

FIRST REGULAR SESSION

HOUSE BILL NO. 599

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES GREEN (73), HANAWAY, HAYWOOD, FRASER, REID,
COLEMAN, HOLLINGSWORTH, McKENNA, GEORGE (Co-sponsors), BRAY, FORD, O'TOOLE,
BOWMAN, JOHNSON (61), HAGAN-HARRELL, THOMPSON, VILLA AND HENDRICKSON.

Read 1st time January 31, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1066L.011

AN ACT

To repeal section 99.805, RSMo 2000, relating to tax increment financing, and to enact in lieu thereof nine new sections relating to the same subject, with an effective date.

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

Section A. Section 99.805, RSMo 2000, is repealed and nine new sections enacted in
2 lieu thereof, to be known as sections 99.805, 99.866, 99.867, 99.868, 99.869, 99.870, 99.871,
3 99.872 and 99.873, to read as follows:

99.805. As used in sections 99.800 to [99.865] **99.873**, unless the context clearly requires
2 otherwise, the following terms shall mean:

3 (1) "Blighted area", an area which, by reason of the predominance of defective or
4 inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements,
5 improper subdivision or obsolete platting, or the existence of conditions which endanger life or
6 property by fire and other causes, or any combination of such factors, retards the provision of
7 housing accommodations or constitutes an economic or social liability or a menace to the public
8 health, safety, morals, or welfare in its present condition and use;

9 (2) "Collecting officer", the officer of the municipality responsible for receiving and
10 processing payments in lieu of taxes or economic activity taxes from taxpayers or the department
11 of revenue;

12 (3) "Conservation area", any improved area within the boundaries of a redevelopment
13 area located within the territorial limits of a municipality in which fifty percent or more of the
14 structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted

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

15 area but is detrimental to the public health, safety, morals, or welfare and may become a blighted
16 area because of any one or more of the following factors: dilapidation; obsolescence;
17 deterioration; illegal use of individual structures; presence of structures below minimum code
18 standards; abandonment; excessive vacancies; overcrowding of structures and community
19 facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land
20 coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of
21 community planning. A conservation area shall meet at least three of the factors provided in this
22 subdivision for projects approved on or after December 23, 1997;

23 (4) "Economic activity taxes", the total additional revenue from taxes which are imposed
24 by a municipality and other taxing districts, and which are generated by economic activities
25 within a redevelopment area over the amount of such taxes generated by economic activities
26 within such redevelopment area in the calendar year prior to the adoption of the ordinance
27 designating such a redevelopment area, while tax increment financing remains in effect, but
28 excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by
29 transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment
30 projects or redevelopment plans approved after December 23, 1997, if a retail establishment
31 relocates within one year from one facility to another facility within the same county and the
32 governing body of the municipality finds that the relocation is a direct beneficiary of tax
33 increment financing, then for purposes of this definition, the economic activity taxes generated
34 by the retail establishment shall equal the total additional revenues from economic activity taxes
35 which are imposed by a municipality or other taxing district over the amount of economic
36 activity taxes generated by the retail establishment in the calendar year prior to its relocation to
37 the redevelopment area;

38 (5) "Economic development area", any area or portion of an area located within the
39 territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and
40 (3) of this section, and in which the governing body of the municipality finds that redevelopment
41 will not be solely used for development of commercial businesses which unfairly compete in the
42 local economy and is in the public interest because it will:

43 (a) Discourage commerce, industry or manufacturing from moving their operations to
44 another state; or

45 (b) Result in increased employment in the municipality; or

46 (c) Result in preservation or enhancement of the tax base of the municipality;

47 (6) "Gambling establishment", an excursion gambling boat as defined in section 313.800,
48 RSMo, and any related business facility including any real property improvements which are
49 directly and solely related to such business facility, whose sole purpose is to provide goods or
50 services to an excursion gambling boat and whose majority ownership interest is held by a person

51 licensed to conduct gambling games on an excursion gambling boat or licensed to operate an
52 excursion gambling boat as provided in sections 313.800 to 313.850, RSMo. This subdivision
53 shall be applicable only to a redevelopment area designated by ordinance adopted after December
54 23, 1997;

55 **(7) "High unemployment", unemployment in the proposed redevelopment area of**
56 **at least one and one-half times that of the metropolitan statistical area in which the area**
57 **is located or, one and one-half times the unemployment rate of nonmetropolitan counties**
58 **if the area is not located in a metropolitan statistical area;**

59 **(8) "Low fiscal capacity", per capita assessed valuation of property in the**
60 **municipality of less than sixty percent of the entire county in which it is located, or, in**
61 **unincorporated areas, when the per capita assessed valuation of property in the school**
62 **district is less than sixty percent of the entire county in which it is located;**

63 [(7)] **(9) "Municipality", a city, village, or incorporated town or any county of this**
64 **state. For redevelopment areas or projects approved on or after December 23, 1997,**
65 **"municipality" applies only to cities, villages, incorporated towns or counties established for at**
66 **least one year prior to such date;**

67 [(8)] **(10) "Obligations", bonds, loans, debentures, notes, special certificates, or other**
68 **evidences of indebtedness issued by a municipality to carry out a redevelopment project or to**
69 **refund outstanding obligations;**

70 [(9)] **(11) "Ordinance", an ordinance enacted by the governing body of a city, town, or**
71 **village or a county or an order of the governing body of a county whose governing body is not**
72 **authorized to enact ordinances;**

73 [(10)] **(12) "Payment in lieu of taxes", those estimated revenues from real property in**
74 **the area selected for a redevelopment project, which revenues according to the redevelopment**
75 **project or plan are to be used for a private use, which taxing districts would have received had**
76 **a municipality not adopted tax increment allocation financing, and which would result from**
77 **levies made after the time of the adoption of tax increment allocation financing during the time**
78 **the current equalized value of real property in the area selected for the redevelopment project**
79 **exceeds the total initial equalized value of real property in such area until the designation is**
80 **terminated pursuant to subsection 2 of section 99.850;**

81 **(13) "Poverty", either a Missouri municipality within a metropolitan statistical area**
82 **which has a population of at least one thousand five hundred and median household**
83 **income of under eighty percent of the median household income for the metropolitan**
84 **statistical area, according to the last decennial census, or a United States census block**
85 **group or contiguous group of block groups within a metropolitan statistical area which has**
86 **a population of at least one thousand five hundred, and each block group having a median**

87 **household income of under eighty percent of the median household income for the**
88 **metropolitan area in Missouri, according to the last decennial census. In addition, the**
89 **definition shall include municipalities not within a metropolitan statistical area, with a**
90 **median household income of under eighty percent of the median household income for the**
91 **nonmetropolitan areas in Missouri according to the last decennial census or a census block**
92 **group or contiguous group of block groups which has a population of at least one thousand**
93 **five hundred, and each block group having a median household income of under eighty**
94 **percent of the median household income for the nonmetropolitan areas of Missouri,**
95 **according to the last decennial census;**

96 **(14) "Public subsidy", any combination of public grants or loans, tax abatements,**
97 **tax credits, industrial revenue bonds, tax increment financing, or other instruments having**
98 **similar economic effect which are made available to the developer for the direct benefit of**
99 **the redevelopment project from actual or potential tax revenues from any taxing**
100 **district. Subsidies do not include fees for services generated from the redevelopment**
101 **project, such as parking receipts or incidental rental income generated from a public**
102 **works or public improvement project, or the revenue bonds supported in whole or in part**
103 **by such fees for service or incidental rental income;**

104 **[(11)] (15) "Redevelopment area", an area designated by a municipality, in respect to**
105 **which the municipality has made a finding that there exist conditions which cause the area to be**
106 **classified as a blighted area, a conservation area, an economic development area, an enterprise**
107 **zone pursuant to sections 135.200 to 135.256, RSMo, or a combination thereof, which area**
108 **includes only those parcels of real property directly and substantially benefitted by the proposed**
109 **redevelopment project;**

110 **[(12)] (16) "Redevelopment plan", the comprehensive program of a municipality for**
111 **redevelopment intended by the payment of redevelopment costs to reduce or eliminate those**
112 **conditions, the existence of which qualified the redevelopment area as a blighted area,**
113 **conservation area, economic development area, or combination thereof, and to thereby enhance**
114 **the tax bases of the taxing districts which extend into the redevelopment area. Each**
115 **redevelopment plan shall conform to the requirements of section 99.810;**

116 **[(13)] (17) "Redevelopment project", any development project within a redevelopment**
117 **area in furtherance of the objectives of the redevelopment plan; any such redevelopment project**
118 **shall include a legal description of the area selected for the redevelopment project;**

119 **[(14)] (18) "Redevelopment project costs" include the sum total of all reasonable or**
120 **necessary costs incurred or estimated to be incurred, and any such costs incidental to a**
121 **redevelopment plan or redevelopment project, as applicable. Such costs include, but are not**
122 **limited to, the following:**

- 123 (a) Costs of studies, surveys, plans, and specifications;
- 124 (b) Professional service costs, including, but not limited to, architectural, engineering,
125 legal, marketing, financial, planning or special services. Except the reasonable costs incurred
126 by the commission established in section 99.820 for the administration of sections 99.800 to
127 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be
128 included in the costs of a redevelopment plan or project;
- 129 (c) Property assembly costs, including, but not limited to, acquisition of land and other
130 property, real or personal, or rights or interests therein, demolition of buildings, and the clearing
131 and grading of land;
- 132 (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings
133 and fixtures;
- 134 (e) Initial costs for an economic development area;
- 135 (f) Costs of construction of public works or improvements;
- 136 (g) Financing costs, including, but not limited to, all necessary and incidental expenses
137 related to the issuance of obligations, and which may include payment of interest on any
138 obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period
139 of construction of any redevelopment project for which such obligations are issued and for not
140 more than eighteen months thereafter, and including reasonable reserves related thereto;
- 141 (h) All or a portion of a taxing district's capital costs resulting from the redevelopment
142 project necessarily incurred or to be incurred in furtherance of the objectives of the
143 redevelopment plan and project, to the extent the municipality by written agreement accepts and
144 approves such costs;
- 145 (i) Relocation costs to the extent that a municipality determines that relocation costs shall
146 be paid or are required to be paid by federal or state law;
- 147 (j) Payments in lieu of taxes;
- 148 **(19) "Redevelopment project of regional significance", a redevelopment project**
149 **that will result in a minimum of five hundred full-time, nonretail jobs within a**
150 **redemption area comprised of one or more adjacent hosting municipalities, which is**
151 **consistent with the redevelopment plans of the municipality or municipalities. Retail**
152 **activity in such project shall be limited to that necessary to service the workshift needs of**
153 **employees in the redevelopment project;**
- 154 [(15)] **(20) "Special allocation fund", the fund of a municipality or its commission which**
155 **contains at least two separate segregated accounts for each redevelopment plan, maintained by**
156 **the treasurer of the municipality or the treasurer of the commission into which payments in lieu**
157 **of taxes are deposited in one account, and economic activity taxes and other revenues are**
158 **deposited in the other account;**

159 [(16)] (21) "Taxing districts", any political subdivision of this state having the power
160 to levy taxes;

161 [(17)] (22) "Taxing districts' capital costs", those costs of taxing districts for capital
162 improvements that are found by the municipal governing bodies to be necessary and to directly
163 result from the redevelopment project; [and]

164 (23) "Unfair competition", using a public subsidy as an incentive to attract a new
165 business to a market area where a similar business already exists, with the effect of a
166 negative economic impact to the existing business, or to recruit or attract a business to a
167 new location within the same market area; and

168 [(18)] (24) "Vacant land", any parcel or combination of parcels of real property not used
169 for industrial, commercial, or residential buildings.

99.866. 1. Except as provided in subsection 2 of this section, the provisions of
2 sections 99.866 to 99.872 shall apply to any city not within a county, any county of the first
3 classification with a population of more than nine hundred thousand, any county of the
4 first classification with a population of more than one hundred seventy thousand and less
5 than two hundred five thousand, any county of the third classification with a population
6 of more than nineteen thousand five hundred and less than twenty thousand, any county
7 of the first classification with a charter form of government and a population of less than
8 two hundred fifty thousand, any county of the first classification with a population of more
9 than eighty thousand and less than eighty-three thousand, any county of the third
10 classification without a township form of government and a population of more than
11 nineteen thousand one hundred but less than nineteen thousand five hundred inhabitants,
12 any county of the third classification without a township form of government and a
13 population of more than twenty-eight thousand but less than thirty thousand inhabitants,
14 any county of the fourth classification with a population of more than forty-eight thousand
15 inhabitants, any county of the third classification without a township form of government
16 and a population of more than sixteen thousand but less than sixteen thousand five
17 hundred inhabitants and any county of the third classification without a township form of
18 government and a population of more than twenty thousand but less than twenty thousand
19 seven hundred inhabitants.

20 2. Any redevelopment project consisting solely of public infrastructure
21 improvements on public land requiring two million dollars or less in tax increment
22 financing, wherein the bonds for such project will be paid off in seven years or less, shall
23 be exempt from the provisions of sections 99.866 to 99.872.

99.867. 1. The municipality and any proposed redevelopment area shall meet the
2 requirements of section 99.810 and this section. An area can qualify if:

3 (1) The host municipality or, for unincorporated areas, the host school district has
4 low fiscal capacity; or

5 (2) The census block group or groups, as defined in the most recent decennial
6 census, containing the proposed redevelopment area have high unemployment; or

7 (3) The municipality, census block group or groups, as defined in the most recent
8 decennial census, containing the proposed redevelopment area are characterized by
9 poverty; and

10 (4) Except in a federal enterprise zone or a federal empowerment zone area, or a
11 municipality, census block group or groups with a median household income less than
12 seventy percent of that of the metropolitan area, the assessed valuation, reduced by the
13 percentage of increase in the consumer price index as reported by the United States
14 Department of Labor, of the parcels included in the proposed redevelopment area, taken
15 together, has not increased in the three most recent reassessment periods; and

16 (5) The area meets at least one of the following:

17 (a) There is a documented pattern of business failures over the last three years, as
18 demonstrated by foreclosures, denied loans, loan defaults, or equivalent statistical
19 documentation; or

20 (b) There is a pattern of neighborhood decline demonstrated by mortgage
21 delinquencies, denied mortgage loans or equivalent statistical documentation for
22 residential properties within the proposed area over the last three years; or

23 (c) Less than seventy-five percent of the square footage of the existing commercial,
24 industrial or residential facility in the proposed redevelopment area is being used as of the
25 date of application; or

26 (d) The project is to expand or upgrade an existing nonretail business in place
27 without a change in existing predominant land use; or

28 (e) The project is to redevelop in place an existing retail or commercial property
29 that is at least fifty percent vacant.

30 2. No more than fifty percent of the costs of a redevelopment project may be
31 allocated or expended for retail development unless:

32 (1) The redevelopment is in a municipality, census block group or group of block
33 groups with a median household income less than seventy percent of that of the
34 metropolitan area, a distressed community as defined in section 135.530, RSMo, a federal
35 enterprise zone or a federal empowerment zone; or

36 (2) At least fifty percent of the residents living within a one-quarter mile radius of
37 the boundary of the proposed district are living in poverty, as defined in section 99.805.

38 3. If the majority of the proposed redevelopment project is located in an area

39 meeting the requirements of low fiscal capacity, high unemployment and poverty set forth
40 in this section, and if such conditions are documented in an area which is contiguous but
41 outside of the qualifying area, and is smaller than a census block group, the contiguous
42 area shall be added to the qualifying area.

99.868. 1. The developer shall submit its proposed redevelopment plan to the
2 governing body and the department of economic development. The department shall
3 conduct a cost-benefit analysis of the impact of the proposed project including at least an
4 assessment of the following:

- 5 (1) Fiscal impacts;
- 6 (2) Net new job growth;
- 7 (3) Accessibility of employment opportunities for residents of the host municipality;
- 8 (4) Wages associated with net new jobs;
- 9 (5) Effect on the viability of nearby land uses;
- 10 (6) Impact on community cohesiveness and diversity;
- 11 (7) Environmental impacts such as air, soil and water; and
- 12 (8) Sustainability of the revenue stream for affected municipalities.

13 2. The department shall prepare a cost-benefit analysis of the proposed
14 redevelopment project and shall submit it to the developer, the host municipality and
15 surrounding municipalities within ninety days unless the department and the developer
16 agree to a different timetable. The department shall charge the developer a fee set in an
17 amount not to exceed the department's cost for conducting the cost-benefit analysis and the
18 moneys so collected shall be transmitted to the director of revenue for deposit in general
19 revenue. The analysis shall be available to the public at a location within the host
20 municipality for at least thirty days before the municipality makes a decision on the
21 proposal.

22 3. A proposal shall not be approved unless the cost-benefit analysis shows that the
23 proposal will not have a significant negative impact on local taxing jurisdictions.

99.869. Any affected person may file an action in the circuit court of jurisdiction
2 to challenge any decision of the tax increment financing commission or the governing body
3 within sixty days of such decision. This action will be limited to certifying whether the
4 redevelopment project meets the eligibility requirements set forth in sections 99.867,
5 99.868, 99.870, 99.871 and 99.872.

99.870. Commencing with the first fiscal year in which any municipality receives
2 any payments in lieu of taxes from a redevelopment project and continuing through the
3 last fiscal year in which the municipality receives such payments, the municipality shall pay
4 to any other taxing entities entitled to receive revenue from levies on real property in such

5 municipality, an amount equal to twenty-five percent of the payments in lieu of taxes
6 received by the municipality. This amount shall be divided among the other affected
7 taxing entities on a basis that is proportional to the collections of revenue from real
8 property in the development area to which each such taxing district is entitled during that
9 tax year.

2 99.871. 1. In addition to the provisions of section 99.867 and 99.868, any
3 municipality or group of adjacent municipalities may use tax increment financing for a
4 redevelopment project of regional significance, as defined in section 99.805, only if such
5 municipality or group of adjacent municipalities agrees to participate in and abide by any
6 decision rendered by the appropriate regional tax increment finance review authority.
7 Such authority may qualify projects which are located in a blighted area, conservation area
8 or economic development area, as defined in section 99.805.

9 2. Each county or city not within a county specified in section 99.866 shall establish
10 a regional tax increment finance review authority in accordance with the following
11 specifications:

12 (1) In any city not within a county, the regional tax increment finance review
13 authority shall be composed of six members appointed by and from the board of aldermen,
14 three members appointed by the school board and three members appointed by the board
15 of equalization and adjustment of such city. The term of office for each member of the
16 authority shall be at the discretion of the appointing authority. The members appointed
17 from the board of aldermen shall accurately represent the balance of political parties on
18 the board of aldermen;

19 (2) In any county of the first classification with a population of more than nine
20 hundred thousand, the regional tax increment finance review authority shall be composed
21 of three members appointed by the county executive, three members appointed by the
22 county council to represent group A cities as defined in section 66.620, RSMo, three
23 members appointed by the county council to represent group B cities as defined in section
24 66.620, RSMo, and six members appointed by the county executive with the approval of
25 the county council, of which at least three shall represent school districts and the
26 remainder shall represent other political subdivisions levying ad valorem taxes in the
27 county. The term of office for each member of the authority shall be at the discretion of
28 the appointing jurisdictions. The members appointed from the county council shall
29 accurately reflect the balance of political parties on the county council in the county;

30 (3) In any county of the first classification with a charter form of government and
31 a population of less than two hundred fifty thousand, a regional tax increment finance
review authority shall be composed of three members appointed by the county executive,

32 three members appointed by the county council to represent the cities in the county and
33 six members appointed by the county executive with the approval of the county council,
34 of which at least three shall represent school districts and the remainder of which shall
35 represent other political subdivisions levying ad valorem taxes in the county. The term of
36 office for each member of the authority shall be at the discretion of the appointing
37 jurisdictions; and

38 (4) In any county of the first classification with a population of more than one
39 hundred seventy thousand and less than two hundred five thousand, any county of the
40 third classification with a population of more than nineteen thousand five hundred and less
41 than twenty thousand, any county of the first classification with a population of more than
42 eighty thousand and less than eighty-three thousand, any county of the third classification
43 without a township form of government and a population of more than nineteen thousand
44 one hundred but less than nineteen thousand five hundred, any county of the third
45 classification without a township form of government and a population of more than
46 twenty-eight thousand but less than thirty thousand, any county of the fourth classification
47 with a population of more than forty-eight thousand, any county of the third classification
48 without a township form of government and a population of more than sixteen thousand
49 but less than sixteen thousand five hundred and any county of the third classification
50 without a township form of government and a population of more than twenty thousand
51 but less than twenty thousand seven hundred inhabitants, a regional tax increment finance
52 review authority shall be composed of three county commissioners, three members
53 appointed by the county commission to represent the cities within the county, and six
54 members appointed by the county commissioners of which at least three shall represent
55 school districts and the remainder of which shall represent other political subdivisions
56 levying ad valorem taxes in the county. The term of office for each member of the
57 authority shall be at the discretion of the appointing jurisdiction.

58 3. Prior to adoption of any redevelopment plan for a project of regional significance
59 which will be funded in any part using tax increment financing, any municipality in any
60 city or county described in section 99.866 shall submit the redevelopment plan to the
61 regional tax increment finance authority in the city not within a county or county
62 containing the redevelopment project.

63 4. The regional tax increment finance authority shall review the project, which
64 shall be designed to address one or more of the three criteria of "blighted area",
65 "conservation area" or "economic development area", as those terms are defined in section
66 99.805. Evidence of one or more of the criteria shall be provided to the authority prior to
67 approval. In addition to proof of such criterion or criteria, a cost-benefit analysis shall be

68 conducted for the project pursuant to the requirements of section 99.868. The regional tax
69 increment finance authority shall also determine that the project does not constitute unfair
70 competition, as defined in section 99.805, prior to approving any project.

71 **5. If the regional tax increment finance authority considers and finds in favor of**
72 **project approval based on each of the criteria required in subsection 4 of this section, then**
73 **the authority shall approve the redevelopment project, and the submitting municipality**
74 **may proceed with its redevelopment project.**

99.872. 1. The maximum amount of public subsidy for projects approved pursuant
2 **to sections 99.805 to 99.865 shall be thirty percent of the total project costs, except that:**

3 **(1) If the area meets two of the three criteria established in subdivisions (1) to (3)**
4 **of subsection 1 of section 99.867, or if the area is a federal enterprise zone or a federal**
5 **empowerment zone, or a municipality, census block group or group of block groups where**
6 **the median household income is less than seventy percent of the median household income**
7 **of the metropolitan area, the maximum amount of public subsidy shall be fifty percent of**
8 **the project costs; or**

9 **(2) If at least twenty percent of the project costs are to improve, increase or**
10 **preserve affordable housing in the area, the maximum cost of public subsidy shall be fifty**
11 **percent of the project costs.**

12 **2. The municipality and the developer shall annually submit information to the**
13 **department regarding an approved plan for as long as the plan is in effect. The**
14 **department shall establish reporting requirements by rule promulgated pursuant to**
15 **chapter 536, RSMo. The department shall submit a report to the governor and the general**
16 **assembly by December thirty-first of each year. The report shall, at a minimum, identify**
17 **the number and location of redevelopment areas, quantify public investment in each, and**
18 **assess the public benefit derived from the redevelopment area using the criteria set out in**
19 **section 99.868.**

99.873. Any district in any city not within a county, any county of the first
2 **classification with a population of more than nine hundred thousand, any county of the**
3 **first classification with a population of more than one hundred seventy thousand and less**
4 **than two hundred five thousand, any county of the third classification with a population**
5 **of more than nineteen thousand five hundred and less than twenty thousand, any county**
6 **of the first classification with a charter form of government and a population of less than**
7 **two hundred fifty thousand, any county of the first classification with a population of more**
8 **than eighty thousand and less than eighty-three thousand, any county of the third**
9 **classification without a township form of government and a population of more than**
10 **nineteen thousand one hundred but less than nineteen thousand five hundred, any county**

11 **of the third classification without a township form of government and a population of more**
12 **than twenty-eight thousand but less than thirty thousand, any county of the fourth**
13 **classification with a population of more than forty-eight thousand, any county of the third**
14 **classification without a township form of government and a population of more than**
15 **sixteen thousand but less than sixteen thousand five hundred and any county of the third**
16 **classification without a township form of government and a population of more than**
17 **twenty thousand but less than twenty thousand seven hundred, providing emergency**
18 **services pursuant to chapter 190 or 321, RSMo, shall be entitled to reimbursement from**
19 **the special allocation fund for direct costs. However, such reimbursement shall not be less**
20 **than twenty-five percent nor more than one hundred percent of the district's tax**
21 **increment.**

Section B. Section A of this act shall become effective July 1, 2002.