

SECOND REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 670

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR JUSTUS.

Pre-filed December 1, 2009, and ordered printed.

Read 2nd time January 13, 2010, and referred to the Committee on Jobs, Economic Development and Local Government.

Reported from the Committee February 4, 2010, with recommendation that the bill do pass and be placed on the Consent Calendar.

Removed from the Consent Calendar February 10, 2010.

Re-reported from the Committee February 11, 2010, with recommendation that the bill do pass.

Taken up for Perfection February 16, 2010. Bill declared Perfected and Ordered Printed.

TERRY L. SPIELER, Secretary.

3599S.01P

AN ACT

To amend chapter 141, RSMo, by adding thereto one new section relating to the compromise of taxes and penalties for properties subject to certain actions as abandoned property.

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

Section A. Chapter 141, RSMo, is amended by adding thereto one new
2 section, to be known as section 141.535, to read as follows:

141.535. 1. In any county with a charter form of government and
2 with more than six hundred thousand but fewer than seven hundred
3 thousand inhabitants, the court shall stay the sale of any tax parcel to
4 be sold under execution of a tax foreclosure judgment obtained under
5 this chapter, which is the subject of an action filed under sections
6 447.620 to 447.640, provided that the party which has brought such an
7 action has paid into the circuit court the principal amount of all land
8 taxes then due and owing under the tax foreclosure judgment, exclusive
9 of penalties, interest, attorney fees, and court costs, prior to the date
10 of any proposed sale under execution. The party bringing such action
11 shall provide written notice of the filing of the action to the court
12 administrator and file with the circuit court in which the action is
13 pending a certificate that such notice has been provided to the court
14 administrator.

15 2. Upon the granting by the court of temporary possession of any

16 **property under section 447.632 and again upon the approval by the**
17 **court of a sheriff's deed under section 447.625, the circuit court shall**
18 **direct payment to the county collector of all principal land taxes**
19 **theretofore paid into the circuit court. In addition, in any order**
20 **granting a sheriff's deed under section 447.625, the court shall also**
21 **order the permanent extinguishment of liability against the grantee of**
22 **the sheriff's deed, and all successors in interest; excepting however,**
23 **any defendant in such action, for penalties, interest, attorney fees, and**
24 **court costs arising from actions to collect delinquent land taxes due on**
25 **the subject property. The funds paid into the court for land taxes shall**
26 **then be paid to the county collector. If an owner of such a property**
27 **moves the court for restoration of the subject property under section**
28 **447.638, the owner shall pay into the circuit court all land tax amounts**
29 **currently due and owing on the property, including all statutory**
30 **penalties, interest, attorney fees, and court costs retroactive to the date**
31 **of accrual.**

32 **3. If the party which brought the action under sections 447.620**
33 **to 447.640 dismisses its action prior to gaining temporary possession of**
34 **the property, it shall recover any amounts paid into the circuit court**
35 **prior to that date for principal land taxes.**

36 **4. In the event that an owner of the tax parcel regains possession**
37 **under section 447.638, the party which brought the action under**
38 **sections 447.620 to 447.640 shall recover from that owner an amount**
39 **equal to that paid into the court by said party and paid to the county**
40 **collector under this section, and shall be granted judgment thereon.**

Copy ✓