

FIRST REGULAR SESSION

HOUSE BILL NO. 458

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE DOGAN.

1195H.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 known as section 162.877, to read as follows:

162.877. 1. (1) If any school district desires to be attached to an adjacent special school district, the school board of the district desiring the attachment to the special school district shall first establish a special school district in the school board's jurisdiction as provided in this chapter. After a special school district is established in the school district desiring to attach to an adjacent special school district, the special school district desiring the attachment may follow the procedures for annexation provided in this section.

(2) If any special school district desires to be attached to an adjacent special school district, the school board of the district proposing annexation shall submit the question to the voters of the district.

(3) The school board of the special school district proposing annexation shall submit a question under subdivision (2) of this subsection only after receiving a petition requesting the annexation signed by the lesser of:

(a) A number of voters of the district proposing annexation equal to ten percent of voters voting in the last school election at which school board members were elected; or

(b) A majority of the voters of the district proposing annexation.

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

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

21 4. (1) If a majority of the votes cast in the special school district proposing
22 annexation favor annexation, the secretary of the board shall certify the fact, with a copy
23 of the record, to the board of the district proposing annexation, the board of the special
24 school district to which annexation is proposed, and the state board of education.

25 (2) For each newly created special school district with more than one hundred
26 thousand inhabitants, the membership of the governing council shall be expanded to
27 include each school district annexed to the special school district under this section. A
28 member representing an annexed school district on the governing council shall be elected
29 as provided in section 162.856. After the new governing council member is elected, a new
30 special school district board shall be elected as provided in sections 162.670 to 162.974 after
31 a redistricting under subdivision (4) of this subsection.

32 (3) For each newly created special school district with no more than one hundred
33 thousand inhabitants, new board members shall be elected as provided in sections 162.670
34 to 162.974 after a redistricting under subdivision (4) of this subsection.

35 (4) (a) The existing special school district board of education shall, upon formation
36 of a new special school district under this section and each decade within ninety days after
37 each decennial census has been reported to the President of the United States, adopt a
38 resolution calling for the formation of a redistricting committee. Upon adoption of such
39 resolution, the secretary of the board of education shall forward a certified copy thereof
40 to the state board of education. The redistricting committee shall consist of three persons
41 residing within the district, appointed by the board of education of the special school
42 district, plus three additional persons residing within the special school district, appointed
43 by the state board. Thereafter, the redistricting committee shall meet, organize itself with
44 a chair and secretary, and proceed with the adoption of a redistricting plan. Any plan
45 proposed to be adopted shall receive approval of a majority of the whole redistricting
46 committee before its adoption. Upon adoption, the redistricting committee shall forward
47 a copy of the plan certified by the secretary of the redistricting committee to the state
48 board for its approval or disapproval. The state board shall approve any redistricting plan
49 that divides the special school district into seven subdistricts of equal population, taking
50 into account as much as possible existing school district boundary lines. Upon approval
51 by the state board, the redistricting plan shall become effective and all board members
52 elected thereafter shall be elected from subdistricts in which they reside. If the plan is
53 disapproved, it shall be returned to the redistricting committee for revision and

54 **resubmission. If a redistricting plan has not been adopted within one year after the**
55 **publication of the decennial census figures, the state board shall provide the redistricting**
56 **plan. No member of the redistricting committee shall serve on the board of education for**
57 **a period of six years following such service on the redistricting committee.**

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

✓