

Floor Substitute  
Legislature As A Whole  
November 22, 2004

ORDINANCE NO. 3568

**SUBJECT:** Stating the intent of Jackson County, Missouri to exercise its statutory right to opt out of the provisions of Section 137.073, *RSMo*, which establishes the way property tax is assessed in the state by requiring separate tax rates for each class of property.

**INTRODUCED:** November 8, 2004  
(Legislature As A Whole)

**ADOPTED:** November 29, 2004

**SIGNED BY EXECUTIVE:** November 30, 2004

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

**AN ORDINANCE** stating the intent of Jackson County, Missouri to exercise its statutory right to opt out of the provisions of Section 137.073, *RSMo*, which establishes the way property tax is assessed in the state by requiring separate tax rates for each class of property.

**ORDINANCE # 3568**, November 8, 2004

**INTRODUCED BY** Scott Burnett, County Legislator

WHEREAS, the Missouri General Assembly passed and the Governor signed Senate Bill 960 establishing a new way for counties to set tax rates which the General Assembly enacted in HB 1150 in 2002 in an attempt to correct problems in property tax assessments in Missouri; and,

WHEREAS, the legislation authorizes counties to opt out of the legislation revising the way property tax is assessed in the state by requiring separate tax rates for each class of property by ordinance of the governing body; now therefore,

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

Section 1. The County of Jackson hereby exercises its statutory right to opt out of the provisions of Section 137.073, *RSMo*, which establishes the way property tax is assessed in the state by requiring separate tax rates for each class of property.

Section 2. This ordinance shall be in full force and effect from and after the date of its passage and approval.

Section 3. For the purposes of applying the opt-out provision of this bill, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate the separate rates for the three subclasses of real property and the aggregate class of personal property as required by Section 137.073, *RSMo*, provided that such political subdivision shall also provide a single blended rate, in accordance with the procedure for determining a blended rate for school districts in subdivision (1) of subsection 6 of Section 137.073, *RSMo*. Such blended rate shall be used for the portion of such political subdivision that is situated within any county that has opted out. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and Sections 137.073, 138.060, and 138.100, *RSMo*, as enacted by House Bill 1150 of the Ninety-First General Assembly, Second Regular Session, and Section 137.073 *RSMo*, as modified by this act, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Acting Chief Deputy County Counselor

  
\_\_\_\_\_  
County Counselor

I hereby certify that the attached Ordinance, Ordinance # 3568 introduced on November 8, 2004 was duly passed on November 29, 2004 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8

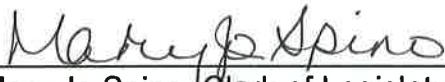
Nays 0

Abstaining 0

Absent 1

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

11.30.04  
Date

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

I hereby approve the attached Ordinance #3568.

11-30-04  
Date

  
\_\_\_\_\_  
Katheryn J. Shields, County Executive