

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 4
93RD GENERAL ASSEMBLY

Reported from the Committee on Budget April 8, 2005 with recommendation that House Committee Substitute for House Bill No. 4 Do Pass. Referred to the Committee on Rules pursuant to Rule 25(26)(f).

STEVEN S. DAVIS, Chief Clerk

0004L.02C

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, the several divisions and programs thereof, and the Office of Administration, 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, 2005 and ending June 30, 2006.

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, 2005 and ending June 30, 2006, as follows:

Section 4.005. To the Department of Revenue

2	Personal Service and/or Expense and Equipment	
3	From General Revenue Fund	\$45,776,497
4	From Federal Funds	7,643,494E
5	From Department of Revenue Information Fund	816,217
6	From Petroleum Storage Tank Insurance Fund	25,169
7	From Petroleum Inspection Fund	32,452
8	From Health Initiatives Fund	49,096
9	From Motor Vehicle Commission Fund	983,589
10	From Child Support Enforcement Collections Fund	2,621,930
11	From Conservation Commission Fund	537,975
12	From Division of Aging Elderly Home Delivered Meals Trust Fund	22,204

13	From State Highways and Transportation Department Fund	27,148,110
14	From Department of Revenue Specialty Plate Fund	<u>5,000E</u>
15	Total (Not to exceed 1,572.86 F.T.E.)	\$85,661,733

Section 4.010. To the Department of Revenue

2	For the purpose of paying overtime to nonexempt state employees as	
3	required by Section 105.935, RSMo, and/or for otherwise	
4	authorized Personal Service expenditures in lieu of such overtime	
5	payments	
6	From General Revenue	\$101,960
7	From Federal Funds	<u>1,500</u>
8	Total	\$103,460

Section 4.015. To the Department of Revenue

2	For the Division of Administration	
3	For postage	
4	Expense and Equipment	
5	From General Revenue Fund	\$2,651,297
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>213,268</u>
11	Total	\$3,081,930

Section 4.020. To the Department of Revenue

2	For the State Tax Commission	
3	Personal Service and/or Expense and Equipment	
4	From General Revenue Fund (Not to exceed 58.75 F.T.E.)	\$2,718,984

Section 4.025. 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	\$2,580,000E

Section 4.030. 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 \$450,000

Section 4.035. To the Department of Revenue

- 2 For payment of contingency fees associated with revenue collection
- 3 enhancement measures
- 4 From General Revenue Fund \$11,100,000

Section 4.040. 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 \$18,785,668

Section 4.045. To the Department of Revenue

- 2 For state costs for county assessor and assessor-elect certification
- 3 From General Revenue Fund \$77,112

Section 4.050. 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 \$188,000,000E

Section 4.055. 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 \$1,179,200,000E

Section 4.060. 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 \$67,000E

Section 4.065. 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 \$1,264,204E

Section 4.070. 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 \$157,927E

Section 4.075. To the Department of Revenue

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

Section 4.080. 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 \$1,669,902E

Section 4.085. 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 \$248,966E

Section 4.090. 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 \$86,000

Section 4.095. To the Department of Revenue

- 2 For apportionments to the several counties and the City of St. Louis to
- 3 offset credits taken against the County Stock Insurance Tax
- 4 From General Revenue Fund \$500,000E

Section 4.100. To the Department of Revenue

- 2 For the payment of local sales tax delinquencies set off by tax credits
3 From General Revenue Fund \$1,000E

Section 4.105. 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 \$10,512,884E

Section 4.110. For the payment of refunds set off against debts as required

- 2 by Section 143.786, RSMo
3 From Debt Offset Escrow Fund \$250,000E

Section 4.115. 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 \$2,500,000

Section 4.120. There is transferred out of the state treasury, chargeable to

- 2 the Parks Sales Tax Fund, sixty-six hundredths percent of the funds
3 received, to the General Revenue Fund
4 From Parks Sales Tax Fund \$240,000E

Section 4.125. There is transferred out of the state treasury, chargeable to

- 2 the Soil and Water Sales Tax Fund, sixty-six hundredths percent of
3 the funds received, to the General Revenue Fund
4 From Soil and Water Sales Tax Fund \$240,000E

Section 4.135. 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 various income tax check-off
4 funds
5 From General Revenue Fund \$343,224E

Section 4.140. There is transferred out of the state treasury, chargeable to
2 various income tax check-off funds, amounts from income tax
3 refunds erroneously deposited to said funds, to the General Revenue
4 Fund
5 From Other Funds \$13,169E

Section 4.145. For distribution from the various income tax check-off
2 charitable trust funds
3 From Other Funds \$9,000E

Section 4.150. 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 \$975,000E

Section 4.155. 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 \$201,215,655E

Section 4.160. 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 \$470,546,903E

Section 4.165. 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 \$5,999,285
7 Expense and Equipment 30,272,285E
8 From Lottery Enterprise Fund (Not to exceed 168.50 F.T.E.) \$36,271,570

Section 4.170. To the Department of Revenue
2 For the State Lottery Commission
3 For the purpose of paying overtime to nonexempt state employees as
4 required by Section 105.935, RSMo, and/or for otherwise

5 authorized Personal Service expenditures in lieu of such overtime
6 payments
7 From Lottery Enterprise Fund \$52,500

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 \$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 \$217,956,990E

Section 4.200. To the Department of Transportation

2 For the Highways and Transportation Commission and Highway Program
3 Administration
4 Personal Service \$19,512,010E
5 Expense and Equipment 6,744,103E
6 From State Road Fund 26,256,113

7 For the purpose of paying overtime to nonexempt state employees as
8 required by Section 105.935, RSMo, and/or for otherwise
9 authorized Personal Service expenditures in lieu of such overtime
10 payments
11 From State Road Fund 114,351E

12 For Administration fringe benefits
13 Personal Service 8,327,880E
14 Expense and Equipment 10,914,012E
15 From State Road Fund 19,356,243
16 Total (Not to exceed 423.00 F.T.E.) \$45,612,356

Section 4.205. To the Department of Transportation

2 For the Construction Program
3 To pay the costs of reimbursing counties and other political subdivisions
4 for the acquisition of roads and bridges taken over by the state as
5 permanent parts of the state highway system, and for the costs of

6	locating, relocating, establishing, acquiring, constructing,	
7	reconstructing, widening, and improving those highways, bridges,	
8	tunnels, parkways, travel ways, tourways, and coordinated facilities	
9	authorized under Article IV, Section 30(b) of the Constitution of	
10	Missouri; of acquiring materials, equipment, and buildings	
11	necessary for such purposes and for other purposes and	
12	contingencies relating to the location and construction of highways	
13	and bridges; and to receive funds from the United States	
14	government for like purposes	
15	Personal Service	\$82,208,336E
16	Expense and Equipment	25,961,354E
17	Construction	<u>843,689,001E</u>
18	From State Road Fund	951,858,691
19	For the purpose of paying overtime to nonexempt state employees as	
20	required by Section 105.935, RSMo, and/or for otherwise	
21	authorized Personal Service expenditures in lieu of such overtime	
22	payments	
23	From State Road Fund	4,732,123E
24	For all expenditures associated with refunding outstanding state road bond	
25	debt	
26	From State Road Fund	75,977,032E
27	From State Road Bond Fund	1E
28	For Construction Program fringe benefits	
29	Personal Service	37,927,525E
30	Expense and Equipment	<u>782,892E</u>
31	From State Road Fund	<u>38,710,417</u>
32	Total (Not to exceed 1,939.00 F.T.E.)	\$1,071,278,264

Section 4.210. To the Department of Transportation

2 For the Federal Transportation Enhancements Program

3 From State Road Fund \$15,000,000E

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 roads

4 and bridges and coordinated facilities authorized under Article IV,

5 Section 30(b) of the Constitution of Missouri; of acquiring

6 materials, equipment, and buildings necessary for such purposes

7 and for other purposes and contingencies related to the

8 preservation, maintenance, and safety of highways and bridges

9 Personal Service. \$389,124E

10 Expense and Equipment 71,827

11 From Federal Funds. 460,951

12 Personal Service 132,358,043E

13 Expense and Equipment 177,050,838E

14 From State Road Fund 309,408,881

15 Expense and Equipment

16 From Motorcycle Safety Trust Fund 325,000E

17 For the purpose of paying overtime to nonexempt state employees as

18 required by Section 105.935, RSMo, and/or for otherwise

19 authorized Personal Service expenditures in lieu of such overtime

20 payments

21 From State Road Fund 5,345,839E

22 From Federal Funds 6,000E

23 For Maintenance Program fringe benefits

24 Personal Service. 40,222E

25 Expense and Equipment 1,320E

26 From Federal Funds 41,542

27 Personal Service 65,034,273E

28 Expense and Equipment 9,792,560E

29 From State Road Fund 74,826,833

30 For all allotments, grants, and contributions from federal sources that may
31 be deposited in the state treasury for grants of National Highway
32 Safety Act moneys
33 From Federal Funds 18,054,000E

34 For the Motor Carrier Safety Assistance Program
35 From Federal Funds 1,350,000E
36 Total (Not to exceed 4,043.20 F.T.E.) \$409,819,046

Section 4.220. To the Department of Transportation

2 For the Motor Carriers Service Program
3 Personal Service \$3,739,806E
4 Expense and Equipment 2,167,663E
5 From State Road Fund. 5,907,469

6 For the purpose of paying overtime to nonexempt state employees as
7 required by Section 105.935, RSMo, and/or for otherwise
8 authorized Personal Service expenditures in lieu of such overtime
9 payments
10 From State Road Fund 31,883E

11 For Motor Carriers Service fringe benefits
12 Personal Service 1,040,630E
13 Expense and Equipment 15,006E
14 From State Road Fund 1,055,636
15 Total (Not to exceed 109.00 F.T.E.) \$6,994,988

Section 4.225. Funds are to be transferred out of the state treasury,

2 chargeable to Federal Funds, to the State Highways and
3 Transportation Department Fund
4 From Federal Funds \$90,000

Section 4.230. To the Department of Transportation

2 For the Motorist Assistance Program
3 Personal Service \$1,832,129E
4 Expense and Equipment 317,129E
5 From State Road Fund. 2,149,258

6	For the purpose of paying overtime to nonexempt state employees as	
7	required by Section 105.935, RSMo, and/or for otherwise	
8	authorized Personal Service expenditures in lieu of such overtime	
9	payments	
10	From State Road Fund	87,933E
11	For Motorist Assistance fringe benefits	
12	Personal Service	897,023E
13	Expense and Equipment	<u>149,923E</u>
14	From State Road Fund	<u>1,046,946</u>
15	Total (Not to exceed 53.00 F.T.E.)	\$3,284,137

Section 4.235. To the Department of Transportation

2	For Fleet, Facilities, and Information Systems	
3	To pay the costs of constructing, preserving, and maintaining the state	
4	system of roads and bridges and coordinated facilities authorized	
5	under 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	construction, preservation and maintenance of highways and	
9	bridges	
10	Personal Service	\$15,347,500E
11	Expense and Equipment	<u>91,107,664E</u>
12	From State Road Fund	106,455,164

13	For the purpose of paying overtime to nonexempt state employees as	
14	required by Section 105.935, RSMo, and/or for otherwise	
15	authorized Personal Service expenditures in lieu of such overtime	
16	payments	
17	From State Road Fund	325,999E

18	For Fleet, Facilities, and Information Systems fringe benefits	
19	Personal Service	6,951,920E
20	Expense and Equipment	<u>217,136E</u>
21	From State Road Fund	<u>7,169,056</u>
22	Total (Not to exceed 387.00 F.T.E.)	\$113,950,219

Section 4.240. 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	\$800,000E
5	For refunds and distributions of motor fuel taxes	
6	From State Highways and Transportation Department Fund	<u>25,000,000E</u>
7	Total	\$25,800,000

Section 4.245. To the Department of Transportation

2	For Multimodal Operations Administration	
3	Personal Service and/or Expense and Equipment	
4	From General Revenue Fund	\$309,495
5	Personal Service	406,928
6	Expense and Equipment	<u>400,000</u>
7	From Federal Funds	806,928
8	Personal Service	145,563E
9	Expense and Equipment	<u>15,000E</u>
10	From State Road Fund	160,563
11	Personal Service	435,793
12	Expense and Equipment	<u>150,000</u>
13	From Railroad Expense Fund	585,793
14	Personal Service	
15	From State Transportation Fund	41,724
16	Personal Service	338,542
17	Expense and Equipment	<u>16,150</u>
18	From Aviation Trust Fund	354,692
19	For Multimodal Operations fringe benefits	
20	Personal Service	
21	From General Revenue Fund	82,096E
22	From Federal Funds	170,096E
23	From State Road Fund	51,361E

24	From Railroad Expense Fund	117,255E
25	From State Transportation Fund	20,698E
26	From Aviation Trust Fund	<u>143,346E</u>
27	Total (Not to exceed 36.00 F.T.E.)	\$2,844,047

Section 4.250. To the Department of Transportation

2	For Multimodal Operations	
3	For reimbursements to the State Road Fund for providing professional and	
4	technical services and administrative support of multimodal	
5	programs	
6	From General Revenue Fund	\$38,130
7	From Federal Funds	71,500
8	From Railroad Expense Fund	125,000
9	From State Transportation Fund	32,420
10	From Aviation Trust Fund	<u>25,000</u>
11	Total	\$292,050

Section 4.255. 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	\$550,000E

Section 4.260. 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 4.265. 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	\$3,765,589

Section 4.270. To the Department of Transportation

2	For the Transit Program	
3	For locally matched capital improvement grants under Section 5310,	
4	Title 49, United States Code to assist private, non-profit	
5	organizations in improving public transportation for the state's	
6	elderly and people with disabilities	
7	From Federal Funds	\$2,166,720E

Section 4.275. 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	\$2,793,805
6	From State Transportation Fund	<u>149,927</u>
7	Total	\$2,943,732

Section 4.280. 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	\$1E

Section 4.285. To the Department of Transportation

2	For the Transit Program	
3	For locally matched grants to small urban and rural areas under	
4	Section 5311, Title 49, United States Code	
5	From Federal and Local Funds	\$6,303,850E

Section 4.290. 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	\$12,000,000E

Section 4.295. 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 \$5,000,000E

Section 4.300. 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 \$2

Section 4.305. To the Department of Transportation

- 2 For the Light Rail Safety Program
- 3 From Light Rail Safety Fund \$1E

Section 4.310. To the Department of Transportation

- 2 For the Rail Program
- 3 For passenger rail service in Missouri
- 4 From General Revenue Fund \$4,700,500
- 5 From State Transportation Fund 1,500,000
- 6 Total \$6,200,500

Section 4.315. To the Department of Transportation

- 2 For station repairs and improvements at Missouri Amtrak stations
- 3 From State Transportation Fund \$25,000

Section 4.320. 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 Grade Crossing Safety Account \$1,500,000E

Section 4.325. 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 4.330. To the Department of Transportation
 2 For the Aviation Program
 3 For construction, capital improvements, and maintenance of publicly
 4 owned airfields, including land acquisition, and for printing charts
 5 and directories
 6 From Aviation Trust Fund \$3,500,000E

Section 4.335. 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 and
 7 Airway Safety and Capacity Expansion Act of 1987
 8 From Federal Funds \$11,000,000E

Section 4.340. 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 State Transportation Fund \$450,000

6 For ferry boat operation grants
 7 From State Transportation Fund 150,000

8 For Port Authority Capital Improvements
 9 From State Transportation Fund 1,300,000E
 10 Total \$1,900,000

DEPARTMENT OF REVENUE TOTAL

General Revenue Fund	\$95,598,626
Federal Funds	7,644,994
Other Funds	<u>336,276,611</u>
Total	\$439,520,231

DEPARTMENT OF TRANSPORTATION TOTAL

General Revenue Fund	\$11,689,615
Federal Funds	57,431,590
Other Funds	<u>1,656,809,297</u>
Total	\$1,725,930,502