

ORIGINAL

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0361H08.03F

House _____ Amendment NO. _____

Corneo

Offered By

64

1 AMEND HCS SB No 24, Page 4, Section 67.281 Line 17, by inserting
2 after all of said section and line, the following:
3

4 "67.1009. 1. The governing body of the following cities may impose a tax as provided in
5 this section:

6 (1) Any city of the fourth classification with more than eight hundred thirty but fewer than
7 nine hundred inhabitants and located in any county with a charter form of government and with more
8 than nine hundred fifty thousand inhabitants;

9 (2) Any city of the fourth classification with more than four thousand fifty but fewer than
10 four thousand two hundred inhabitants and located in any county with a charter form of government
11 and with more than nine hundred fifty thousand inhabitants.

12 2. The governing body of any city listed in subsection 1 of this section may impose a tax on
13 the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city,
14 which shall be not more than six tenths of one percent per occupied room per night, except that such
15 tax shall not become effective unless the governing body of the city or county submits to the voters
16 of the city or county at a state general or primary election a proposal to authorize the governing body
17 of the city to impose a tax pursuant to this section. The tax authorized by this section shall be in
18 addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by
19 law. Such tax shall be stated separately from all other charges and taxes.

20 3. The ballot of submission for any tax authorized in this section shall be in substantially the
21 following form:

22 Shall (insert the name of the city) impose a tax on the charges for all sleeping rooms
23 paid by the transient guests of hotels and motels situated in (name of city) at a rate of
24 (insert rate of percent up to six tenths of one percent)?

25 ☐ YES ☐ NO

26 If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of
27 the question, then the tax shall become effective on the first day of the second calendar quarter
28 following the calendar quarter in which the election was held. If a majority of the votes cast on the
29 question by the qualified voters voting thereon are opposed to the question, then the tax shall not
30 become effective unless and until the question is resubmitted under this section to the qualified
31 voters and such question is approved by a majority of the qualified voters voting on the question.

32 4. As used in this section, "transient guests" means a person or persons who occupy a room
33 or rooms in a hotel or motel for thirty-one days or less during any calendar quarter."; and

34
35 Further amend said bill, page 26, section 92.387, line 2, by inserting after
36 all of said section and line the following:
37

38 "94.270. 1. The mayor and board of aldermen shall have power and authority to regulate

Action Taken _____ Date _____

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1 and to license and to levy and collect a license tax on auctioneers, druggists, hawkers, peddlers,
 2 banks, brokers, pawnbrokers, merchants of all kinds, grocers, confectioners, restaurants, butchers,
 3 taverns, hotels, public boardinghouses, billiard and pool tables and other tables, bowling alleys,
 4 lumber dealers, real estate agents, loan companies, loan agents, public buildings, public halls, opera
 5 houses, concerts, photographers, bill posters, artists, agents, porters, public lecturers, public
 6 meetings, circuses and shows, for parades and exhibitions, moving picture shows, horse or cattle
 7 dealers, patent right dealers, stockyards, inspectors, gaugers, mercantile agents, gas companies,
 8 insurance companies, insurance agents, express companies, and express agents, telegraph companies,
 9 light, power and water companies, telephone companies, manufacturing and other corporations or
 10 institutions, automobile agencies, and dealers, public garages, automobile repair shops or both
 11 combined, dealers in automobile accessories, gasoline filling stations, soft drink stands, ice cream
 12 stands, ice cream and soft drink stands combined, soda fountains, street railroad cars, omnibuses,
 13 drays, transfer and all other vehicles, traveling and auction stores, plumbers, and all other business,
 14 trades and avocations whatsoever, and fix the rate of carriage of persons, drayage and cartage of
 15 property; and to license, tax, regulate and suppress ordinaries, money brokers, money changers,
 16 intelligence and employment offices and agencies, public masquerades, balls, street exhibitions,
 17 dance houses, fortune tellers, pistol galleries, corn doctors, private venereal hospitals, museums,
 18 menageries, equestrian performances, horoscopic views, telescopic views, lung testers, muscle
 19 developers, magnifying glasses, ten pin alleys, ball alleys, billiard tables, pool tables and other
 20 tables, theatrical or other exhibitions, boxing and sparring exhibitions, shows and amusements,
 21 tippling houses, and sales of unclaimed goods by express companies or common carriers, auto
 22 wrecking shops and junk dealers; to license, tax and regulate hackmen, draymen, omnibus drivers,
 23 porters and all others pursuing like occupations, with or without vehicles, and to prescribe their
 24 compensation; and to regulate, license and restrain runners for steamboats, cars, and public houses;
 25 and to license ferries, and to regulate the same and the landing thereof within the limits of the city,
 26 and to license and tax auto liveries, auto drays and jitneys.

27 2. Notwithstanding any other law to the contrary, no city of the fourth classification with
 28 more than eight hundred but less than nine hundred inhabitants and located in any county with a
 29 charter form of government and with more than one million inhabitants shall levy or collect a license
 30 fee on hotels or motels in an amount in excess of twenty-seven dollars per room per year. No hotel
 31 or motel in such city shall be required to pay a license fee in excess of such amount, and any license
 32 fee in such city that exceeds the limitations of this subsection shall be automatically reduced to
 33 comply with this subsection.

34 3. Notwithstanding any other law to the contrary, no city of the fourth classification with
 35 more than four thousand one hundred but less than four thousand two hundred inhabitants and
 36 located in any county with a charter form of government and with more than one million inhabitants
 37 shall levy or collect a license fee on hotels or motels in an amount in excess of thirteen dollars and
 38 fifty cents per room per year. No hotel or motel in such city shall be required to pay a license fee in
 39 excess of such amount, and any license fee in such city that exceeds the limitations of this subsection
 40 shall be automatically reduced to comply with this subsection.

41 4. Notwithstanding any other law to the contrary, on or after January 1, 2006, no city of the
 42 fourth classification with more than fifty-one thousand three hundred and eighty but less than
 43 fifty-one thousand four hundred inhabitants and located in any county with a charter form of
 44 government and with more than two hundred eighty thousand but less than two hundred eighty-five
 45 thousand or no city of the fourth classification with more than fifty-one thousand but fewer than
 46 fifty-two thousand inhabitants and located in any county with a charter form of government and with
 47 more than two hundred eighty thousand but less than two hundred eighty-five thousand shall levy or
 48 collect a license fee on hotels or motels in an amount in excess of one thousand dollars per year. No

1 hotel or motel in such city shall be required to pay a license fee in excess of such amount, and any
2 license fee in such city that exceeds the limitation of this subsection shall be automatically reduced to
3 comply with this subsection.

4 5. Any city under subsection 4 of this section may increase a hotel and motel license tax by
5 five percent per year but the total tax levied under this section shall not exceed one-eighth of one
6 percent of such hotels' or motels' gross revenue.

7 6. Any city under [subsections] subsection 1[, 2, and 3] of this section may increase a hotel
8 and motel license tax by five percent per year but the total tax levied under this section shall not
9 exceed the greater of:

10 (1) One-eighth of one percent of such hotels' or motels' gross revenue; or

11 (2) The business license tax rate for such hotel or motel on May 1, 2005.

12 7. The provisions of subsection 6 of this section shall not apply to any tax levied by a city
13 when the revenue from such tax is restricted for use to a project from which bonds are outstanding as
14 of May 1, 2005."; and

15
16 Further amend said bill by amending the title, enacting clause, and intersectional references
17 accordingly.

