

HOUSE _____ **AMENDMENT NO.** _____

Offered By

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 117, Page 39, Section 168.071, Line 114, by inserting after all of said section and line the following:

“181.060. 1. The general assembly may appropriate moneys for state aid to public libraries, which moneys shall be administered by the state librarian, and distributed as specified in rules and regulations promulgated by the Missouri state library, and approved by the secretary of state.

2. At least fifty percent of the moneys appropriated for state aid to public libraries shall be apportioned to all public libraries established and maintained under the provisions of the library laws or other laws of the state relating to libraries. The allocation of the moneys shall be based on an equal per capita rate for the population of each city, village, town, township, urban public library district, county or consolidated library district in which any library is or may be established, in proportion to the population according to the latest federal census of the cities, villages, towns, townships, school districts, county or regional library districts maintaining public libraries primarily supported by public funds which are designed to serve the general public. No grant shall be made to any public library which is tax supported if the rate of tax levied or the appropriation for the library should be decreased below the rate in force on December 31, 1946, or on the date of its establishment. Grants shall be made to any public library if a public library tax of at least ten cents per one hundred dollars assessed valuation has been voted in accordance with sections 182.010 to 182.460 or as authorized in section 137.030 and is duly assessed and levied for the year preceding that in which the grant is made, or if the appropriation for the public library in any city of first class yields one dollar or more per capita for the previous year according to the population of the latest federal census or if the amount provided by the city for the public library, in any other city in which the library is not supported by a library tax, is at least equal to the amount of revenue which would be realized by a tax of ten cents per one hundred dollars assessed valuation if the library had been tax supported. Except that, no grant under this section shall be affected because of a reduction in the rate of levy which is required by the provisions of section 137.073, or because of a voluntary reduction in the levy following the enactment of a district sales tax under section 182.802, if the proceeds from the sales tax equal or exceed the reduction in

1 revenue from the levy.

2 3. The librarian of the library together with the treasurer of the library or the treasurer of
3 the city if there is no library treasurer shall certify to the state librarian the annual tax income and
4 rate of tax or the appropriation for the library on the date of the enactment of this law, and of the
5 current year, and each year thereafter, and the state librarian shall certify to the commissioner of
6 administration the amount to be paid to each library.

7 4. The balance of the moneys shall be administered and supervised by the state librarian
8 who may provide grants to public libraries for:

9 (1) Establishment, on a population basis to newly established city, county city/county or
10 consolidated libraries;

11 (2) Equalization to city/county[.], urban public, county or consolidated libraries;

12 (3) Reciprocal borrowing;

13 (4) Technological development;

14 (5) Interlibrary cooperation;

15 (6) Literacy programs; and

16 (7) Other library projects or programs that may be determined by the local library, library
17 advisory committee and the state library staff that would improve access to library services by the
18 residents of this state. Newly established libraries shall certify through the legally established
19 board or the governing body of the city supporting the library and the librarian of the library to the
20 state librarian the fact of establishment, the rate of tax, the assessed valuation of the library district
21 and the annual tax yield of the library. The state librarian shall then certify to the commissioner of
22 administration the amount of establishment grant to be paid to the libraries and warrants shall be
23 issued for the amount allocated and approved. The sum appropriated for state aid to public
24 libraries shall be separate and apart from any and all appropriations made to the state library.

25 182.802. 1. As used in this section, the following terms mean:

26 (1) "Public library district", any city library district, county library district, city-county
27 library district, municipal library district, consolidated library district, or urban library district;

28 (2) "Qualified voters" or "voters", any individuals residing within the public library
29 district who are eligible to be registered voters and who have registered to vote under chapter 115,
30 or, if no individuals are eligible and registered to vote reside within the proposed district, all of the
31 owners of real property located within the proposed district who have unanimously petitioned for
32 or consented to the adoption of an ordinance by the governing body imposing a tax authorized in
33 this section. If the owner of the property within the proposed district is a political subdivision or
34 corporation of the state, the governing body of such political subdivision or corporation shall be
35 considered the owner for purposes of this section.

36 2. The board of directors of any public library district located at least partially within the

1 following counties may impose a tax as provided in this section:

2 (1) Any county of the third classification without a township form of government and
3 with more than forty thousand eight hundred but fewer than forty thousand nine hundred
4 inhabitants;

5 (2) Any county of the third classification without a township form of government and
6 with more than thirteen thousand five hundred but fewer than thirteen thousand six hundred
7 inhabitants;

8 (3) Any county of the third classification without a township form of government and
9 with more than thirteen thousand two hundred but fewer than thirteen thousand three hundred
10 inhabitants;

11 (4) Any county of the third classification with a township form of government and with
12 more than twenty-nine thousand seven hundred but fewer than twenty-nine thousand eight
13 hundred inhabitants;

14 (5) Any county of the third classification with more than nineteen thousand seven hundred
15 but fewer than nineteen thousand eight hundred inhabitants;

16 (6) Any county of the third classification with a township form of government and with
17 more than thirty-three thousand one hundred but fewer than thirty-three thousand two hundred
18 inhabitants; or

19 (7) Any county of the third classification without a township form of government and
20 with more than twenty thousand but fewer than twenty thousand one hundred inhabitants.

21 3. The board of directors of any public library district described in subsection 1 of this
22 section may, upon a majority vote of the board, impose a sales tax on all retail sales made within
23 the district which are subject to sales tax under chapter 144. The tax authorized in this section
24 shall not exceed one-half of one cent, and shall be imposed solely for the purpose of funding the
25 operation and maintenance of public libraries within the boundaries of the district. The tax
26 authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be
27 stated separately from all other charges and taxes.

28 4. No sales tax imposed under this section shall become effective unless the board of
29 directors of the district submits to the voters within the district at a county or state general,
30 primary, or special election a proposal to authorize the board of directors of the district to impose
31 a tax under this section. If a majority of the votes cast on the question by the qualified voters
32 voting thereon are in favor of the question, then the tax shall become effective on the first day of
33 the calendar quarter immediately following the adoption of the sales tax. If a majority of the votes
34 cast on the question by the qualified voters voting thereon are opposed to the question, then the
35 tax shall not become effective unless and until the question is resubmitted under this section to the
36 qualified voters and such question is approved by a majority of the qualified voters voting on the

1 question.

2 5. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall
3 apply to the tax imposed under this section.

4 6. The board of directors of any district that has adopted the sales tax authorized in this
5 section may submit the question of repeal of the tax to the voters on any date available for
6 elections for the district. If a majority of the votes cast on the question by the qualified voters
7 voting thereon are in favor of the repeal, that repeal shall become effective on December thirty-
8 first of the calendar year in which such repeal was approved. If a majority of the votes cast on the
9 question by the qualified voters voting thereon are opposed to the repeal, then the sales tax
10 authorized in this section shall remain effective until the question is resubmitted under this section
11 to the qualified voters and the repeal is approved by a majority of the qualified voters voting on
12 the question.

13 7. If the tax is repealed or terminated by any means, all remaining revenues generated
14 from the sales tax shall continue to be used solely for the designated purposes, and the board of
15 directors shall retain for a period of one year two percent of the amount collected after the repeal
16 or termination to cover possible refunds or overpayment of the tax and to redeem dishonored
17 checks and drafts deposited to the credit of such accounts.”; and

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19 Further amend said bill by amending the title, enacting clause, and intersectional references
20 accordingly.