

FIRST REGULAR SESSION  
[P E R F E C T E D]  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 638**  
94TH GENERAL ASSEMBLY

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Reported from the Committee on Economic Development, Tourism and Local Government, March 15, 2007, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

Senate Committee Substitute adopted March 29, 2007.

Taken up March 29, 2007. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

2525S.02P

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**AN ACT**

To repeal section 79.050, RSMo, and to enact in lieu thereof one new section relating to term of fourth class city mayors.

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

Section A. Section 79.050, RSMo, is repealed and one new section enacted  
2 in lieu thereof, to be known as section 79.050, to read as follows:

79.050. 1. The following officers shall be elected by the qualified voters  
2 of the city, and shall hold office for the term of two years, except as otherwise  
3 provided in this section, and until their successors are elected and qualified, to  
4 wit: mayor and board of aldermen. The board of aldermen may provide by  
5 ordinance, after the approval of a majority of the voters voting at an election at  
6 which the issue is submitted, for the appointment of a collector and for the  
7 appointment of a chief of police, who shall perform all duties required of the  
8 marshal by law, and any other police officers found by the board of aldermen to  
9 be necessary for the good government of the city. The marshal or chief of police  
10 shall be twenty-one years of age or older. If the board of aldermen does not  
11 provide for the appointment of a chief of police and collector as provided by this  
12 section, a city marshal, who shall be twenty-one years of age or older, and  
13 collector shall be elected, and the board of aldermen may provide by ordinance  
14 that the same person may be elected marshal and collector, at the same election,

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

15 and hold both offices and the board of aldermen may provide by ordinance for the  
16 election of city assessor, city attorney, city clerk and street commissioner, who  
17 shall hold their respective offices for a term of two years and until their  
18 successors shall be elected or appointed and qualified, except that the term of the  
19 city marshal shall be four years.

20           2. The board of aldermen may provide by ordinance that the term of  
21 [mayor and of] the collector shall be four years **and the term of the mayor**  
22 **shall be three or four years.** Any person elected as [mayor or] collector after  
23 the passage of such an ordinance shall serve for a term of four years and until his  
24 successor is elected and qualified. **Any person elected as mayor after the**  
25 **passage of such ordinance shall serve for a term of three or four years,**  
26 **as provided, and until his successor is elected and qualified.**

27           3. The board of aldermen may provide by ordinance that the term of the  
28 board of aldermen shall be four years. Such ordinance shall be submitted by the  
29 board to the voters of the city and shall take effect only upon the approval of a  
30 majority of the voters voting at an election at which the issue is submitted. Any  
31 person elected to the board of aldermen after the passage of such an ordinance  
32 shall serve for a term of four years and until his successor is elected and  
33 qualified.

34           4. **Notwithstanding any other provision of this section to the**  
35 **contrary, in any city with a population of not less than twenty thousand**  
36 **inhabitants located in any county with a charter form of government**  
37 **and with more than one million inhabitants, the term of mayor shall be**  
38 **four years. Any person elected shall serve a term of four years and**  
39 **until his or her successor is elected and qualified.**

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