

FIRST REGULAR SESSION

HOUSE BILL NO. 1385

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE CHRIST.

2786H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal section 72.418, RSMo, and to enact in lieu thereof one new section relating to fire protection services.

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

Section A. Section 72.418, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 72.418, to read as follows:

72.418. 1. Notwithstanding any other provision of law to the contrary, no new city created pursuant to sections 72.400 to 72.423 shall establish a municipal fire department to provide fire protection services, including emergency medical services, if such city formerly consisted of unincorporated areas in the county or municipalities in the county, or both, which are provided fire protection services and emergency medical services by one or more fire protection districts. Such fire protection districts shall continue to provide services to the area comprising the new city and may levy and collect taxes the same as such districts had prior to the creation of such new city.

2. Fire protection districts serving the area included within any annexation by a city having a fire department, including simplified boundary changes, shall continue to provide fire protection services, including emergency medical services to such area. The annexing city shall pay annually to the fire protection district an amount equal to that which the fire protection district would have levied on all taxable property within the annexed area. Such annexed area shall not be subject to taxation for any purpose thereafter by the fire protection district except for bonded indebtedness by the fire protection district which existed prior to the annexation. The amount to be paid annually by the municipality to the fire protection district pursuant hereto shall be a sum equal to the annual assessed value multiplied by the

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 annual tax rate as certified by the fire protection district to the municipality, including any
19 portion of the tax created for emergency medical service provided by the district, per one
20 hundred dollars of assessed value in such area. The tax rate so computed shall include any tax
21 on bonded indebtedness incurred subsequent to such annexation, but shall not include any
22 portion of the tax rate for bonded indebtedness incurred prior to such annexation.
23 Notwithstanding any other provision of law to the contrary, the residents of an area
24 annexed on or after May 26, 1994, may vote in all fire protection district elections and may be
25 elected to the fire protection district board of directors.

26 3. The fire protection district may approve or reject any proposal for the provision of
27 fire protection and emergency medical services by a city.

28 **4. Notwithstanding any other provision of law to the contrary, in any city with**
29 **more than eleven thousand but fewer than twelve thousand five hundred inhabitants**
30 **and located in a county with more than one million inhabitants that became a**
31 **constitutional charter city after 1990 and that pays a fire protection district under this**
32 **section, all residents of the city shall receive fire protection services from the city fire**
33 **department beginning January 1, 2026, so long as the city fire department is in**
34 **existence, and not a fire protection district, and the city shall not make any payments to**
35 **a fire protection district under this section on or after January 1, 2026. Nothing in this**
36 **subsection shall prevent such city from contracting with any fire protection district for**
37 **services if the city and fire protection district mutually agree. Upon the city providing**
38 **fire protection services as described in this subsection, the residents of an area annexed**
39 **on or after May 26, 1994, shall no longer be able to vote in any fire protection district**
40 **election and shall not be elected to any fire protection district's board of directors.**

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