

SECOND REGULAR SESSION

HOUSE BILL NO. 2609

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE UNSICKER.

4881H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 162, RSMo, by adding thereto one new section relating to school district annexation procedures.

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

Section A. Chapter 162, RSMo, is amended by adding thereto one new section, to be
2 known as section 162.877, to read as follows:

3 **162.877. 1. (1) If any school district desires to be attached to a special school**
4 **district adjacent to such school district, the school board of the district proposing**
5 **annexation shall submit the question to the voters of the district.**

6 **(2) The school board of the district proposing annexation shall submit a question**
7 **under subdivision (1) of this subsection only after receiving a petition requesting the**
8 **annexation signed by a number of voters of the district proposing annexation equal to ten**
9 **percent of voters voting in the last school election at which school board members were**
10 **elected.**

11 **2. A plat of the proposed changes to all affected districts shall be published and**
12 **posted with the notice of election.**

13 **3. (1) The question shall be submitted in substantially the following form: "Shall**
14 **the (name of school district proposing annexation) be annexed to the (name of the special**
15 **school district) for special educational services purposes only?"**

16 **(2) If a majority of the votes cast in the district proposing annexation favor**
17 **annexation, the secretary of the board shall certify the fact, with a copy of the record, to**
18 **the board of the district proposing annexation, the board of the special school district to**
19 **which annexation is proposed, and the state board of education.**

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 **4. (1) Upon receiving such certification under subsection 3 of this section, the**
19 **board of the special school district to which annexation is proposed shall submit the**
20 **question to the voters of the district.**

21 **(2) The question shall be submitted in substantially the following form: "Shall the**
22 **(name of school district proposing annexation) be annexed to the (name of the special**
23 **school district) for special educational services purposes only?"**.

24 **(3) If a majority of the votes cast in the district to which annexation is proposed**
25 **oppose annexation, the annexation shall not be effective and no question proposing such**
26 **annexation shall be submitted again to the voters sooner than twelve months from the date**
27 **of the last proposal rejected under this section. If a majority of the votes cast in the district**
28 **to which annexation is proposed favor annexation, the secretary of the board shall certify**
29 **the fact, with a copy of the record, to the board of the district proposing annexation, the**
30 **board of the special school district to which annexation is proposed, and the state board**
31 **of education, and the districts shall follow the procedures provided in subsection 5 of this**
32 **section.**

33 **5. (1) For each newly created special school district with no more than one hundred**
34 **thousand inhabitants, the state board of education shall, within thirty days of the approval**
35 **of the annexation under subsection 4 of this section, call a special election for the election**
36 **of school board members. New board members shall be elected as provided in section**
37 **162.865.**

38 **(2) For each newly created special school district with more than one hundred**
39 **thousand inhabitants, the membership of the governing council shall be expanded to**
40 **include each school district annexed to the special school district under this section. A**
41 **member representing an annexed school district on the governing council shall be elected**
42 **as provided in section 162.856. After the new governing council member is elected, a new**
43 **special school district board shall be elected as provided in sections 162.670 to 162.974 after**
44 **a redistricting under subdivision (3) of this subsection.**

45 **(3) (a) For each newly created special school district with more than one hundred**
46 **thousand inhabitants, the existing special school district board of education shall, upon**
47 **formation of a new special school district under this section and each decade within ninety**
48 **days after each decennial census has been reported to the President of the United States,**
49 **adopt a resolution calling for the formation of a redistricting committee. Upon adoption**
50 **of such resolution, the secretary of the board of education shall forward a certified copy**
51 **thereof to the state board of education. The redistricting committee shall consist of three**
52 **residents within the district, appointed by the board of education of the special school**
53 **district, plus three additional persons residing within the special school district, appointed**

54 by the state board. Thereafter, the redistricting committee shall meet, organize itself with
55 a chair and secretary, and proceed with the adoption of a redistricting plan. Any plan
56 proposed to be adopted shall receive approval of a majority of the whole redistricting
57 committee before its adoption. Upon adoption, the redistricting committee shall forward
58 a copy of the plan certified by the secretary of the redistricting committee to the state
59 board for its approval or disapproval. The state board shall approve any redistricting plan
60 that divides the special school district into seven subdistricts of equal population, taking
61 into account as much as possible existing school district boundary lines. Upon approval
62 by the state board, the redistricting plan shall become effective and all board members
63 selected thereafter shall be selected from subdistricts in which they reside. If the plan is
64 not approved, it shall be returned to the redistricting committee for revision and
65 resubmission. If a redistricting plan has not been adopted within one year after the
66 publication of the decennial census figures, the state board shall provide the redistricting
67 plan. No member of the redistricting committee shall serve on the board of education for
68 a period of six years following such service on the redistricting committee.

69 (b) Within thirty days after the adoption of a redistricting plan, the state board of
70 education shall call a special election for the election of school board members of the new
71 special school district. Such special district school board members shall be elected as
72 provided in sections 162.670 to 162.974.

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