

FIRST REGULAR SESSION

HOUSE CONCURRENT RESOLUTION NO. 20

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BARINGER.

2671H.02I

DANA RADEMAN MILLER, Chief Clerk

2 **WHEREAS**, the City of St. Louis and St. Louis County separated in 1876, creating
3 the independent City of St. Louis, a city with its own county government, and St. Louis
4 County; and

5 **WHEREAS**, today the separation of St. Louis City and St. Louis County is
6 commonly recognized as inefficient and discourages collaboration and cooperation between
7 local leaders; and

8
9 **WHEREAS**, Article VI, Sections 30(a) and 30(b) of the Constitution of Missouri
10 establish a process for the people of the City of St. Louis and the people of St. Louis County
11 to make changes to the governmental structure by petitioning their leaders to establish a
12 Board of Freeholders; and

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14 **WHEREAS**, in the case of *Millsap v. Quinn*, 785 S.W.2d 82 (Mo. banc 1990), the
15 Missouri Supreme Court held that use of the term "freeholders" (meaning "landowners") in
16 Article VI, Sections 30(a) and 30(b), violates the Equal Protection Clause of the Fourteenth
17 Amendment of the United States Constitution but the term could be severed from the
18 sections, leaving a viable remainder; and

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20 **WHEREAS**, the constitutional board may allow for public input from the residents of
21 both St. Louis City and St. Louis County; and

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23 **WHEREAS**, any recommendation by the constitutional board to change the
24 governmental structure would require a majority vote of both St. Louis City and St. Louis
25 County residents:

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27 **NOW THEREFORE BE IT RESOLVED** that the members of the House of
28 Representatives of the One Hundred Second General Assembly, First Regular Session, the
29 Senate concurring therein, hereby request the residents of the City of St. Louis and the
30 residents of St. Louis County to petition their leaders to appoint a constitutional board under
31 Article VI, Sections 30(a) and 30(b) of the Constitution of Missouri; and

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33 **BE IT FURTHER RESOLVED** that the constitutional board should be free to solicit
34 input from residents of St. Louis City and St. Louis County and use that information to
35 formulate any recommendations for change to the voters of both political subdivisions; and

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37 **BE IT FURTHER RESOLVED** that the Chief Clerk of the Missouri House of
38 Representatives be instructed to prepare a properly inscribed copy of this resolution for the
39 City of St. Louis and St. Louis County.

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