

HOUSE BILL NO. 670

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HOUX.

1646H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 109.400 and 109.410, RSMo, relating to Missouri state archives-St. Louis trust fund.

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

Section A. Sections 109.400 and 109.410, RSMo, are repealed to read as follows:

~~[109.400. 1. The secretary of state is hereby authorized:~~

- 2 ~~(1) To plan, acquire, construct, develop, operate, and maintain, or to lease~~
- 3 ~~or sublease to or from others for acquisition, construction, development,~~
- 4 ~~operation, and maintenance, an archival facility located in a city not within a~~
- 5 ~~county to preserve documents of legal, historical, and genealogical importance~~
- 6 ~~to the state of Missouri, and to provide educational and outreach programs~~
- 7 ~~sponsored by the Missouri state archives;~~
- 8 ~~(2) To enter into contracts and agreements with public or private persons,~~
- 9 ~~partnerships, associations, entities, corporations, and cities, counties, and other~~
- 10 ~~subdivisions of the state of Missouri such as might be necessary to promote the~~
- 11 ~~planning, acquisition, construction, development, operation, or maintenance of~~
- 12 ~~such facility and its programs, and~~
- 13 ~~(3) To receive any grants, gifts, bequests, rentals, contributions, moneys,~~
- 14 ~~or properties appropriated or otherwise designated for payment to the secretary~~
- 15 ~~of state for the planning, acquisition, construction, development, operation, or~~
- 16 ~~maintenance of such facility and its programs by municipalities, counties, state,~~
- 17 ~~or other political subdivisions or public agencies or by the federal government or~~
- 18 ~~any agency or officer thereof or from any other public or private source.~~
- 19 ~~2. Nothing in this section shall require any local agency, entity, or~~
- 20 ~~subdivision to transfer any records to the state archives.]~~
- 21

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.

2 ~~[109.410. 1. There is hereby established in the state treasury a special~~
3 ~~revolving fund to be known as the "Missouri State Archives-St. Louis Trust~~
4 ~~Fund". The fund shall consist of all moneys received from federal, private, or~~
5 ~~other sources for the planning, acquisition, construction, development, operation,~~
6 ~~or maintenance of the facility and programs authorized by section 109.400. The~~
7 ~~fund shall further consist of fees generated at the St. Louis facility for copying~~
8 ~~public records and for providing public access to public records and images,~~
9 ~~including staff time required for making copies and reproducing images.~~

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

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