

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 490
93RD GENERAL ASSEMBLY

Reported from the Committee on Transportation, April 25, 2005, with recommendation that House Committee Substitute for House Bill No. 490 Do Pass. Referred to the Committee on Rules pursuant to Rule 25(26)(f).

STEPHEN S. DAVIS, Chief Clerk

1433L.04C

AN ACT

To amend chapter 227, RSMo, by adding thereto one new section relating to bridge and highway designations.

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

Section A. Chapter 227, RSMo, is amended by adding thereto one new section, to be known as section 227.365, to read as follows:

227.365. 1. Except as provided in subsection 10 of this section, an organization that seeks a bridge or highway designation to honor an event, place, organization, or person who has been deceased for more than two years shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the bridge or segment of highway for which designation is sought and the proposed name of the bridge or relevant portion of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the bridge or highway designation. The application may contain written testimony for support of the bridge or highway designation;

(2) Each application submitted under this section shall be accompanied by a list of at least two hundred signatures of individuals who support the naming of the bridge or highway;

(3) A deposit of four hundred dollars per sign proposed to designate the bridge or highway, with the funds to be used for construction of each sign;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 (4) A deposit of six hundred dollars per sign proposed, with the funds to be used
17 to maintain each sign; and

18 (5) All moneys received by the department of transportation, for the construction
19 and maintenance of bridge or highway signs shall be deposited in the state treasury to the
20 credit of the "Department of Transportation Bridge and Highway Sign Fund" which is
21 hereby created. The state treasurer shall be custodian of the fund and shall make
22 disbursements from the fund requested by the Missouri director of the department of
23 transportation for personal services, expenses, and equipment required to construct and
24 maintain signs erected in accordance with the provisions of this section.

25 2. At the end of each state fiscal year, the director of the department of
26 transportation shall:

27 (1) Determine the amount of all moneys deposited into the department of
28 transportation bridge and highway sign fund;

29 (2) Determine the amount of disbursements from the department of transportation
30 bridge and highway sign fund which were made to construct and maintain the signs; and

31 (3) Subtract the amount of disbursements from the income figure referred to in
32 subdivision (1) of this subsection and deliver this figure to the state treasurer.

33 3. The state treasurer shall transfer an amount of money equal to the figure
34 provided by the director of the department of transportation from the department of
35 transportation bridge and highway sign fund to the state highway department fund. An
36 unexpended balance in the department of transportation bridge and highway sign fund at
37 the end of the biennium not exceeding twenty-five thousand dollars shall be exempt from
38 the provisions of section 33.080, RSMo, relating to transfer of unexpended balances to the
39 general revenue fund.

40 4. The documents and fees required under this section shall be submitted to the
41 department of transportation by July first prior to the next regular session of the general
42 assembly to be approved or denied by the house committee on transportation during that
43 legislative session.

44 5. The department of transportation shall give notice of any proposed bridge or
45 highway designation in a manner reasonably calculated to advise the public of such
46 proposal. Reasonable notice shall include posting the proposal for the designation on the
47 department's official public web site, and making available copies of the sign designation
48 application to any representative of the news media or public upon request and posting the
49 application on a bulletin board or other prominent public place which is easily accessible
50 to the public and clearly designated for that purpose at the principal office.

51 6. Adequate notice conforming with all the requirements of subsection 5 of this

52 section shall be given not less than four weeks, exclusive of weekends and holidays when
53 the facility is closed, after the submission of the application by the organization to the
54 department of transportation. Written or electronic testimony in support or opposition of
55 the proposed highway designation shall be submitted to the department of transportation
56 by November thirtieth of the year of filing of the original proposal. All written testimony
57 shall contain the printed name, signature, address, phone number, and e-mail address, if
58 applicable, of the individual giving the testimony.

59 7. If the memorial highway designation requested by the organization is not
60 approved by the house committee on transportation, ninety-seven percent of the
61 application fee shall be refunded to the requesting organization.

62 8. If the memorial designation requested by the organization is approved by the
63 house committee on transportation, the department shall begin construction on the
64 memorial highway designation sign or signs within one year after the approval.

65 9. Two highway signs shall be erected for each bridge and highway designations;
66 except when a named section of a highway crosses two or more county lines, consideration
67 shall be given by the department of transportation to allow additional signage at the county
68 lines or major intersections.

69 10. Highway or bridge designations honoring law enforcement officers killed in the
70 line of duty shall not be subject to the provisions of this section.

71 11. Upon approval of a bridge or highway designation, the department of
72 transportation shall provide five miniature signs, free of charge, to persons or
73 organizations sponsoring signs under this section.

74 12. All bridge or highway designations made under the provisions of this section
75 shall sunset ten years from the date the highway designation is approved by the house
76 committee on transportation.