

SECOND REGULAR SESSION

HOUSE BILL NO. 2396

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MUNZLINGER.

Read 1st time March 11, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

5435L.01I

AN ACT

To repeal section 231.444, RSMo, and to enact in lieu thereof one new section relating to county road taxes.

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

Section A. Section 231.444, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 231.444, to read as follows:

231.444. 1. In addition to other levies authorized by law, the governing body of any county of the third classification without a township form of government having a population in excess of four thousand two hundred and less than six thousand [according to the most recent decennial census] , or any county of the third classification without a township form of government and with more than two thousand three hundred but fewer than two thousand four hundred inhabitants may by ordinance levy and impose a tax pursuant to this section which shall not exceed the rate of [twenty-five] **fifty** cents on each acre of real property in the county which is classified as agricultural and horticultural property pursuant to section 137.016, RSMo.

2. The proceeds of the tax authorized pursuant to this section shall be collected by the county collector and remitted to the county treasurer who shall deposit such proceeds in a special fund to be known as the "Special Road Rock Fund". All moneys in the special road rock fund shall be appropriated by the county governing body for the sole purpose of purchasing road rock to be placed on county roads within the boundaries of the county.

3. The ordinance levying and imposing a tax pursuant to subsection 1 of this section shall not be effective unless the county governing body submits to the qualified voters of the county

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.

16 a proposal to authorize the county governing body to levy and impose the tax at an election
17 permitted pursuant to section 115.123, RSMo. The ballot of submission proposing the tax shall
18 be in substantially the following form:

19 Shall the county of (county's name) be authorized to levy and impose a tax on all
20 real property in the county which is classified as agricultural or horticultural property at a rate
21 not to exceed (rate of tax) cents per acre with all the proceeds of the tax to be placed in
22 the "Special Road Rock Fund" and used solely for the purpose of purchasing road rock to be
23 placed on county roads within the boundaries of the county?

24 ☐ YES ☐ NO

25 4. If a majority of the qualified voters of the county voting on the proposal vote "YES",
26 then the governing body of the county may by ordinance levy and impose the tax authorized by
27 this section in an amount not to exceed the rate proposed in the ballot of submission. If a
28 majority of the qualified voters of the county voting on the proposal vote "NO", then the
29 governing body of the county shall not levy and impose such tax. Nothing in this section shall
30 prohibit a rejected proposal from being resubmitted to the qualified voters of the county at an
31 election permitted pursuant to section 115.123, RSMo.

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