

WITHDRAWN JAN 23 2023

Budget  
Committee Substitute  
January 23, 2023

**IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI**

**AN ORDINANCE** submitting to the qualified voters of Jackson County, Missouri, at a special election to be held on April 4, 2023, a question authorizing Jackson County to impose a countywide sales tax of three percent on all tangible personal property retail sales of adult use, non-medicinal marijuana.

**ORDINANCE NO. 5709**, January 9, 2023

**INTRODUCED BY** Jalen Anderson and Megan Marshall, County Legislators

WHEREAS, article XIV, section 2.6(5) of the Missouri Constitution authorizes the governing body of a county to impose a countywide sales tax on all tangible personal property retail sales of adult use non-medicinal marijuana sold in such county; and,

WHEREAS, article XIV, section 2.6(5) provides that the tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no ordinance or order imposing a sales tax shall be effective unless the governing body of the county submits to the voters of the county, at a county or state general, primary, or special election, a proposal to authorize the governing body of the county to impose the tax; and,

WHEREAS, the Legislature has determined and does now find and determine that a ballot question should be submitted to the voters of Jackson County to authorize imposition of countywide sales tax on all tangible personal property retail sales of adult use, non-medicinal marijuana; and,

WHEREAS, the submission to the voters of a question authorizing a three percent sales tax on the retail sale of adult use, non-medicinal marijuana, is in the best interests of the health, welfare, and safety of the citizens of Jackson County, now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, as follows:

Section 1. Pursuant to the provisions of article XIV, section 2.6(5) of the Missouri Constitution, there is hereby submitted to the qualified voters of Jackson County, Missouri, at a special election to be held on April 4, 2023, a question authorizing Jackson County to levy a countywide sales tax at the rate of three percent on all tangible personal property retail sales of adult use, non-medicinal marijuana in the County.

Section 2. The qualified voters at said election shall vote by ballot and the ballots to be used at said election shall contain the following language:

JACKSON COUNTY, MISSOURI  
QUESTION # 1  
SPECIAL ELECTION  
APRIL 4, 2023  
OFFICIAL BALLOT

Shall Jackson County, Missouri, be authorized to impose a countywide sales tax of three percent (3%) on all tangible personal property retail sales of adult use, non-medicinal marijuana sold in Jackson County, for the exclusive purpose of funding, through a special revenue fund, services for violent crime prevention, community health, veterans support, and community preservation?

YES

NO

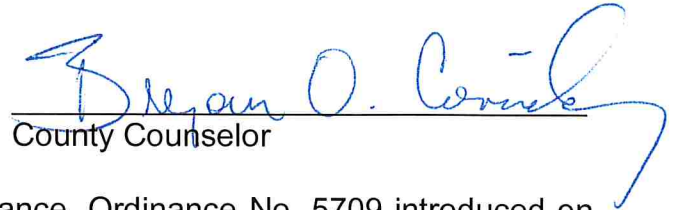
If you are in favor of the question, place an "x" in the box opposite "Yes." If you are opposed to the question, place an "x" in the box opposite "No."

Section 3. The Clerk of the Legislature is hereby authorized and directed to notify the Jackson County and Kansas City Boards of Election Commissioners of the adoption of this Ordinance no later than 5:00 p.m. on January 24, 2023, and to include in said notification all of the terms and provisions required by § 115.125, RSMo 2016.

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

  
Chief Deputy County Counselor

  
County Counselor

I hereby certify that the attached Ordinance, Ordinance No. 5709 introduced on January 9, 2023, was duly passed on \_\_\_\_\_, 2023 by the Jackson County Legislature. The votes thereon were as follows:

Yeas \_\_\_\_\_

Nays \_\_\_\_\_

Abstaining \_\_\_\_\_

Absent \_\_\_\_\_

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This Ordinance is hereby transmitted to the County Executive for his signature.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5709.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Frank White, Jr., County Executive