

FIRST REGULAR SESSION

# HOUSE BILL NO. 867

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES DUSENBERG (Sponsor), PRATT AND YATES (Co-sponsors).

Read 1<sup>st</sup> time March 30, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1352L.011

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### AN ACT

To repeal section 71.870, RSMo, and to enact in lieu thereof one new section relating to separate elections for annexation.

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

Section A. Section 71.870, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 71.870, to read as follows:

71.870. The legislative body of any city, town, or village located within the boundaries of a first class chartered county which has a population of at least five hundred thousand shall not have the power to extend the limits of such city, town, or village by annexation of unincorporated territory adjacent to the city, town, or village in accordance with the provisions of law relating to annexation by such municipalities [until] **unless such municipality's border is one hundred percent contiguous with the properties to be annexed. If the municipality does not have a one hundred percent contiguous border,** the question of annexation [is] **shall be** submitted and [is] carried by a majority of the total votes cast in the city, town, or village and by a separate majority of the total votes cast in the unincorporated territory sought to be annexed. There shall be separate submissions of the question of annexation to the two groups of voters, the same to be held simultaneously. However, no annexation in a first class charter county which has a population of at least nine hundred thousand shall become effective sooner than one year after the vote for annexation if the question of annexation is carried by a majority of the votes cast by the two groups of voters.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.