



Mr. Speaker: I am instructed by the Senate to inform the House of Representatives  
that the Senate has taken up and passed

SCS HCS HB 2141 \_\_\_\_\_ entitled:

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**AN ACT**

To repeal sections 142.803, 142.869, 323.010, 323.025, 323.050, 413.225, and 413.226,  
RSMo, and to enact in lieu thereof seven new sections relating to alternative motor fuel,  
with an effective date and an existing penalty provision.

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With SA 1

In which the concurrence of the House is respectfully requested.

Respectfully,

Terry L. Spieler  
Secretary of the Senate

RECEIVED  
MAY 14 2014  
CHIEF CLERK



SENATE AMENDMENT NO. 1

Offered by Kelcoe of 6th  
SCS/HCS/  
Amend HB Bill No. 2141, Page 6, Section 42.869 Line 41,

by inserting after all of said line the following:

"305.230. 1. The state highways and transportation commission shall administer an aeronautics program within this state. The commission shall encourage, foster and participate with the political subdivisions of this state in the promotion and development of aeronautics. The commission may provide financial assistance in the form of grants from funds appropriated for such purpose to any political subdivision or instrumentality of this state acting independently or jointly or to the owner or owners of any privately owned airport designated as a reliever by the Federal Aviation Administration for the planning, acquisition, construction, improvement or maintenance of airports, or for other aeronautical purposes.

2. Any political subdivision or instrumentality of this state or the owner or owners of any privately owned airport designated as a reliever by the Federal Aviation Administration receiving state funds for the purchase, construction, or improvement, except maintenance, of an airport shall agree before any funds are paid to it to control by ownership or lease the airport for a period equal to the useful life of the project as determined by the commission following the last payment of state

Offered 5/14/14  
Adopted 5/14/14

1 or federal funds to it. In the event an airport authority ceases  
2 to exist for any reason, this obligation shall be carried out by  
3 the governing body which created the authority.

4 3. Unless otherwise provided, grants to political  
5 subdivisions, instrumentalities or to the owner or owners of any  
6 privately owned airport designated as a reliever by the Federal  
7 Aviation Administration shall be made from the aviation trust  
8 fund. In making grants, the commission shall consider whether  
9 the local community has given financial support to the airport in  
10 the past. Priority shall be given to airports with local funding  
11 for the past five years with no reduction in such funding. The  
12 aviation trust fund is a revolving trust fund exempt from the  
13 provisions of section 33.080 relating to the transfer of funds to  
14 the general revenue funds of the state by the state treasurer.  
15 All interest earned upon the balance in the aviation trust fund  
16 shall be deposited to the credit of the same fund.

17 4. The moneys in the aviation trust fund shall be  
18 administered by the commission and, when appropriated, shall be  
19 used for the following purposes:

20 (1) As matching funds on an up to ninety percent state/ten  
21 percent local basis, except in the case where federal funds are  
22 being matched, when the ratio of state and local funds used to  
23 match the federal funds shall be fifty percent state/fifty  
24 percent local:

25 (a) For preventive maintenance of runways, taxiways and  
26 aircraft parking areas, and for emergency repairs of the same;

27 (b) For the acquisition of land for the development and  
28 improvement of airports;

29 (c) For the earthwork and drainage necessary for the

1 construction, reconstruction or repair of runways, taxiways, and  
2 aircraft parking areas;

3 (d) For the construction, or restoration of runways,  
4 taxiways, or aircraft parking areas;

5 (e) For the acquisition of land or easements necessary to  
6 satisfy Federal Aviation Administration safety requirements;

7 (f) For the identification, marking or removal of natural  
8 or manmade obstructions to airport control zone surfaces and  
9 safety areas;

10 (g) For the installation of runway, taxiway, boundary,  
11 ramp, or obstruction lights, together with any work directly  
12 related to the electrical equipment;

13 (h) For the erection of fencing on or around the perimeter  
14 of an airport;

15 (i) For purchase, installation or repair of air  
16 navigational and landing aid facilities and communication  
17 equipment;

18 (j) For engineering related to a project funded under the  
19 provisions of this section and technical studies or consultation  
20 related to aeronautics;

21 (k) For airport planning projects including master plans  
22 and site selection for development of new airports, for updating  
23 or establishing master plans [and], airport layout plans, airport  
24 business plans, and strategic plans at existing airports;

25 (l) For the purchase, installation, or repair of safety  
26 equipment and such other capital improvements and equipment as  
27 may be required for the safe and efficient operation of the  
28 airport;

29 (m) If at least [six] four million five hundred thousand

dollars is deposited into the aviation trust fund in the previous calendar year, [up to two million dollars may be expended annually upon] funds may be spent for the study or promotion of expanded domestic or international scheduled commercial service, the study or promotion of intrastate scheduled commercial service, the promotion of aviation in the state, or to assist airport sponsors participating in a federally funded air service program supporting intrastate scheduled commercial service, subject to the following provisions:

a. No more than two million dollars may be spent from the aviation trust fund for the purposes provided in this paragraph in any calendar year; and

b. The commission shall be required to expend at least four million dollars of the annual, calendar year deposits into the aviation trust fund for purposes other than the purposes described in this paragraph;

(2) As total funds, with no local match:

(a) For providing air markers, windsocks, and other items determined to be in the interest of the safety of the general flying public;

(b) For the printing and distribution of state aeronautical charts and state airport directories on an annual basis, and a newsletter on a quarterly basis or the publishing and distribution of any public interest information deemed necessary by the commission;

(c) For the conducting of aviation safety workshops;

(d) For the promotion of aerospace education;

(3) As total funds with no local match, up to five hundred thousand dollars per year may be used for the cost of operating

1 existing air traffic control towers that do not receive funding  
2 from the Federal Aviation Administration or the United States  
3 Department of Defense, except no more than one hundred  
4 sixty-seven thousand dollars per year may be used for any  
5 individual control tower;

6 (4) As total funds with a local match, up to five hundred  
7 thousand dollars per year may be used for air traffic control  
8 towers partially funded by the federal government under a  
9 cost-share program. Any expenditures under this program require  
10 a nonfederal match, comprised of a ratio of fifty percent state  
11 and fifty percent local funds. No more than one hundred thousand  
12 dollars per year may be expended for any individual control  
13 tower.

14 5. In the event of a natural or manmade disaster which  
15 closes any runway or renders inoperative any electronic or visual  
16 landing aid at an airport, any funds appropriated for the purpose  
17 of capital improvements or maintenance of airports may be made  
18 immediately available for necessary repairs once they are  
19 approved by the commission. For projects designated as  
20 emergencies by the commission, all requirements relating to  
21 normal procurement of engineering and construction services are  
22 waived.

23 6. As used in this section, the term "instrumentality of  
24 the state" shall mean any state educational institution as  
25 defined in section 176.010 or any state agency which owned or  
26 operated an airport on January 1, 1997, and continues to own or  
27 operate such airport."; and

28 Further amend the title and enacting clause accordingly.

