

FIRST REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 37

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES BAKER (25) (Sponsor),
McCLANAHAN AND LAMPE (Co-sponsors).

Read 1st time March 30, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

2791L.01I

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment to the Constitution of Missouri relating to bonding for higher education projects.

Be it resolved by the House of Representatives, the Senate concurring therein:

That at the next general election to be held in the state of Missouri, on Tuesday next
2 following the first Monday in November, 2008, or at a special election to be called by the
3 governor for that purpose, there is hereby submitted to the qualified voters of this state, for
4 adoption or rejection, the following amendment to article III of the Constitution of the state of
5 Missouri:

Section A. Article III, Constitution of Missouri, is amended by adding one new section,
2 to be known as section 37(i), to read as follows:

Section 37(i). 1. The general assembly may authorize the contracting of an
2 **indebtedness on behalf of the state of Missouri and the issuance of bonds or other evidences**
3 **of indebtedness not exceeding in the aggregate the sum of three hundred twenty-three**
4 **million three hundred eleven thousand dollars for the purpose of providing funds for**
5 **planning, design, construction, renovation, furnishing, equipping, maintenance, repair, and**
6 **improvements to buildings of institutions of higher education, including public community**
7 **colleges. All proceeds in the fifth state building bond fund shall be and stand appropriated**
8 **without legislative action provided that no more than the following amounts shall be**
9 **provided cumulatively for the following:**

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.

10	University of Central Missouri	Morrow/Garrison project	\$13,229,000
11	Harris-Stowe State University	CORTEX Accelerator Facility	\$ 5,500,000
12	Harris-Stowe State University	Early Childhood and Parent Education Center	\$10,226,000
13	Lincoln University	Jason Hall	\$ 2,974,000
14	Missouri Southern State University	Health Sciences Building	\$18,976,000
15	Missouri State University	Facilities Reutilization Plan	\$29,704,000
16	Missouri State University	Business Incubator	\$ 5,000,000
17	Missouri Western State University	Agenstein Science and Math, Phase I	\$30,115,000
18	Northwest Missouri State University	Center for Plant Biologies	\$11,400,000
19	Southeast Missouri State University	Business Incubator	\$ 4,500,000
20	Southeast Missouri State University	River Campus	\$17,200,000
21	Truman State University	Pershing Building	\$21,558,000
22	University of Missouri-Columbia	Health Sciences Research and Education Center	\$85,029,000
23	University of Missouri-Columbia	Business Incubator	\$ 2,000,000
24	University of Missouri-Columbia	Plant Science Research Center	\$ 3,000,000
25	University of Missouri-Columbia	Greenlev Learning and Discovery Park	\$ 2,000,000
26	University of Missouri-Columbia	Delta Research Center and Plant Science	\$ 2,000,000
27		Greenhouse	
28	University of Missouri-Kansas City	Business Incubator	\$12,000,000
29	University of Missouri-Kansas City	Health Sciences Center	\$ 3,000,000
30	University of Missouri-Kansas City	School of Dentistry	\$ 3,400,000
31	University of Missouri-Rolla	Toomev Hall	\$11,000,000
32	University of Missouri-St. Louis	Center for Emerging Technologies II	\$ 5,500,000
33	University of Missouri-St. Louis	Benton/Stadler Halls	\$18,000,000
34	Crowder College	Maintenance and repair	\$ 201,518
35	East Central College	Maintenance and repair	\$ 233,907
36	Jefferson College	Maintenance and repair	\$ 343,205
37	Metropolitan Community College	Maintenance and repair	\$ 1,425,840
38	Mineral Area College	Maintenance and repair	\$ 224,861
39	Moberly Area Community College	Maintenance and repair	\$ 221,243
40	North Central Missouri College	Maintenance and repair	\$ 111,003
41	Ozarks Technical Community College	Maintenance and repair	\$ 430,658
42	St. Charles Community College	Maintenance and repair	\$ 324,726
43	St. Louis Community College	Maintenance and repair	\$ 2,050,233
44	State Fair Community College	Maintenance and repair	\$ 238,414
45	Three Rivers Community College	Maintenance and repair	\$ 194,392

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47 Any funds remaining in the fifth state building bond fund after full distribution to the
 48 projects listed above shall be transferred to the fifth state building bond and interest fund
 49 for use as described in subsection 3 of this section.

50 2. The bonds shall be issued by the state board of fund commissioners from time
 51 to time and in such amounts as may be necessary to ensure timely completion of the
 52 projects. The board of fund commissioners shall offer such bonds at public sale, and shall
 53 provide such method as it may deem necessary for the advertisement of the sale of each
 54 issue of bonds before such bonds are sold. The proceeds of the sale or sales of any bonds

55 issued under this section shall be paid into the state treasury and be credited to a fund to
56 be designated the fifth state building fund. The bonds shall be retired serially and by
57 installments within a period not to exceed twenty-five years from their date of issue and
58 shall bear interest at a rate or rates not exceeding the rate permitted by law. The proceeds
59 of the sale of the bonds authorized in this section shall be expended for the purposes for
60 which the bonds are authorized to be issued.

61 3. The bonds and the interest thereon shall be paid out of the "Fifth State Building
62 Bond and Interest Fund", which is hereby created, and the payment of such bonds and the
63 interest thereon shall be secured by a pledge of the full faith, credit, and resources of the
64 state of Missouri. Upon the issuance of such bonds, or any portion thereof, the state board
65 of fund commissioners shall notify the commissioner of administration of the amount of
66 money required, in the remaining portion of the fiscal year during which such bonds shall
67 have been issued, for the payment of interest on the bonds, and of the amount of money
68 required for the payment of interest on the bonds in the following fiscal year, and to pay
69 such bonds as they mature. Thereafter, within thirty days after the beginning of each fiscal
70 year, the state board of fund commissioners shall notify the commissioner of
71 administration of the amount of money required for the payment of interest on the bonds
72 in the following fiscal year and to pay such bonds maturing in the following fiscal year.

73 4. It shall be the duty of the commissioner of administration to transfer at least
74 monthly, from the state general revenue fund or from any other fund established by law
75 for this purpose, after deducting therefrom the proportionate part thereof appropriated
76 for the support of the free public schools, and to credit to the fifth state building bond and
77 interest fund such sum as may be necessary from time to time until there shall have been
78 transferred to such fund the amount so certified to the commissioner of administration by
79 the state board of fund commissioners, as provided in this section.

80 5. If at any time after the issuance of any of the bonds, it shall become apparent to
81 the commissioner of administration that the funds available in the state general revenue
82 fund will not be sufficient for the payment of the sinking fund and interest on outstanding
83 obligations of the state and for the purpose of public education and the principal and
84 interest maturing and accruing on the bonds during the following fiscal year, a direct tax
85 shall be levied upon all taxable tangible property in the state for the payment of such bonds
86 and the interest that will accrue thereon. In such event, it shall be the duty of the
87 commissioner of administration annually, on or before the first day of July, to determine
88 the rate of taxation necessary to be levied upon all taxable tangible property within the
89 state to raise the amount of money needed to pay the principal of and interest on such
90 bonds maturing and accruing in the following fiscal year, taking into consideration

91 available funds, delinquencies, and costs of collection. The commissioner of administration
92 shall annually certify the rate of taxation so determined to the county clerk of each county
93 and to the comptroller or other officer in the City of St. Louis whose duty it shall be to
94 make up and certify the tax books wherein are extended the ad valorem state taxes. It shall
95 be the duty of such clerks and the comptroller or other proper officer in the City of St.
96 Louis to extend upon the tax books the taxes to be collected and to certify the same to the
97 collectors of the revenue of their respective counties and of the City of St. Louis, who shall
98 collect such taxes at the same time and in the same manner and by the means as are now
99 or may hereafter be provided by law for the collection of state and county taxes, and to pay
100 the same into the state treasury for the credit of the fifth state building bond and interest
101 fund.

102 6. All funds paid into the fifth state building bond and interest fund shall be and
103 stand appropriated without legislative action to the payment of principal and interest of
104 the bonds, there to remain until paid out in discharge of the principal of such bonds and
105 the interest accruing thereon, and no part of such fund shall be used for any other purpose
106 so long as any of the principal of such bonds and the interest thereon shall be repaid. The
107 general assembly may enact such laws as may be necessary to implement the provisions of
108 this section. The additional revenue provided by this section shall not be part of "total
109 state revenue" in sections 17 and 18 of article X of this constitution. The expenditure of
110 such additional revenue shall not be an "expense of state government" under section 20
111 of article X of this constitution.

Section B. Pursuant to Chapter 116, RSMo, and other applicable constitutional
2 provisions and laws of this state allowing the General Assembly to adopt ballot language for the
3 submission of a Joint Resolution for submission to the voters of this state, the official ballot title
4 of the amendment proposed in section A of this Joint Resolution shall be as follows:

5 "Shall the Missouri Constitution be amended to allow
6 the sale of \$323.3 million in bonds for planning,
7 design, construction, renovation, furnishing,
8 equipping, maintenance, repair, and improvements
9 to buildings of public institutions of higher
10 education, including public community colleges?".

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