

SECOND REGULAR SESSION
CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1004

92ND GENERAL ASSEMBLY

2404S.05S

2004

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue and the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2004 and ending June 30, 2005.

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

There is appropriated out of the state treasury, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the purpose of funding each department, division, agency, and program enumerated in each section for the item or items stated, and for no other purpose whatsoever chargeable to the fund designated for the period beginning July 1, 2004 and ending June 30, 2005, as follows:

Section 4.005. To the Department of Revenue

2	Personal Service and/or Expense and Equipment	
3	From General Revenue Fund	\$35,829,381
4	From Federal Funds	9,001,789
5	From State Highways and Transportation Department Fund	41,331,662
6	From Department of Revenue Information Fund	816,217
7	From Petroleum Storage Tank Insurance Fund	25,169
8	From Petroleum Inspection Fund	32,452
9	From Health Initiatives Fund	49,096

10	From Motor Vehicle Commission Fund	983,589
11	From Division of Child Support Enforcement Collections Fund	2,621,930
12	From Conservation Commission Fund	537,975
13	From Division of Aging Elderly Home Delivered Meals Trust Fund	22,204
14	Annual salary adjustment in accordance with Section 105.005, RSMo	
15	From General Revenue Fund	480
16	From State Highways and Transportation Department Fund	<u>720</u>
17	Total (Not to exceed 1,868.45 F.T.E.)	\$91,252,664

Section 4.010. To the Department of Revenue

2	For the Division of Administration	
3	For postage	
4	Expense and Equipment	
5	From General Revenue Fund	\$2,585,597
6	From Health Initiatives Fund	4,733
7	From Motor Vehicle Commission Fund	38,750
8	From Conservation Commission Fund	1,183
9	From Department of Revenue Information Fund	172,699
10	From State Highways and Transportation Department Fund	<u>4,071,580</u>
11	Total (0 F.T.E.)	\$6,874,542

Section 4.015. To the Department of Revenue

2	For the State Tax Commission	
3	Personal Service and/or Expense and Equipment, provided that not	
4	more than ten percent (10%) flexibility is allowed between each	
5	appropriation	
6	From General Revenue Fund	\$2,858,488
7	Annual salary adjustment in accordance with Section 105.005, RSMo	
8	From General Revenue Fund	<u>3,600</u>
9	Total (Not to exceed 62.75 F.T.E.)	\$2,862,088

Section 4.020. To the Department of Revenue

2	For refunds for overpayment or erroneous payment of any tax or any	
3	payment that is credited to the General Revenue Fund	
4	From General Revenue Fund (0 F.T.E.)	\$1,286,600,000E

Section 4.025. To the Department of Revenue

- 2 For refunds for overpayment or erroneous payment of any tax or any
- 3 payment credited to Federal and Other Funds
- 4 From Federal and Other Funds (0 F.T.E.) \$55,000E

Section 4.030. To the Department of Revenue

- 2 For the state's share of the costs and expenses incurred pursuant to an
- 3 approved assessment and equalization maintenance plan as
- 4 provided by Chapter 137, RSMo
- 5 From General Revenue Fund (0 F.T.E.) \$18,785,668

Section 4.035. To the Department of Revenue

- 2 For state costs for county assessor and assessor-elect certification
- 3 From General Revenue Fund (0 F.T.E.) \$77,112

Section 4.040. To the Department of Revenue

- 2 For the purpose of refunding any tax or fee credited to the State Highways
- 3 and Transportation Department Fund
- 4 From State Highways and Transportation Department Fund (0 F.T.E.) \$1,264,204E

Section 4.045. To the Department of Revenue

- 2 For payment of fees for entry of records into the federal Commercial
- 3 Drivers' Licensing Information System
- 4 Expense and Equipment
- 5 From State Highways and Transportation Department Fund (0 F.T.E.) \$275,000

Section 4.050. To the Department of Revenue

- 2 For the Problem Driver Pointer System
- 3 Expense and Equipment
- 4 From State Highways and Transportation Department Fund (0 F.T.E.) \$60,000E

Section 4.055. To the Department of Revenue

- 2 For payment of court costs and attorney fees pursuant to Section 302.536,
- 3 RSMo
- 4 From State Highways and Transportation Department Fund (0 F.T.E.) \$15,000

Section 4.060. To the Department of Revenue

- 2 For distribution to cities and counties of all funds accruing to the Motor
- 3 Fuel Tax Fund under the provisions of Sections 30(a) and 30(b),
- 4 Article IV, Constitution of Missouri
- 5 From Motor Fuel Tax Fund (0 F.T.E.) \$188,000,000E

Section 4.065. To the Department of Revenue

- 2 For refunding any overpayment or erroneous payment of any amount
- 3 credited to the Aviation Trust Fund
- 4 From Aviation Trust Fund (0 F.T.E.) \$157,927E

Section 4.070. To the Department of Revenue

- 2 For refunds and distributions of motor fuel taxes
- 3 From State Highways and Transportation Department Fund (0 F.T.E.) \$10,414,000E

Section 4.075. To the Department of Revenue

- 2 For payment of fees to counties as a result of delinquent collections made
- 3 by circuit attorneys or prosecuting attorneys and payment of
- 4 collection agency fees
- 5 From General Revenue Fund (0 F.T.E.) \$2,728,000E

Section 4.080. To the Department of Revenue

- 2 For payment of fees to counties for the filing of lien notices and lien releases
- 3 From General Revenue Fund (0 F.T.E.) \$200,000

Section 4.085. To the Department of Revenue

- 2 For payment of contingency fees associated with revenue collection
- 3 enhancement measures
- 4 From General Revenue Fund \$8,322,012
- 5 From Conservation Commission Fund 171,718
- 6 From State Highways and Transportation Department Fund 1,006,270
- 7 For payment of contract auditors and tax data matching
- 8 From General Revenue Fund 8,000,000
- 9 Total \$17,500,000

Section 4.090. To the Department of Revenue

- 2 For refunds for overpayment or erroneous payment of any tax or any
- 3 payment credited to the Workers' Compensation Fund
- 4 From Workers' Compensation Fund (0 F.T.E.) \$1,669,902E

Section 4.095. To the Department of Revenue

- 2 For refunds for overpayment or erroneous payment of any tax or any
- 3 payment credited to the Second Injury Fund
- 4 From Second Injury Fund (0 F.T.E.) \$248,966E

Section 4.100. To the Department of Revenue

- 2 For refunds for overpayment or erroneous payment of any tax or any
- 3 payment for tobacco taxes
- 4 From Health Initiatives Fund \$25,000E
- 5 From State School Moneys Fund 50,000E
- 6 From Fair Share Fund 11,000E
- 7 Total (0 F.T.E.) \$86,000

Section 4.105. To the Department of Revenue

- 2 For refunds for overpayment or erroneous payment of any payment
- 3 credited to the Motor Vehicle Commission Fund
- 4 From Motor Vehicle Commission Fund (0 F.T.E.) \$12,000E

Section 4.110. To the Department of Revenue

- 2 For payment of dues and fees to the Multistate Tax Commission
- 3 From General Revenue Fund (0 F.T.E.) \$163,001

Section 4.115. There is transferred out of the state treasury, chargeable to

- 2 the General Revenue Fund, such amounts as may be necessary to
- 3 make payments of refunds set off against debts as required by
- 4 Section 143.786, RSMo, to the Debt Offset Escrow Fund
- 5 From General Revenue Fund (0 F.T.E.) \$10,512,884E

Section 4.120. For the payment of refunds set off against debts as

- 2 required by Section 143.786, RSMo
- 3 From Debt Offset Escrow Fund (0 F.T.E.) \$250,000E

Section 4.125. Funds are to be transferred out of the state treasury,
2 chargeable to the School District Trust Fund, to the General
3 Revenue Fund
4 From School District Trust Fund (0 F.T.E.) \$2,500,000

Section 4.130. There is transferred out of the state treasury, chargeable to
2 the Parks Sales Tax Fund, sixty-six hundredths percent of the
3 funds received, to the General Revenue Fund
4 From Parks Sales Tax Fund (0 F.T.E.) \$200,000E

Section 4.135. There is transferred out of the state treasury, chargeable to
2 the Soil and Water Sales Tax Fund, sixty-six hundredths percent
3 of the funds received, to the General Revenue Fund
4 From Soil and Water Sales Tax Fund (0 F.T.E.) \$200,000E

Section 4.140. Funds are to be transferred out of the state treasury,
2 chargeable to the Solid Waste Management Fund, to the General
3 Revenue Fund
4 From Solid Waste Management Fund (0 F.T.E.) \$108,000

Section 4.145. There is transferred out of the state treasury, chargeable to
2 the General Revenue Fund, amounts from income tax refunds
3 designated by taxpayers for deposit in the Division of Aging and
4 Elderly Home Delivered Meals Trust Fund, Veterans' Trust Fund,
5 Children's Trust Fund, Workers Memorial Fund, and Missouri
6 National Guard Trust Fund
7 From General Revenue Fund (0 F.T.E.) \$334,224E

Section 4.150. There is transferred out of the state treasury, chargeable to
2 the funds listed below, amounts from income tax refunds
3 erroneously deposited to said funds, to the General Revenue Fund
4 From Division of Aging and Elderly Home Delivered Meals Trust Fund \$2,831E
5 From Veterans' Trust Fund 1,985E
6 From Children's Trust Fund 5,202E
7 From Workers Memorial Fund 250E
8 From Missouri National Guard Trust Fund 651E

9 Total (0 F.T.E.) \$10,919

Section 4.155. Funds are to be transferred out of the state treasury,

2 chargeable to the Department of Revenue Information Fund, to the

3 State Highways and Transportation Department Fund

4 From Department of Revenue Information Fund (0 F.T.E.) \$1,454,843E

Section 4.160. Funds are to be transferred out of the state treasury,

2 chargeable to the State Highways and Transportation Department

3 Fund, to the State Road Fund

4 From State Highways and Transportation Department Fund (0 F.T.E.) \$201,215,655E

Section 4.165. Funds are to be transferred out of the state treasury,

2 chargeable to the Motor Fuel Tax Fund, to the State Highways and

3 Transportation Department Fund

4 From Motor Fuel Tax Fund (0 F.T.E.) \$470,546,903E

Section 4.170. To the Department of Revenue

2 For the State Lottery Commission

3 For any and all expenditures, including operating, maintenance and repair,

4 and minor renovations, necessary for the purpose of operating a

5 state lottery

6 Personal Service \$6,792,627

7 Expense and Equipment 32,409,678E

8 From Lottery Enterprise Fund (Not to exceed 176.50 F.T.E) \$39,202,305

Section 4.175. To the Department of Revenue

2 For the State Lottery Commission

3 For the payment of prizes

4 From Lottery Enterprise Fund (0 F.T.E.) \$80,000,000E

Section 4.180. Funds are to be transferred out of the state treasury,

2 chargeable to the Lottery Enterprise Fund, to the Lottery Proceeds

3 Fund

4 From Lottery Enterprise Fund (0 F.T.E.) \$208,600,000E

Section 4.200. To the Department of Transportation

2	For the Highways and Transportation Commission and Highway Program	
3	Administration	
4	Personal Service	\$20,052,068
5	Expense and Equipment	<u>7,244,103</u>
6	From State Highways and Transportation Department Fund	27,296,171
7	For Administration fringe benefits	
8	Personal Service	8,027,380E
9	Expense and Equipment	<u>11,105,697E</u>
10	From State Highways and Transportation Department Fund	<u>19,133,077</u>
11	Total (Not to exceed 428.00 F.T.E.)	\$46,429,248

Section 4.205. To the Department of Transportation

2	For the Construction Program	
3	To pay the costs of reimbursing counties and other political	
4	subdivisions for the acquisition of roads and bridges taken over by	
5	the state as permanent parts of the state highway system, and for	
6	the costs of locating, relocating, establishing, acquiring,	
7	constructing, reconstructing, widening, and improving those	
8	highways, bridges, tunnels, parkways, travel ways, tourways, and	
9	coordinated facilities authorized under Article IV, Section 30(b) of	
10	the Constitution of Missouri; of acquiring materials, equipment,	
11	and buildings necessary for such purposes and for other purposes	
12	and contingencies relating to the location and construction of	
13	highways and bridges; and to receive funds from the United States	
14	government for like purposes	
15	Personal Service	
16	From State Highways and Transportation Department Fund	\$83,140,776E
17	Expense and Equipment	32,327,531E
18	Construction	<u>830,823,536E</u>
19	From State Road Fund	863,151,067
20	For all expenditures associated with refunding currently outstanding state	
21	road bond debt	

22	From State Road Fund	74,527,494E
23	For Construction Program fringe benefits	
24	Personal Service	34,917,411E
25	Expense and Equipment	<u>3,233,237E</u>
26	From State Highways and Transportation Department Fund	<u>38,150,648</u>
27	Total (Not to exceed 1,937.00 F.T.E.)	\$1,058,969,985

Section 4.210. To the Department of Transportation

2	For the Transportation Enhancements Program provided by the Federal	
3	Highway Administration	
4	From State Road Fund (0 F.T.E.)	\$12,000,000E

Section 4.215. To the Department of Transportation

2	For the Maintenance Program	
3	To pay the costs of preserving and maintaining the state system of	
4	roads and bridges and coordinated facilities authorized under	
5	Article IV, Section 30(b) of the Constitution of Missouri; of	
6	acquiring materials, equipment, and buildings necessary for such	
7	purposes and for other purposes and contingencies related to the	
8	preservation, maintenance, and safety of highways and bridges	
9	Personal Service.	\$434,428
10	Expense and Equipment	<u>71,827</u>
11	From Federal Funds.	506,255
12	Personal Service	
13	From State Highways and Transportation Department Fund	129,313,748E
14	Expense and Equipment	
15	From State Road Fund	137,731,840E
16	Expense and Equipment	
17	From Motorcycle Safety Trust Fund	300,000E
18	For Maintenance Program fringe benefits	
19	Personal Service.	16,794E

20	Expense and Equipment	<u>15,903E</u>
21	From Federal Funds	32,697
22	Personal Service	58,289,710E
23	Expense and Equipment	<u>6,322,568E</u>
24	From State Highways and Transportation Department Fund	64,612,278
25	For all allotments, grants, and contributions from federal sources that may	
26	be deposited in the state treasury for grants of National Highway	
27	Safety Act moneys	
28	From Federal Funds	18,054,000E
29	For the Motor Carrier Safety Assistance Program	
30	From Federal Funds	<u>1,350,000E</u>
31	Total (Not to exceed 3,687.25 F.T.E.)	\$351,900,818

Section 4.216. To the Department of Transportation

2	For the Motor Carriers Service Program	
3	Personal Service	\$4,136,635E
4	Expense and Equipment	<u>2,728,513E</u>
5	From State Highways and Transportation Department Fund	6,865,148
6	Expense and Equipment	
7	From State Road Fund	63,344E
8	For Motor Carriers Service fringe benefits	
9	Personal Service	1,878,607E
10	Expense and Equipment	<u>201,875E</u>
11	From State Highways and Transportation Department Fund	<u>2,080,482</u>
12	Total (Not to exceed 125.00 F.T.E.)	\$9,008,974

Section 4.220. To the Department of Transportation

2	For the Motorist Assistance Program	
3	Personal Service	
4	From State Highways and Transportation Department Fund	\$1,920,062

5	Expense and Equipment	
6	From State Road Fund.	317,129
7	For Motorist Assistance fringe benefits	
8	Personal Service	847,008E
9	Expense and Equipment	<u>86,554E</u>
10	From State Highways and Transportation Department Fund	<u>933,562</u>
11	Total (Not to exceed 52.00 F.T.E.)	\$3,170,753

Section 4.225. To the Department of Transportation

2	For Service Operations	
3	To pay the costs of constructing, preserving, and maintaining the	
4	state system of roads and bridges and coordinated facilities	
5	authorized under Article IV, Section 30(b) of the Constitution of	
6	Missouri; of acquiring materials, equipment, and buildings	
7	necessary for such purposes and for other purposes and	
8	contingencies related to the construction, preservation, and	
9	maintenance of highways and bridges	
10	Personal Service	\$16,173,499
11	Expense and Equipment	<u>62,817</u>
12	From State Highways and Transportation Department Fund	16,236,316

13	Expense and Equipment	
14	From State Road Fund	83,159,389E
15	For Service Operations fringe benefits	
16	Personal Service	6,705,104E
17	Expense and Equipment	<u>610,864E</u>
18	From State Highways and Transportation Department Fund	<u>7,315,968</u>
19	Total (Not to exceed 423.00 F.T.E.)	\$106,711,673

Section 4.230. To the Department of Transportation

2	For the purpose of refunding any tax or fee credited to the State Highways	
3	and Transportation Department Fund	
4	From State Highways and Transportation Department Fund	\$1,000,000E

5	For refunds and distributions of motor fuel taxes	
6	From State Highways and Transportation Department Fund	<u>25,000,000E</u>
7	Total (0 F.T.E.)	\$26,000,000

Section 4.235. To the Department of Transportation

2	For Multimodal Operations Administration	
3	Personal Service and/or Expense and Equipment, provided that not	
4	more than ten percent (10%) flexibility is allowed between	
5	each appropriation	
6	From General Revenue Fund	309,495
7	Personal Service	406,928
8	Expense and Equipment	<u>400,000</u>
9	From Federal Funds	806,928
10	Expense and Equipment	
11	From State Road Fund	15,000
12	Personal Service	
13	From State Highways and Transportation Department Fund	145,563
14	Personal Service	435,793
15	Expense and Equipment	<u>150,000</u>
16	From Railroad Expense Fund	585,793
17	Personal Service	
18	From State Transportation Fund	41,724
19	Personal Service	338,542
20	Expense and Equipment	<u>16,150</u>
21	From Aviation Trust Fund	354,692
22	For Multimodal Operations fringe benefits	
23	Personal Service	
24	From General Revenue Fund	105,149E
25	From Federal Funds	145,592E

26	From State Highways and Transportation Department Fund	112,599E
27	From Railroad Expense Fund	120,608E
28	From State Transportation Fund	17,484E
29	From Aviation Trust Fund	<u>132,760E</u>
30	Total (Not to exceed 36.00 F.T.E.)	\$2,893,387

Section 4.240. To the Department of Transportation

2	For Multimodal Operations	
3	For reimbursements to the State Highways and Transportation Department	
4	Fund for providing professional and technical services and	
5	administrative support of multimodal programs	
6	From General Revenue Fund	\$38,130
7	From Federal Funds	71,500
8	From Railroad Expense Fund	175,000
9	From State Transportation Fund	32,420
10	From Aviation Trust Fund	<u>25,000</u>
11	Total (0 F.T.E.)	\$342,050

Section 4.245. To the Department of Transportation

2	For Multimodal Operations	
3	For loans from the State Transportation Assistance Revolving Fund to	
4	political subdivisions of the state or to public or private not-for-	
5	profit organizations or entities in accordance with Section 226.191,	
6	RSMo	
7	From State Transportation Assistance Revolving Fund (0 F.T.E.)	\$550,000E

Section 4.250. Funds are to be transferred out of the state treasury,

2	chargeable to the General Revenue Fund, to the State	
3	Transportation Fund	
4	From General Revenue Fund	\$3,765,589

Section 4.255. To the Department of Transportation

2	For the Transit Program	
3	For distributing funds to urban, small urban, and rural transportation systems	
4	From State Transportation Fund (0 F.T.E.)	\$3,765,589

Section 4.260. To the Department of Transportation

- 2 For the Transit Program
- 3 For locally matched capital improvement grants under Section 5310, Title
- 4 49, United States Code to assist private, non-profit organizations
- 5 in improving public transportation for the state's elderly and
- 6 people with disabilities
- 7 From Federal Funds (0 F.T.E.) \$2,083,385E

Section 4.265. To the Department of Transportation

- 2 For the Transit Program
- 3 For an operating subsidy for not-for-profit transporters of the elderly,
- 4 people with disabilities, and low-income individuals
- 5 From General Revenue Fund (0 F.T.E.) \$2,793,805

Section 4.270. To the Department of Transportation

- 2 For the Transit Program
- 3 For grants to urban areas under Section 5307, Title 49, United States Code
- 4 From Federal Funds (0 F.T.E.) \$1E

Section 4.275. To the Department of Transportation

- 2 For the Transit Program
- 3 For locally matched grants to small urban and rural areas under Section
- 4 5311, Title 49, United States Code
- 5 From Federal and Local Funds (0 F.T.E.) \$6,061,394E

Section 4.280. To the Department of Transportation

- 2 For the Transit Program
- 3 For grants under Section 5309, Title 49, United States Code to assist
- 4 private, non-profit organizations providing public transportation
- 5 services
- 6 From Federal Funds (0 F.T.E.) \$12,000,000E

Section 4.285. To the Department of Transportation

- 2 For the Transit Program
- 3 For grants to metropolitan areas under Section 5303, Title 49, United
- 4 States Code

5 From Federal Funds (0 F.T.E.) \$1,165,123E

Section 4.290. To the Department of Transportation

2 For the Rail Program

3 For grants under Section 5 of the Department of Transportation Act, as
4 amended by the reauthorizing act, for acquisition, rehabilitation,
5 improvement, or rail facility construction assistance

6 From Federal Funds \$1E

7 For grants to study the feasibility of high speed rail service

8 From Federal Funds 1E

9 Total (0 F.T.E.) \$2

Section 4.295. To the Department of Transportation

2 For the Light Rail Safety Program

3 From Light Rail Safety Fund (0 F.T.E.) \$1E

Section 4.300. To the Department of Transportation

2 For the Rail Program

3 For passenger rail service in Missouri, provided that prior to

4 March 1, 2005, the Department of Transportation

5 shall complete a formal process to evaluate privatizing

6 state supported passenger rail service for state fiscal year 2006.

7 From General Revenue Fund \$4,700,000

8 From State Transportation Fund 1,500,000

9 Total (0 F.T.E.) \$6,200,000

Section 4.305. To the Department of Transportation

2 For station repairs and improvements at Missouri Amtrak stations

3 From State Transportation Fund (0 F.T.E.) \$25,000

Section 4.310. To the Department of Transportation

2 For protection of the public against hazards existing at railroad crossings

3 pursuant to Chapter 389, RSMo

4 From Highway Department Grade Crossing Safety Account (0 F.T.E.) \$1,500,000E

Section 4.315. Funds are to be transferred out of the state treasury,
 2 chargeable to the Grade Crossing Safety Account, to the Railroad
 3 Expense Fund
 4 From Grade Crossing Safety Account \$100,000

Section 4.320. To the Department of Transportation
 2 For the Aviation Program
 3 For construction, capital improvements, and maintenance of publicly
 4 owned airfields by cities or other political subdivisions, including
 5 land acquisition, and for printing charts and directories
 6 From Aviation Trust Fund (0 F.T.E.) \$4,600,000E

Section 4.325. To the Department of Transportation
 2 For the Aviation Program
 3 For construction, capital improvements, or planning of publicly owned
 4 airfields by cities or other political subdivisions, including land
 5 acquisition, pursuant to the provisions of the State Block Grant
 6 Pilot Program authorized by Section 116 of the Federal Airport
 7 and Airway Safety and Capacity Expansion Act of 1987
 8 From Federal Funds (0 F.T.E.) \$11,000,000E

Section 4.330. To the Department of Transportation
 2 For the Waterways program
 3 For grants to port authorities for assistance in port planning, acquisition or
 4 construction within the port districts
 5 From General Revenue Fund (0 F.T.E.) \$450,000
 6 For ferry boat operation grants
 7 From State Transportation Fund 150,000
 8 Total (0 F.T.E.) \$600,000

DEPARTMENT OF REVENUE TOTAL

General Revenue Fund \$90,400,447
 Federal Funds 9,001,789
 Other Funds 359,440,252

Total \$458,482,488

DEPARTMENT OF TRANSPORTATION TOTAL

General Revenue Fund \$12,162,168

Federal Funds 53,276,877

Other Funds 1,578,332,143

Total \$1,643,771,188

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SEN. JOHN T. RUSSELL

REP. CARL BEARDEN