

SECOND REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 1359

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE FLANIGAN.

5368H.01P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 8.007, RSMo, and to enact in lieu thereof two new sections relating to contracts for the sale of certain items at events held in state-owned buildings.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 8.007, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 8.007 and 34.425, to read as follows:

8.007. 1. The commission shall:

- (1) Exercise general supervision of the administration of sections 8.001 to 8.007;
- (2) Evaluate and approve capitol studies and improvement, expansion, renovation, and restoration projects to be paid for with funds appropriated from the state capitol commission fund;
- (3) Evaluate and recommend courses of action on the restoration and preservation of the capitol, the preservation of historical significance of the capitol and the history of the capitol;
- (4) Evaluate and recommend courses of action to ensure accessibility to the capitol for physically disabled persons;
- (5) Advise, consult, and cooperate with the office of administration, the archives division of the office of the secretary of state, the historic preservation program within the department of natural resources, the division of tourism within the department of economic development and the historical society of Missouri in furtherance of the purposes of sections 8.001 to 8.007;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14 (6) Be authorized to cooperate or collaborate with other state agencies and not-for-profit
15 organizations to publish books and manuals concerning the history of the capitol, its
16 improvement or restoration;

17 (7) Before each September first, recommend options to the governor on budget allocation
18 for improvements or restoration of the capitol premises;

19 (8) Encourage, participate in, or conduct studies, investigations, and research and
20 demonstrations relating to improvement and restoration of the state capitol it may deem
21 advisable and necessary for the discharge of its duties pursuant to sections 8.001 to 8.007;

22 (9) Hold hearings, issue notices of hearings and take testimony as the commission deems
23 necessary; and

24 (10) Initiate planning efforts, subject to the appropriation of funds, for a centennial
25 celebration of the laying of the capstone of the Missouri state capitol.

26 **2. Notwithstanding any provision of sections 8.110, 8.320 and 34.030, and any rule**
27 **or regulation promulgated pursuant to authority granted by such sections, to the contrary,**
28 **the commission shall have the sole authority to enter into one or more contracts with**
29 **vendors for the sale of items and food and alcoholic and non-alcoholic beverages at events**
30 **held in the state capitol commemorating anniversaries of the state capitol and the state of**
31 **Missouri. Such contracts shall comply with state contract provisions contained in chapter**
32 **34. The provisions of this subsection shall expire on December 31, 2024.**

33 **3.** The "State Capitol Commission Fund" is hereby created in the state treasury. Any
34 moneys received from sources other than appropriation by the general assembly, including from
35 private sources, gifts, donations and grants, shall be credited to the state capitol commission fund
36 and shall be appropriated by the general assembly.

37 [3.] **4.** The provisions of section 33.080 to the contrary notwithstanding, moneys in the
38 second capitol commission fund shall not be transferred and placed to the credit of the general
39 revenue fund. Moneys in the state capitol commission fund shall not be appropriated for any
40 purpose other than those designated by the commission.

41 [4.] **5.** The commission is authorized to accept all gifts, bequests and donations from any
42 source whatsoever. The commission may also apply for and receive grants consistent with the
43 purposes of sections 8.001 to 8.007. All such gifts, bequests, donations and grants shall be used
44 or expended upon appropriation in accordance with their terms or stipulations, and the gifts,
45 bequests, donations or grants may be used or expended for the preservation, improvement,
46 expansion, renovation, restoration and improved accessibility and for promoting the historical
47 significance of the capitol.

48 [5.] **6.** The commission may copyright or obtain a trademark for any photograph, written
49 work, art object, or any product created of the capitol or capitol grounds. The commission may

50 grant access or use of any such works to other organizations or individuals for a fee, at its sole
51 discretion, or waive all fees. All funds obtained through licensing fees shall be credited to the
52 capitol commission fund in a manner similar to funds the commission receives as gifts,
53 donations, and grants. The funds shall be used for repairs, refurbishing, or to create art, exhibits,
54 decorations, or other beautifications or adornments to the capitol or its grounds.

**34.425. The commissioner of administration shall have the sole authority to enter
2 into one or more contracts with vendors for the sale of items and food and alcoholic and
3 nonalcoholic beverages at events held in the Missouri state penitentiary historic site located
4 in Jefferson City. The commissioner of administration may permit a vendor to subcontract
5 all or a portion of such services. Such contracts shall comply with state contract provisions
6 contained in this chapter. The provisions of this section shall expire on December 31, 2024.**

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