

SECOND REGULAR SESSION

# HOUSE BILL NO. 1967

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE SCHLOTTACH.

Read 1st time March 7, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

5398L.01I

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### AN ACT

To repeal section 67.1360, RSMo, and to enact in lieu thereof one new section relating to transient guest tax for funding the promotion of tourism.

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

Section A. Section 67.1360, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 67.1360, to read as follows:

67.1360. The governing body of:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

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.

- 15           (5) Any city having a population of more than three thousand but less than eight  
16 thousand inhabitants in a county of the fourth classification having a population of greater than  
17 forty-eight thousand inhabitants;
- 18           (6) Any city having a population of less than two hundred fifty inhabitants in a county  
19 of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- 20           (7) Any fourth class city having a population of more than two thousand five hundred  
21 but less than three thousand inhabitants in a county of the third classification having a population  
22 of more than twenty-five thousand but less than twenty-seven thousand inhabitants;
- 23           (8) Any third class city with a population of more than three thousand two hundred but  
24 less than three thousand three hundred located in a county of the third classification having a  
25 population of more than thirty-five thousand but less than thirty-six thousand;
- 26           (9) Any county of the second classification without a township form of government and  
27 a population of less than thirty thousand;
- 28           (10) Any city of the fourth class in a county of the second classification without a  
29 township form of government and a population of less than thirty thousand;
- 30           (11) Any county of the third classification with a township form of government and a  
31 population of at least twenty-eight thousand but not more than thirty thousand;
- 32           (12) Any city of the fourth class with a population of more than one thousand eight  
33 hundred but less than two thousand in a county of the third classification with a township form  
34 of government and a population of at least twenty-eight thousand but not more than thirty  
35 thousand;
- 36           (13) Any city of the third class with a population of more than seven thousand two  
37 hundred but less than seven thousand five hundred within a county of the third classification with  
38 a population of more than twenty-one thousand but less than twenty-three thousand;
- 39           (14) Any fourth class city having a population of more than two thousand eight hundred  
40 but less than three thousand one hundred inhabitants in a county of the third classification with  
41 a township form of government having a population of more than eight thousand four hundred  
42 but less than nine thousand inhabitants;
- 43           (15) Any fourth class city with a population of more than four hundred seventy but less  
44 than five hundred twenty inhabitants located in a county of the third classification with a  
45 population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;
- 46           (16) Any third class city with a population of more than three thousand eight hundred  
47 but less than four thousand inhabitants located in a county of the third classification with a  
48 population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;
- 49           (17) Any fourth class city with a population of more than four thousand three hundred  
50 but less than four thousand five hundred inhabitants located in a county of the third classification

51 without a township form of government with a population greater than sixteen thousand but less  
52 than sixteen thousand two hundred inhabitants;

53 (18) Any fourth class city with a population of more than two thousand four hundred but  
54 less than two thousand six hundred inhabitants located in a county of the first classification  
55 without a charter form of government with a population of more than fifty-five thousand but less  
56 than sixty thousand inhabitants;

57 (19) Any fourth class city with a population of more than two thousand five hundred but  
58 less than two thousand six hundred inhabitants located in a county of the third classification with  
59 a population of more than nineteen thousand one hundred but less than nineteen thousand two  
60 hundred inhabitants;

61 (20) Any county of the third classification without a township form of government with  
62 a population greater than sixteen thousand but less than sixteen thousand two hundred  
63 inhabitants;

64 (21) Any county of the second classification with a population of more than forty-four  
65 thousand but less than fifty thousand inhabitants;

66 (22) Any third class city with a population of more than nine thousand five hundred but  
67 less than nine thousand seven hundred inhabitants located in a county of the first classification  
68 without a charter form of government and with a population of more than one hundred  
69 ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

70 (23) Any city of the fourth classification with more than five thousand two hundred but  
71 less than five thousand three hundred inhabitants located in a county of the third classification  
72 without a township form of government and with more than twenty-four thousand five hundred  
73 but less than twenty-four thousand six hundred inhabitants;

74 (24) Any third class city with a population of more than nineteen thousand nine hundred  
75 but less than twenty thousand in a county of the first classification without a charter form of  
76 government and with a population of more than one hundred ninety-eight thousand but less than  
77 one hundred ninety-eight thousand two hundred inhabitants;

78 (25) Any city of the fourth classification with more than two thousand six hundred but  
79 less than two thousand seven hundred inhabitants located in any county of the third classification  
80 without a township form of government and with more than fifteen thousand three hundred but  
81 less than fifteen thousand four hundred inhabitants;

82 (26) Any county of the third classification without a township form of government and  
83 with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

84 (27) Any city of the fourth classification with more than five thousand four hundred but  
85 fewer than five thousand five hundred inhabitants and located in more than one county;

86           (28) Any city of the fourth classification with more than six thousand three hundred but  
87 fewer than six thousand five hundred inhabitants and located in more than one county **through**  
88 **the creation of a tourism district which may include, in addition to the geographic area of**  
89 **such city, the area encompassed by the portion of the school district, located within a**  
90 **county of the first classification with more than ninety-three thousand eight hundred but**  
91 **fewer than ninety-three thousand nine hundred inhabitants, having an average daily**  
92 **attendance for school year 2005 between one thousand eight hundred fifty and one**  
93 **thousand nine hundred;**

94           (29) Any city of the fourth classification with more than seven thousand seven hundred  
95 but less than seven thousand eight hundred inhabitants located in a county of the first  
96 classification with more than ninety-three thousand eight hundred but less than ninety-three  
97 thousand nine hundred inhabitants;

98           (30) Any city of the fourth classification with more than two thousand nine hundred but  
99 less than three thousand inhabitants located in a county of the first classification with more than  
100 seventy-three thousand seven hundred but less than seventy-three thousand eight hundred  
101 inhabitants; or

102           (31) Any city of the third classification with more than nine thousand three hundred but  
103 less than nine thousand four hundred inhabitants;

104 may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels,  
105 motels, bed and breakfast inns and campgrounds and any docking facility which rents slips to  
106 recreational boats which are used by transients for sleeping, which shall be at least two percent,  
107 but not more than five percent per occupied room per night, except that such tax shall not  
108 become effective unless the governing body of the city or county submits to the voters of the city  
109 or county at a state general, primary or special election, a proposal to authorize the governing  
110 body of the city or county to impose a tax pursuant to the provisions of this section and section  
111 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any  
112 charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law  
113 and the proceeds of such tax shall be used by the city or county solely for funding the promotion  
114 of tourism. Such tax shall be stated separately from all other charges and taxes.

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