2. [Any] No person or persons [who] shall willfully [or]  
21 and knowingly obstruct or damage any public road by obstructing  
22 the side or cross drainage or ditches thereof, or by turning  
23 water upon such road or right-of-way, or by throwing or  
24 depositing brush, trees, stumps, logs, or any refuse or debris  
25 whatsoever, in said road, or on the sides or in the ditches  
26 thereof, or by fencing across or upon the right-of-way of the  
27 same, or by planting any hedge or erecting any advertising sign  
28 within the lines established for such road, or by changing the

1 location thereof, or shall obstruct or damage said road, highway,  
2 or drains in any other manner whatsoever[, shall be deemed guilty  
3 of a misdemeanor, and, upon conviction, shall be fined not less  
4 than five dollars nor more than two hundred dollars, or by  
5 imprisonment in the county jail for not exceeding six months, or  
6 by both such fine and imprisonment].

7 3. Road damage or obstruction shall not constitute  
8 violations under this section when farming or ranching lands have  
9 been improved either using soil and water conservation practices  
10 implemented in conformance with the Missouri soil and water  
11 conservation program or natural resources conservation service  
12 technical standards or using precision level grading practices.

13 4. The road overseer of any district, or county highway  
14 engineer, who finds any road damaged or obstructed as above  
15 specified, [~~shall~~] may notify the [person] landowner violating  
16 the provisions of this section, [~~verbally or~~] in writing, using  
17 any mail service with delivery tracking, to remove such  
18 obstruction, to repair such damage in a manner approved by the  
19 road overseer or county highway engineer making the request, or  
20 to pay the reasonable cost of such removal or repair. [Within  
21 ten days after being notified, he shall pay the sum of five  
22 dollars for each and every day after the tenth day if such  
23 obstruction is maintained or permitted to remain; such fine to be  
24 recovered by suit brought by the road overseer, in the name of  
25 the road district, in any court of competent jurisdiction] If the  
26 landowner fails to remove any obstruction, make any repairs, or  
27 remit any payment of costs as requested within thirty days of the  
28 tracked delivery date, the road overseer or county highway

1 engineer may petition the associate circuit court of the county  
2 in which the land is located to authorize the overseer or  
3 engineer or an agent or employee thereof, to enter the  
4 landowner's land to remove the obstruction or to repair the  
5 damage, in order to restore the roadway or drainage ditch to a  
6 condition substantially the same as the adjacent roadways and  
7 drainage ditches. Such entry on the landowner's lands shall be  
8 limited to the extent necessary to repair the roadway or drainage  
9 ditch, and shall constitute no cause of action for trespass.  
10 Such authorization and entry shall not be granted until the  
11 opportunity for a hearing has been completed and the petition has  
12 been granted. The petition shall include an estimate of the  
13 costs.

14 5. If the court enters a judgment granting the petition and  
15 authorizing the actions requested therein, the judgment shall  
16 include an award for the reasonable cost of removal or repair,  
17 court costs, and reasonable attorney's fees, and shall become a  
18 lien on such lands, and shall be collected as state and county  
19 taxes are collected by law. If the court denies the petition,  
20 the county shall be responsible for the landowner's court costs  
21 and reasonable attorney's fees.

22 6. The provisions of this section shall not apply to any  
23 county with a charter form of government or any city not within a  
24 county.

25 233.180. 1. At the term of the county commission in which  
26 such order is made, or at any subsequent term thereafter, the  
27 county commission shall appoint three commissioners of the  
28 special road district, who shall be voters of the district and

1 owners of land within the district, who shall hold their office  
2 until the second Tuesday in April thereafter. The voters of the  
3 district shall elect three commissioners of the special road  
4 district, one of whom shall serve one year, one for two years and  
5 one for three years, and on municipal election days each year  
6 thereafter they shall elect a commissioner of the special road  
7 district to take the place of the one whose term is about to  
8 expire, who shall serve three years.

9 2. No person shall be elected or appointed commissioner of  
10 the special road district who is not a voter of the district or a  
11 registered voter from the county in which the district is located  
12 and an owner of land in the district. Any vacancy caused by  
13 resignation, death, removal from the district of a commissioner  
14 of the special road district or sale of all land owned by [him]  
15 the commissioner in the district shall be filled for the  
16 unexpired term by appointment by the remaining commissioners of  
17 the special road district. All commissioners of the special road  
18 district shall qualify by taking, subscribing and filing with the  
19 county clerk the oath prescribed by the constitution of this  
20 state, and that they will faithfully, honestly and impartially  
21 discharge their duties as commissioners of the special road  
22 district according to law.

23 3. If for any reason the board of commissioners of the  
24 special road district herein mentioned shall fail to fill a  
25 vacancy or vacancies caused by the expiration of the term of any  
26 one or more of the commissioners of the special road district,  
27 then the county commission is hereby authorized and required to  
28 appoint a person to fill the vacancy. In the event that two

1 consecutive elections pass without any candidates for a special  
2 road district commissioner in municipal elections, then the  
3 county commission is hereby authorized and required to appoint  
4 commissioners of the special road district for three-year terms  
5 thereafter with no further elections being held.

6       304.120. 1. Municipalities, by ordinance, may establish  
7 reasonable speed regulations for motor vehicles within the limits  
8 of such municipalities. No person who is not a resident of such  
9 municipality and who has not been within the limits thereof for a  
10 continuous period of more than forty-eight hours shall be  
11 convicted of a violation of such ordinances, unless it is shown  
12 by competent evidence that there was posted at the place where  
13 the boundary of such municipality joins or crosses any highway a  
14 sign displaying in black letters not less than four inches high  
15 and one inch wide on a white background the speed fixed by such  
16 municipality so that such sign may be clearly seen by operators  
17 and drivers from their vehicles upon entering such municipality.

18       2. Municipalities, by ordinance, may:

19       (1) Make additional rules of the road or traffic  
20 regulations to meet their needs and traffic conditions;

21       (2) Establish one-way streets and provide for the  
22 regulation of vehicles thereon;

23       (3) Require vehicles to stop before crossing certain  
24 designated streets and boulevards;

25       (4) Limit the use of certain designated streets and  
26 boulevards to passenger vehicles, except that each municipality  
27 shall allow at least one route, with lawful traffic movement and  
28 access from both directions, to be available for use by

1 commercial motor vehicles to access any roads in the state  
2 highway system. Under no circumstances shall the provisions of  
3 this subdivision be construed to authorize a municipality to  
4 limit the use of all routes in the municipality. The use by  
5 commercial motor vehicles of a municipality-designated route for  
6 such vehicles in compliance with any ordinances of the  
7 designating municipality shall not be deemed a nuisance or  
8 evidence of a nuisance. Nothing contained in this subdivision is  
9 intended to modify or limit recovery for any claim that is  
10 independent of a nuisance claim;

11 (5) Prohibit the use of certain designated streets to  
12 vehicles with metal tires, or solid rubber tires;

13 (6) Regulate the parking of vehicles on streets by the  
14 installation of parking meters for limiting the time of parking  
15 and exacting a fee therefor or by the adoption of any other  
16 regulatory method that is reasonable and practical, and prohibit  
17 or control left-hand turns of vehicles;

18 (7) Require the use of signaling devices on all motor  
19 vehicles; and

20 (8) Prohibit sound-producing warning devices, except horns  
21 directed forward.

22 3. No ordinance shall be valid which contains provisions  
23 contrary to or in conflict with this chapter, except as herein  
24 provided.

25 4. No ordinance shall impose liability on the owner-lessor  
26 of a motor vehicle when the vehicle is being permissively used by  
27 a lessee and is illegally parked or operated if the registered  
28 owner-lessor of such vehicle furnishes the name, address and

1 operator's license number of the person renting or leasing the  
2 vehicle at the time the violation occurred to the proper  
3 municipal authority within three working days from the time of  
4 receipt of written request for such information. Any registered  
5 owner-lessor who fails or refuses to provide such information  
6 within the period required by this subsection shall be liable for  
7 the imposition of any fine established by municipal ordinance for  
8 the violation. Provided, however, if a leased motor vehicle is  
9 illegally parked due to a defect in such vehicle, which renders  
10 it inoperable, not caused by the fault or neglect of the lessee,  
11 then the lessor shall be liable on any violation for illegal  
12 parking of such vehicle.

13 5. No ordinance shall deny the use of commercial motor  
14 vehicles on all routes within the municipality. For purposes of  
15 this section, the term "route" shall mean any state road, county  
16 road, or public street, avenue, boulevard, or parkway.

17 6. No ordinance shall prohibit the operator of a motor  
18 vehicle from being in an intersection while a red signal is being  
19 displayed if the operator of the motor vehicle entered the  
20 intersection during a yellow signal interval. The provisions of  
21 this subsection shall supercede any local laws, ordinances,  
22 orders, rules, or regulations enacted by a county, municipality,  
23 or other political subdivision that are to the contrary.

24 ✓

25 \_\_\_\_\_  
26  
27  
28 \_\_\_\_\_  
29 Dan Hegeman

\_\_\_\_\_

Allen Andrews