FIRST REGULAR SESSION

[TRULY AGREED TO AND FINALLY PASSED]

CONFERENCE COMMITTEE SUBSTITUTE FOR

SENATE COMMITTEE SUBSTITUTE FOR

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 4

96TH GENERAL ASSEMBLY

0004L.05T 2011

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation and the several divisions and programs thereof 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

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, 2011 and ending June 30, 2012, as follows:

Section 4.005. To the Department of Revenue

For the purpose of collecting highway related fees and taxes

Personal Service and/or Expense and Equipment, provided that not more than twenty-five percent (25%) flexibility is allowed between personal service and expense and equipment

From General Revenue Fund $10,284,719

From State Highways and Transportation Department Fund 11,820,335

Total (Not to exceed 454.39 F.T.E.) $22,105,054

Section 4.010. To the Department of Revenue

For the Division of Taxation

Personal Service and/or Expense and Equipment, provided that not more than twenty-five percent (25%) flexibility is allowed between personal service and expense and equipment

From General Revenue Fund $26,144,359

From Petroleum Storage Tank Insurance Fund 27,654

From Petroleum Inspection Fund 35,497

From Health Initiatives Fund 53,714

From Conservation Commission Fund 555,816

From Elderly Home-Delivered Meals Trust Fund 12,582

For the integrated tax system

Expense and Equipment

From General Revenue Fund 1,000,000

Total (Not to exceed 635.60 F.T.E.) $27,829,622

Section 4.015. To the Department of Revenue

For the Division of Motor Vehicle and Driver Licensing

Personal Service and/or Expense and Equipment, provided that not more than twenty-five percent (25%) flexibility is allowed between personal service and expense and equipment

From General Revenue Fund $1,280,080

From Federal Funds 578,957E

From Department of Revenue Information Fund 489,829

From Motor Vehicle Commission Fund 618,978

From Department of Revenue Specialty Plate Fund. 5,206E

Total (Not to exceed 48.05 F.T.E.) $2,973,050

Section 4.020. To the Department of Revenue

For the Division of Legal Services

Personal Service and/or Expense and Equipment, provided that not more than twenty-five percent (25%) flexibility is allowed between personal service and expense and equipment

From General Revenue Fund $1,549,845

From Federal Funds 265,824E

From Motor Vehicle Commission Fund 492,058

Total (Not to exceed 52.15 F.T.E.) $2,307,727

Section 4.025. To the Department of Revenue

For the Division of Administration

Personal Service and/or Expense and Equipment, provided that not more than twenty-five percent (25%) flexibility is allowed between personal service and expense and equipment

From General Revenue Fund $1,391,812

From Federal Funds 6,020,764E

From Department of Revenue Information Fund 119,433

From Child Support Enforcement Fund 2,624,213

For postage

Expense and Equipment

From General Revenue Fund 3,111,462

From Health Initiatives Fund 5,373

From Motor Vehicle Commission Fund 44,029

From Conservation Commission Fund 1,343

From Department of Revenue Information Fund 199,611

Total (Not to exceed 39.66 F.T.E.) $13,518,040

Section 4.030. To the Department of Revenue

For the State Tax Commission

Personal Service and/or Expense and Equipment, provided that not more than twenty-five percent (25%) flexibility is allowed between personal service and expense and equipment

From General Revenue Fund $2,738,233

Expense and Equipment

For the Productive Capability of Agricultural and Horticultural Land Use Study

From General Revenue Fund 3,876

Total (Not to exceed 54.00 F.T.E.) $2,742,109

Section 4.035. To the Department of Revenue

For the state's share of the costs and expenses incurred pursuant to an approved assessment and equalization maintenance plan as provided by Chapter 137, RSMo

From General Revenue Fund $11,132,480

Section 4.040. To the Department of Revenue
For payment of fees to counties as a result of delinquent collections made by circuit attorneys or prosecuting attorneys and payment of collection agency fees
From General Revenue Fund $2,009,425E

Section 4.045. To the Department of Revenue
For payment of fees to counties for the filing of lien notices and lien releases
From General Revenue Fund $465,000

Section 4.050. To the Department of Revenue
For distribution to cities and counties of all funds accruing to the Motor Fuel Tax Fund under the provisions of Sections 30(a) and 30(b), Article IV, Constitution of Missouri
From Motor Fuel Tax Fund $188,000,000E

Section 4.055. To the Department of Revenue
For distribution to Veterans of Foreign Wars Department of Missouri of all emblem use fee contributions collected for the SOME GAVE ALL specialty plate
From General Revenue Fund $1,000E

Section 4.060. To the Department of Revenue
For refunds for overpayment or erroneous payment of any tax or any payment that is credited to the General Revenue Fund
From General Revenue Fund $1,538,400,000E

Section 4.065. To the Department of Revenue
For refunds for overpayment or erroneous payment of any tax or any payment credited to Federal and Other Funds
From Federal and Other Funds $34,850E

Section 4.070. To the Department of Revenue
For the purpose of refunding any tax or fee credited to the State Highways and Transportation Department Fund
From State Highways and Transportation Department Fund $2,290,564E

Section 4.075. To the Department of Revenue
For the purpose of refunding any overpayment or erroneous payment of any amount credited to the Aviation Trust Fund
From Aviation Trust Fund $50,000E

Section 4.080. To the Department of Revenue
For refunds and distributions of motor fuel taxes
From State Highways and Transportation Department Fund $10,414,000E

Section 4.085. To the Department of Revenue
For refunds for overpayment or erroneous payment of any tax or any payment credited to the Workers' Compensation Fund
From Workers' Compensation Fund $450,000E

Section 4.090. To the Department of Revenue
For refunds for overpayment or erroneous payment of any tax or any payment for tobacco taxes
From Health Initiatives Fund $25,000E
From State School Moneys Fund 25,000E
From Fair Share Fund 11,000E
Total $61,000

Section 4.095. To the Department of Revenue
For apportionments to the several counties and the City of St. Louis to offset credits taken against the County Stock Insurance Tax
From General Revenue Fund $500,000E

Section 4.100. To the Department of Revenue
For the payment of local sales tax delinquencies set off by tax credits
From General Revenue Fund $200,000E

Section 4.105. There is transferred out of the State Treasury, chargeable to the General Revenue Fund, such amounts as may be necessary to make payments of refunds set off against debts as required by Section 143.786, RSMo, to the Debt Offset Escrow Fund
From General Revenue Fund $11,292,384E

Section 4.110. There is transferred out of the State Treasury, chargeable to the General Revenue Fund, such amounts as may be necessary to make payments of refunds set off against debts as required by Section 488.020(3), RSMo, to the Circuit Courts Escrow Fund

From General Revenue Fund $505,500E

Section 4.115. For the payment of refunds set off against debts as required by Section 143.786, RSMo

From Debt Offset Escrow Fund $1,164,119E

Section 4.120. There is transferred out of the State Treasury, chargeable to the School District Trust Fund, to the General Revenue Fund

From School District Trust Fund $2,500,000

Section 4.125. There is transferred out of the State Treasury, chargeable to the Parks Sales Tax Fund, sixty-six hundredths percent of the funds received, to the General Revenue Fund

From Parks Sales Tax Fund $240,000E

Section 4.130. There is transferred out of the State Treasury, chargeable to the Soil and Water Sales Tax Fund, sixty-six hundredths percent of the funds received, to the General Revenue Fund

From Soil and Water Sales Tax Fund $240,000E

Section 4.135. There is transferred out of the State Treasury, chargeable to the General Revenue Fund, such amounts generated by development projects, as required by Section 99.963, RSMo, to the State Supplemental Downtown Development Fund

From General Revenue Fund $1,240,450

Section 4.140. There is transferred out of the state treasury, chargeable to the General Revenue Fund, such amounts generated by redevelopment projects, as required by Section 99.1092, RSMo, to the Downtown Revitalization Preservation Fund

From General Revenue Fund $234,697

Section 4.145. There is transferred out of the State Treasury, chargeable to the General Revenue Fund, amounts from income tax refunds designated by taxpayers for deposit in various income tax check-off funds

From General Revenue Fund $396,000E

Section 4.150. There is transferred out of the State Treasury, chargeable to various income tax check-off funds, amounts from income tax refunds erroneously deposited to said funds, to the General Revenue Fund

From Other Funds $13,669E

Section 4.155. For distribution from the various income tax check-off charitable trust funds

From Other Funds $31,500E

Section 4.160. There is transferred out of the State Treasury, chargeable to the Department of Revenue Information Fund, to the State Highways and Transportation Department Fund

From Department of Revenue Information Fund $250,000E

Section 4.165. There is transferred out of the State Treasury, chargeable to the Motor Fuel Tax Fund, to the State Highways and Transportation Department Fund

From Motor Fuel Tax Fund $560,178,001E

Section 4.170. There is transferred out of the State Treasury, chargeable to the Department of Revenue Specialty Plate Fund, to the State Highways and Transportation Department Fund

From Department of Revenue Specialty Plate Fund $10,000E

Section 4.175. To the Department of Revenue

For the State Lottery Commission

For any and all expenditures, including operating, maintenance and repair, and minor renovations, necessary for the purpose of operating a state lottery, provided that not more than twenty-five percent (25%) flexibility is allowed between personal service and expense and equipment

Personal Service $6,865,837
Expense and Equipment 37,253,502E
From Lottery Enterprise Fund (Not to exceed 159.50 F.T.E.) $44,119,339

Section 4.180. To the Department of Revenue
For the State Lottery Commission
For the payment of prizes
From Lottery Enterprise Fund $102,000,000E

Section 4.185. There is transferred out of the State Treasury, chargeable to the Lottery Enterprise Fund, to the Lottery Proceeds Fund
From Lottery Enterprise Fund $267,172,000E

Section 4.400. To the Department of Transportation
For the Highways and Transportation Commission and Highway Program Administration
Personal Service $21,373,758E
Expense and Equipment 4,672,175E
From State Road Fund (Not to exceed 439.57 F.T.E.) $26,045,933

Section 4.405. To the Department of Transportation
For department-wide fringe expenses
For Administration fringe benefits
Personal Service $13,317,348E
Expense and Equipment 14,811,770E
From State Road Fund 28,129,118

For Construction Program fringe benefits
Personal Service 52,242,287E
Expense and Equipment 1,976,879E
From State Road Fund 54,219,166

For Maintenance Program fringe benefits
Personal Service 187,664E
Expense and Equipment 3,010E
From Federal Funds 190,674

Personal Service 101,156,048E
Expense and Equipment 3,650,001E
From State Road Fund 104,806,049

For Fleet, Facilities, and Information Systems fringe benefits
Personal Service 10,216,484E
Expense and Equipment 270,297E
From State Road Fund 10,486,781

For Multimodal Operations fringe benefits
Personal Service
From Federal Funds 223,978E
From State Road Fund 278,958E
From Railroad Expense Fund 245,334E
From State Transportation Fund 72,141E
From Aviation Trust Fund 297,155E
Total $198,949,354

Section 4.410. To the Department of Transportation
For the Construction Program
To pay the costs of reimbursing counties and other political subdivisions for the acquisition of roads and bridges taken over by the state as permanent parts of the state highway system, and for the costs of locating, relocating, establishing, acquiring, constructing, reconstructing, widening, and improving those highways, bridges, tunnels, parkways, travelways, tourways, and coordinated facilities authorized under Article IV, Section 30(b) of the Constitution of Missouri; of acquiring materials, equipment, and buildings necessary for such purposes and for other purposes and contingencies relating to the location and construction of highways and bridges; and to expend funds from the United States Government for like purposes
Personal Service $75,689,368E
Expense and Equipment 14,664,164E
Construction 1,028,621,221E
From State Road Fund 1,118,974,753

For all expenditures associated with paying outstanding state road bond debt
From State Road and State Road Bond Funds 290,389,905E
Total (Not to exceed 1,606.26 F.T.E.) $1,409,364,658

Section 4.415. To the Department of Transportation
For the Maintenance Program
To pay the costs of preserving and maintaining the state system of roads and bridges and coordinated facilities authorized under Article IV, Section 30(b) of the Constitution of Missouri; of acquiring materials, equipment, and buildings necessary for such purposes and for other purposes and contingencies related to the preservation, maintenance, and safety of highways and bridges
Personal Service $299,948E
Expense and Equipment 55,000E
From Federal Funds 354,948

Personal Service 150,547,835E
Expense and Equipment 238,426,228E
From State Road Fund 388,974,063

Expense and Equipment
From Motorcycle Safety Trust Fund 425,000E

For all allotments, grants, and contributions from federal sources that may be deposited in the State Treasury for grants of National Highway Safety Act moneys
From Federal Funds 30,000,000E

For the Motor Carrier Safety Assistance Program
From Federal Funds 2,000,000E
Total (Not to exceed 3,958.93 F.T.E.) $421,754,011

Section 4.420. To the Department of Transportation
For Fleet, Facilities, and Information Systems
To pay the costs of constructing, preserving, and maintaining the state system of roads and bridges and coordinated facilities authorized under Article IV, Section 30(b) of the Constitution of Missouri; of

acquiring materials, equipment, and buildings necessary for such purposes and for other purposes and contingencies related to the construction, preservation, and maintenance of highways and bridges

Personal Service $15,915,255E

Expense and Equipment 78,283,396E

From State Road Fund (Not to exceed 375.25 F.T.E.) $94,198,651

Section 4.421. To the Department of Transportation

For the costs associated with relocating a maintenance facility currently located on Eighty-seventh Street in Kansas City, Missouri

From Federal Road Fund $2,000,000

Section 4.425. To the Department of Transportation

For the purpose of refunding any tax or fee credited to the State Highways and Transportation Department Fund $200,000E

For refunds and distributions of motor fuel taxes 30,000,000E

From State Highways and Transportation Department Fund $30,200,000

Section 4.430. Funds are to be transferred out of the State Treasury, chargeable to the State Highways and Transportation Department Fund, to the State Road Fund

From State Highways and Transportation Department Fund $525,000,000E

Section 4.431. Funds are to be transferred out of the State Treasury, chargeable to the State Road Fund, to the Federal Road Fund. This appropriation shall be funded from the portion of the State Road Fund comprised of federal reimbursement. This appropriation shall not be construed to draw on state revenue derived from highway users as an incident to their use or right to use the highways of the state

From State Road Fund $2,000,000

Section 4.435. To the Department of Transportation

For Multimodal Operations Administration

Personal Service $486,452E

Expense and Equipment 400,000E

From Federal Funds 886,452

Personal Service 429,959E

Expense and Equipment 25,897E

From State Road Fund 455,856

Personal Service 433,616

Expense and Equipment 151,421

From Railroad Expense Fund 585,037

Personal Service 155,184

Expense and Equipment 10,395

From State Transportation Fund 165,579

Personal Service 478,560

Expense and Equipment 24,827

From Aviation Trust Fund 503,387

Total (Not to exceed 36.67 F.T.E.) $2,596,311

Section 4.440. To the Department of Transportation

For Multimodal Operations

For reimbursements to the State Road Fund for providing professional and technical services and administrative support of the multimodal program

From Federal Funds $83,500

From Railroad Expense Fund 102,532

From State Transportation Fund 50,951

From Aviation Trust Fund 75,567

Total $312,550

Section 4.445. To the Department of Transportation

For Multimodal Operations

For loans from the State Transportation Assistance Revolving Fund to political subdivisions of the state or to public or private not-for-

profit organizations or entities in accordance with Section 226.191, RSMo

From State Transportation Assistance Revolving Fund $550,000E

Section 4.455. To the Department of Transportation

For the Transit Program

For distributing funds to urban, small urban, and rural transportation systems

From State Transportation Fund $560,875

Section 4.460. To the Department of Transportation

For the Transit Program

For locally matched capital improvement grants under Section 5310, Title 49, United States Code to assist private, non-profit organizations in improving public transportation for the state's elderly and people with disabilities

From Federal Funds $2,600,000E

For the New Freedom Transit Program

For locally matched grants under Section 5317, Title 49, United States Code to assist disabled persons with transportation services beyond those required by the Americans with Disabilities Act

From Federal Funds 600,000E

Total $3,200,000

Section 4.465. To the Department of Transportation

For the Transit Program

For an operating subsidy for not-for-profit transporters of the elderly, people with disabilities, and low-income individuals

From General Revenue Fund $1,194,129

From State Transportation Fund 1,274,478

Total $2,468,607

Section 4.470. To the Department of Transportation

For the Transit Program

For locally matched grants to small urban and rural areas under Section 5311, Title 49, United States Code

From Federal and Local Funds $12,040,000E

For the Job Access and Reverse Commute Grants Program
For locally matched grants to small urban and rural areas under Section 5316, Title 49, United States Code to provide employment related transportation for low-income persons
From Federal Funds 1,200,000E
Total $13,240,000

Section 4.475. To the Department of Transportation
For the Transit Program
For grants under Section 5309, Title 49, United States Code to assist private, non-profit organizations providing public transportation services
From Federal Funds $8,480,000E

Section 4.480. To the Department of Transportation
For the Transit Program
For grants to metropolitan areas under Section 5305, Title 49, United States Code
From Federal Funds $6,365,194E

Section 4.485. To the Department of Transportation
For the Rail Program for infrastructure improvements and preliminary engineering evaluations on the existing rail corridor between St. Louis and Kansas City. This appropriation shall be used for the following projects: Second Rail Bridge over the Osage River ($22,640,000), Webster Universal Crossover ($3,520,000), Crossing Improvements Projects ($1,920,000), St. Louis Terminal Railroad Track Improvements ($3,600,000), Missouri State Rail Plan ($500,000), Bonnot's Mill Universal Crossover ($611,000), Hermann Universal Crossover ($570,000), Knob Noster Passing Siding Extension ($835,000), Kingsville Siding ($958,000), Strasburg Grade Separation ($850,000), Double Track Lee's Summit to Pleasant Hill ($1,418,000), provided that twenty-five percent (25%) flexibility is allowed between each project
From Federal Funds $37,422,000

Section 4.490. To the Department of Transportation
For the Light Rail Safety Program
From Light Rail Safety Fund $1E

Section 4.495. To the Department of Transportation
For the Rail Program
For passenger rail service in Missouri
From General Revenue Fund $7,900,000

Section 4.500. To the Department of Transportation
For station repairs and improvements at Missouri Amtrak stations
From State Transportation Fund $25,000

Section 4.505. To the Department of Transportation
For protection of the public against hazards existing at railroad crossings pursuant to Chapter 389, RSMo
From Transportation Department Grade Crossing Safety Account $1,500,000E

Section 4.510. There is transferred out of the State Treasury, chargeable to the Transportation Department Grade Crossing Safety Account, to the Railroad Expense Fund
From Transportation Department Grade Crossing Safety Account $100,000

Section 4.515. To the Department of Transportation
For the Aviation Program
For construction, capital improvements, and maintenance of publicly owned airfields, including land acquisition, and for printing charts and directories
From Aviation Trust Fund $8,000,000E

Section 4.520. To the Department of Transportation
For the Aviation Program
For construction, capital improvements, or planning of publicly owned airfields by cities or other political subdivisions, including land acquisition, pursuant to the provisions of the State Block Grant Program administered through the Federal Airport Improvement Program
From Federal Funds $12,500,000E

Section 4.525. To the Department of Transportation
For the Waterways Program
For grants to port authorities for assistance in port planning, acquisition, or construction within the port districts
From State Transportation Fund $359,747

Department of Revenue Totals

General Revenue Fund	$75,481,322
Federal Funds	6,865,545
Other Funds	351,225,010
Total	$433,571,877

Department of Transportation Totals

General Revenue Fund	$9,094,129
Federal Funds	116,946,746
Other Funds	2,131,752,017
Total	$2,257,792,892

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