

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2154
101ST GENERAL ASSEMBLY

4609H.02C

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 71.014, RSMo, and to enact in lieu thereof two new sections relating to fire protection.

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

Section A. Section 71.014, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 71.014 and 71.395, to read as follows:

71.014. 1. Notwithstanding the provisions of section 71.015, the governing body of any city, town, or village which is located within a county which borders a county of the first classification with a charter form of government with a population in excess of six hundred fifty thousand, proceeding as otherwise authorized by law or charter, may annex unincorporated areas which are contiguous and compact to the existing corporate limits upon notarized petition requesting such annexation signed by the owners of all fee interests of record in all tracts located within the area to be annexed. That a petition requesting annexation is not or was not verified or notarized shall not affect the validity of an annexation heretofore or hereafter undertaken in accordance with this section.

2. Any action of any kind seeking to deannex from any city, town, or village any area annexed under this section, or seeking in any way to reverse, invalidate, set aside, or otherwise challenge such annexation or oust such city, town, or village from jurisdiction over such annexed area shall be brought within five years of the date of adoption of the annexation ordinance.

3. Notwithstanding subsection 2 of this section, if at any time a city, town, or village that annexed an area that was part of a fire protection district spends more than three percent of its budget to provide fire protection to the annexed portion, either through contracted services or annexation fees, then:

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.

19 **(1) The city, town, or village shall no longer provide fire protection to the**
20 **annexed area nor impose taxes for fire protection on property within the annexed area;**
21 **and**

22 **(2) The fire protection district shall again provide fire protection to the annexed**
23 **area and may impose taxes for fire protection on property within the annexed area at**
24 **the same rate as the rest of the fire protection district.**

71.395. Notwithstanding any provision to the contrary, the costs of installing a
2 **fire hydrant, excluding dry fire hydrants, within the city limits of an incorporated city**
3 **shall be paid by the city. If a city cannot or does not pay for the installation of such a**
4 **fire hydrant, the city shall not require the installation of any such fire hydrant.**

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