

# McDonald County Commission

JOYE HELM, CLERK

P.O. BOX 665

Pineville, Missouri 64856

417 223 4717

Gayle Brock  
Western Commissioner

Bill Wilson  
Presiding Commissioner

Lawrence Myers  
Eastern Commissioner

## An Ordinance to Opt-Out of the State Assessment Requirements

WHEREAS, the Missouri General Assembly passed and the Governor signed Bill 960 that authorizes an opt-out provision for counties from legislation establishing a new way for counties to set tax rates which General Assembly enacted in HB 1150 in 2002 in an attempt to correct problems in property tax assessments in Missouri, and in more specifically St. Louis County, and

WHEREAS, HB 1150 does not provide for the reimbursement to local revenues for lost revenues and,

WHEREAS, the new tax rate rollback provisions will significantly reduce local revenues used to provide necessary public services by the county, and

WHEREAS, these new requirements will add significant additional cost to the County, which already has limited financial resources, and

WHEREAS, the legislation authorizes counties to opt-out of the legislation revising the way the 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 COMMISSION OF THE COUNTY OF McDONALD AS FOLLOWS:

**Section One.** The County of McDonald 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 Two.** This ordinance shall be in full force and effect from and after the date of its passage and approval.

**Section Three.** 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 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 affirmative vote of the governing body prior to December thirty-first of any year.

ADOPTED AND APPROVED THIS 9<sup>th</sup> DAY OF Sept 2004

~~Bill Wilson~~  
Presiding Commissioner  
Lawrence Myers  
Eastern Commissioner  
Gayle Brock  
Western Commissioner

X Aye      \_\_\_\_\_ Nay  
X Aye      \_\_\_\_\_ Nay  
X Aye      \_\_\_\_\_ Nay

Bill Wilson  
Bill Wilson  
Presiding Commissioner

Lawrence Myers  
Lawrence Myers  
Eastern Commissioner

Gayle Brock  
Gayle Brock  
Western Commissioner

ATTEST:

Gayle Brock  
County Clerk



BE IT REMEMBERED that on final passage of this ordinance, the roll vote for approval was the following persons voting "ay" Bill Wilson, Lawrence Myers

And the following "Nay" None