

FIRST REGULAR SESSION

HOUSE BILL NO. 341

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES DEEKEN, SMITH (118) (Co-sponsors), CRAWFORD, PEARCE, MUNZLINGER, MOORE, QUINN, LEMBKE (85), NIEVES, JETTON, LUETKEMEYER AND BRUNS.

Read 1st time January 30, 2003, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1197L.011

AN ACT

To amend chapter 37, RSMo, by adding thereto two new sections relating to the creation of the property preservation fund.

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

Section A. Chapter 37, RSMo, is amended by adding thereto two new sections, to be
2 known as sections 37.410 and 37.413, to read as follows:

37.410. 1. There is hereby created a "State Property Preservation Fund" which
2 shall consist of moneys appropriated to the fund by the general assembly for the purpose
3 of repairing or replacing state-owned or leased property damaged from natural or man-
4 made events.

5 2. Moneys appropriated for the purposes of sections 37.410 to 37.413 shall be
6 available for the payment of any property loss for covered state-owned or leased buildings
7 provided:

8 (1) A notice of coverage is issued by the commissioner of administration for such
9 property; and

10 (2) The state is obligated to provide evidence of insurance for such property
11 pursuant to a properly executed agreement, contract, or covenant.

12 3. The aggregate of payments from the state property preservation fund or other
13 funds appropriated for this purpose shall not exceed the amounts necessary to repair or
14 restore the covered property to its condition prior to the covered loss or for the defeasance
15 of outstanding debt secured by the property. No payment shall be made from the state
16 property preservation fund or other funds appropriated for this purpose unless and until
17 the benefits provided to pay the claim by any other policy of property insurance have been
18 exhausted.

19 **4. The provisions of section 33.080, RSMo, notwithstanding, any moneys remaining**
20 **to the credit of the state property preservation fund at the end of an appropriation period**
21 **shall not be transferred to general revenue.**

37.413. Moneys appropriated for the purposes of sections 37.410 to 37.413 shall be
2 **deemed as satisfying all provisions contained in any agreement, contract, or covenant**
3 **requiring the state to purchase or maintain property insurance on state-owned or leased**
4 **buildings and their contents.**