

SECOND REGULAR SESSION

# HOUSE CONCURRENT RESOLUTION NO. 54

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BARINGER.

5320H.011

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

13  
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

19  
20       **WHEREAS**, the constitutional board may allow for public input from the residents of  
21 both St. Louis City and St. Louis County; and

22  
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:

26

27           **NOW THEREFORE BE IT RESOLVED** that the members of the House of  
28 Representatives of the One Hundred Second General Assembly, Second 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

32

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

36

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.

✓