

HOUSE SUBSTITUTE AMENDMENT NO. _____

For

HOUSE _____ **AMENDMENT NO.** _____

Offered By

AMEND House Committee Substitute for Senate Bill No. 0668, in the Title, Line 2, by inserting after the phrase "64.930," the phrase: " 67.5012 as truly agreed to and finally passed by the second regular session of the ninety-sixth general assembly in Senate Committee Substitute for House Bill no. 1504,"; and

FURTHER AMEND said bill, Section A, Line 1 by inserting after the phrase "Sections 64.930," the phrase: "67.5012 as truly agreed to and finally passed by the second regular session of the ninety-sixth general assembly in Senate Committee Substitute for House Bill no. 1504,"; and

FURTHER AMEND said Section A, Line 3, by inserting after the phrase "Sections 64.930," the phrase: "67.5012"; and

FURTHER AMEND said bill, Page 2, Section 64.930, Line 36, by inserting after all of said section, the following:

"67.750. As used in sections 67.750 to 67.799 and sections 67.1700 to 67.1769, the following terms mean:

(1) "Board", any board, commission, committee or council appointed or designated to carry out the provisions of sections 67.750 to 67.799 and sections 67.1700 to 67.1769;

(2) "County", any county or any city not within a county;

(3) "District", any regional recreational district proposed or created pursuant to sections 67.750 to 67.799 and sections 67.1700 to 67.1769;

(4) "Executive", any mayor, county executive, presiding commissioner, or other chief executive of a county;

(5) "Gateway Arch grounds", the Jefferson National Expansion Memorial National Historic Site as defined by the United States Department of the Interior, and related public property and improvements;

(6) "Governing body", any city council, county commission, board of aldermen, county council, board of education or township board;

[(6)] (7) "Metropolitan district", any metropolitan park and recreation district established pursuant to sections 67.1700 to 67.1769;

1 [(7)] (8) "Political subdivision", any county, township, city, incorporated town or village in the
2 state of Missouri, and any school district in any county of the first classification without a charter form of
3 government with a population of one hundred thousand or more inhabitants which contains all or part of a
4 city with a population of three hundred fifty thousand or more inhabitants;

5 [(8)] (9) "Regional recreation fund" or "metropolitan park and recreation fund", the fund held in
6 the treasury of the county providing the largest financial contribution to the district or metropolitan
7 district, as appropriate, which shall be the repository for all taxes and other moneys raised by or for the
8 regional recreation district or metropolitan park and recreation district pursuant to sections 67.792 to
9 67.799 and sections 67.1700 to 67.1769.

10 67.1706. The metropolitan district shall have as its duty the development, operation and
11 maintenance of a public system of interconnecting trails and parks throughout the counties comprising the
12 district, including any areas under concurrent jurisdiction with an agency of the United States government.
13 Nothing in this section shall restrict the district's entering into and initiating projects dealing with parks
14 not necessarily connected to trails. The metropolitan district shall supplement but shall not substitute for
15 the powers and responsibilities of the other parks and recreation systems within the metropolitan district
16 or other conservation and environmental regulatory agencies and shall have the power to contract with
17 other parks and recreation systems as well as with other public and private entities. Nothing in this
18 section shall give the metropolitan district authority to regulate water quality, watershed or land use issues
19 in the counties comprising the district.

20 67.1712. 1. The governing body of any county located within the proposed metropolitan district
21 is hereby authorized to impose by ordinance a one-tenth of one cent sales tax on all retail sales subject to
22 taxation pursuant to sections 144.010 to 144.525 for the purpose of funding the creation, operation and
23 maintenance of a metropolitan park and recreation district.

24 2. In addition to the tax authorized in subsection 1 of this section, the governing body of any
25 county located within the metropolitan district as of January 1, 2012, is authorized to impose by ordinance
26 an incremental sales tax of up to three-sixteenths of one cent on all retail sales subject to taxation under
27 sections 144.010 to 144.525 for the purpose of funding the operation and maintenance of the metropolitan
28 park and recreation district. Such incremental sales tax shall not be implemented unless approved by the
29 voters of the county with the largest population within the district and at least one other such county under
30 subsection 2 of section 67.1715.

31 3. The [tax] taxes authorized by sections 67.1700 to 67.1769 shall be in addition to all other sales
32 taxes allowed by law. The governing body of any county within the [proposed] metropolitan district
33 enacting such an ordinance shall submit to the voters of such county a proposal to approve its ordinance
34 imposing or increasing the tax. Such ordinance shall become effective only after the majority of the
35 voters voting on such ordinance approve such ordinance. The provisions of sections 32.085 and 32.087
36 shall apply to any tax and increase in tax approved pursuant to this section and sections 67.1715 to
37 67.1721.

38 67.1715. 1. For the original sales tax of up to one-tenth of one cent authorized in subsection 1 of
39 section 67.1712, the question shall be submitted to the voters in each county of the proposed metropolitan
40 district in substantially the following form:

1 Shall there be organized in the County of , state of Missouri, a metropolitan park and
2 recreation district for the purposes of improving water quality, increasing park safety, providing
3 neighborhood trails, improving, restoring and expanding parks, providing disabled and expanded public
4 access to recreational areas, preserving natural lands for wildlife and maintaining other recreational
5 grounds within the boundaries of such proposed metropolitan district, and shall County join such
6 other of (insert all counties within proposed district) Counties that approve the formation of such
7 a district in their respective counties to form one metropolitan district to be known as ".
8 Metropolitan Park and Recreation District", with funding authority not to exceed one-tenth of one cent
9 sales taxation, subject to an independent annual audit, with fifty percent of such revenue going to the
10 metropolitan district and fifty percent being returned to County for local park improvements, all as
11 authorized by the (insert name of governing body) of County pursuant to (insert
12 ordinance number), on the day of (insert month), (insert year)?

13 ☐ YES

☐ NO

14 2. For the additional sales tax of up to three-sixteenths of one cent authorized in subsection 2 of
15 section 67.1712, the question shall be submitted to the voters in each county of the proposed metropolitan
16 district in substantially the following form:

17 "SAFE AND ACCESSIBLE ARCH AND PUBLIC PARKS INITIATIVE

18 For the purpose of increasing safety, security, and public accessibility for the Gateway Arch
19 grounds and local, county, and regional parks and trails for families and disabled and elderly visitors, and
20 for providing expanded activities and improvements of such areas, shall (insert county name) County
21 join such other of (insert names of all counties within the metropolitan district considering the
22 increase in sales tax for the metropolitan district) to impose a (insert rate) of one cent sales tax in
23 addition to the existing one-tenth of one cent sales tax applied to such purposes, with sixty percent of the
24 revenues derived from the added tax allocated to the Metropolitan Park and Recreation District for
25 Gateway Arch grounds and other regional park and trail improvements, and the remaining forty percent
26 allocated to (insert county name) County for local and county park improvements as authorized by the
27 (insert governing body name) of (insert county name) County under (insert ordinance
28 number), on the (insert day) day of (insert month), (insert year), with such tax not to include
29 the sale of food and prescription drugs and to be subject to an independent annual public audit?".

30 67.1721. In the event that the proposed metropolitan district consists of more than one county, if
31 a majority of the votes cast on the proposal by the qualified voters voting in a county proposed for
32 inclusion in the metropolitan district are in favor of the proposal, then the metropolitan district shall be
33 deemed organized and that county shall be included in the metropolitan district, but if a majority of the
34 votes cast on the proposal by the qualified voters voting in the county proposed for inclusion are opposed
35 to the proposal, then the county shall not be included in the metropolitan district. After the metropolitan
36 district has been created, counties eligible for inclusion in the metropolitan district and not already
37 included in the metropolitan district may join the metropolitan district after such a proposal is submitted
38 to the voters of the county proposed for subsequent inclusion and such proposal is approved by a majority
39 of the qualified voters voting thereon in the county proposed for inclusion in the manner described in this
40 section and [sections] subsection 1 of section 67.1715 and in section 67.1718.

67.1742. A metropolitan park and recreation district shall have the power to:

(1) Issue bonds, notes or other obligations for any of the purposes of the district, and to refund such bonds, notes or obligations, as provided in sections 67.1760 to 67.1769. No bonds, notes, or obligations issued to fund activities under subsection 1 of section 67.1754, subparagraph b. of paragraph (a) or subparagraph b. of paragraph (b) of subdivision (1) of subsection 2 of section 67.1754 or subdivision (2) of subsection 2 of section 67.1754, shall be secured by tax revenues allocated under subparagraph a. of paragraph (a) or subparagraph a. of paragraph (b) of subdivision (1) of subsection 2 of section 67.1754, and no bonds, notes, or obligations issued to fund activities under subparagraph a. of paragraph (a) or subparagraph a. of paragraph (b) of subdivision (1) of subsection 2 of section 67.1754 shall be secured by tax revenues allocated under subparagraph b. of paragraph (a) or subparagraph b. of paragraph (b) of subdivision (1) of subsection 2 of section 67.1754 or subdivision (2) of subsection 2 of section 67.1754;

(2) Contract with public and private entities or individuals both within and without the state and shall have the power to contract with the United States or any agency thereof in furtherance of any of the purposes of the district. Any contract for capital improvement or maintenance activities in the area to be improved with tax revenues allocated under subparagraph a. of paragraph (a) or subparagraph a. of paragraph (b) of subdivision (1) of subsection 2 of section 67.1754 shall require the concurrent approval of the metropolitan district, the public entity owning or controlling the real property being improved or maintained, and the public or not-for-profit entities directly providing supplemental funding for such contract, and all such capital improvements or maintenance activities shall be constructed and performed in accordance with a comprehensive capital improvements program agreement approved by the metropolitan district before the vote of the public relating to a sales tax authorized in subsection 2 of section 67.1712;

(3) Own, hold, control, lease, purchase from willing sellers, contract and sell any and all rights in land, buildings, improvements, and any and all other real, personal or mixed property, provided that real property within a county may only be purchased by the metropolitan district if a majority of the board members from the county in which such real property is located consent to such acquisition;

(4) Receive property, both real and personal, or money which has been granted, donated, devised or bequeathed to the district;

(5) Establish and collect reasonable charges for the use of the facilities of the district; and

(6) Maintain an office and staff at such place or places in this state as it may designate and conduct such business and operations as is necessary to fulfill the district's duties pursuant to sections 67.1700 to 67.1769.

67.1754. 1. The sales tax authorized in sections 67.1712 to 67.1721 shall be collected and allocated as follows:

(1) Fifty percent of the sales taxes collected from each county shall be deposited in the metropolitan park and recreational fund to be administered by the board of directors of the district to pay costs associated with the establishment, administration, operation and maintenance of public recreational facilities, parks, and public recreational grounds associated with the district. Costs for office administration beginning in the second fiscal year of district operations may be up to but shall not exceed

1 fifteen percent of the amount deposited pursuant to this subdivision;

2 (2) Fifty percent of the sales taxes collected from each county shall be returned to the source
3 county for park purposes, except that forty percent of such fifty percent amount shall be reserved for
4 distribution to municipalities within the county in the form of grant revenue-sharing funds. Each county
5 in the district shall establish its own process for awarding the grant proceeds to its municipalities for park
6 purposes provided the purposes of such grants are consistent with the purpose of the district. In the case
7 of a county of the first classification with a charter form of government having a population of at least
8 nine hundred thousand inhabitants, such grant proceeds shall be awarded to municipalities by a municipal
9 grant commission as described in section 67.1757; in such county, notwithstanding other provisions to the
10 contrary, the grant proceeds may be used to fund any recreation program or park improvement serving
11 municipal residents and for such other purposes as set forth in section 67.1757.

12 2. The sales tax authorized under subsection 2 of section 67.1712 shall be collected and allocated
13 as follows:

14 (1) Sixty percent of the sales taxes collected from all counties shall be deposited in a separate
15 metropolitan park and recreational fund to be administered by the board of directors of the metropolitan
16 district to pay costs associated with the administration, operation, and maintenance of public recreational
17 facilities, parks, and public recreational grounds associated with the metropolitan district. Of this amount:

18 (a) For a period ending twenty years after the issuance of any bonds issued for the purpose of
19 improving and maintaining the Gateway Arch grounds, but no later than twenty-three years after the
20 effective date of the incremental sales tax as approved by voter initiative under subsection 2 of section
21 67.1715:

22 a. Fifty percent shall be apportioned to accessibility, safety, improvement, and maintenance of the
23 Gateway Arch grounds; and

24 b. Fifty percent shall be apportioned to accessibility, safety, improvement, and maintenance of
25 park projects other than the Gateway Arch grounds;

26 (b) After the period described in paragraph (a) of this subdivision:

27 a. Twenty percent shall be apportioned to accessibility, safety, improvement, and maintenance of
28 the Gateway Arch grounds; and

29 b. Eighty percent shall be apportioned to accessibility, safety, improvement, and maintenance of
30 park projects other than the Gateway Arch grounds;

31 (c) Costs for office administration beginning in the second fiscal year of collection and allocation
32 may be up to but shall not exceed fifteen percent of the amount deposited under this subdivision;

33 (2) Forty percent of the sales taxes collected from each county shall be returned to the source
34 county for park purposes, except that forty percent of the amount allocated to each source county shall be
35 reserved for distribution to municipalities within the county in the form of grant-sharing funds. Each
36 county in the metropolitan district shall establish its own process for awarding the grant proceeds to its
37 municipalities for park purposes, provided the purposes of such grants are consistent with the purpose of
38 the metropolitan district. In the case of any county with a charter form of government and with more than
39 nine hundred fifty thousand inhabitants, such grant proceeds shall be awarded to municipalities by a
40 municipal grant commission as described in section 67.1757, and in such county, notwithstanding any

1 other provision of law to the contrary, such grant proceeds may be used to fund any recreation program or
2 park improvement serving municipal residents and for such other purposes as set forth in section 67.1757.

3 3. At a general election occurring not less than six months before the expiration of twenty years
4 after issuance of any bonds issued for the purpose of improving and maintaining the Gateway Arch
5 grounds, but no later than twenty-three years after the effective date of the incremental sales tax as
6 approved by voter initiative under subsection 2 of section 67.1715, the governing body of any county
7 within the metropolitan district whose voters approved such incremental tax shall submit to its voters a
8 proposal to reauthorize such tax after the expiration of such period. The form of the question shall be
9 determined by the metropolitan district. Such reauthorization shall become effective only after a majority
10 of the voters of each such county who vote on such reauthorization approve the reauthorization.

11 67.5000. A parks, trails, and greenways district may be created, incorporated, and managed
12 pursuant to sections 67.5000 to 67.5038 and once created may exercise the powers given to that district
13 pursuant to section 67.5006. A district shall include a county with a charter form of government and with
14 more than six hundred thousand but fewer than seven hundred thousand inhabitants. Any recreation
15 system or public parks system that exists within a district established pursuant to sections 67.5000 to
16 67.5038 shall remain in existence with the same powers and responsibilities it had prior to the
17 establishment of such district. Nothing in sections 67.5000 to 67.5038 shall be construed in any manner
18 to limit or prohibit:

19 (1) Later establishment or cessation of any park or recreation system provided by law; or

20 (2) Any powers and responsibilities of any park or recreation system provided by state law.

21 67.5002. When a district authorized by section 67.5000 is created, it shall be a body corporate
22 and a political subdivision of this state and the district shall be known as ". Parks, Trails, and
23 Greenways District". In that name, the district may sue and be sued, issue bonds and levy and collect
24 taxes or fees pursuant to the limitations of sections 67.5000 to 67.5038.

25 67.5004. Each district established pursuant to sections 67.5000 to 67.5033 shall be responsible
26 for the planning, development, operation, and maintenance of a public system of interconnecting trails,
27 open spaces, greenways, and parks throughout the county comprising such district, except as otherwise
28 specifically provided for by statute. The powers and responsibilities of the district shall be supplemental
29 to, but shall not be a substitute for, the powers and responsibilities of other parks and recreation systems
30 located within the district or for the powers of other conservation and environmental regulatory agencies.
31 Nothing in this section shall be interpreted to give any district the authority to regulate water quality,
32 watershed, or land use issues in the county comprising the district.

33 67.5006. A parks, trails, and greenways district shall have the power to:

34 (1) Prepare or cause to be prepared and adopt a plan or plans for interconnecting systems of
35 public trails, open spaces, greenways, and parks throughout the county comprising the district;

36 (2) Develop, supervise, improve, maintain, and take custody of an interconnecting system of
37 public parks, trails, open spaces, greenways, and recreational facilities owned, operated, managed, or
38 maintained by that district;

39 (3) Issue bonds, notes, or other obligations in furtherance of any power or duty of a district and to
40 refund those bonds, notes, or obligations, as provided in sections 67.5032 to 67.5036;

1 (4) Contract with public and private entities, including other parks and recreation agencies, or
2 individuals both within and without the state and shall have the power to contract with the United States
3 or any agency thereof in furtherance of any power or duty of the district;

4 (5) Lease, purchase, own, hold, control, contract, and sell any and all rights in land, buildings,
5 improvements, and any and all other real, personal, or property that is a combination of both; provided
6 that, real property within a county may only be purchased by a district if a majority of the board members
7 consent to that purchase;

8 (6) Receive property, both real and personal, or money that has been granted, donated, devised, or
9 bequeathed to the district;

10 (7) Establish a separate district account into which all local sales taxes received from the director
11 of the department of revenue and other funds received by that district shall be deposited;

12 (8) Establish and collect reasonable charges for the use of the facilities of the district;

13 (9) Maintain an office and staff at any place or places in this state as the district may designate
14 and conduct its business and operations as is necessary to fulfill that district's duties, pursuant to sections
15 67.5000 to 67.5038; and

16 (10) Appoint, when the district board determines it is appropriate, advisory committees to assist
17 the district board in the exercise of the power and duties vested in the district.

18 67.5008. A question, in substantially the following form, may be submitted to the voters in each
19 county authorized to establish a district:

20 "Shall there be organized in the County of , state of Missouri, a parks, trails, and greenways
21 district for the purposes of planning, developing, supervising, improving, maintaining, and taking custody
22 of an interconnecting system of public parks, trails, open spaces, greenways, and recreational facilities
23 within the boundaries of that district to be known as ". Parks, Trails, and Greenways District", and
24 further shall a local sales tax of one tenth of one cent be levied and collected in County for the
25 support of this parks, trails, and greenways district, with forty-five percent of that revenue going to the
26 district and fifty-five percent being returned to County and the cities within the County for local park
27 improvements?

28 ☐ YES

☐ NO"

29 67.5010. If a majority of the votes cast by the qualified voters voting on the question submitted
30 pursuant to section 67.5008 voted YES, then that district shall be deemed created. However, if a majority
31 of the qualified voters cast NO votes, that district shall not be deemed created unless and until another
32 question of whether to authorize the creation of a district and impose the one-tenth of one cent local sales
33 tax is submitted to the qualified voters of that county and that question is approved by a majority of the
34 qualified voters voting thereon.

35 67.5012. The governing body of any county located within a district established pursuant
36 to sections 67.5000 to 67.5038 is authorized to impose by order, ordinance, or otherwise a one-
37 tenth of one cent local sales tax on all retail sales subject to taxation pursuant to sections 144.010
38 to 144.525 for the purpose of funding activities that are consistent with the powers and duties of a
39 district, as set forth in section 67.5006. The tax authorized by this section shall be in addition to

1 all other sales taxes allowed by law. The provisions of sections 32.085 and 32.087 shall apply to
2 each local sales tax approved pursuant to sections 67.5000 to 67.5038. The question of whether to
3 continue to impose the one-tenth of one cent local sales tax authorized under this section shall be
4 submitted to the voters of the county every twelve years after the voters of that county approve the
5 initial imposition of the tax.

6 67.5014. The local sales tax authorized in section 67.5012 shall be collected and allocated in the
7 district as follows:

8 (1) Forty-five percent of the local sales taxes collected as described in section 67.5012 shall be
9 deposited by the department of revenue in the parks, trails, and greenways district fund to be administered
10 by the board of directors of that district to pay costs associated with the planning, development,
11 supervision, improvement, maintenance, and custody of an interconnecting system of public parks, trails,
12 open space, greenways, and recreational facilities within the boundaries of that district. Up to five percent
13 of the amount deposited in that parks, trails, and greenways fund shall be used for grants to local public
14 agencies to be used for activities that are consistent with the district's powers and duties as set forth in
15 section 67.5006. Costs for office and project administration may be up to, but shall not exceed, fifteen
16 percent of the amount deposited in a district fund pursuant to this subdivision;

17 (2) Fifteen percent of the local sales taxes collected as described in section 67.5012 shall be
18 distributed by the department of revenue to the county to be used for planning, development, supervision,
19 improvement, maintenance, and custody of public parks, trails, open spaces, greenways, and recreational
20 facilities within the boundaries of a district; and

21 (3) Forty percent of the local sales taxes collected as described in section 67.5012 shall be
22 distributed by the department of revenue to each of the cities in that county, in proportion to each city's
23 relative local sales tax contribution, to be used for planning, development, supervision, improvement,
24 maintenance, and custody of public parks, trails, open spaces, greenways, and recreational facilities within
25 the boundaries of a district.

26 67.5016. 1. Any county levying a local sales tax under the authority of sections 67.5000 to
27 67.5038 shall not administer or collect the tax locally, but shall utilize the services of the state department
28 of revenue to administer, enforce, and collect the tax. The sales tax shall be administered, enforced, and
29 collected in the same manner and by the same procedure as other local sales taxes are levied and collected
30 and shall be in addition to any other sales tax authorized by law. Except as modified in this section, all
31 provisions of sections 32.085 and 32.087 shall apply to the tax imposed pursuant to this section.

32 2. Upon receipt of a certified copy of a resolution from the county authorizing the levy of a local
33 sales tax, which resolution shall state the name of the district in which that county is included, the director
34 of the department of revenue shall cause this tax to be collected at the same time and in the same manner
35 provided for the collection of the state sales tax. All moneys derived from this local sales tax imposed
36 under the authority of sections 67.5000 to 67.5038 and collected under the provisions of this section by
37 the director of revenue shall be credited to a fund established for the district, which is hereby established
38 in the state treasury, under the name of that district, as established. Any refund due on any local sales tax
39 collected pursuant to section 67.5000 to 67.5038 shall be paid out of the sales tax refund fund and

1 reimbursed by the director of revenue from the sales tax revenue collected under this section. All local
2 sales tax revenue derived from the authority granted by sections 67.5000 to 67.5038 and collected from
3 within any county, under this section, shall be remitted at least quarterly by the director of revenue to the
4 district established by sections 67.5000 to 67.5038, the source county included in the district and the cities
5 in that county, in the percentages set forth in section 67.5014.

6 67.5018. 1. The treasurer of the board of each district created shall keep accurate accounts of all
7 receipts and disbursements. The receipts and disbursements of each district created by sections 67.5000
8 to 67.5038 shall be audited yearly by a certified or licensed public accountant and the report of the audit
9 shall be approved by the board of each district created. Upon board approval, the report shall be available
10 for inspection.

11 2. The accounts of the district shall be open at any reasonable time for inspection by duly
12 authorized representatives of the county and cities included within the jurisdictional boundaries of that
13 district.

14 3. Annually, no later than one hundred twenty days after the close of each district's fiscal year,
15 the board of each district created by sections 67.5000 to 67.5038 shall cause to be prepared a report on the
16 operations and transactions conducted by that district during the preceding year. The report shall be an
17 open record and shall be submitted to the governing bodies of each city and county within the
18 jurisdictional boundaries of that district commencing the year following the year in which the district is
19 created. The board of each district shall take those actions as are reasonably required to make this report
20 readily available to the public.

21 67.5020. Notwithstanding the provisions of section 99.845 to the contrary, the revenues from the
22 local sales taxes imposed under the authority set forth in section 67.5012 shall not be allocated to and paid
23 by the state department of revenue to any special allocation fund established by any municipality under
24 sections 99.800 to 99.865.

25 67.5022. 1. When a district is created pursuant to sections 67.5000 to 67.5038, the district shall
26 be governed by a board of directors. The presiding commissioner or elected county executive of the
27 county with a charter form of government and with more than six hundred thousand but fewer than seven
28 hundred thousand inhabitants shall appoint one member of the district's board of directors chosen from the
29 residents of that county. The mayor of the largest city in that county shall appoint two persons from the
30 residents of that city in that county, and the mayors of the next five most populous cities in the county
31 shall, on a rotating basis and in accordance with subsection 2 of this section, appoint four persons from the
32 residents of those respective cities in that county to serve on the board.

33 2. The mayors of the second through sixth most populous cities in that county, as determined by
34 the most recent decennial census, shall appoint the board members from the residents of those cities in the
35 county by December 15 of each year. Representation on the board from these second through sixth most
36 populous cities shall be on a rotating basis, as follows. In the initial year:

37 (1) The second most populous city shall be represented on the board, and that member shall serve
38 for a term of one year;

39 (2) The third most populous city shall be represented on the board, and that member shall serve
40 for a term of two years;

1 (3) The fourth most populous city shall be represented on the board, and that member shall serve
2 for a term of three years;

3 (4) The fifth most populous city shall be represented on the board, and that member shall serve
4 for a term of four years; and

5 (5) The sixth most populous city shall not be represented on the board.

6 In the second year, the sixth most populous city shall be represented on the board, and the member shall
7 serve for a term of four years. In that second year, the second most populous city shall have no
8 representation on the board. Membership on the board shall rotate in this manner every year thereafter,
9 with each of the second through sixth most populous cities not being represented on the board, in this
10 alternating basis, one of every succeeding four years.

11 3. The board members appointed to a district shall hold office for four-year terms; provided that,
12 initial terms of the representative of the second through the sixth most populous cities in the county shall
13 be of the staggered lengths as set forth in subsection 2 of this section. On the expiration of the initial
14 terms of appointment and on the expiration of any subsequent term, the resulting vacancies shall be filled
15 by the chief elected official of each of the represented cities and the county. All vacancies on the board
16 shall be filled in the same manner for the duration of the term being filled. Board members shall serve
17 until their successors are named and the successors have commenced their terms as board members.
18 Board members shall be eligible for reappointment.

19 4. The chief elected official of each city or county that has membership on the board of a district
20 may replace a board member representing that elected official's city or county at any time, in that elected
21 official's sole discretion. Upon this removal, the chief elected official shall appoint another individual to
22 represent that city or county on the board of directors of the district.

23 67.5024. Promptly after their appointment, the initial board members of a district created
24 pursuant to sections 67.5000 to 67.5038 shall hold an organizational meeting at which they shall elect a
25 president, secretary, treasurer, and any other officers from among their number as they may deem
26 necessary. The members shall make and adopt bylaws, rules, and regulations for their guidance, as may
27 be expedient and not inconsistent with sections 67.5000 to 67.5038.

28 67.5026. Board members shall be citizens of the United States and shall reside within the county
29 or city, as the case may be, from which they are appointed. No board member shall receive compensation
30 for performance of duties as a board member. No board member shall be financially interested directly or
31 indirectly in any contract entered into pursuant to sections 67.5000 to 67.5038.

32 67.5028. When a public highway, street, or road extends into or through a public trail, trail area,
33 greenway, or park area of a district, or when a public highway, street, or road forms all or part of a
34 suitable connection between two or more public trails, trail areas, or park areas within a district, and it is
35 advisable by the board to make alterations in the route or width of the highway or to grade, drain, pave, or
36 otherwise improve the highway, the board may enter into agreements, consistent with the purposes of that
37 district, with the public authorities in control of the portion of the highway, street, or road that lies within
38 any, or forms any part of, a connecting link to and between any, public trail, trail area, or park area of a
39 district. Any agreement with any such public authority shall follow the procedure authorized by law for
40 dealing with that authority, and any agreement shall provide for the payment by the board of an agreed-

1 upon portion of the costs of that agreement. This section shall not alter the legal status of that highway,
2 street, or road in any way.

3 67.5030. No district created pursuant to sections 67.5000 to 67.5038 shall be authorized to
4 exercise the power of eminent domain.

5 67.5032. 1. Bonds of a district authorized by sections 67.5000 to 67.5038 shall be issued
6 pursuant to a resolution adopted by the board of directors of that district, which resolution shall set out the
7 estimated cost to that district of the proposed improvements, and shall further set out the amount of bonds
8 to be issued, their purpose or purposes, their date or dates, denomination or denominations, rate or rates of
9 interest, time or times of payment, both of principal and of interest, place or places of payment, and all
10 other details in connection with those bonds. These bonds may be subject to provision for redemption
11 prior to maturity, with or without premium, and at the times and upon the conditions as may be provided
12 by the resolution.

13 2. Notwithstanding the provisions of section 108.170, these bonds shall bear interest at rate or
14 rates determined by the issuing district and shall mature within a period not exceeding twenty years and
15 may be sold at public or private sale for not less than ninety-five percent of the principal amount of the
16 bonds to be issued. Bonds issued by a district shall possess all of the qualities of negotiable instruments
17 pursuant to the laws of this state.

18 3. These bonds may be payable to bearer, may be registered or coupon bonds and, if payable to
19 bearer, may contain any registration provisions as to either principal and interest, or principal only, as may
20 be provided in the resolution authorizing those bonds, which resolution may also provide for the exchange
21 of registered and coupon bonds. These bonds and any coupons attached thereto shall be signed in the
22 manner and by the officers of the district as may be provided by the resolution authorizing the bonds. A
23 district may provide for the replacement of any bond that has become mutilated, destroyed, or lost.

24 4. Bonds issued by a district shall be payable as to principal, interest and redemption premium, if
25 any, out of all or any part of the issuing district's parks, trails, and greenways fund, including revenues
26 derived from local sales taxes and any other monies held by that district. Neither the board members nor
27 any person executing the bonds shall be personally liable on those bonds by reason of the issuance of
28 those bonds. Bonds issued pursuant to this section or section 67.5034 shall not constitute a debt, liability
29 or obligation of this state, or any political subdivision of this state, nor shall any of these obligations be a
30 pledge of the faith and credit of this state, but shall be payable solely from the revenues and assets held by
31 the issuing district. The issuance of bonds pursuant to this section or section 67.5034 shall not directly,
32 indirectly or contingently obligate this state or any political subdivision of this state, other than the district
33 issuing the bonds, to levy any form of taxation for those bonds or to make any appropriation for their
34 payment. Each obligation or bond issued pursuant to this section or section 67.5034 shall contain, on its
35 face, a statement to the effect that the issuing district shall not be obligated to pay those bonds nor the
36 interest on those bonds, except from the revenues received by the issuing district or assets of that district
37 lawfully pledged for that district, and that neither the good faith and credit nor the taxing power of this
38 state or of any political subdivision of this state, other than the issuing district, is pledged to the payment
39 of the principal of or the interest on that obligation or bond. The proceeds of these bonds shall be
40 disbursed in the manner and pursuant to the restrictions the district may provide in the resolution

1 authorizing the issuance of those bonds.

2 67.5034. 1. A district may issue negotiable refunding bonds for the purpose of refunding,
3 extending or unifying the whole or any part of any bonds of a district then outstanding, or any bonds,
4 notes or other obligations issued by any other public agency, public body or political subdivision in
5 connection with any facilities to be acquired, leased or subleased by that district, which refunding bonds
6 shall not exceed the amount necessary to refund the principal of the outstanding bonds to be refunded and
7 the accrued interest on those bonds to the date of that refunding, together with any redemption premium,
8 amounts necessary to establish reserve and escrow funds and all costs and expenses incurred in connection
9 with the refunding. The board shall provide for the payment of interest and principal of any refunding
10 bonds in the same manner as was provided for the payment of interest and principal of the bonds
11 refunded.

12 2. In the event that any of the board members or officers of a district whose signatures appear on
13 any bonds or coupons shall cease to be on the board or cease to be an officer before the delivery of those
14 bonds, those signatures shall remain valid and sufficient for all purposes, the same as if that board member
15 or officer had remained in office until the delivery of those bonds.

16 67.5036. Each district is hereby declared to be performing a public function and bonds of a
17 district are declared to be issued for an essential public and governmental purpose and, accordingly,
18 interest on those bonds and income from those bonds shall be exempt from income taxation by this state.

19 67.5038. All purchases by a district in excess of ten thousand dollars used in the construction or
20 maintenance of any public recreational facility, trail, park, or greenway in that district shall be made
21 pursuant to the lowest and best bid standard as provided in section 34.040 or pursuant to the lowest and
22 best proposal standard as provided in section 34.042. The board of any district shall have the same
23 discretion, powers and duties as granted to the commissioner of administration by sections 34.040 and
24 34.042.”; and

25
26 Further amend said bill, Page 19, Section 143.115, Line 52, by inserting after all of said section, the
27 following:

28 “144.805. 1. In addition to the exemptions granted pursuant to the provisions of section 144.030,
29 there shall also be specifically exempted from the provisions of sections 144.010 to 144.525, sections
30 144.600 to [144.748] 144.746, and section 238.235, and the provisions of any local sales tax law, as
31 defined in section 32.085, and from the computation of the tax levied, assessed or payable pursuant to
32 sections 144.010 to 144.525, sections 144.600 to [144.748] 144.746, and section 238.235, and the
33 provisions of any local sales tax law, as defined in section 32.085, all sales of aviation jet fuel in a given
34 calendar year to common carriers engaged in the interstate air transportation of passengers and cargo, and
35 the storage, use and consumption of such aviation jet fuel by such common carriers, if such common
36 carrier has first paid to the state of Missouri, in accordance with the provisions of this chapter, state sales
37 and use taxes pursuant to the foregoing provisions and applicable to the purchase, storage, use or
38 consumption of such aviation jet fuel in a maximum and aggregate amount of one million five hundred
39 thousand dollars of state sales and use taxes in such calendar year.

40 2. To qualify for the exemption prescribed in subsection 1 of this section, the common carrier

1 shall furnish to the seller a certificate in writing to the effect that an exemption pursuant to this section is
2 applicable to the aviation jet fuel so purchased, stored, used and consumed. The director of revenue shall
3 permit any such common carrier to enter into a direct-pay agreement with the department of revenue,
4 pursuant to which such common carrier may pay directly to the department of revenue any applicable
5 sales and use taxes on such aviation jet fuel up to the maximum aggregate amount of one million five
6 hundred thousand dollars in each calendar year. The director of revenue shall adopt appropriate rules and
7 regulations to implement the provisions of this section, and to permit appropriate claims for refunds of any
8 excess sales and use taxes collected in calendar year 1993 or any subsequent year with respect to any such
9 common carrier and aviation jet fuel.

10 3. The provisions of this section shall apply to all purchases and deliveries of aviation jet fuel
11 from and after May 10, 1993.

12 4. All sales and use tax revenues upon aviation jet fuel received pursuant to this chapter, less the
13 amounts specifically designated pursuant to the constitution or pursuant to section 144.701 for other
14 purposes, shall be deposited to the credit of the aviation trust fund established pursuant to section
15 155.090; provided however, the amount of such state sales and use tax revenues deposited to the credit of
16 such aviation trust fund shall not exceed ten million dollars in each calendar year.

17 5. The provisions of this section and section 144.807 shall expire on December 31, [2013] 2023.

18 182.802. 1. [A] (1) Any public library district located in any of the following counties may
19 impose a tax as provided in this section:

20 (a) At least partially within any county of the third classification without a township form of
21 government and with more than forty thousand eight hundred but fewer than forty thousand nine hundred
22 inhabitants;

23 (b) Any county of the third classification without a township form of government and with more
24 than thirteen thousand five hundred but fewer than thirteen thousand six hundred inhabitants;

25 (c) Any county of the third classification without a township form of government and with more
26 than thirteen thousand two hundred but fewer than thirteen thousand three hundred inhabitants;

27 (d) Any county of the third classification with a township form of government and with more
28 than twenty-nine thousand seven hundred but fewer than twenty-nine thousand eight hundred inhabitants;

29 (e) Any county of the second classification with more than nineteen thousand seven hundred but
30 fewer than nineteen thousand eight hundred inhabitants; [or]

31 (f) Any county of the third classification with a township form of government and with more than
32 thirty-three thousand one hundred but fewer than thirty-three thousand two hundred inhabitants;

33 (g) Any county of the third classification without a township form of government and with more
34 than eighteen thousand but fewer than twenty thousand inhabitants and with a city of the third
35 classification with more than six thousand but fewer than seven thousand inhabitants as the county seat.

36 (2) Any public library district listed in subdivision (1) of this subsection may, by a majority vote
37 of its board of directors, impose a tax not to exceed one-half of one cent on all retail sales subject to
38 taxation under sections 144.010 to 144.525 for the purpose of funding the operation and maintenance of
39 public libraries within the boundaries of such library district. The tax authorized by this subsection shall
40 be in addition to all other taxes allowed by law. No tax under this subsection shall become effective

1 unless the board of directors submits to the voters of the district, at a county or state general, primary or
2 special election, a proposal to authorize the tax, and such tax shall become effective only after the
3 majority of the voters voting on such tax approve such tax.

4 2. In the event the district seeks to impose a sales tax under this subsection, the question shall be
5 submitted in substantially the following form:

6 Shall a cent sales tax be levied on all retail sales within the district for the purpose of
7 providing funding for library district?

8 ☐ YES

☐ NO

9 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the
10 proposal, then the tax shall become effective. If a majority of the votes cast by the qualified voters voting
11 are opposed to the proposal, then the board of directors shall have no power to impose the tax unless and
12 until another proposal to authorize the tax is submitted to the voters of the district and such proposal is
13 approved by a majority of the qualified voters voting thereon. The provisions of sections 32.085 and
14 32.087 shall apply to any tax approved under this subsection.

15 3. As used in this section, "qualified voters" or "voters" means any individuals residing within the
16 district who are eligible to be registered voters and who have registered to vote under chapter 115, or, if
17 no individuals are eligible and registered to vote reside within the proposed district, all of the owners of
18 real property located within the proposed district who have unanimously petitioned for or consented to the
19 adoption of an ordinance by the governing body imposing a tax authorized in this section. If the owner of
20 the property within the proposed district is a political subdivision or corporation of the state, the
21 governing body of such political subdivision or corporation shall be considered the owner for purposes of
22 this section.

23 4. For purposes of this section the term "public library district" shall mean any city library
24 district, county library district, city-county library district, municipal library district, consolidated library
25 district, or urban library district.”; and
26

27 FURTHER AMEND said bill, Section 339.501, Page 20, Line 36, by inserting after all of said Line the
28 following:

29 “[67.5012. The governing body of any county located within a district established
30 pursuant to sections 67.5000 to 67.5038 is authorized to impose by order, ordinance, or
31 otherwise a one-tenth of one cent local sales tax on all retail sales subject to taxation
32 pursuant to sections 144.010 to 144.525 for the purpose of funding activities that are
33 consistent with the powers and duties of a district, as set forth in section 67.5006. The tax
34 authorized by this section shall be in addition to all other sales taxes allowed by law. The
35 provisions of sections 32.085 and 32.087 shall apply to each local sales tax approved
36 pursuant to sections 67.5000 to 67.5038.]
37

38 Section B. Because of the immediate need to provide public safety in the state, the repeal and
39 reenactment of sections 67.750, 67.1706, 67.1712, 67.1715, 67.1721, 67.1742, and 67.1754 of section A

1 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and
2 safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the
3 repeal and reenactment of sections 67.750, 67.1706, 67.1712, 67.1715, 67.1721, 67.1742, and 67.1754 of
4 section A of this act shall be in full force and effect upon its passage and approval.”; and

5
6 Further amend said bill by amending the title, enacting clause, and intersectional references
7 accordingly.