

FIRST REGULAR SESSION

SENATE BILL NO. 390

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR LUETKEMEYER.

1813S.01H

ADRIANE D. CROUSE, Secretary

AN ACT

To repeal section 178.890, RSMo, and to enact in lieu thereof one new section relating to the boundaries of certain community college districts.

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

Section A. Section 178.890, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 178.890,
3 to read as follows:

178.890. 1. If the area of an entire school district
2 which adjoins a community college district organized
3 pursuant to sections 178.770 to 178.890 desires to be
4 attached thereto and become a part of the community college
5 district it may do so in the manner provided for annexation
6 pursuant to section 162.441. If the area of an entire school
7 district which adjoins a district offering a two-year
8 college course pursuant to section 178.370 on October 13,
9 1961, and receiving aid pursuant to section 163.191, desires
10 to be attached thereto for community college purposes only,
11 the annexation shall be completed pursuant to section
12 162.441 and upon the annexation, a special community college
13 district shall be established in the entire area as provided
14 in sections 178.770 to 178.890, and notice thereof shall be
15 given to the state board of education. The state board of
16 education, within sixty days, shall call a special election
17 for the election of trustees to be conducted in the manner
18 provided in section 178.820.

19 2. If the entire area of a school district not
20 adjoining or contiguous with an established and existing
21 community college district organized pursuant to sections
22 178.770 to 178.890 desires to become part of such an
23 established and existing community college district which
24 lies in whole or in part in a county which is either:

25 (1) Adjacent to the county in which the school
26 district lies in whole or in part; or

27 (2) Adjacent to a county which does not have a public
28 four-year open enrollment college or university, which is
29 adjacent to the county in which the school district lies in
30 whole or in part, such school district may do so in the
31 manner provided for annexation pursuant to section 162.441
32 and in such instances, it shall not be required that such
33 school district be adjacent to or adjoin such a community
34 college district, and the subdistrict or subdistricts in the
35 area comprising the petitioning school district need not be
36 contiguous with the subdistricts of the receiving community
37 college district.

38 3. If the board of trustees of the receiving district
39 rejects the petition for annexation, the state board of
40 education may be petitioned for a hearing and upon receipt
41 of the petition the state board shall establish the time and
42 place and proceed to a hearing. If the state board of
43 education finds that refusal to honor the petition for
44 annexation has been made without good cause, the state board
45 in its discretion may withhold a portion or all of the state
46 aid from the district which is payable pursuant to the
47 provisions of section 163.191.

48 **4. Notwithstanding any provision of law to the**
49 **contrary, any school district which lies in whole or in part**
50 **in any county of the first classification with more than**

51 eighty-three thousand but fewer than ninety-two thousand
52 inhabitants and with a home rule city with more than seventy-
53 six thousand but fewer than ninety-one thousand inhabitants
54 as the county seat shall be part of the community college
55 district of which the majority of school districts lying in
56 whole or in part in any county of the third classification
57 with a township form of government and with more than ten
58 thousand but fewer than twelve thousand inhabitants are part.

✓