

HOUSE AMENDMENT NO. \_\_\_\_\_  
TO  
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Offered By

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

3  
4 "Further amend said bill and page, Section 226.1160, Line 11, by inserting after all of said section  
5 and line the following:

6  
7 "227.296. 1. This section shall be known as the "FA Paul Akers Jr and LCPL Jared Schmitz  
8 Memorial Sign Funding Act".

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

15 227.297. 1. This section establishes a designation program, to be known as the "Heroes  
16 Way Designation Program", to honor the fallen Missouri heroes who have been killed in action  
17 while performing active military duty with the Armed Forces. The signs shall be placed upon  
18 interstate or state-numbered highway interchanges or upon bridges or segments of highway on the  
19 state highway system in accordance with this section, and any applicable federal and state  
20 limitations or conditions on highway signage, including location and spacing.

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

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

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

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

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

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

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

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

21 ~~5.] 4.~~ The documents [~~and fees~~] required under this section shall be submitted to the  
22 department of transportation.

23 [~~6.] 5.~~ The department of transportation shall submit for approval or disapproval all  
24 applications for designations to the joint committee on transportation oversight. The joint  
25 committee on transportation oversight may review such applications at any scheduled meeting  
26 convened pursuant to section 21.795. If satisfied with the application and all its contents, the  
27 committee shall approve the application. The committee shall notify the department of  
28 transportation upon the approval or denial of an application for a designation.

29 [~~7.] 6.~~ The department of transportation shall give notice of any proposed designation under  
30 this section in a manner reasonably calculated to advise the public of such proposal. Reasonable  
31 notice shall include posting the proposal for the designation on the department's official public  
32 website and making available copies of the sign designation application to any representative of the  
33 news media or public upon request and posting the application on a bulletin board or other  
34 prominent public place which is easily accessible to the public and clearly designated for that  
35 purpose at the principal office.

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

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

3           [10:] 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           [11:] 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.