

SENATE SUBSTITUTE

FOR

HOUSE COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 1806

AN ACT

To repeal sections 48.020 and 48.030, RSMo, and to enact in lieu thereof two new sections relating to county classification, with an emergency clause.

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

1 Section A. Sections 48.020 and 48.030, RSMo, are repealed
2 and two new sections enacted in lieu thereof, to be known as
3 section 48.020 and 48.030, to read as follows:

4 48.020. 1. All counties of this state are hereby
5 classified, for the purpose of establishing organization and
6 powers in accordance with the provisions of section 8, article
7 VI, Constitution of Missouri, into four classifications
8 determined as follows:

9 Classification 1. All counties having an assessed valuation
10 of ~~[six]~~ nine hundred million dollars and over shall
11 automatically be in the first classification after that county
12 has maintained such valuation for the time period required by
13 section 48.030; however, any county of the second classification
14 which, on August ~~[13, 1988]~~ 28, 2010, has had an assessed
15 valuation of at least ~~[four]~~ six hundred million dollars for at
16 least one year may, by resolution of the governing body of the
17 county, elect to be classified as a county of the first

1 classification after it has maintained such valuation for the
2 period of time required by the provisions of section 48.030.

3 Classification 2. All counties having an assessed valuation
4 of ~~four~~ six hundred ~~fifty~~ million dollars and less than the
5 assessed valuation necessary for that county to be in the first
6 classification shall automatically be in the second
7 classification after that county has maintained such valuation
8 for the time period required by section 48.030.

9 Classification 3. All counties having an assessed valuation
10 of less than the assessed valuation necessary for that county to
11 be in the second classification shall automatically be in the
12 third classification.

13 Classification 4. All counties which have attained the
14 second classification prior to August 13, 1988, and which would
15 otherwise return to the third classification after August 13,
16 1988, because of changes in assessed valuation shall remain a
17 county in the second classification and shall operate under the
18 laws of this state applying to the second classification.

19 2. The required assessed valuation for each classification
20 under subsection 1 of this section shall be increased annually by
21 an amount equal to the percentage change in the annual average of
22 the Consumer Price Index for all urban consumers (CPI-U) or zero,
23 whichever is greater. The state tax commission shall calculate
24 and publish this amount so that it is available to all counties.

25 48.030. 1. [Other than as otherwise provided for in this
26 section, after September 28, 1979,] No county shall move from a
27 lower class to a higher class or from a higher class to a lower
28 class until the assessed valuation of the county is such as to

1 place it in the other class for five successive years and until
2 the change has become effective as provided for in this section.

3 2. No second class county shall become a third class county
4 until the assessed valuation of the county is such as to place it
5 in the third class for at least five successive years.

6 3. Notwithstanding the provisions of subsection 1 of this
7 section, a county may become a first class county at any time
8 after the assessed valuation of the county is such as to be a
9 first class county and the governing body of the county elects to
10 change classifications. The effective date of such change of
11 classification shall be in accordance with the provisions of this
12 section.

13 4. Notwithstanding the provisions of subsection 1 of this
14 section, any county of the third classification without a
15 township form of government and with more than thirty-eight
16 thousand nine hundred but fewer than thirty-nine thousand
17 inhabitants may become a second class county at any time after
18 the assessed valuation of the county is such as to be a second
19 class county and the governing body of the county elects to
20 change classifications. The effective date of such change of
21 classification shall be at the beginning of the county fiscal
22 year following the election by the governing body of the county.

23 5. Except as provided in subsection 4 of this section, the
24 change from one classification to another shall become effective
25 at the beginning of the county fiscal year following the next
26 general election after the certification by the state equalizing
27 agency for the required number of successive years that the
28 county possesses an assessed valuation placing it in another

1 class. If a general election is held between the date of the
2 certification and the end of the current fiscal year, the change
3 of classification shall not become effective until the beginning
4 of the county fiscal year following the next succeeding general
5 election.

6 Section B. To ensure the continuation of efficient and
7 proper administration of county government, the repeal and
8 reenactment of section A of this act is deemed necessary for the
9 immediate preservation of the public health, welfare, peace and
10 safety, and is hereby declared to be an emergency act within the
11 meaning of the constitution, and the repeal and reenactment of
12 section A of this act shall be in full force and effect upon its
13 passage and approval.