

HOUSE _____ **AMENDMENT NO.** _____

Offered By

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 591,
Page 22, Section 161.424, Line 13, by inserting after all of said section and line, the following:

“190.335. 1. In lieu of the tax levy authorized under section 190.305 for emergency
telephone services, the county commission of any county may impose a county sales tax for the
provision of central dispatching of fire protection, including law enforcement agencies, emergency
ambulance service or any other emergency services, including emergency telephone services,
which shall be collectively referred to herein as "emergency services", and which may also include
the purchase and maintenance of communications and emergency equipment, including the
operational costs associated therein, in accordance with the provisions of this section.

2. Such county commission may, by a majority vote of its members, submit to the voters
of the county, at a public election, a proposal to authorize the county commission to impose a tax
under the provisions of this section. If the residents of the county present a petition signed by a
number of residents equal to ten percent of those in the county who voted in the most recent
gubernatorial election, then the commission shall submit such a proposal to the voters of the
county.

3. The ballot of submission shall be in substantially the following form:

Shall the county of (insert name of county) impose a county sales
tax of (insert rate of percent) percent for the purpose of providing central dispatching of
fire protection, emergency ambulance service, including emergency telephone services, and other
emergency services?

1 ☐ YES

☐ NO

2
3 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of
4 the proposal, then the ordinance shall be in effect as provided herein. If a majority of the votes
5 cast by the qualified voters voting are opposed to the proposal, then the county commission shall
6 have no power to impose the tax authorized by this section unless and until the county
7 commission shall again have submitted another proposal to authorize the county commission to
8 impose the tax under the provisions of this section, and such proposal is approved by a majority of
9 the qualified voters voting thereon.

10 4. The sales tax may be imposed at a rate not to exceed one percent on the receipts from
11 the sale at retail of all tangible personal property or taxable services at retail within any county
12 adopting such tax, if such property and services are subject to taxation by the state of Missouri
13 under the provisions of sections 144.010 to 144.525. The sales tax shall not be collected prior to
14 thirty-six months before operation of the central dispatching of emergency services.

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

17 6. Any tax imposed pursuant to section 190.305 shall terminate at the end of the tax year
18 in which the tax imposed pursuant to this section for emergency services is certified by the board
19 to be fully operational. Any revenues collected from the tax authorized under section 190.305
20 shall be credited for the purposes for which they were intended.

21 7. At least once each calendar year, the board shall establish a tax rate, not to exceed the
22 amount authorized, that together with any surplus revenues carried forward will produce sufficient
23 revenues to fund the expenditures authorized by this act. Amounts collected in excess of that
24 necessary within a given year shall be carried forward to subsequent years. The board shall make
25 its determination of such tax rate each year no later than September first and shall fix the new rate
26 which shall be collected as provided in this act. Immediately upon making its determination and

fixing the rate, the board shall publish in its minutes the new rate, and it shall notify every retailer by mail of the new rate.

8. Immediately upon the affirmative vote of voters of such a county on the ballot proposal to establish a county sales tax pursuant to the provisions of this section, the county commission shall appoint the initial members of a board to administer the funds and oversee the provision of emergency services in the county. Beginning with the general election in 1994, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency services and such duties shall be exercised by the board.

9. The initial board shall consist of seven members appointed without regard to political affiliation, who shall be selected from, and who shall represent, the fire protection districts, ambulance districts, sheriff's department, municipalities, any other emergency services and the general public. This initial board shall serve until its successor board is duly elected and installed in office. The commission shall ensure geographic representation of the county by appointing no more than four members from each district of the county commission.

10. Beginning in 1994, three members shall be elected from each district of the county commission and one member shall be elected at large, such member to be the chairman of the board. Of those first elected, four members from districts of the county commission shall be elected for terms of two years and two members from districts of the county commission and the member at large shall be elected for terms of four years. In 1996, and thereafter, all terms of office shall be four years.

11. Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the first classification with more than two hundred forty thousand three hundred but fewer than two hundred forty thousand four hundred inhabitants, any emergency telephone service 911 board appointed by the county under section 190.309 which is in existence on the date

the voters approve a sales tax under this section shall continue to exist and shall have the powers set forth under section 190.339.

12. (1) Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the second classification with more than fifty-four thousand two hundred but fewer than fifty-four thousand three hundred inhabitants or any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants that has approved a sales tax under this section, the county commission shall appoint the members of the board to administer the funds and oversee the provision of emergency services in the county.

(2) The board shall consist of seven members appointed without regard to political affiliation. Except as provided in subdivision (4) of this subsection, each member shall be one of the following:

- (a) The head of any of the county's fire protection districts, or a designee;
- (b) The head of any of the county's ambulance districts, or a designee;
- (c) The county sheriff, or a designee;
- (d) The head of any of the police departments in the county, or a designee; and
- (e) The head of any of the county's emergency management organizations, or a designee.

(3) Upon the appointment of the board under this subsection, the board shall have the power provided in section 190.339 and shall exercise all powers and duties exercised by the county commission under this chapter, and the commission shall relinquish all powers and duties relating to the provision of emergency services under this chapter to the board.

(4) In any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants, each of the entities listed in subdivision (2) of this subsection shall be represented on the board by at least one member.”; and

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