

HOUSE**AMENDMENT NO. ____****Offered by****of**

1 AMEND House Committee Substitute for Senate Committee Substitute
 2 for Senate Bill No. 631, Page 9, Section 262.750, Line 8, by
 3 inserting after all of said line the following:

4 "262.900. 1. As used in this section, the following terms
 5 mean:

6 (1) "Agricultural products", an agricultural,
 7 horticultural, viticultural, or vegetable product, growing of
 8 grapes that will be processed into wine, bees, honey, fish or
 9 other aquacultural product, planting seed, livestock, a livestock
 10 product, a forestry product, poultry or a poultry product, either
 11 in its natural or processed state, that has been produced,
 12 processed, or otherwise had value added to it in this state;

13 (2) "Blighted area", that portion of the city within which
 14 the legislative authority of such city determines that by reason
 15 of age, obsolescence, inadequate or outmoded design or physical
 16 deterioration have become economic and social liabilities, and
 17 that such conditions are conducive to ill health, transmission of
 18 disease, crime or inability to pay reasonable taxes;

19 (3) "Department", department of agriculture;

20 (4) "Domesticated animal", cattle, calves, sheep, swine,
 21 ratite birds including but not limited to ostrich and emu,
 22 llamas, alpaca, buffalo, elk documented as obtained from a legal
 23 source and not from the wild, goats, or horses, other equines, or
 24 rabbits raised in confinement for human consumption;

25 (5) "Grower UAZ", a type of UAZ:

26 (a) That can either grow produce, raise livestock, or
 27 produce other value-added agricultural products;

28 (b) That does not exceed fifty laying hens, six hundred
 29 fifty broiler chickens, or thirty domesticated animals; and

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1 (c) Is a qualifying small business that is approved by the
2 department;

3 (6) "Livestock", cattle, calves, sheep, swine, ratite birds
4 including but not limited to ostrich and emu, aquatic products as
5 defined in section 277.024, llamas, alpaca, buffalo, elk
6 documented as obtained from a legal source and not from the wild,
7 goats, or horses, other equines, or rabbits raised in confinement
8 for human consumption;

9 (7) "Locally grown", a product that was grown or raised in
10 the same county or city not within a county in which the UAZ is
11 located or in an adjoining county or city not within a county.
12 For a product raised or sold in a city not within a county,
13 locally grown also includes an adjoining county with a charter
14 form of government with more than nine hundred fifty thousand and
15 those counties adjoining said county;

16 (8) "Processing UAZ", a type of UAZ:

17 (a) That processes livestock or poultry for human
18 consumption;

19 (b) That meets federal and state processing laws and
20 standards; and

21 (c) Is a qualifying small business approved by the
22 department;

23 (9) "Meat", any edible portion of a livestock or poultry
24 carcass or part thereof;

25 (10) "Meat product", anything containing meat intended for
26 or capable of use for human consumption, which is derived, in
27 whole or in part, from livestock or poultry;

28 (11) "Poultry", any domesticated bird intended for human
29 consumption;

30 (12) "Qualifying small business", those enterprises which
31 are established within an urban agricultural zone subsequent to
32 its creation, and which meet the definition established for the
33 small business administration and set forth in Section 121.301 of
34 Part 121 of Title 13 of the Code of Federal Regulations;

35 (13) "Value-added agricultural products", any product or
36 products that are the result of:

37 (a) Using an agricultural product grown in this state to

1 produce a meat or dairy product in this state;

2 (b) A change in the physical state or form of the original
3 agricultural product;

4 (c) An agricultural product grown in this state which has
5 had its value enhanced by special production methods such as
6 organically grown products; or

7 (d) A physical segregation of a commodity or agricultural
8 product grown in this state that enhances its value such as
9 identity preserved marketing systems;

10 (14) "Urban agricultural zone" or "UAZ", a zone within a
11 metropolitan statistical area as defined by the United States
12 Office of Budget and Management that has one or more of the
13 following entities that is a qualifying small businesses, and
14 approved by the department, as follows:

15 (a) Any organization or person who grows produce or other
16 agricultural products;

17 (b) Any organization or person who raises livestock or
18 poultry;

19 (c) Any organization or person who processes livestock or
20 poultry; or

21 (d) Any organization that sells at a minimum seventy-five
22 percent locally grown food;

23 (15) "Vending UAZ", a type of UAZ:

24 (a) That sells produce, meat, or locally grown value-added
25 agricultural products;

26 (b) That is able to accept food stamps under the provisions
27 of the Supplemental Nutrition Assistance Program as a form of
28 payment; and

29 (c) Is a qualifying small business that is approved by the
30 department for an UAZ vendor license.

31 2. (1) A person or organization shall submit to any
32 incorporated municipality an application to develop an UAZ on a
33 blighted area of land. Such application shall demonstrate or
34 identify on the application:

35 (a) If the person or organization is a grower UAZ,
36 processing UAZ, vending UAZ, or a combination of all three types
37 of UAZs provided in this paragraph, in which case the person or

1 organization shall meet the requirements of each type of UAZ in
2 order to qualify;

3 (b) The number of jobs to be created;

4 (c) The types of products to be produced; and

5 (d) If applying for a vending UAZ, the ability to accept
6 food stamps under the provisions of the Supplemental Nutrition
7 Assistance Program if selling products to consumers.

8 (2) A municipality shall review and modify the application
9 as necessary before either approving or denying the request to
10 establish an UAZ.

11 (3) Approval of the UAZ by such municipality shall be
12 reviewed five and ten years after the development of the UAZ.
13 After twenty-five years, the UAZ shall dissolve. If the
14 municipality finds during its review that the UAZ is not meeting
15 the requirements set out in this section, the municipality may
16 dissolve the UAZ.

17 3. The governing authority of any municipality planning to
18 seek designation of an urban agricultural zone shall establish an
19 urban agricultural zone board. The number of members on the
20 board shall be seven. One member of the board shall be appointed
21 by the school district or districts located within the area
22 proposed for designation as an enhanced enterprise zone. Two
23 members of the board shall be appointed by other affected taxing
24 districts. The remaining four members shall be chosen by the
25 chief elected official of the municipality. The four members
26 chosen by the chief elected officer of the municipality shall
27 each be residents of the county or city not within a county in
28 which the UAZ is to be located, and at least one of such four
29 members shall have experience in or represent organizations
30 associated with sustainable agriculture, urban farming, community
31 gardening, or any of the activities or products authorized by
32 this section for UAZs.

33 4. The school district member and the two affected taxing
34 district members shall each have initial terms of five years. Of
35 the four members appointed by the chief elected official, two
36 shall have initial terms of four years, and two shall have
37 initial terms of three years. Thereafter, members shall serve

1 terms of five years. Each commissioner shall hold office until a
2 successor has been appointed. All vacancies shall be filled in
3 the same manner as the original appointment. For inefficiency or
4 neglect of duty or misconduct in office, a member of the board
5 may be removed by the applicable appointing authority.

6 5. A majority of the members shall constitute a quorum of
7 such board for the purpose of conducting business and exercising
8 the powers of the board and for all other purposes. Action may
9 be taken by the board upon a vote of a majority of the members
10 present.

11 6. The members of the board annually shall elect a chair
12 from among the members.

13 7. The role of the board shall be to conduct the activities
14 necessary to advise the governing authority on the designation of
15 an urban agricultural zone and any other advisory duties as
16 determined by the governing authority. The role of the board
17 after the designation of an urban agricultural zone shall be
18 review and assessment of zone activities.

19 8. Prior to the adoption of an ordinance proposing the
20 designation of an urban agricultural zone, the urban agricultural
21 board shall fix a time and place for a public hearing and notify
22 each taxing district located wholly or partially within the
23 boundaries of the proposed urban agricultural zone. The board
24 shall send, by certified mail, a notice of such hearing to all
25 taxing districts and political subdivisions in the area to be
26 affected and shall publish notice of such hearing in a newspaper
27 of general circulation in the area to be affected by the
28 designation at least twenty days prior to the hearing but not
29 more than thirty days prior to the hearing. Such notice shall
30 state the time, location, date, and purpose of the hearing. At
31 the public hearing any interested person or affected taxing
32 district may file with the board written objections to, or
33 comments on, and may be heard orally in respect to, any issues
34 embodied in the notice. The board shall hear and consider all
35 protests, objections, comments and other evidence presented at
36 the hearing. The hearing may be continued to another date
37 without further notice other than a motion to be entered upon the

1 minutes fixing the time and place of the subsequent hearing.

2 9. Following the conclusion of the public hearing required
3 under subsection 8 of this section, the governing authority of
4 the municipality may adopt an ordinance designating an urban
5 agricultural zone.

6 10. The real property of the UAZ shall not be subject to
7 assessment or payment of ad valorem taxes on real property
8 imposed by the cities affected by this section, or by the state
9 or any political subdivision thereof, for a period of up to
10 twenty-five years as specified by ordinance under subsection 9 of
11 this section, except to such extent and in such amount as may be
12 imposed upon such real property during such period, as was
13 determined by the assessor of the county in which such real
14 property is located, or, if not located within a county, then by
15 the assessor of such city, in an amount not greater than the
16 amount of taxes due and payable thereon during the calendar year
17 preceding the calendar year during which the urban agricultural
18 zone was designated. The amounts of such tax assessments shall
19 not be increased during such period so long as the real property
20 is used in furtherance of the activities provided under the
21 provisions of subdivision (13) of subsection 1 of this section.
22 At the conclusion of the period of abatement provided by the
23 ordinance, the property shall then be reassessed. If only a
24 portion of real property is used as an UAZ, then only that
25 portion of real property shall be exempt from assessment or
26 payment of ad valorem taxes on such property, as provided by this
27 section.

28 11. If the water services for the UAZ are provided by the
29 municipality, the municipality may authorize a grower UAZ to pay
30 wholesale water rates, if available, for the cost of water
31 consumed on the UAZ and pay fifty percent of the standard cost to
32 hook onto the water source.

33 12. (1) Any local sales tax revenues received from the
34 sale of agricultural products sold in the UAZ shall be deposited
35 in the urban agricultural zone fund established in subdivision
36 (2) of this subsection. An amount equal to one percent shall be
37 retained by the director of revenue for deposit in the general

1 revenue fund to offset the costs of collection.

2 (2) There is hereby created in the state treasury the
3 "Urban Agricultural Zone Fund", which shall consist of money
4 collected under subdivision (1) of this subsection. The state
5 treasurer shall be custodian of the fund. In accordance with
6 sections 30.170 and 30.180, the state treasurer may approve
7 disbursements. The fund shall be a dedicated fund and, upon
8 appropriation, shall be used for the purposes authorized by this
9 section. Notwithstanding the provisions of section 33.080 to the
10 contrary, any moneys remaining in the fund at the end of the
11 biennium shall not revert to the credit of the general revenue
12 fund. The state treasurer shall invest moneys in the fund in the
13 same manner as other funds are invested. Any interest and moneys
14 earned on such investments shall be credited to the fund. School
15 districts may apply to the department for money in the fund to be
16 used for the development of curriculum on or the implementation
17 of urban farming practices under the guidance of the University
18 of Missouri extension service and a certified vocational
19 agricultural instructor. The funds are to be distributed on a
20 competitive basis within the school district or districts in
21 which the UAZ is located under rules to be promulgated by the
22 department, with special consideration given to the relative
23 number of students eligible for free and reduced-price lunches
24 attending the schools within such district or districts.

25 13. Any rule or portion of a rule, as that term is defined
26 in section 536.010 that is created under the authority delegated
27 under this section shall become effective only if it complies
28 with and is subject to all of the provisions of chapter 536, and,
29 if applicable, section 536.028."; and

30 Further amend said title, enacting clause and intersectional
31 references accordingly.