

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 2209, Page 1, Section A, Line 3, by
2 inserting after said section and line the following:

3
4 "30.515. On October 1, 2020, the state treasurer shall transfer the unexpended balance in the
5 following funds to general revenue, and the funds shall be abolished:

6 (1) The general revenue reimbursements fund, established by administrative action; and

7 (2) The rebuild Missouri schools fund, established by section 160.459."; and
8

9 Further amend said bill, Page 2, Section 45.030, Line 3, by inserting after said section and line the
10 following:

11
12 "105.910. 1. Sections 105.900 to 105.927 shall provide for the establishment of the
13 "Missouri State Public Employees Deferred Compensation Fund". This fund shall be administered
14 by the Missouri state public employees deferred compensation commission. The commission shall
15 approve any deferred compensation agreement entered into by the state under sections 105.900 to
16 105.927 and shall oversee the orderly administration of the fund in compliance with the subsequent
17 provisions of sections 105.900 to 105.927.

18 2. Such commission shall have five commissioners, including one member of the Missouri
19 state house of representatives to be selected by the speaker of the house, one member of the
20 Missouri state senate to be selected by the president pro tempore of the senate, and three other such
21 commissioners to be appointed by the governor of the state of Missouri by and with the advice and
22 consent of the senate. The legislators appointed as commissioners shall serve during their terms of
23 office in the general assembly. The commissioners appointed by the governor shall serve a term of
24 three years; except that, of the commissioners first appointed, one shall be appointed for a term of
25 one year, one shall be appointed for a term of two years, and one shall be appointed for a term of
26 three years. The commission shall annually elect a chairman and shall be required to meet not less
27 than quarterly or at any other such time as called by the chairman or a majority of the commission.

28 3. On August 28, 2007, the commission shall transfer administration of the fund to the board
29 of trustees of the Missouri state employees' retirement system. Following such transfer:

30 (1) The board shall assume sole control over and shall be authorized to administer the fund
31 beginning on the first day of the month following the month that the commission transfers
32 administration to the board;

33 (2) The commission shall provide for the orderly transfer of all records pertaining to the
34 fund, and shall take any other action necessary for the board to assume its duties under section
35 105.915; and

36 (3) The commission shall be dissolved upon such transfer.

Action Taken _____ Date _____

4. The provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund shall not apply to the Missouri state public employees deferred compensation fund until October 1, 2020, on which date the unexpended balance in the Missouri state public employees deferred compensation fund shall be transferred to general revenue, and the Missouri state public employees deferred compensation fund shall be abolished.

109.410. 1. There is hereby established in the state treasury a special revolving fund to be known as the "Missouri State Archives-St. Louis Trust Fund". The fund shall consist of all moneys received from federal, private, or other sources for the planning, acquisition, construction, development, operation, or maintenance of the facility and programs authorized by section 109.400. The fund shall further consist of fees generated at the St. Louis facility for copying public records and for providing public access to public records and images, including staff time required for making copies and reproducing images.

2. The state treasurer shall be custodian of the Missouri state archives-St. Louis trust fund. Moneys in the fund shall be used exclusively for the planning, acquisition, construction, development, operation, or maintenance of the facility and programs authorized by section 109.400. No moneys obtained through the provisions of this section shall be made a part of the general operating budget of the state of Missouri, nor shall they be transferred into the general revenue fund. No moneys from the state general revenue fund shall be appropriated for the purposes of funding an archival facility located in any city not within a county as provided in sections 109.400 to 109.410. ~~[Notwithstanding section 33.080 to the contrary, any moneys remaining in the fund at the end of any biennium shall not revert to the credit of the general revenue fund.]~~ All yield, interest, income, increment, or gain received from time deposit of moneys in the state treasury to the credit of the fund shall be credited to the fund. Notwithstanding any provision of law to the contrary, no amount of moneys in the fund shall be transferred from the fund or charged for purposes of the administration of central services for the state of Missouri.

3. The provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund shall not apply to the Missouri state archives-St. Louis trust fund until October 1, 2020, on which date the unexpended balance in the Missouri state archives-St. Louis trust fund shall be transferred to general revenue, and the Missouri state archives-St. Louis trust fund shall be abolished.

143.1005. 1. For all tax years beginning on or after January 1, 2004, and ending before January 1, 2020, each individual or corporation entitled to a tax refund in an amount sufficient to make an irrevocable designation under this section may designate that an amount not less than one dollar but not more than two hundred dollars, on a single or a combined return, of the refund due be credited to the American Cancer Society, Heartland Division, Inc., fund, the ALS Lou Gehrig's Disease fund, the American Lung Association of Missouri fund, the Muscular Dystrophy Association fund, the Arthritis Foundation fund, the American Diabetes Association Gateway Area fund, the American Heart Association fund, or the March of Dimes fund~~[, or]~~. For all tax years beginning on or after January 1, 2004, each individual or corporation entitled to a tax refund in an amount sufficient to make an irrevocable designation under this section may designate that an amount no less than one dollar but no more than two hundred dollars, on a single or a combined return, of the refund due be credited to the National Multiple Sclerosis Society fund established in this section. The director of revenue shall establish a method that allows the contribution designations authorized by this section to be combined into two contribution designation boxes clearly and unambiguously printed on the first page of each income tax return form provided by this state. The method may allow for a separate instruction list for the tax return that lists each authorized contribution designation together with the designation provided in section 143.1020. Any organization to be listed on the income tax return form under this section shall have qualified as a 501(c)(3) organization as defined by the Internal Revenue Code of 1986, as amended, for at least

1 five years, shall be a statewide organization, shall have the cure of a chronic illness as its primary
 2 purpose, and shall submit to the director of revenue an application fee of one thousand dollars, and
 3 the fee shall be deposited in the designated fund. If any individual or corporation which is not
 4 entitled to a tax refund in an amount sufficient to make a designation under this section wishes to
 5 make an irrevocable contribution to the funds established in this section, such individual or
 6 corporation may, by separate check, draft, or other negotiable instrument, send in with the payment
 7 of taxes, or may send in separately, that amount, clearly designated for which funds the individual or
 8 corporation wishes to contribute, and the department of revenue shall forward such amount to the
 9 state treasurer for deposit to the designated funds as provided in this section.

10 2. Moneys accruing to and deposited in the designated funds shall not be part of total state
 11 revenues as defined in Sections 17 and 18, Article X, Constitution of Missouri, and the expenditure
 12 of such revenues shall not be an expense of state government under Section 20, Article X,
 13 Constitution of Missouri.

14 3. The director of revenue shall transfer at least monthly all contributions designated by
 15 individuals under this section to the state treasurer for deposit to the designated funds.

16 4. The director of revenue shall transfer at least monthly all contributions designated by
 17 corporations under this section, less one percent of the amount in each fund at the time of the
 18 transfer for the cost of collection and handling by the department of revenue, to be deposited in the
 19 state's general revenue fund, to the state treasurer for deposit to the designated funds. The amount
 20 transferred annually to the department of revenue for the cost of collection and handling shall not
 21 exceed one hundred thousand dollars.

22 5. A contribution designated under this section shall only be transferred and deposited in the
 23 designated funds after all other claims against the refund from which such contribution is to be
 24 made have been satisfied.

25 6. (1) There is hereby created in the state treasury the "American Cancer Society, Heartland
 26 Division, Inc., Fund", which shall consist of money collected under this section. The state treasurer
 27 shall be custodian of the fund and shall approve disbursements from the fund in accordance with this
 28 section and sections 30.170 and 30.180. The provisions of section 33.080 relating to the transfer of
 29 unexpended balances to the general revenue fund shall not apply to the American Cancer Society,
 30 Heartland Division, Inc., fund until October 1, 2020, on which date the unexpended balance in the
 31 American Cancer Society, Heartland Division, Inc., fund shall be transferred to general revenue, and
 32 the American Cancer Society, Heartland Division, Inc., fund shall be abolished.

33 (2) There is hereby created in the state treasury the "ALS Lou Gehrig's Disease Fund",
 34 which shall consist of money collected under this section. The state treasurer shall be custodian of
 35 the fund and shall approve disbursements from the fund in accordance with this section and sections
 36 30.170 and 30.180. The provisions of section 33.080 relating to the transfer of unexpended balances
 37 to the general revenue fund shall not apply to the ALS Lou Gehrig's Disease fund until October 1,
 38 2020, on which date the unexpended balance in the ALS Lou Gehrig's Disease fund shall be
 39 transferred to general revenue, and the ALS Lou Gehrig's Disease fund shall be abolished.

40 (3) There is hereby created in the state treasury the "American Lung Association of
 41 Missouri Fund", which shall consist of money collected under this section. The state treasurer shall
 42 be custodian of the fund and shall approve disbursements from the fund in accordance with this
 43 section and sections 30.170 and 30.180. The provisions of section 33.080 relating to the transfer of
 44 unexpended balances to the general revenue fund shall not apply to the American Lung Association
 45 of Missouri fund until October 1, 2020, on which date the unexpended balance in the American
 46 Lung Association of Missouri fund shall be transferred to general revenue, and the American Lung
 47 Association of Missouri fund shall be abolished.

48 (4) There is hereby created in the state treasury the "Muscular Dystrophy Association
 49 Fund", which shall consist of money collected under this section. The state treasurer shall be

1 custodian of the fund and shall approve disbursements from the fund in accordance with this section
 2 and sections 30.170 and 30.180. The provisions of section 33.080 relating to the transfer of
 3 unexpended balances to the general revenue fund shall not apply to the Muscular Dystrophy
 4 Association fund until October 1, 2020, on which date the unexpended balance in the Muscular
 5 Dystrophy Association fund shall be transferred to general revenue, and the Muscular Dystrophy
 6 Association fund shall be abolished.

7 (5) There is hereby created in the state treasury the "Arthritis Foundation Fund", which shall
 8 consist of money collected under this section. The state treasurer shall be custodian of the fund and
 9 shall approve disbursements from the fund in accordance with this section and sections 30.170 and
 10 30.180. The provisions of section 33.080 relating to the transfer of unexpended balances to the
 11 general revenue fund shall not apply to the Arthritis Foundation fund until October 1, 2020, on
 12 which date the unexpended balance in the Arthritis Foundation fund shall be transferred to general
 13 revenue, and the Arthritis Foundation fund shall be abolished.

14 (6) There is hereby created in the state treasury the "National Multiple Sclerosis Society
 15 Fund", which shall consist of money collected under this section. The state treasurer shall be
 16 custodian of the fund and shall approve disbursements from the fund in accordance with this section
 17 and sections 30.170 and 30.180.

18 (7) There is hereby created in the state treasury the "American Diabetes Association
 19 Gateway Area Fund", which shall consist of money collected under this section. The state treasurer
 20 shall be custodian of the fund and shall approve disbursements from the fund in accordance with this
 21 section and sections 30.170 and 30.180. The provisions of section 33.080 relating to the transfer of
 22 unexpended balances to the general revenue fund shall not apply to the American Diabetes
 23 Association Gateway Area fund until October 1, 2020, on which date the unexpended balance in the
 24 American Diabetes Association Gateway Area fund shall be transferred to general revenue, and the
 25 American Diabetes Association Gateway Area fund shall be abolished.

26 (8) There is hereby created in the state treasury the "American Heart Association Fund",
 27 which shall consist of money collected under this section. The state treasurer shall be custodian of
 28 the fund and shall approve disbursements from the fund in accordance with this section and sections
 29 30.170 and 30.180. The provisions of section 33.080 relating to the transfer of unexpended balances
 30 to the general revenue fund shall not apply to the American Heart Association fund until October 1,
 31 2020, on which date the unexpended balance in the American Heart Association fund shall be
 32 transferred to general revenue, and the American Heart Association fund shall be abolished.

33 (9) There is hereby created in the state treasury the "March of Dimes Fund", which shall
 34 consist of money collected under this section. The state treasurer shall be custodian of the fund and
 35 shall approve disbursements from the fund in accordance with this section and sections 30.170 and
 36 30.180. The provisions of section 33.080 relating to the transfer of unexpended balances to the
 37 general revenue fund shall not apply to the March of Dimes fund until October 1, 2020, on which
 38 date the unexpended balance in the March of Dimes fund shall be transferred to general revenue,
 39 and the March of Dimes fund shall be abolished.

40 7. All moneys collected, transferred, and disbursed under this section shall stand
 41 appropriated[, and any moneys remaining in the funds established in this section at the end of the
 42 biennium shall not revert to the credit of the general revenue fund].

43 8. The state treasurer shall invest moneys in the funds established in this section in the same
 44 manner as other funds are invested. Any interest and moneys earned on such investments shall be
 45 credited to the funds.

46 9. The director of the department of revenue shall establish a procedure by which the
 47 moneys deposited in the funds shall be distributed semiannually to the American Cancer Society,
 48 Heartland Division, Inc., the Amyotrophic Lateral Sclerosis Association, and the American Lung
 49 Association of Missouri, the Muscular Dystrophy Association, the Arthritis Foundation, the

1 American Diabetes Association Gateway Area, the National Multiple Sclerosis Society, the
 2 American Heart Association, and the March of Dimes.

3 10. Any organization receiving moneys under this section shall expend such moneys solely
 4 for the support of residents of this state.

5 11. Any organization receiving funds under this section shall report to the director of
 6 revenue annually, on forms prescribed by the director, detailing how the funds were expended. The
 7 director shall compile such information and provide a report to the general assembly in each year
 8 such expenditures are made.

9 12. The director of revenue is authorized to promulgate rules and regulations necessary to
 10 administer and enforce this section. Any rule or portion of a rule, as that term is defined in section
 11 536.010, that is created under the authority delegated in this section shall become effective only if it
 12 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section
 13 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the
 14 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and
 15 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any
 16 rule proposed or adopted after August 28, 2004, shall be invalid and void.

17 13. If an organization that has the cure of sickle cell anemia as its primary purpose is formed
 18 that meets the requirements of this section, such organization shall be included on the income tax
 19 form in accordance with the provisions of this section and there shall be created in the state treasury
 20 a fund with the name of the organization. The fund shall consist of money collected under this
 21 section. The state treasurer shall be custodian of the fund and shall approve disbursements from the
 22 fund in accordance with this section and sections 30.170 and 30.180.

23 143.1013. 1. For all taxable years beginning on or after January 1, 2011, each individual or
 24 corporation entitled to a tax refund in an amount sufficient to make a designation under this section
 25 may designate that one dollar or any amount in excess of one dollar on a single return, and two
 26 dollars or any amount in excess of two dollars on a combined return, of the refund due be credited to
 27 the American Red Cross trust fund. If any individual or corporation that is not entitled to a tax
 28 refund in an amount sufficient to make a designation under this section wishes to make a
 29 contribution to the fund, such individual or corporation may, by separate check, draft, or other
 30 negotiable instrument, send in with the payment of taxes, or may send in separately, that amount the
 31 individual or corporation wishes to contribute. Such amounts shall be clearly designated for the
 32 fund.

33 2. There is hereby created in the state treasury the "American Red Cross Trust Fund", which
 34 shall consist of money collected under this section. The state treasurer shall be custodian of the
 35 fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve
 36 disbursements. The fund shall be a dedicated fund and, upon appropriation, money in the fund shall
 37 be used solely for the administration of this section. ~~[Notwithstanding the provisions of section~~
 38 ~~33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert~~
 39 ~~to the credit of the general revenue fund.]~~ The state treasurer shall invest moneys in the fund in the
 40 same manner as other funds are invested. Any interest and moneys earned on such investments
 41 shall be credited to the fund. All moneys credited to the trust fund shall be considered nonstate
 42 funds under Section 15, Article IV, Constitution of Missouri. The treasurer shall distribute all
 43 moneys deposited in the fund at times the treasurer deems appropriate to the American Red Cross.
 44 The provisions of section 33.080 relating to the transfer of unexpended balances to the general
 45 revenue fund shall not apply to the American Red Cross trust fund until October 1, 2020, on which
 46 date the unexpended balance in the American Red Cross trust fund shall be transferred to general
 47 revenue, and the American Red Cross trust fund shall be abolished.

48 3. The director of revenue shall deposit at least monthly all contributions designated by
 49 individuals under this section to the state treasurer for deposit to the fund. The director of revenue

1 shall deposit at least monthly all contributions designated by the corporations under this section, less
 2 an amount sufficient to cover the costs of collection and handling by the department of revenue, to
 3 the state treasury for deposit to the fund. A contribution designated under this section shall only be
 4 deposited in the fund after all other claims against the refund from which such contribution is to be
 5 made have been satisfied.

6 4. Under section 23.253 of the Missouri sunset act:

7 (1) The provisions of the new program authorized under this section shall automatically
 8 sunset on December thirty-first six years after August 28, 2011, unless reauthorized by an act of the
 9 general assembly; and

10 (2) If such program is reauthorized, the program authorized under this section shall
 11 automatically sunset on December thirty-first twelve years after the effective date of the
 12 reauthorization of this section; and

13 (3) This section shall terminate on September first of the calendar year immediately
 14 following the calendar year in which the program authorized under this section is sunset.

15 143.1026. 1. This section shall be known and may be cited as "Sahara's Law".

16 2. For all taxable years beginning on or after January 1, 2013, each individual or corporation
 17 entitled to a tax refund in an amount sufficient to make a designation under this section may
 18 designate that one dollar or any amount in excess of one dollar on a single return, and two dollars or
 19 any amount in excess of two dollars on a combined return, of the refund due be credited to the
 20 pediatric cancer research trust fund. If any individual or corporation that is not entitled to a tax
 21 refund in an amount sufficient to make a designation under this section wishes to make a
 22 contribution to the fund, such individual or corporation may, by separate check, draft, or other
 23 negotiable instrument, send in with the payment of taxes, or may send in separately, that amount the
 24 individual or corporation wishes to contribute. Such amounts shall be clearly designated for the
 25 fund.

26 3. There is hereby created in the state treasury the "Pediatric Cancer Research Trust Fund",
 27 which shall consist of money collected under this section. The state treasurer shall be custodian of
 28 the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve
 29 disbursements. The fund shall be a dedicated fund and, upon appropriation, money in the fund shall
 30 be used solely for the administration of this section. ~~[Notwithstanding the provisions of section~~
 31 ~~33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert~~
 32 ~~to the credit of the general revenue fund.]~~ The state treasurer shall invest moneys in the fund in the
 33 same manner as other funds are invested. Any interest and moneys earned on such investments
 34 shall be credited to the fund. All moneys credited to the trust fund shall be considered state funds
 35 under Section 15, Article IV, Constitution of Missouri, but shall not be included in the calculation of
 36 total state revenue under Section 18, Article X of the Missouri Constitution. The treasurer shall
 37 distribute all moneys deposited in the fund at times the treasurer deems appropriate to CureSearch
 38 for Children's Cancer. The provisions of section 33.080 relating to the transfer of unexpended
 39 balances to the general revenue fund shall not apply to the pediatric cancer research trust fund until
 40 October 1, 2020, on which date the unexpended balance in the pediatric cancer research trust fund
 41 shall be transferred to general revenue, and the pediatric cancer research trust fund shall be
 42 abolished.

43 4. The director of revenue shall deposit at least monthly all contributions designated by
 44 individuals under this section to the state treasurer for deposit to the fund. The director of revenue
 45 shall deposit at least monthly all contributions designated by the corporations under this section, less
 46 an amount sufficient to cover the costs of collection and handling by the department of revenue, to
 47 the state treasury for deposit to the fund. A contribution designated under this section shall only be
 48 deposited in the fund after all other claims against the refund from which such contribution is to be
 49 made have been satisfied.

1 5. Under section 23.253 of the Missouri sunset act:

2 (1) The provisions of the new program authorized under this section shall automatically
3 sunset on December thirty-first five years after August 28, 2019, unless reauthorized by an act of the
4 general assembly; and

5 (2) If such program is reauthorized, the program authorized under this section shall
6 automatically sunset on December thirty-first twelve years after the effective date of the
7 reauthorization of this section; and

8 (3) This section shall terminate on September first of the calendar year immediately
9 following the calendar year in which the program authorized under this section is sunset. The
10 termination of the program as described in this subsection shall not be construed to preclude any
11 taxpayer who claims any benefit under any program that is sunset under this subsection from
12 claiming such benefit for all allowable activities related to such claim that were completed before
13 the program was sunset, or to eliminate any responsibility of the administering agency to verify the
14 continued eligibility of projects receiving tax credits and to enforce other requirements of law that
15 applied before the program was sunset.

16 161.228. On October 1, 2020, the commissioner of education shall transfer, or cause the
17 transfer of, the unexpended balance in the DESE - Medicaid fund, which was established by
18 administrative action, to general revenue, and the fund shall be abolished."; and
19

20 Further amend said bill, Page 3, Section 650.005, Line 59, by inserting after said section and line the
21 following:
22

23 "650.010. On October 1, 2020, the state treasurer shall transfer the unexpended balance in
24 the homeland security fund, which was established by administrative action, to general revenue, and
25 the fund shall be abolished."; and
26

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