

HOUSE AMENDMENT NO. ____
TO
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Offered By

AMEND House Amendment No. ____ to Senate Substitute for Senate Bill No. 139, Page 1, Line 7,
by inserting after said line the following:

"Further amend said bill and page, Section 226.1160, Line 11, by inserting after all of said section
and line the following:

"227.296. 1. This section shall be known as the "FA Paul Akers Jr and LCPL Jared Schmitz
Memorial Sign Funding Act".

2. Notwithstanding any provision of law to the contrary, beginning August 28, 2023, for
designations on the state highway system honoring members of the Armed Forces killed in the line
of duty, members of the Armed Forces who are missing in action, Missouri recipients of the medal
of honor, emergency personnel killed while performing duties relating to their employment, or state
employees killed while serving the state, no fees shall be assessed and all costs associated with such
designations shall be funded by the department of transportation.

227.297. 1. This section establishes a designation program, to be known as the "Heroes
Way Designation Program", to honor the fallen Missouri heroes who have been killed in action
while performing active military duty with the Armed Forces. The signs shall be placed upon
interstate or state-numbered highway interchanges or upon bridges or segments of highway on the
state highway system in accordance with this section, and any applicable federal and state
limitations or conditions on highway signage, including location and spacing.

2. Any person who is related by marriage, adoption, or consanguinity within the second
degree to a member of the United States Armed Forces who was killed in action while performing
active military duty with the Armed Forces, and who was a resident of this state at the time he or she
was killed in action, may apply for a designation under the provisions of this section.

3. Any person described under subsection 2 of this section who desires to have an interstate
or state-numbered highway interchange or bridge or segment of highway on the state highway
system designated after his or her family member shall petition the department of transportation by
submitting the following:

Action Taken _____ Date _____

(1) An application in a form prescribed by the director, describing the interstate or state-numbered highway interchange or bridge or segment of highway on the state highway system for which the designation is sought and the proposed name of the interchange, bridge or relevant segment of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the designation. The application may contain written testimony for support of the designation;

(2) Proof that the family member killed in action was a member of the United States Armed Forces and proof that such family member was in fact killed in action while performing active military duty with the United States Armed Forces. Acceptable proof shall be a statement from the Missouri veterans commission or the United States Department of Veterans Affairs so certifying such facts; and

(3) By signing a form provided by the Missouri transportation department, the applicant shall certify that the applicant is related by marriage, adoption, or consanguinity within the second degree to the member of the United States Armed Forces who was killed in action; ~~and~~

~~(4) A fee to be determined by the commission to cover the costs of constructing and maintaining the proposed interchange, bridge, or highway signs. The fee shall not exceed the cost of constructing and maintaining each sign.~~

~~4. All moneys received by the department of transportation for the construction and maintenance of interchange, bridge, or highway signs shall be deposited in the state treasury to the credit of the state road fund.~~

~~5.]~~ 4. The documents ~~[and fees]~~ required under this section shall be submitted to the department of transportation.

~~[6.]~~ 5. The department of transportation shall submit for approval or disapproval all applications for designations to the joint committee on transportation oversight. The joint committee on transportation oversight may review such applications at any scheduled meeting convened pursuant to section 21.795. If satisfied with the application and all its contents, the committee shall approve the application. The committee shall notify the department of transportation upon the approval or denial of an application for a designation.

~~[7.]~~ 6. The department of transportation shall give notice of any proposed designation under this section in a manner reasonably calculated to advise the public of such proposal. Reasonable notice shall include posting the proposal for the designation on the department's official public website and making available copies of the sign designation application to any representative of the news media or public upon request and posting the application on a bulletin board or other prominent public place which is easily accessible to the public and clearly designated for that purpose at the principal office.

~~[8. If the memorial designation request is not approved by the joint committee on transportation oversight, ninety-seven percent of the application fee shall be refunded to the applicant.~~

1 9-] 7. Two signs shall be erected for each interchange, bridge, or highway designation
2 processed under this section.

3 [40:] 8. No interchange, bridge, or highway may be named or designated after more than
4 one member of the United States Armed Forces killed in action. Such person shall only be eligible
5 for one interchange, bridge, or highway designation under the provisions of this section.

6 [41:] 9. Any highway signs erected for any designation under the provisions of this section
7 shall be erected and maintained for a twenty-year period. After such period, the signs shall be
8 subject to removal by the department of transportation and the interchange, bridge, or highway may
9 be designated to honor persons other than the current designee. An existing designation processed
10 under the provisions of this section may be retained for additional twenty-year increments if, at least
11 one year before the designation's expiration, an application to the department of transportation is
12 made to retain the designation along with the [required] documents [and all applicable fees] required
13 under this section.

14 227.299. 1. Except as provided in subsection 7 of this section, an organization or person
15 that seeks a bridge or highway designation on the state highway system to honor an event, place,
16 organization, or person who has been deceased for more than two years shall petition the department
17 of transportation by submitting the following:

18 (1) An application in a form prescribed by the director, describing the bridge or segment of
19 highway for which designation is sought and the proposed name of the bridge or relevant portion of
20 highway. The application shall include the name of at least one current member of the general
21 assembly who will sponsor the bridge or highway designation. The application may contain written
22 testimony for support of the bridge or highway designation;

23 (2) A list of at least one hundred signatures of individuals who support the naming of the
24 bridge or highway; and

25 (3) A fee to be determined by the commission to cover the costs of constructing and
26 maintaining the proposed signs. The fee shall not exceed the cost of constructing and maintaining
27 each sign.

28 2. All moneys received by the department of transportation for the construction and
29 maintenance of bridge or highway signs on the state highway system shall be deposited in the state
30 treasury to the credit of the state road fund.

31 3. The documents and fees required under this section shall be submitted to the department
32 of transportation no later than November first prior to the next regular session of the general
33 assembly to be approved or denied by the joint committee on transportation oversight during such
34 legislative session.

35 4. The department of transportation shall give notice of any proposed bridge or highway
36 designation on the state highway system in a manner reasonably calculated to advise the public of
37 such proposal. Reasonable notice shall include posting the proposal for the designation on the
38 department's official public website, and making available copies of the sign designation application
39 to any representative of the news media or public upon request and posting the application on a

1 bulletin board or other prominent public place which is easily accessible to the public and clearly
2 designated for that purpose at the principal office.

3 5. If the memorial highway designation requested by the organization is not approved by the
4 joint committee on transportation oversight, ninety-seven percent of the application fee shall be
5 refunded to the requesting organization.

6 6. Two highway signs shall be erected for each bridge and highway designation on the state
7 highway system processed under this section. When a named section of a highway crosses two or
8 more county lines, consideration shall be given by the department of transportation to allow
9 additional signage at the county lines or major intersections.

10 7. ~~[(4)]~~ Highway or bridge designations on the state highway system honoring fallen law
11 enforcement officers, members of the Armed Forces killed in the line of duty, Missouri recipients of
12 the medal of honor, emergency personnel killed while performing duties relating to their
13 employment, or state employees killed while serving the state shall not be subject to the provisions
14 of this section.

15 ~~[(2)]~~Notwithstanding any provision of law to the contrary, beginning August 28, 2021, for
16 designations honoring Missouri medal of honor recipients, no fees shall be assessed and all costs
17 associated with such designations shall be funded by the department of transportation.]

18 8. No bridge or portion of a highway on the state highway system may be named or
19 designated after more than one event, place, organization, or person. Each event, place,
20 organization, or person shall only be eligible for one bridge or highway designation.

21 9. Any highway signs erected for any bridge or highway designation on the state highway
22 system under the provisions of this section shall be erected and maintained for a twenty-year period.
23 After such period, the signs shall be subject to removal by the department of transportation and the
24 bridge or highway may be designated to honor events, places, organizations, or persons other than
25 the current designee. An existing highway or bridge designation processed under the provisions of
26 this section may be retained for additional twenty-year increments if, at least one year before the
27 designation's expiration, an application to the department of transportation is made to retain the
28 designation along with the required documents and all applicable fees required under this section.

29 10. For persons honored with designations on the state highway system under this chapter
30 after August 28, 2021, the department of transportation shall post a link on its website to
31 biographical information of such persons.

32 11. The provisions of this section shall apply to bridge or highway designations sought after
33 August 28, 2006."; and"; and

34
35 Further amend said bill by amending the title, enacting clause, and intersectional references
36 accordingly.

37
38 THIS AMENDMENT AMENDS 0697S02.01H.