

FIRST REGULAR SESSION

HOUSE BILL NO. 1116

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MOSLEY.

1697H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 321, RSMo, by adding thereto one new section relating to fire protection districts.

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

Section A. Chapter 321, RSMo, is amended by adding thereto one new section, to be known as section 321.720, to read as follows:

321.720. 1. Notwithstanding any other provision of law to the contrary, in any fire protection district that is wholly or partially located within, or that adjoins a fire protection district that is located within, a street light maintenance district with a population of less than three thousand inhabitants and that is located within a county with a charter form of government and with more than nine hundred fifty thousand inhabitants, the governing body of the county that acts as an apportionment commission of such county shall establish wards within the fire protection district for the purpose of electing the board of directors of such district. The number of wards shall equal the number of directors on the board as of August 28, 2019.

2. The ward boundaries shall be drawn by the commissioners within ninety days after August 28, 2019, and within six months after each decennial census is reported to the President of the United States. Ward boundaries drawn by the governing body of the county acting as an apportionment commission shall not be subject to veto by the chief executive of the county.

3. The commissioners shall apportion the wards by dividing the population, determined by the preceding decennial census, of the district by the number of wards and shall establish each ward so that the population of each ward shall, as nearly as possible,

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.

18 equal that figure or be within one percent thereof. Each ward shall be composed of
19 contiguous territory as compact as possible.

20 **4. Directors elected or appointed in the fire protection district shall be elected or**
21 **appointed to represent one of the wards, beginning with the first general municipal election**
22 **or vacancy occurring after August 28, 2019. No director candidate shall be eligible unless**
23 **the candidate resides in the ward for which he or she is a candidate for one year prior to**
24 **the date of the election or, in the case of a vacancy, resides in the ward he or she is**
25 **appointed to represent. A director shall forfeit his or her office if his or her residence is**
26 **not within the ward. Such vacancy may be declared after notice and a hearing, and the**
27 **office shall be filled by the remaining members of the board as provided by law.**

28 **5. Members of the board of directors in office as of August 28, 2019, shall hold**
29 **office for the length of the term and until their successors are elected and qualified. Any**
30 **member appointed to fill a vacancy in office occurring after August 28, 2019, shall serve**
31 **until the next general municipal election, at which time a successor shall be elected to serve**
32 **for the remainder of the term.**

33 **6. At the first general municipal election to occur after August 28, 2019, the**
34 **elections for the seats of any expiring terms or appointed terms of at-large members of the**
35 **board shall be filled by persons elected from the lowest-numbered wards, as those wards**
36 **are created and numbered by the governing body of the county sitting as an apportionment**
37 **commission. The second such general municipal election shall be for the lowest-numbered**
38 **wards not filled at the prior election, and the third such election shall be for the remaining**
39 **wards not filled at the prior two elections.**

40 **7. The law governing fire protection districts shall continue to apply to any district**
41 **described in this section, except as expressly provided in this section.**

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