

FIRST REGULAR SESSION  
[ P E R F E C T E D ]  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 9**  
97TH GENERAL ASSEMBLY

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Reported from the Committee on Education, February 12, 2013, with recommendation that the Senate Committee Substitute do pass.

Senate Committee Substitute for Senate Bill No. 9, adopted February 13, 2013.

Taken up for Perfection February 13, 2013. Bill declared Perfected and Ordered Printed, as amended.

TERRY L. SPIELER, Secretary.

0234S.02P

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**AN ACT**

To amend chapter 262, RSMo, by adding thereto one new section relating to University of Missouri extension districts.

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

Section A. Chapter 262, RSMo, is amended by adding thereto one new section, to be known as section 262.598, to read as follows:

**262.598. 1. As used in this section, the following terms shall mean:**

(1) "Consolidated district", a district formed jointly by two or more councils;

(2) "Council", a University of Missouri extension council authorized under section 262.563;

(3) "District" or "extension district", a political subdivision formed by one or more councils;

(4) "Single-council district", a district formed by one council;

(5) "Governing body", the group of individuals who govern a district.

2. University of Missouri extension councils , except for any council located in a county with a charter form of government and with more than nine hundred fifty thousand inhabitants, are hereby authorized to form extension districts made up of cooperating counties for the purpose of funding extension programming. An extension district may be a single-council district or a consolidated district. A single-council district shall be formed upon a majority vote of the full

19 council. A consolidated district shall be formed upon a majority vote  
20 of each participating council.

21 3. In a single-council district, the council shall serve as the  
22 district's governing body. In addition to any other powers and duties  
23 granted to the council under sections 262.550 to 262.620, the council  
24 shall also have the powers and duties provided under subsection 5 of  
25 this section.

26 4. In a consolidated district, the governing body of the district  
27 shall consist of at least three, but no more than five, representatives  
28 appointed by each participating council. The term of office shall be  
29 two years. Representatives may be reappointed. The governing body  
30 shall elect officers, who shall serve as officers for two years, and  
31 establish a regular meeting schedule which shall not be less than once  
32 every three months.

33 5. The governing body of a district shall have the following  
34 powers and duties:

35 (1) Review the activities and annual budgets of each  
36 participating council;

37 (2) Determine, by September first of each year, the tax rate  
38 necessary to generate sufficient revenue to fund the extension  
39 programming in the district, which includes annual funding for each  
40 participating council for the costs of personnel and the acquisition,  
41 supply, and maintenance of each council's property, work, and  
42 equipment;

43 (3) Oversee the collection of any tax authorized under this  
44 section by ensuring the revenue is deposited into a special fund and  
45 monitoring the use of the funds to ensure they are used solely for  
46 extension programming in the district;

47 (4) Approve payments from the special fund in which the tax  
48 revenue is deposited; and

49 (5) Work cooperatively with each participating council to plan  
50 and facilitate the programs, equipment, and activities in the district.

51 6. The governing body of a district may submit a question to the  
52 voters of the district to institute a property tax levy in the county or  
53 counties that compose the district. Questions may be submitted to the  
54 voters of the district at any general municipal election. Any such  
55 proposed tax shall not exceed thirty cents per one hundred dollars of

56 assessed valuation. The costs of submitting the question to the voters  
57 at the general municipal election shall be paid as provided in section  
58 115.063. Such question shall be submitted in substantially the following  
59 form:

60 "Shall the Extension District in ..... County (insert name of  
61 county) be authorized to levy an annual tax of ..... (insert amount not  
62 to exceed thirty) cents per one hundred dollars of assessed valuation  
63 for the purpose of funding the University of Missouri Extension District  
64 programs, equipment, and services in the district?"

65 In a single-council district, if a majority of the voters in the county  
66 approve the question, then the district shall impose the tax. If a  
67 majority of the voters in a single-council district do not approve the  
68 question, then no tax shall be imposed. In a consolidated district, if a  
69 majority of voters in each county in the district approve the question,  
70 then the district shall impose the tax. If a majority of the voters in a  
71 consolidated district do not approve the question, then no tax shall be  
72 imposed in any county of the district. In a consolidated district, if a  
73 majority of voters in a county do not approve the question, the council  
74 in the county that did not approve the question may withdraw from the  
75 district. Upon such withdrawal, the district shall be made up of the  
76 remaining counties and the tax shall be imposed in those  
77 counties. However, if the county that did not approve the question  
78 does not withdraw from the district, the tax shall not be  
79 imposed. Revenues collected from the imposition of a tax authorized  
80 under this section shall be deposited into a special fund dedicated only  
81 for use by the local district for programming purposes.

82 7. The county commission of any county in which the tax  
83 authorized under this section is levied and collected:

84 (1) Shall be exempt from the funding requirements under section  
85 262.597 if revenue derived from the tax authorized under this section  
86 is in excess of an amount equal to two hundred percent of the average  
87 funding received under section 262.597 for the immediately preceding  
88 three years; or

89 (2) May reduce the current year's funding amount under section  
90 262.597 by thirty-three percent of the amount of tax revenues derived  
91 from the tax authorized under this section which exceed the average  
92 amount of funding received under section 262.597 for the immediately

93 preceding three years.

94           8. Any county that collects tax revenues authorized under this  
95 section shall transfer all attributable revenue plus monthly interest for  
96 deposit into the district's special fund. The governing body of the  
97 district shall comply with the prudent investor standard for investment  
98 fiduciaries as provided in section 105.688.

99           9. In any county in which a single-council district is established,  
100 and for which a tax has not been levied, the district may be dissolved  
101 in the same manner in which it was formed.

102           10. A county may withdraw from a consolidated district at any  
103 time by the filing of a petition with the circuit court having jurisdiction  
104 over the district. The petition shall be signed by not fewer than ten  
105 percent of those who voted in the most recent presidential election in  
106 the county seeking to withdraw that is part of a consolidated district  
107 stating that further operation of the district is contrary to the best  
108 interest of the inhabitants of the county in which the district is located  
109 and that the county seeks to withdraw from the district. The circuit  
110 court shall hear evidence on the petition. If the court finds that it is in  
111 the best interest of the inhabitants of the county in which the district  
112 is located for the county to withdraw from the district, the court shall  
113 make an order reciting the same and submit the question to the  
114 voters. The costs of submitting the question to the voters at the general  
115 municipal election shall be paid as provided in section 115.063. The  
116 question shall be submitted in substantially the following format:

117           "Shall the County of ..... (insert name of county) being part of  
118 ..... (insert name of district) Extension District withdraw from the  
119 district?"

120 The question shall be submitted at the next general municipal election  
121 date. The election returns shall be certified to the court. If the court  
122 finds that two-thirds of the voters voting on the question voted in favor  
123 of withdrawing from the district, the court shall issue an order  
124 withdrawing the county from the district, which shall contain a proviso  
125 that the district shall remain intact for the sole purposes of paying all  
126 outstanding and lawful obligations and disposing of the district's  
127 property. No additional costs or obligations for the withdrawing  
128 county shall be created except as necessary. The withdrawal shall  
129 occur on the first day of the following January after the vote. If the

130 court finds that two-thirds of the voters voting on the question shall  
131 not have voted favorably on the question to withdraw from the district,  
132 the court shall issue an order dismissing the petition and the district  
133 shall continue to operate.

134       11. The governing body of any district may seek voter approval  
135 to increase its current tax rate authorized under this section, provided  
136 such increase shall not cause the total tax to exceed thirty cents per  
137 one hundred dollars of assessed valuation. To propose such an  
138 increase, the governing body shall submit the question to the voters at  
139 the general municipal election in the county in which the district is  
140 located. The costs of submitting the question to the voters at the  
141 general municipal election shall be paid as provided in section  
142 115.063. The question shall be submitted in substantially the following  
143 form:

144       "Shall the Extension District in ..... (insert name of county or  
145 counties) be authorized to increase the tax rate from ..... (insert  
146 current amount of tax) cents to ..... (insert proposed amount of tax not  
147 to exceed thirty) cents per one hundred dollars of assessed valuation  
148 for the purpose of funding the University of Missouri Extension District  
149 programs, equipment, and services in the district?"

150 In a single-council district, if a majority of the voters in the county  
151 approve the question, then the district shall impose the tax. If a  
152 majority of the voters in a single-council district do not approve the  
153 question, then the tax shall not be imposed. In a consolidated district,  
154 if a majority of voters in the district approve the question, then the  
155 district shall impose the new tax rate. If a majority of the voters in a  
156 consolidated district do not approve the question, then the tax shall not  
157 be imposed in any county of the district. Revenues collected from the  
158 imposition of the tax authorized under this section shall be deposited  
159 into the special fund dedicated only for use by the district.

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