

FIRST REGULAR SESSION

SENATE BILL NO. 686

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

2705S.01I

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 347.048, RSMo, and to enact in lieu thereof one new section relating to real property owned by limited liability companies.

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

Section A. Section 347.048, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 347.048,
3 to read as follows:

347.048. 1. (1) Any limited liability company that
2 owns and rents or leases real property, or owns unoccupied
3 real property[, located within:

4 (a) Any home rule city with a population of more than
5 four hundred thousand inhabitants which is located in more
6 than one county;

7 (b) Any home rule city with more than one hundred
8 sixteen thousand but fewer than one hundred fifty-five
9 thousand inhabitants; or

10 (c) Any home rule city with more than seventy-one
11 thousand but fewer than seventy-nine thousand inhabitants]

12 shall file [with that city's clerk] an affidavit listing the
13 name and street address of at least one natural person who
14 has management control and responsibility for the real
15 property owned and leased or rented by the limited liability
16 company, or owned by the limited liability company and
17 unoccupied. **Such affidavit shall be filed in the office of**

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

18 the city clerk, in the case of real property located within
19 city limits, or with the county clerk, in the case of real
20 property located outside city limits.

21 (2) Within thirty days following the cessation of
22 management control and responsibility of any natural person
23 named in an affidavit described in this section, the limited
24 liability company shall file a successor affidavit listing
25 the name and street address of a natural person successor.

26 2. No limited liability company shall be charged a fee
27 for filing an affidavit or successor affidavit required
28 under this section.

29 3. If a limited liability company required by this
30 section to file an affidavit or a successor affidavit fails
31 or refuses to file such completed affidavit with the
32 appropriate clerk, any person who is adversely affected by
33 the failure or refusal or the [home rule city] **respective**
34 **political subdivision** may petition the circuit court in the
35 county where the property is located to direct the execution
36 and filing of such document.

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