

FIRST REGULAR SESSION

# SENATE BILL NO. 304

90TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CHILDERS.

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TERRY L. SPIELER, Secretary.

## AN ACT

To amend chapter 48, RSMo, by adding thereto two new sections relating to changes in county classification.

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

Section A. Chapter 48, RSMo, is amended by adding thereto two new sections, to be known as sections 48.046 and 48.049, to read as follows:

**48.046. 1. Notwithstanding the provisions of section 48.030, the county commission of any county of the third classification having a population of less than seventy-five thousand inhabitants that has met, or will meet within one year of the date of voting on the question described in this section, the requirements necessary to become a county of either the first classification or second classification as provided in sections 48.020 and 48.030 may, before changing such classification, submit to the voters of such county a question which reads:**

**"Shall (name of county) become a county of the (first/second) classification?"**

**2. If a majority of the votes cast by the qualified voters voting are opposed to the proposal described in subsection 1 of this section, the county shall remain a county of the third classification. If a majority of the votes cast by the qualified voters voting are in favor of the proposal described in subsection 1 of this section, the county shall become a county of the first classification or of the second classification, as the case may be, pursuant to the requirements set forth in section 48.030.**

**3. If the county commission of any such county does not submit to the people of such county the question described in subsection 1 of this section before the time at which such county changes classification as otherwise provided by law, then such county shall change classification as otherwise provided by law.**

**4. If at any time before or after the vote described in subsections 1 and 2 of this**

section such county's population increases to seventy-five thousand or more inhabitants, the provisions of subsections 1 and 2 of this section shall not apply, and such county shall become a county of the first or second classification, as the case may be, as otherwise provided by law.

**48.049. 1.** Notwithstanding the provisions of section 48.030, the county commission of any county of the second classification having a population of less than one hundred thousand inhabitants that has met, or will meet within one year of the date of voting on the question described in this section, the requirements necessary to become a county of the first classification as provided in sections 48.020 and 48.030 may, before changing such classification submit to the voters of such county a question which reads:

"Shall (name of county) become a county of the first classification?"

**2.** If a majority of the votes cast by the qualified voters voting are opposed to the proposal described in subsection 1 of this section, the county shall remain a county of the second classification. If a majority of the votes cast by the qualified voters voting are in favor of the proposal described in subsection 1 of this section, the county shall become a county of the first classification pursuant to the requirements set forth in section 48.030.

**3.** If the county commission of any such county does not submit to the people of such county the question described in subsection 1 of this section before the time at which such county changes classification as otherwise provided by law, then such county shall change classification as otherwise provided by law.

**4.** If at any time before or after the vote described in subsections 1 and 2 of this section such county's population increases to one hundred thousand or more inhabitants, the provisions of subsections 1 and 2 of this section shall not apply, and such county shall become a county of the first classification as otherwise provided by law.

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