

FIRST REGULAR SESSION

HOUSE BILL NO. 463

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES OVERSCHMIDT, LAWSON, MYERS, KELLY (27),
BERKSTRESSER (Co-sponsors), BARNETT, ROBERTS, NAEGER, WAGNER, McKENNA, WIGGINS,
ABEL, FOLEY, KOLLER, FORD, BARRY, OSTMANN AND MOORE.

Read 1st time January 22, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1347L.011

AN ACT

To repeal section 620.467, RSMo 2000, relating to the tourism supplemental revenue fund, and
to enact in lieu thereof one new section relating to the same subject.

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

Section A. Section 620.467, RSMo 2000, is repealed and one new section enacted in lieu
2 thereof, to be known as section 620.467, to read as follows:

620.467. 1. The state treasurer shall annually transfer an amount prescribed in this
2 section out of the general revenue fund pursuant to section 144.700, RSMo, in a fund hereby
3 created in the state treasury, to be known as the "Division of Tourism Supplemental Revenue
4 Fund". The state treasurer shall administer the fund, and the moneys in such fund, except the
5 appropriate percentage of any refund made of taxes collected under the provisions of chapter
6 144, RSMo, shall be used solely by the division of tourism of the department of economic
7 development to carry out the duties and functions of the division as prescribed by law. Moneys
8 transferred to the division of tourism supplemental revenue fund shall be in addition to a budget
9 base in each fiscal year. For fiscal year 1994, such budget base shall be six million two hundred
10 thousand dollars, and in each succeeding fiscal year the budget base shall be the prior fiscal
11 year's general revenue base plus any additional appropriations made to the division of tourism,
12 including one hundred percent of the prior fiscal year's transfers made to the division of tourism
13 supplemental revenue fund pursuant to this section. The general revenue base shall decrease by
14 ten percent in each fiscal year following fiscal year 1994. Notwithstanding the provisions of
15 section 33.080, RSMo, to the contrary, moneys in the division of tourism supplemental revenue

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

16 fund at the end of any biennium shall not be transferred to the credit of the general revenue fund.

17 2. In fiscal years 1995 to 2010, a portion of general revenue determined pursuant to this
18 subsection, shall be transferred to the credit of the division of tourism supplemental revenue fund
19 pursuant to subsection 1 of this section. The director of revenue shall determine the amount
20 transferred to the credit of the division of tourism supplemental revenue fund in each fiscal year
21 by computing the previous year's total appropriation into the division of tourism supplemental
22 revenue fund and adding to such appropriation amount the total amount derived from the retail
23 sale of tourist-oriented goods and services collected pursuant to the following sales taxes: state
24 sales taxes; sales taxes collected pursuant to sections 144.010 to 144.430, RSMo, that are
25 designated as local tax revenue to be deposited in the school district trust fund pursuant to
26 section 144.701, RSMo; sales taxes collected pursuant to section 43(a) of article IV of the
27 Missouri Constitution; and sales taxes collected pursuant to section 47(a) of article IV of the
28 Missouri Constitution. If the increase in such sales taxes derived from the retail sale of
29 tourist-oriented goods and services in the fiscal year three years prior to the fiscal year in which
30 each transfer shall be made is at least [three] **two** percent over such sales taxes derived from the
31 retail sale of tourist-oriented goods and services generated in the fiscal year four years prior to
32 the fiscal year in which each transfer shall be made, an amount equal to one-half of such sales
33 taxes generated above a [three] **two** percent increase shall be calculated by the director of
34 revenue and the amount calculated shall be transferred by the state treasurer to the credit of the
35 division of tourism supplemental revenue fund.

36 3. Total transfers to the supplemental revenue fund in any fiscal year pursuant to
37 subsections 1 and 2 of this section shall not exceed the amount transferred into the division of
38 tourism supplemental revenue fund in the fiscal year immediately preceding the current fiscal
39 year by more than **the maximum amount of increase that was calculated for the previous**
40 **year's maximum amount of increase and increasing that amount by a percentage equal to**
41 **any percentage of positive growth of sales of tourism-oriented goods and services in the**
42 **fiscal year three years prior to the year in which each transfer is made over the sales of**
43 **tourism-oriented goods and services generated in the fiscal year four years prior to the**
44 **fiscal year in which each transfer shall be made. The maximum amount of increase for**
45 **fiscal year 2002 shall be three million dollars.**

46 4. As used in this section, "sales of tourism-oriented goods and services", are those sales
47 by businesses registered with the department of revenue under the following SIC Codes **or their**
48 **successors:**

- 49 (1) SIC Code 5811;
50 (2) SIC Code 5812;
51 (3) SIC Code 5813;

52 (4) SIC Code 7010;
53 (5) SIC Code 7020;
54 (6) SIC Code 7030;
55 (7) SIC Code 7033;
56 (8) SIC Code 7041;
57 (9) **SIC Code 7510**;
58 **(10)** SIC Code 7920;
59 [(10)] **(11)** SIC Code 7940;
60 [(11)] **(12)** SIC Code 7990;
61 [(12)] **(13)** SIC Code 7991;
62 [(13)] **(14)** SIC Code 7992;
63 [(14)] **(15)** SIC Code 7996;
64 [(15)] **(16)** SIC Code 7998; **and**
65 [(16)] **(17)** SIC Code 7999[; and
66 (17) SIC Code 8420].

67 5. Prior to each appropriation from the division of tourism supplemental revenue fund,
68 the division of tourism shall present to the committee on tourism, recreational and cultural affairs
69 of the house of representatives and to the transportation and tourism committee of the senate, or
70 their successors, a promotional marketing strategy including, but not limited to, targeted markets,
71 duration of market plans, ensuing market strategies, and the actual and estimated investment
72 return, if any, resulting therefrom.

73 6. [This section shall become effective July 1, 1994.] This section shall expire June 30,
74 2010.