

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute No. 2 for House Bill No. 698, Page 6, Section 99.1205, Line
2 85, by deleting all of said line and inserting in lieu thereof the following:

3 "as of January 1, 2011; or

4 d. Any area including and within one quarter mile of property formerly utilized by the state
5 of Missouri as a penitentiary located in any home rule city with more than forty-one thousand but
6 fewer than forty-seven thousand inhabitants and partially located in any county of the first
7 classification with more than seventy thousand but fewer than eighty-three thousand inhabitants.";
8 and
9

10 FURTHER AMEND said Bill, Section 208.770, Page 50, Line 28, by inserting after said line the
11 following:

12 "217.905. 1. The commission shall have the following powers:

13 (1) To acquire title to the property historically utilized as the Missouri state
14 penitentiary and to acquire by gift or bequest from public or private sources property adjacent thereto
15 and necessary or appropriate to the successful redevelopment of the Missouri state penitentiary
16 property;

17 (2) To lease or sell real property to developers who will utilize the property
18 consistent with the master plan for the property and to hold proceeds from such transactions outside
19 the state treasury;

20 (3) To adopt bylaws for the regulation of its affairs and the conduct of its business;

21 (4) To hire employees necessary to perform the commission's work;

22 (5) To contract and to be contracted with, including, but without limitation, the
23 authority to enter into contracts with cities, counties and other political subdivisions, agencies of the
24 state of Missouri and public agencies pursuant to sections 70.210 to 70.325 and otherwise, and to
25 enter into contracts with other entities, in connection with the acquisition by gift or bequest and in
26 connection with the planning, construction, financing, leasing, subleasing, operation and
27 maintenance of any real property or facility and for any other lawful purpose, and to sue and to be
28 sued;

29 (6) To receive for its lawful activities contributions or moneys appropriated or
30 otherwise designated for payment to the authority by municipalities, counties, state or other political
31 subdivisions or public agencies or by the federal government or any agency or officer thereof or
32 from any other sources and to apply for grants and other funding and deposit those funds in the
33 Missouri state penitentiary redevelopment fund;

34 (7) To disburse funds for its lawful activities and fix salaries and wages of its
35 employees;

36 (8) To invest any of the commission's funds in such types of investments as shall be
37 determined by a resolution adopted by the commission;

Action Taken _____ Date _____

1 (9) To borrow money for the acquisition, construction, equipping, operation,
2 maintenance, repair, remediation or improvement of any facility or real property to which the
3 commission holds title and for any other proper purpose, and to issue negotiable notes, bonds and
4 other instruments in writing as evidence of sums borrowed;

5 (10) To perform all other necessary and incidental functions, and to exercise such
6 additional powers as shall be conferred by the general assembly; and

7 (11) To purchase insurance, including self-insurance, of any property or operations of
8 the commission or its members, directors, officers and employees, against any risk or hazard, and to
9 indemnify its members, agents, independent contractors, directors, officers and employees against
10 any risk or hazard. The commission is specifically authorized to purchase insurance from the
11 Missouri public entity risk management fund and is hereby determined to be a public entity as
12 defined in section 537.700.

13 2. In no event shall the state be liable for any deficiency or indebtedness incurred by
14 the commission.

15 3. The Missouri state penitentiary redevelopment commission is a state commission
16 for purposes of section 105.711 and all members of the commission shall be entitled to coverage
17 under the state legal expense fund.

18 4. The state of Missouri shall sell at least seventy percent of the property utilized as
19 the Missouri state penitentiary by December 31, 2014"; and
20

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