

FIRST REGULAR SESSION

HOUSE BILL NO. 1494

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE RIGGS.

0502H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal sections 253.010, 253.022, 253.024, 253.035, 253.040, 253.043, 253.045, 253.048, 253.060, 253.065, 253.067, 253.070, 253.080, 253.082, 253.090, 253.092, 253.095, 253.100, 253.110, 253.120, 253.130, 253.140, 253.147, 253.150, 253.155, 253.175, 253.177, 253.185, 253.195, 253.200, 253.220, 253.290, 253.300, 253.310, 253.320, 253.350, 253.360, 253.370, 253.387, 253.401, 253.402, 253.403, 253.404, 253.405, 253.408, 253.420, 253.421, 253.530, 253.540, 253.545, 253.550, 620.450, 620.455, 620.460, 620.465, 620.466, and 620.467, RSMo, and to enact in lieu thereof sixty new sections relating to the office of the lieutenant governor, with a contingent effective date.

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

Section A. Sections 253.010, 253.022, 253.024, 253.035, 253.040, 253.043, 253.045, 253.048, 253.060, 253.065, 253.067, 253.070, 253.080, 253.082, 253.090, 253.092, 253.095, 253.100, 253.110, 253.120, 253.130, 253.140, 253.147, 253.150, 253.155, 253.175, 253.177, 253.185, 253.195, 253.200, 253.220, 253.290, 253.300, 253.310, 253.320, 253.350, 253.360, 253.370, 253.387, 253.401, 253.402, 253.403, 253.404, 253.405, 253.408, 253.420, 253.421, 253.530, 253.540, 253.545, 253.550, 620.450, 620.455, 620.460, 620.465, 620.466, and 620.467, RSMo, are repealed and sixty new sections enacted in lieu thereof, to be known as sections 26.700, 26.705, 26.710, 26.715, 26.720, 26.725, 186.045, 253.010, 253.022, 253.024, 253.035, 253.040, 253.043, 253.045, 253.048, 253.060, 253.065, 253.067, 253.070, 253.080, 253.082, 253.090, 253.092, 253.095, 253.100, 253.110, 253.120, 253.130, 253.140, 253.147, 253.150, 253.155, 253.175, 253.177, 253.185, 253.195, 253.200, 253.220, 253.225, 253.290, 253.300, 253.310, 253.320, 253.350, 253.360, 253.370, 253.387, 253.401, 253.402,

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.

13 253.403, 253.404, 253.405, 253.408, 253.420, 253.421, 253.530, 253.540, 253.545, 253.550,
14 and 620.445, to read as follows:

**26.700. The powers, duties, and functions of the division of tourism are hereby
2 transferred by type I transfer to the office of the lieutenant governor.**

~~[620.450.]~~ **26.705.** The executive department shall have the duty of promoting
2 tourism in the state of Missouri in accordance with sections ~~[620.450 to 620.465]~~ **26.700 to**
3 **26.725** and shall, through the commission established herein, exercise the powers set forth in
4 sections ~~[620.450 to 620.465]~~ **26.700 to 26.725.**

~~[620.455.]~~ **26.710.** There is created in the executive department a "Tourism
2 Commission" composed of ten members, including the lieutenant governor, two members of
3 the senate of different political parties appointed by the president pro tem of the senate, two
4 members of the house of representatives of different political parties appointed by the speaker
5 of the house, and five other persons appointed by the governor. The members appointed by
6 the governor may include, but are not limited to, persons engaged in the tourism industry and
7 no more than three shall be of the same political party. The members, at the time of their
8 appointment, shall be residents of the state of Missouri. On or after January 15, 1989, the
9 governor, with the advice and consent of the senate, shall appoint one member of the
10 commission for a term of one year, two members for two years, one member for three years
11 and one member for four years. Their successors shall serve a term of four years. The terms
12 of commissioners holding gubernatorial appointment on September 28, 1987, shall continue
13 until January 15, 1989, and until their respective successors are appointed and duly qualified.
14 Members who move from the state during their term on the commission shall be deemed to
15 have vacated their position on the commission. Vacancies in the membership of the
16 commission shall be filled in the same manner as the original appointments. The commission
17 shall elect a member of its own group as chairman at the first meeting, which shall be called
18 by the governor. The commission shall meet at least four times in a calendar year at the call
19 of the chairman. The commission shall determine all matters relating to policy and the
20 administration of tourism promotion. The commission shall report to each regular session of
21 the general assembly its recommendations for legislation in the field of the promotion of
22 tourism and related subjects in Missouri. Members of the commission shall serve without
23 compensation but shall be reimbursed for necessary expenses incurred in the performance of
24 their duties.

~~[620.460.]~~ **26.715.** 1. The commission shall employ a staff headed by a director of
2 tourism who shall be qualified by education and experience in public administration with a
3 background in the use of the various news media as to the dissemination of public information
4 to promote tourism. The director shall serve at the pleasure of the commission, and the
5 commission shall fix his compensation within the appropriation made for the purpose.

6 2. The director of tourism shall by and with the consent of the commission employ a
7 staff composed of such professional, technical and clerical personnel as necessary to carry out
8 the purposes of sections ~~[620.450 to 620.465]~~ **26.700 to 26.725** and set their compensation
9 within the appropriation made for that purpose.

10 3. All members of the staff except the director shall be employed under the provisions
11 of the state merit system law.

~~[620.465.]~~ **26.720.** The division of tourism shall have the following powers:

2 (1) To formulate a program for the promotion of tourism in Missouri, including the
3 promotion of our state parks, fishing and hunting areas, historical shrines, vacation regions
4 and areas of historic or scenic interest;

5 (2) To cooperate with civic groups and local, state and federal departments and
6 agencies, and agencies and departments of other states in encouraging educational tourism
7 and developing programs therefor;

8 (3) To publish tourist promotional material such as brochures and booklets;

9 (4) To promote tourism in Missouri by articles and advertisements in magazines,
10 newspapers, radio, television and travel publications and by establishing promotional
11 exhibitions at travel shows and similar exhibitions;

12 (5) To establish and maintain travel offices at major points of entry to the state;

13 (6) To accept any grant of funds made to it for the promotion of tourism in Missouri;

14 (7) To do such other acts as shall, in the judgment of the division, be necessary and
15 proper in carrying out the purposes of sections ~~[620.450 to 620.465]~~ **26.700 to 26.725**.

~~[620.466.]~~ **26.725.** 1. As used in this section, the following terms mean:

2 (1) "Director", the director of the division of tourism;

3 (2) "Fund", the tourism marketing fund created by this section;

4 (3) "Marketing", the sale, gift, or other transfer of special items or other items, all of
5 which shall be made in the United States of America, in accordance with the provisions of
6 this section;

7 (4) "Person", any individual, corporation, partnership, firm, association, public or
8 private agency, or other organization;

9 (5) "Promotion", the planning and conducting of information and advertising
10 campaigns;

11 (6) "Special item", an item or work containing a logo, design, trademark, patentable
12 material, or copyrightable material owned by the state of Missouri or any agency
13 instrumentality, or public officer thereof, and which item or work relates in any way to
14 any of the powers, duties, or functions of the director of the division of tourism;

15 (7) "Trademark", any trademark granted by either the United States or any state
16 thereof.

17 2. There is hereby established a special trust fund to be known as the "Tourism
18 Marketing Fund". The provisions of section 33.080 requiring the transfer of unexpended
19 balances to the general revenue fund at the end of each biennium shall not apply to the
20 moneys in the tourism marketing fund; except that, if at the end of any biennium the fund
21 balance exceeds one and one-half times the amount expended pursuant to appropriations from
22 the fund in the previous fiscal year, the amount of such excess shall be transferred to the
23 general revenue fund. The director shall have administrative control of the tourism marketing
24 fund, and all moneys in the fund shall be used exclusively for the purposes of sections
25 ~~[620.450 to 620.465]~~ **26.700 to 26.725**. The state treasurer shall invest moneys of the tourism
26 marketing fund which are not needed to meet current obligations in the same manner as other
27 state funds may be invested by him. All yield, interest, income, increment, and gain received
28 from the investment of moneys of the tourism marketing fund shall be credited to the tourism
29 marketing fund. If the tourism marketing fund is ever abolished, all moneys in the fund on
30 the effective date of its abolition shall by appropriation be transferred to the general revenue
31 fund of the state.

32 3. The tourism commission or the tourism commissions' designee may:

33 (1) Market special items in any manner consistent with the goal of the promotion of
34 tourism, with the receipts to be deposited in the fund;

35 (2) Receive and accept, to be deposited in the fund, grants, gifts, and contributions
36 from any and all public and private sources whatsoever, in addition to money received from
37 the marketing of special items or other items in accordance with this section;

38 (3) Subject to approval by the commission and through the normal appropriation
39 process, employ personnel as necessary for the marketing of special items and other items, as
40 well as for the efficient administration of this section;

41 (4) Grant exclusive or nonexclusive licenses to any person with respect to the
42 performance of any marketing duties or powers under this section;

43 (5) Make and execute contracts and all other instruments necessary or convenient for
44 the performance of his duties and the exercise of his powers and functions under this section.
45 In addition, appropriate contracts shall be executed that will allow computerization of
46 attractions and tourism related activities in state information centers;

47 (6) Use the money in the fund for marketing special items or other items in
48 accordance with this section for the promotion and development of tourism in the state and
49 for the administration of sections ~~[620.450 to 620.465]~~ **26.700 to 26.725**;

50 (7) Begin marketing special items together with other items on or within land or
51 facilities owned or leased by the state, with the cooperation of the state agency, board, or
52 commission in control of the land or facilities.

53 4. No person may market special items without the written consent of the director,
54 and the director may require royalty payments from such a person prior to giving his consent.
55 Money from all royalty payments shall be deposited in the fund.

56 5. The director and every agency, board, and commission of the state are exempt from
57 all taxes imposed by the state, arising out of the marketing of special items and other items in
58 accordance with this section. However, this section does not exempt any other person from
59 any applicable tax on his income or business insofar as that person is involved in the
60 marketing of special items or other items in accordance with this section.

**186.045. The powers, duties, and functions of the humanities council are hereby
2 transferred by type II transfer to the office of the lieutenant governor.**

253.010. As used in this chapter, the following words shall mean:

2 (1) [~~"Department", the department of natural resources;~~

3 ~~(2)~~ "Land", upland, land under water, the water itself and every estate, interest and
4 right, legal or equitable in land or water;

5 ~~[(3)]~~ (2) "Park", any land, site or object primarily of recreational value or of cultural
6 value because of its scenic, historic, prehistoric, archeologic, scientific, or other distinctive
7 characteristics or natural features;

8 ~~[(4)]~~ (3) "Parkway", an elongated area of parkland, usually contiguous to a pleasure
9 driveway and often containing recreational areas.

253.022. The ~~[department of natural resources]~~ **office of the lieutenant governor** is
2 authorized to administer the National Historic Preservation Act of 1966, Public Law 89-665.

253.024. 1. On or before Wednesday after the first Monday in January of each year in
2 which the ~~[department of natural resources]~~ **office of the lieutenant governor** desires to
3 receive and expend moneys received from the federal government in the next state fiscal year
4 they shall submit to the senate appropriations committee, to the house appropriations
5 committee, and to the oversight division of the committee on legislative research plans for the
6 expenditure of such funds. In addition to other information which may be required by the
7 chairman of the committees, each plan shall contain at least but not be limited to the
8 following:

9 (1) Amount of federal funds required;

10 (2) Amount of state funds required, either directly or indirectly;

11 (3) The federal program number and its expected duration;

12 (4) The number of all new or additional employees required to administer the
13 program, their salaries and the source of the revenue to maintain their salaries;

14 (5) Schedule, both chronological and fiscal, of the expenditures of all funds involved
15 in the program;

16 (6) Specific details as to the objective of the program for the next fiscal year; and

- 17 (7) The projected completion date of the program.
- 18 2. A detailed performance report of each federally funded program shall be submitted
- 19 quarterly to the committees after the start of the next fiscal year.
- 20 3. The ~~[department of natural resources may]~~ **office of the lieutenant governor shall**
- 21 not add additional federal programs to or expand current federally funded programs above a
- 22 level specified in plans theretofore approved by the legislature.
- 23 4. Programs which are to be continued for a period of more than one fiscal year shall
- 24 be submitted to the legislature for approval or rejection.
- 25 5. Nothing in this section and section 253.022 shall be construed to apply to federal
- 26 funds no part of which will be retained by the ~~[department of natural resources]~~ **office of the**
- 27 **lieutenant governor.**

- 253.035. 1. The ~~[director of the department of natural resources]~~ **division of tourism**
- 2 may make and promulgate all reasonable rules and regulations necessary for the proper
- 3 maintenance, improvement, acquisition and preservation of all state parks.
- 4 2. The rules and regulations of the ~~[director]~~ **division** not relating to its organization
- 5 and internal management shall become effective not less than ten days after being filed with
- 6 the secretary of state, as provided in chapter 536. No rule or portion of a rule promulgated
- 7 under the authority of this chapter shall become effective unless it has been promulgated
- 8 pursuant to the provisions of section 536.024.
- 9 3. Any person who shall violate a rule issued pursuant to subsection 2 of this section
- 10 pertaining to the conduct of park visitors or the use by the public of park facilities shall be
- 11 subject to removal from a state park and shall be subject to other punishment as otherwise
- 12 provided by law.

- 253.040. 1. The ~~[department of natural resources]~~ **office of the lieutenant governor**
- 2 is hereby authorized to accept or acquire by purchase, lease, donation, agreement or eminent
- 3 domain, any lands, or rights in lands, sites, objects or facilities which in its opinion should be
- 4 held, preserved, improved and maintained for park or parkway purposes. The ~~[department of~~
- 5 ~~natural resources]~~ **office of the lieutenant governor** is authorized to improve, maintain,
- 6 operate and regulate any such lands, sites, objects or facilities when such action would
- 7 promote the park program and the general welfare. The ~~[department of natural resources]~~
- 8 **office of the lieutenant governor** is further authorized to accept gifts, bequests or
- 9 contributions of money or other real or personal property to be expended for any of the
- 10 purposes of sections 253.010 to 253.100; except that any contributions of money to the
- 11 ~~[department of natural resources]~~ **office of the lieutenant governor** shall be deposited with
- 12 the state treasurer to the credit of the state park earnings fund and expended upon
- 13 authorization of the ~~[department of natural resources]~~ **office of the lieutenant governor** for
- 14 the purposes of sections 253.010 to 253.100 and for no other purposes.

15 2. In the event the right of eminent domain be exercised, it shall be exercised in the
16 same manner as now or hereafter provided for the exercise of eminent domain by the state
17 highways and transportation commission.

 253.043. The ~~[department]~~ **office of the lieutenant governor** is authorized to convey
2 up to five acres of land as part of a land trade with adjacent property owners to resolve park
3 boundary conflicts, so long as the ~~[department]~~ **office of the lieutenant governor** receives
4 land of equal or greater fair market value in exchange.

 253.045. The ~~[department of natural resources]~~ **office of the lieutenant governor** is
2 hereby authorized to suitably mark every grave of a former governor of this state, and to
3 maintain every grave of a former governor, within this state, which is not within a perpetual
4 care cemetery.

 253.048. 1. Within the state parks, the ~~[department]~~ **office of the lieutenant**
2 **governor** shall accompany the display of the flag of the United States and the flag of this
3 state with the display of the MIA/POW flag, which is designed to commemorate the service
4 and sacrifice of members of the Armed Forces of the United States who were prisoners of war
5 or missing in action and with the display of the Honor and Remember flag as an official
6 recognition and in honor of fallen members of the Armed Forces of the United States.

7 2. If a state park does not possess a POW/MIA flag, the ~~[department]~~ **office of the**
8 **lieutenant governor** shall reach out to local veterans' organizations to obtain a donated flag.

9 3. If the state park is unable to obtain a donated flag or if displaying the flag on the
10 existing flagpole would in any circumstance be inconsistent with the provisions of the state of
11 Missouri policy for display of national and state flags, the state park shall be exempt from this
12 section.

 253.060. The ~~[director of the department]~~ **lieutenant governor** shall employ a
2 director of state parks and such other officers and employees as may be necessary. The
3 director of state parks shall be selected solely upon the basis of proven executive ability and
4 training and skill in parks and recreational matters, and the ~~[department director]~~ **lieutenant**
5 **governor** shall determine the qualifications and compensation of the director of parks and
6 other employees and shall prescribe their duties.

 253.065. 1. Each park ranger employed by the ~~[director of the department of natural~~
2 ~~resources]~~ **lieutenant governor** and such other employees as may be designated by the
3 ~~[director]~~ **lieutenant governor** shall be certified by the director of the department of public
4 safety, as provided in chapter 590. Each such person shall take and subscribe an oath of office
5 to perform his duties faithfully and impartially and shall be given a certificate of commission
6 as a peace officer for state parks. The commission shall grant him the same powers as other
7 peace officers to maintain order, preserve the peace and make arrests for violations of law on

8 all land under the jurisdiction and control of the director and on all state and county highways
9 within the boundaries of state parks.

10 2. Each park ranger shall have the authority to have abandoned vehicles or watercraft
11 removed from state and county roads within state parks and from all land and water owned,
12 leased or under the supervision of the ~~[department of natural resources]~~ **office of the**
13 **lieutenant governor**, if the vehicle has been left unattended on the land or in the water, on the
14 roadway or right-of-way for a period of forty-eight hours. If the vehicle is creating a safety or
15 health hazard, it may be removed as soon as is practical. The procedure contained in section
16 304.155 shall be observed for reporting the storage location, notification of the owner and
17 disposal of the vehicle or watercraft.

253.067. 1. The division of state parks within the ~~[department of natural resources]~~
2 **office of the lieutenant governor** is authorized to develop, recruit, train and accept the
3 services of volunteers, which services shall supplement the programs administered by the
4 ~~[department or]~~ division.

5 2. Volunteers recruited, trained or accepted by the division shall comply with
6 applicable rules and policies of the ~~[department and the]~~ division.

7 3. The division shall:

8 (1) Provide necessary staff for the management and development of volunteer
9 programs;

10 (2) Develop opportunities for citizen involvement in division-administered programs;

11 (3) Develop and provide to all volunteers written rules governing the job descriptions,
12 recruitment, screening, training, responsibility, use and supervision of volunteers;

13 (4) Educate volunteers regarding their duties and responsibilities;

14 (5) Provide a receptive environment for citizen involvement; and

15 (6) Provide for the recognition of volunteers who have offered exceptional service to
16 the division.

17 4. Volunteers shall be deemed unpaid employees and shall be accorded the protection
18 of legal expense fund and liability provisions.

19 5. Reimbursement for transportation and other necessary expenses may be furnished
20 to those volunteers whose presence on special assignment is determined to be necessary by
21 the division. Such expenses shall be reimbursed from the regular appropriations of the
22 division. Volunteers may use state vehicles in the performance of division-related duties,
23 subject to those rules and regulations governing use of state vehicles by paid staff.

24 6. As used in this section, "volunteer" shall mean any person who, of his own free
25 will, performs any assigned duties for the division with no monetary or material
26 compensation.

27 7. Any person serving as a volunteer may be terminated from service in that capacity
28 by the director of the division.

 253.070. The ~~[department of natural resources]~~ **office of the lieutenant governor**
2 may make such expenditures, or may authorize the ~~[director]~~ **division of state parks** to make
3 such expenditures, as are necessary to perform the duties imposed upon it by law.
4 Expenditures by the ~~[department of natural resources]~~ **division of state parks** shall be
5 allowed and paid out of funds appropriated for such purposes in the manner provided by law.

 253.080. 1. The ~~[director of the department of natural resources]~~ **lieutenant**
2 **governor** may construct, establish and operate suitable public services, privileges,
3 conveniences and facilities on any land, site or object under the ~~[department's]~~ **lieutenant**
4 **governor's** jurisdiction and control, and may charge and collect reasonable fees for the use of
5 the same. The ~~[director]~~ **lieutenant governor** may charge reasonable fees for supplying
6 services on state park areas. Any facilities so constructed under this provision shall only be
7 done by appropriated funds unless the ~~[director]~~ **lieutenant governor** has entered into an
8 agreement with a donor to provide nonstate funds as support funding for the project.

9 2. The ~~[director]~~ **lieutenant governor** may award by contract to any suitable person,
10 persons, corporation or association the right to construct, establish and operate public
11 services, privileges, conveniences and facilities on any land, site or object under the
12 ~~[department's]~~ **lieutenant governor's** control for a period not to exceed twenty-five years
13 with a renewal option, and may supervise and regulate any and all charges and fees of
14 operations by private enterprise for supplying services and operating facilities on state park
15 areas.

16 3. All contracts awarded under this section shall be entered into upon the basis of
17 competitive sealed bids. A sworn financial statement shall accompany each bid, and all
18 contracts shall be let by the director after public notice of the time of the letting. All bids
19 submitted prior to the bid closing shall be considered. For concession contracts with expected
20 annual gross receipts of twenty-five thousand dollars or more, advertisements for bids in daily
21 or weekly newspapers shall be made by the director. The ~~[director]~~ **lieutenant governor**
22 shall accept the bid most favorable to the state from a responsible and reputable person but
23 may, for good cause, reject any bid. The ~~[director]~~ **lieutenant governor** shall give preference
24 to all firms, corporations, or individuals doing business as Missouri firms, corporations, or
25 individuals, whenever competing bids, in their entirety, are comparable.

26 4. The ~~[director]~~ **lieutenant governor** shall not enter into a contract or a renewal for a
27 contract as provided in subsection 2 of this section for a period in excess of ten years unless
28 the ~~[director]~~ **lieutenant governor** determines that the extended contract period is necessary
29 to allow the contractor to make substantial capital or other improvements to the site subject to

30 the contract and such improvements are of sufficient value to the state to necessitate the
31 longer contract term.

32 5. A good and sufficient bond conditioned upon the faithful performance of the
33 contract and compliance with this law shall be required of all contractors, except that if the
34 contractor states he or she is unable to provide a bond, the contractor shall place a cash
35 reserve in an escrow account in an amount proportional to the volume of the contractor's
36 business on the lands controlled by the ~~[department of natural resources]~~ **office of the**
37 **lieutenant governor**.

38 6. Any person who contracts under this section with the state shall keep true and
39 accurate records of his or her receipts and disbursements arising out of the performance of the
40 contract and shall permit the ~~[department of natural resources]~~ **office of the lieutenant**
41 **governor** to audit them. The ~~[department of natural resources]~~ **office of the lieutenant**
42 **governor** shall audit the receipts and disbursement of each concession contract once every
43 two years and upon the expiration of the concession contract. For the purpose of subsection 5
44 of this section and this subsection, no contract shall be deemed to extend to operations or
45 management in more than one state park unless the ~~[director]~~ **lieutenant governor** has
46 determined such extension to be in the best interest of the state based on an assessment of the
47 needs of the state park system or the financial and operational history of the facility.

48 7. No person shall be permitted to offer or advertise merchandise or other goods for
49 sale or rental, or to maintain any concession, or use any park facilities, buildings, trails, roads
50 or other state park property for commercial use except by written permission or concession
51 contract with the ~~[department of natural resources]~~ **office of the lieutenant governor**; except
52 that, the provisions of this subsection shall not apply to the normal and customary use of
53 public roads by commercial and noncommercial organizations for the purpose of transporting
54 persons or vehicles, including, but not limited to, canoes.

55 8. The ~~[director]~~ **lieutenant governor**, upon request, may authorize a private person,
56 corporation, or other entity to provide services to visitors to any lands, sites, or objects under
57 the ~~[department's]~~ **lieutenant governor's** control for a term not to exceed two years, through
58 a commercial use permit, without soliciting competitive sealed bids. A commercial use
59 permit shall not be considered to be a concession contract under this section, and no other
60 subsection of this section shall be applicable to a commercial use permit except where
61 expressly stated. Any commercial use permit shall be subject to terms and conditions
62 established by the director and shall be limited to commercial operations with annual gross
63 receipts of not more than one hundred thousand dollars resulting from services originating
64 and provided solely within a state park or historic site pursuant to the commercial use permit,
65 and which involve only incidental use of state park or historic site facility space or resources.

253.082. 1. Upon a request from the ~~[director of the department of natural resources]~~
2 **lieutenant governor**, the commissioner of administration shall draw a warrant payable to the
3 facility head of each of the state parks and historic sites in an amount to be specified by the
4 ~~[director of the department of natural resources]~~ **lieutenant governor**, but such amount shall
5 not exceed the sum of one thousand five hundred dollars for each such facility. The sum so
6 specified shall be placed in the hands of the facility head as a revolving fund to be used in the
7 payment of the incidental expenses of the facility for which he has been appointed and for the
8 refund of fees paid by the public. All expenditures shall be made in accordance with rules
9 and regulations established by the commissioner of administration.

10 2. Upon a request from the ~~[director of the department of natural resources]~~
11 **lieutenant governor**, the commissioner of administration shall draw a warrant payable to the
12 director of the division of state parks in an amount to be specified by the ~~[director of the~~
13 ~~department of natural resources]~~ **lieutenant governor**, but such amount shall not exceed the
14 sum of five hundred dollars. The sum so specified shall be placed in the hands of the director
15 of state parks as a revolving fund to be used in the cash transactions involving the sale of
16 items made by the division of state parks. All transactions shall be made in accordance with
17 rules and regulations established by the commissioner of administration.

253.090. 1. All revenue derived from privileges, conveniences, contracts or
2 otherwise, all moneys received by gifts, bequests or contributions or from county or
3 municipal sources and all moneys received from the operation of concessions, projects or
4 facilities and from resale items shall be paid into the state treasury to the credit of the "State
5 Park Earnings Fund", which is hereby created. The state treasurer shall invest moneys in the
6 fund in the same manner as other funds are invested. All interest and moneys earned on such
7 investments shall be credited to the fund. In the event any state park or any part thereof is
8 taken under the power of eminent domain by the federal government the moneys paid for the
9 taking shall be deposited in the state park earnings fund. The fund shall be used solely for the
10 payment of the expenditures of the ~~[department of natural resources]~~ **office of the lieutenant**
11 **governor** in the administration of this law, except that in any fiscal year the ~~[department]~~
12 **office of the lieutenant governor** may expend a sum not to exceed fifty percent of the
13 preceding fiscal year's deposits to the state park earnings fund for the purpose of:

- 14 (1) Paying the principal and interest of revenue bonds issued;
15 (2) Providing an interest and sinking fund;
16 (3) Providing a reasonable reserve fund;
17 (4) Providing a reasonable fund for depreciation; and
18 (5) Paying for feasibility reports necessary for the issuing of revenue bonds.

19 2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys
20 remaining in the fund at the end of the biennium shall not revert to the credit of the general
21 revenue fund.

22 3. A good and sufficient bond conditioned upon the faithful performance of the
23 contract and compliance with this law shall be required of all contractors.

24 4. Any person who contracts pursuant to this section with the state shall keep true and
25 accurate records of his or her receipts and disbursements arising out of the performance of the
26 contract and shall permit the ~~[department of natural resources]~~ **office of the lieutenant**
27 **governor** and the state auditor to audit such records.

253.092. 1. There is hereby created in the state treasury the "Arrow Rock State
2 Historic Site Endowment Fund". The fund shall be administered by the ~~[Missouri department~~
3 ~~of natural resources]~~ **office of the lieutenant governor**. All moneys, funds, or other assets
4 acquired for purposes of this section shall be deposited with the state treasurer to the credit of
5 the fund. All income, interest, rights, or rent earned through the operation of the fund shall
6 also be credited to the fund. All other property, real and personal, acquired through any grant,
7 gift, donation, devise, or bequest specified for the Arrow Rock state historic site endowment
8 fund for purposes stated in this section shall also be deposited in the fund. The original
9 bequest of Bill and Cora Lee Miller made in the amount of twenty-one thousand nine hundred
10 sixty-five dollars and ninety-two cents to the state park earnings fund is hereby transferred
11 into the Arrow Rock state historic site endowment fund.

12 2. The Arrow Rock state historic site endowment fund shall be used for the
13 enhancement of Arrow Rock state historic site's public interpretive programs, and may be
14 used by the ~~[Missouri department of natural resources]~~ **office of the lieutenant governor** for
15 the preparation of museum exhibits, acquisition of artifacts, publication of information,
16 payment of fees for exhibits or lectures, or other similar interpretive needs at Arrow Rock
17 state historic site and for no other purpose.

18 3. The state treasurer shall be the custodian of all moneys, bonds, securities, or
19 interests and rights therein deposited in the state treasury to the credit of the Arrow Rock state
20 historic site endowment fund and shall invest the moneys in the fund in a manner as provided
21 by law.

22 4. Until January 1, 2100, the ~~[Missouri department of natural resources]~~ **office of the**
23 **lieutenant governor** may annually expend an amount equal to one-half of the interest earned
24 by the Arrow Rock state historic site endowment fund in the immediately preceding fiscal
25 year for the purposes stated in this section. Beginning January 1, 2100, and thereafter the
26 ~~[Missouri department of natural resources]~~ **office of the lieutenant governor** may annually
27 expend an amount equal to the interest earned by the Arrow Rock state historic site

28 endowment fund in the immediately preceding fiscal year, for the purposes stated in this
29 section.

30 5. Funds from the Arrow Rock state historic site endowment fund shall be expended
31 only upon appropriation by the general assembly. Notwithstanding the provisions of section
32 33.080 to the contrary, funds appropriated, but not expended by the end of the fiscal year,
33 shall revert to the Arrow Rock state historic site endowment fund.

253.095. In order to further the interpretive or educational functions of Missouri state
2 parks, the ~~[director of the Missouri department of natural resources]~~ **lieutenant governor** is
3 authorized to enter into agreements with private, not-for-profit organizations that are
4 organized to provide cooperative, interpretive, facility enhancement or educational services to
5 any Missouri state park. The ~~[director]~~ **lieutenant governor** may provide state park facility
6 space and incidental staff support to such an organization under a cooperative agreement,
7 which reimburses the ~~[department]~~ **office of the lieutenant governor** for the actual costs of
8 such space and incidental staff support and clearly demonstrates the fiscal, interpretive,
9 educational, and facility enhancement benefits to the state. Net proceeds received from the
10 sale of publications or other materials and services provided by an organization pursuant to
11 such an agreement entered into under this section shall be retained by the organization for use
12 in the interpretive or educational services provided in state parks.

253.100. No timber in any state park shall be cut and removed from such state park,
2 sold, or converted into lumber or building material, except upon the express order of ~~the~~
3 ~~department of natural resources, duly entered upon the minutes of the department of natural~~
4 ~~resources]~~ **the lieutenant governor**.

253.110. All parts of the following described land situated in Lafayette County, of
2 Missouri, selected and dedicated by the board of trustees of the Confederate Soldiers' Home
3 under an act of the general assembly appearing at Laws 1925, page 136, approved May 2,
4 1925, to wit: Beginning 2.00 chains east of the S.W. corner of the east 1/2 of S.W. 1/4 of Sec.
5 25 T50 R26; thence north 47 degrees east 20.00 chains to a stake; thence north 35 1/2 degrees
6 west 3.97 chains to a stake; thence north 50 1/2 degrees east 4.84 chains to a post; thence
7 north 39 1/2 degrees west 1.54 chains to a stake; thence north 50 1/2 degrees east 3.84 chains
8 to an iron post; thence north 35 degrees west 2.15 chains to the south line of the public road;
9 thence north 54 1/2 degrees east along the south line of said road 15.03 chains to a concrete
10 post on the west line of the public road, running south 34 degrees east; thence south 34
11 degrees east along the west line of said road 41.03 chains to the south line of Confederate
12 home land; thence west on said last named line 52.85 chains to the beginning, are set apart as
13 a permanent memorial park to the valor of the soldiers who served the Confederacy in the
14 War between the States. The land is under the control, maintenance and administration of the

15 ~~[department of natural resources]~~ **office of the lieutenant governor** and is designated "The
16 Confederate Memorial Park".

253.120. The endowment fund authorized by section 2, Laws of Missouri 1925, page
2 136, shall be maintained by the ~~[department of natural resources]~~ **office of the lieutenant**
3 **governor** as a permanent endowment for the maintenance of the Confederate Memorial Park.
4 The ~~[department of natural resources]~~ **office of the lieutenant governor** may accept gifts,
5 donations, or bequests for the maintenance of the memorial park and for the endowment fund
6 until the fund reaches the sum of seventy-five thousand dollars. The ~~[department of natural~~
7 ~~resources]~~ **office of the lieutenant governor** may sell, convey or otherwise convert into
8 money any property received and shall invest all moneys of the endowment fund and use the
9 income therefrom for the maintenance of the park, but the principal shall remain intact as a
10 permanent endowment fund.

253.130. The portrait of Mark Twain, and the case in which the portrait is now
2 enclosed and located in the north inner corridor of the third, or legislative, floor of the state
3 capitol, is ordered transferred and installed in the Mark Twain shrine in Mark Twain State
4 Park, wherein the portrait shall be located in perpetuity in the custody and under the
5 protection of the ~~[department of natural resources]~~ **office of the lieutenant governor**.

253.140. The ~~[department of natural resources]~~ **office of the lieutenant governor**
2 shall repair and maintain as state historical sites all covered wooden bridges which are
3 acquired through any grant, gift, donation, devise, or bequest to or for the use of the state of
4 Missouri.

253.147. The ~~[department of natural resources]~~ **office of the lieutenant governor**
2 shall submit a report to the general assembly on or before January 1, 2019, and annually
3 thereafter, regarding maintenance, repair, and construction at state parks and historic sites.
4 The report shall include the following:

5 (1) The total cost of all maintenance, repair, and construction projects completed in
6 the prior fiscal year;

7 (2) For each project for which the total cost exceeded the state competitive bid
8 minimum referenced in section 34.040, a list of all such projects, the total cost of all such
9 projects, and the amount and source of funding for each such project;

10 (3) For each project for which the total cost was less than the state competitive bid
11 minimum referenced in section 34.040, the total cost of all such projects and aggregate total
12 costs by category;

13 (4) A list of planned maintenance, repair, and construction projects the ~~[department]~~
14 **lieutenant governor** expects will exceed the state competitive bid minimum referenced in
15 section 34.040 for the upcoming fiscal year;

16 (5) The current status of each project that was planned but not completed in the
17 previous fiscal year;

18 (6) The amount of revenue generated by, and the operating expenditures of, each state
19 park and historic site averaged over the two previous fiscal years; and

20 (7) The total amount of revenue generated by all state parks and historic sites
21 averaged over the two previous fiscal years.

253.150. As used in sections 253.150 to 253.170 the following terms shall have,
2 unless the context clearly indicates otherwise, the following meanings:

3 (1) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks,
4 except farm tractors;

5 (2) "Park thoroughfares", any state park road, intended for use by the general public
6 and designated as such by the ~~[department of natural resources]~~ **office of the lieutenant**
7 **governor**.

253.155. No motor vehicle shall be operated within the boundaries of any state park
2 except upon park thoroughfares or in areas especially designated by the ~~[department of~~
3 ~~natural resources]~~ **office of the lieutenant governor**. This section shall not apply to
4 authorized park maintenance or emergency vehicles.

253.175. All fencing coinciding with the boundary between individual landowner
2 property and the portion of the historic Missouri Rock Island Railroad corridor owned, leased,
3 or operated by the division of state parks shall be maintained by the division of state parks
4 within the ~~[department of natural resources]~~ **office of the lieutenant governor**, with funds
5 expended from the state park earnings fund created under section 253.090 for such purposes,
6 by either repairing and maintaining such fence by and with staff employed by the
7 ~~[department]~~ **division** or the service of volunteers authorized under section 253.067, by
8 contracting with a third party, or by providing all necessary supplies and equipment needed to
9 an individual landowner or landowners whose property coincides with the boundary of the
10 corridor and who agree to perform the repair or maintenance with such supplies and
11 equipment provided. Nothing in this section shall be construed to require any individual
12 landowner or landowners to locate a fence on his or her own property. For purposes of this
13 section, "fence" shall mean the same as described in section 272.020.

253.177. 1. There is hereby created in the state treasury the "Rock Island Trail State
2 Park Endowment Fund". The fund shall be administered by the ~~[department of natural~~
3 ~~resources]~~ **office of the lieutenant governor**. Any grant, gift, donation, devise, or bequest of
4 moneys, funds, real or personal property, or other assets to the ~~[department of natural~~
5 ~~resources]~~ **office of the lieutenant governor** for the operation, maintenance, development, or
6 security of any portion of the former Chicago, Rock Island, and Pacific Railroad corridor
7 located east of milepost 215.325 shall be deposited with the state treasurer to the credit of the

8 fund. All income, interest, rights, or rent earned through the operation of the fund shall also
9 be credited to the fund.

10 2. The Rock Island Trail State Park endowment fund shall be used by the ~~[department~~
11 ~~of natural resources]~~ **office of the lieutenant governor** for the purpose of operating,
12 maintaining, developing, and securing any portion of the former Chicago, Rock Island, and
13 Pacific Railroad corridor located east of milepost 215.325 that is owned, leased, or operated
14 by the ~~[department of natural resources]~~ **office of the lieutenant governor** and for no other
15 purpose. Any funds previously deposited into the state park earnings fund created in section
16 253.090 for such purpose are hereby transferred into the Rock Island Trail State Park
17 endowment fund.

18 3. The state treasurer shall be the custodian of all moneys, bonds, securities, interests,
19 and rights therein deposited in the state treasury to the credit of the Rock Island Trail State
20 Park endowment fund and shall invest the moneys in the fund in a manner as provided by law.

21 4. Funds from the Rock Island Trail State Park endowment fund shall be expended,
22 refunded, or transferred only upon appropriation by the general assembly. Notwithstanding
23 the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end
24 of the biennium shall not revert to the credit of the general revenue fund.

25 5. If the United States Surface Transportation Board vacates the Notice of Interim
26 Trail Use (NITU) issued in a decision served on February 26, 2015, in docket number AB-
27 1068 (Sub-No. 3X), any moneys in the fund may be refunded to the individuals or entities
28 that have made contributions to the fund or may be transferred to a new trail sponsor or other
29 entity that has accepted responsibility for management of any portion of the former Chicago,
30 Rock Island, and Pacific Railroad corridor located east of milepost 215.325 as a public
31 recreational trail under a new NITU subject to the National Trails System Act, 16 U.S.C.
32 Section 1241, et seq.

253.185. 1. Except for the provisions of subsection 2 of this section, domestic
2 household animals shall not be allowed in any state park unless restrained by a leash not
3 longer than ten feet held by some person or firmly affixed to some stationary object so as to
4 prevent the animal from ranging at large. No domestic household or other animal shall be
5 allowed inside any state park building under the control of either the ~~[department of natural~~
6 ~~resources]~~ **office of the lieutenant governor** or a concessionaire licensed by the ~~[department~~
7 ~~of natural resources]~~ **office of the lieutenant governor** unless permission is granted by the
8 ~~[department of natural resources]~~ **office of the lieutenant governor**.

9 2. The ~~[department of natural resources]~~ **office of the lieutenant governor** may
10 designate a specified area within any state park to serve as a dog park or an off-leash area for
11 domestic household animals.

253.195. Fireworks, as defined in section 320.110, of any type are prohibited within
2 the boundaries of any state park except upon the written permission granted by the
3 ~~[department of natural resources]~~ **office of the lieutenant governor**.

253.200. No person shall pursue, catch, kill or take any wildlife, as defined in section
2 252.020, in any manner, or in any quantity or at any time or place within the boundaries of
3 any state park, except by written provisions issued by the ~~[department of natural resources]~~
4 **office of the lieutenant governor** and in conformity with the published rules and regulations
5 of the Missouri department of conservation.

253.220. 1. The ~~[department of natural resources]~~ **office of the lieutenant governor**
2 is authorized to acquire, construct, erect, equip, furnish, operate, control, manage and regulate
3 a project as in the judgment of the ~~[department of natural resources]~~ **office of the lieutenant**
4 **governor** may be necessary, advisable, and suitable for the use and improvement of the state's
5 parks and their facilities.
6 2. The ~~[department of natural resources]~~ **office of the lieutenant governor** has the
7 power to use real property, now or hereafter belonging to the state for park purposes, as a site
8 for a project or to acquire by purchase, lease, gift or otherwise such real or personal property
9 as in the judgment of the ~~[department of natural resources]~~ **office of the lieutenant governor**
10 shall be necessary, advisable, and suitable for the project, except that real property acquired as
11 a site for a project shall be contiguous to and become a part of a state park.

253.225. Beginning on December 3, 2026, the office of the lieutenant governor
2 **shall assume all duties, responsibilities, and benefits of the department of natural**
3 **resources under sections 253.230 to 253.280.**

253.290. The ~~[director of the department of natural resources]~~ **lieutenant governor**
2 may grant leases for the development, construction, maintenance and operation of resort and
3 related facilities on federal reservoir lands purchased, leased, or licensed by the state from the
4 federal government for a period of not to exceed fifty years. The consideration for the lease
5 shall be based upon a specified annual rental for each acre plus a percentage of the gross
6 business done on the land.

253.300. All leases granted under sections 253.290 to 253.320 shall be entered into
2 only upon the basis of competitive sealed bids. A sworn financial statement shall accompany
3 each bid, and all contracts shall be let by the ~~[director of the department of natural resources]~~
4 **lieutenant governor** at a regular meeting after public notice of the time of such letting. All
5 bids submitted prior to the opening of the meeting shall be considered. Such advertisements
6 for bids shall be made in daily or weekly newspapers of general circulation for three
7 consecutive weeks as necessary to give notice by the ~~[director]~~ **lieutenant governor**. The
8 ~~[director]~~ **lieutenant governor** shall accept the bid most favorable to the state from a
9 responsible and reputable person but may, for good cause, reject any bid.

253.320. Any lease granted under the provisions of sections 253.290 to 253.320 shall
2 be conditioned as follows and also contain such provisions as the attorney general may
3 prescribe:

4 (1) The ~~[director of the department of natural resources]~~ **lieutenant governor** shall
5 retain the right to enter upon the lands at all times;

6 (2) The ~~[director]~~ **lieutenant governor** shall control the style of architecture used in
7 construction on the lands, and the quality of materials used in said construction shall be
8 approved by the director of the division of facilities management, design, and construction for
9 the state of Missouri, and may control all fees and prices charged to the public as may be
10 required by the ~~[director]~~ **lieutenant governor**;

11 (3) The ~~[director]~~ **lieutenant governor** shall inspect and audit the books and records
12 of the lessee at least once every two years;

13 (4) The lessee shall provide such care, maintenance, repair, conservation and
14 improvement of the lands and shall render such services to the public as may be required by
15 the ~~[director]~~ **lieutenant governor**;

16 (5) The lessee shall keep true and accurate records of his or her receipts and
17 disbursements arising out of the operation of facilities upon the leased lands and shall permit
18 the ~~[director]~~ **lieutenant governor** to inspect and audit them at all reasonable times;

19 (6) Nothing in sections 253.290 to 253.320 shall be construed as denying the lessees
20 the right to execute mortgages and other evidences of interest in or indebtedness upon their
21 leasehold interest or properties thereon for the purpose of installing, enlarging or improving
22 plant and equipment and extending facilities for the accommodation of the public within said
23 state park; provided, however, that no such mortgage or other encumbrance shall be valid
24 unless authorized and approved by the written order of the ~~[director]~~ **lieutenant governor**;
25 and further provided that the period for payment of such mortgage or indebtedness shall not
26 extend beyond the lease period, and that no obligation or indebtedness shall incur to the state.

253.350. 1. All personal and real property bequeathed or devised to the state of
2 Missouri for the benefit of the Doctor Edmund A. Babler Memorial State Park under the will
3 of Jacob L. Babler and all other personal and real property acquired through any grant, gift,
4 donation, devise, or bequest to or for the use of the state of Missouri for such purpose shall be
5 a permanent endowment fund to be used solely for the maintenance, beautification and further
6 development or enlargement of the Doctor Edmund A. Babler Memorial State Park in St.
7 Louis County as provided in section 253.350.

8 2. All real property and interests in land acquired as provided in this section shall be
9 taken in the name of the ~~[Missouri department of natural resources]~~ **office of the lieutenant**
10 **governor**. The ~~[department of natural resources]~~ **office of the lieutenant governor** shall

11 have the power to convey such lands or interests therein and the proceeds of such sale shall be
12 deposited to the credit of the fund established in section 253.360.

253.360. 1. There is hereby created the "Doctor Edmund A. Babler Memorial State
2 Park Fund". All money, funds, and securities acquired as provided in section 253.350 shall be
3 deposited with the state treasurer to the credit of the fund. All income, interest, rights or rent
4 earned through the operation of the fund shall also be credited to the fund.

5 2. The state treasurer shall be the custodian of all money, bonds, securities or interests
6 and rights therein deposited in the state treasury to the credit of the Doctor Edmund A. Babler
7 Memorial State Park fund and he and his sureties are responsible on his official bond for the
8 faithful performance of his duties in the safekeeping of all money or property of the fund as
9 provided in this section and section 253.350 and for the disbursement of such money or
10 property upon warrants drawn by the ~~[Missouri department of natural resources]~~ **office of the**
11 **lieutenant governor**.

12 3. The ~~[Missouri department of natural resources]~~ **office of the lieutenant governor**
13 is authorized to use the income of the fund created by this section for the purposes for which
14 the fund is dedicated and, in addition, may expend annually an amount equal to seven and
15 one-half percent of the corpus of the fund for the same purposes. Such amounts shall be
16 subject to appropriation by the general assembly.

17 4. So far as practicable, the money, bonds, and other securities of the fund shall be
18 kept safely invested so as to earn a reasonable return. The ~~[Missouri department of natural~~
19 ~~resources]~~ **office of the lieutenant governor** shall select such investments as are permitted by
20 the laws of Missouri relating to the investment of the capital, reserve and surplus funds of life
21 insurance companies or casualty insurance companies organized under the laws of Missouri,
22 and the state treasurer shall make such investments or reinvestments as directed by the
23 ~~[department]~~ **office of the lieutenant governor**. The ~~[department]~~ **office of the lieutenant**
24 **governor** may retain the services of and pay a reasonable fee to a professional investment
25 counselor or a trust company to advise it in the selection of such investments.

253.370. 1. Pursuant to the provisions of Section 48 of Article III of the Constitution
2 of the State of Missouri, the department of natural resources is hereby authorized to acquire
3 by purchase, from funds appropriated or otherwise available to that department, the Thomas
4 Hart Benton homestead located at 3616 Belleview, Kansas City, Missouri, for the
5 establishment of a suitable state memorial to Thomas Hart Benton to be operated and
6 maintained by the division of state parks ~~[and recreation of that department]~~ **within the office**
7 **of the lieutenant governor**.

8 2. In acquiring this homestead, which may include both real and personal property,
9 the department may grant a life estate or similar interest therein to Mrs. Benton, but it shall
10 make adequate provisions for the proper care, maintenance and safekeeping of the property to

11 the end that the homestead will truly become a living memorial to this native Missourian as it
12 is used and enjoyed by all the citizens of this state.

13 3. The attorney general shall approve the form of the instrument of conveyance.

253.387. 1. As provided in Article III, Section 48 of the Constitution of Missouri, the
2 department of natural resources is hereby authorized to acquire by purchase, from funds
3 appropriated or otherwise available to the department, or to acquire by gift, if such gift is
4 unencumbered by any lien or mortgage, the Antioch Cemetery, a historic cemetery wherein is
5 interred freed African-American slaves and their descendants, for the purpose of historic
6 preservation and to inform and educate future generations to the contribution and sacrifice of
7 freed African-American slaves and descendants to their country and to preserve for posterity
8 this historic site located at 2300 Antioch Road, Clinton, Missouri, to be operated and
9 maintained by the division of state parks within the ~~[department of natural resources]~~ **office of**
10 **the lieutenant governor**. The cemetery is hereby designated as a state historic site.

11 2. In acquiring this cemetery, which may include both real and personal property, the
12 department shall make adequate provisions for the proper care, maintenance, and safekeeping
13 of the property. The ~~[department]~~ **office of the lieutenant governor** may contract for
14 maintenance of the property.

15 3. The attorney general shall approve the form of the instrument of conveyance.

16 4. Upon acquisition of the property, the department shall allow for burials to continue
17 in the same manner as they had been conducted prior to acquisition until all burial plots have
18 been purchased. The department shall charge no more than one hundred dollars per burial
19 credited to the Antioch cemetery fund established in this section and shall not be liable for
20 any additional costs associated with any burial. The department shall not be responsible for
21 active burials.

22 5. (1) There is hereby created in the state treasury the "Antioch Cemetery Fund",
23 which shall consist of gifts, bequests, and moneys donated or collected under this section.
24 The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and
25 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund
26 and, upon appropriation, moneys in the fund shall be used solely for the administration of this
27 section.

28 (2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys
29 remaining in the fund at the end of the biennium shall not revert to the credit of the general
30 revenue fund.

31 (3) The state treasurer shall invest moneys in the fund in the same manner as other
32 funds are invested. Any interest and moneys earned on such investments shall be credited to
33 the fund.

253.401. As used in sections 253.400 to 253.407, unless the context requires
2 otherwise:

3 (1) [~~"Department" means the department of natural resources;~~

4 (~~2~~] "Fund" means the historic preservation revolving fund;

5 [~~3~~] (2) "Historic property" or "property" means any building, structure, district, area
6 or site that is significant in the history, architecture, archaeology or culture of this state, its
7 communities or this country, which is eligible for nomination to the National Register of
8 Historic Places.

253.402. For the purpose of protecting and preserving the historic properties of this
2 state, there is hereby created a "Historic Preservation Revolving Fund" to be administered by
3 the [~~department of natural resources~~] **office of the lieutenant governor**. All expenses
4 incurred in the acquisition of and all revenues received from the disposition of property as
5 provided in sections 253.400 to 253.407 shall be paid for out of and deposited in the historic
6 preservation revolving fund. Any moneys appropriated and any other moneys made available
7 by gift, grant, bequest, contribution or otherwise to the [~~department~~] **office of the lieutenant**
8 **governor** to carry out the purpose of sections 253.400 to 253.407, and all interest earned on,
9 and income generated from, moneys in the fund shall be paid to, and deposited in, the historic
10 preservation revolving fund.

253.403. 1. From the moneys in the historic preservation revolving fund, upon
2 appropriation by the general assembly, the [~~department of natural resources~~] **office of the**
3 **lieutenant governor** may acquire, preserve, restore, hold, maintain or operate any historic
4 properties, together with such adjacent or associated lands as may be necessary for their
5 protection, preservation, maintenance or operation, or may award grants to preserve, protect,
6 or restore historic county courthouses and historic county courthouse grounds. Acquisition of
7 historic property may include acquiring the fee simple title or any lesser interest therein.
8 Property may be acquired by gift, grant, bequest, devise, lease, purchase or otherwise, but not
9 by condemnation.

10 2. The [~~department of natural resources~~] **office of the lieutenant governor** is
11 authorized to award grants to preserve, protect, or restore historic county courthouses and
12 historic county courthouse grounds in accordance with rules the [~~department~~] **division of**
13 **state parks** shall promulgate. The [~~department of natural resources~~] **office of the lieutenant**
14 **governor** shall administer and act as the fiscal agent for the grant program and shall be
15 responsible for receiving and reviewing grant applications and awarding any grants under this
16 section. Any rule or portion of a rule, as that term is defined in section 536.010, that is
17 created under the authority delegated in this section shall become effective only if it complies
18 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.
19 This section and chapter 536 are nonseverable and if any of the powers vested with the

20 general assembly pursuant to chapter 536 to review, to delay the effective date, or to
21 disapprove and annul a rule are subsequently held unconstitutional, then the grant of
22 rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid
23 and void.

253.404. Any interest in property acquired using the moneys in the historic
2 preservation revolving fund shall be limited to that estate, agency, interest or term deemed by
3 the ~~[department]~~ **office of the lieutenant governor** to be reasonably necessary for the
4 continued protection or preservation of the property. The moneys in this fund may be used to
5 acquire the fee simple title, but where the ~~[department]~~ **office of the lieutenant governor**
6 finds that a lesser interest, including any development right, negative or affirmative easement
7 in gross or appurtenant covenant, lease or other contractual right of or to any real property to
8 be the most practical and economical method of protecting and preserving historical property,
9 the lesser interest may be acquired.

253.405. The ~~[department]~~ **office of the lieutenant governor**, using moneys from
2 this fund, may acquire or, in the case of property on which moneys from this fund have been
3 expended, dispose of the fee or lesser interest to any historic property, including adjacent and
4 associated lands, for the specific purpose of conveying or leasing the property back to its
5 original owner or to any such other person, firm, association, corporation or other
6 organization under such covenants, deed restrictions, lease or other contractual arrangements
7 as will limit the future use of the property in such a way as to insure its preservation. In all
8 cases where property on which money from this fund has been expended is conveyed or
9 leased, it shall be subjected by covenant, or otherwise, to such rights of access, public
10 visitation and other conditions as may be agreed upon between the ~~[department]~~ **office of the**
11 **lieutenant governor** and the grantee or lessee to accomplish the purpose of this section. Any
12 conveyance or lease shall contain a reversion clause providing that, in the event the historic
13 property is not operated, maintained, restored and repaired in accordance with the provisions
14 of this section or in such a way as to insure its preservation, title and control of such property
15 shall immediately revert to and vest in the governor.

253.408. 1. Sections 253.408 to 253.412 shall be known and may be cited as the
2 "State Historic Preservation Act".

3 2. The ~~[director of the department of natural resources]~~ **lieutenant governor** is
4 hereby designated as the state historic preservation officer. The state historic preservation
5 office shall be located in the ~~[department of natural resources]~~ **office of the lieutenant**
6 **governor** and shall be responsible for establishing, implementing, and administering federal
7 and state programs or plans for historic preservation and shall have the following duties
8 including, but not limited to:

- 9 (1) Direct and conduct a comprehensive statewide survey of historic, archaeological,
10 architectural, and cultural properties and maintain inventories of such properties;
- 11 (2) Identify and nominate eligible properties to the National Register of Historic
12 Places and otherwise administer applications for listing historic properties on the national
13 register;
- 14 (3) Prepare and implement a comprehensive statewide historic preservation plan;
- 15 (4) Administer the state program of federal assistance for historic preservation within
16 the state;
- 17 (5) Administer historic preservation fund grants as mandated by the National Historic
18 Preservation Act of 1966, as amended;
- 19 (6) Provide public information, education and training, and technical assistance
20 relating to the federal and state historic preservation programs;
- 21 (7) Cooperate with local governments in the development of local historic
22 preservation programs, and to assist local governments in becoming certified pursuant to
23 the Historic Preservation Act of 1966, as amended;
- 24 (8) Advise and assist federal and state agencies and local governments in carrying out
25 their historic preservation responsibilities;
- 26 (9) Cooperate with the National Advisory Council on Historic Preservation, federal
27 and state agencies, local governments, and organizations and individuals to ensure that
28 historic properties are taken into consideration at all levels of planning and development;
- 29 (10) Administer responsibilities as detailed in sections 194.400 to 194.410;
- 30 (11) Administer the historic preservation revolving fund, as detailed in sections
31 253.400 to 253.407; and
- 32 (12) Cooperate with the department of economic development in administering the
33 main street Missouri act, as detailed in sections 251.470 to 251.485.
- 34 3. (1) There is hereby established and created, within the ~~[department of natural~~
35 ~~resources]~~ **office of the lieutenant governor**, the "Missouri Advisory Council on Historic
36 Preservation" consisting of nine persons, to be appointed by the governor with the advice and
37 consent of the senate, who shall serve without compensation other than expenses incurred.
38 The membership of the council shall be as provided in 36 C.F.R. Part 61.4, as may be
39 amended from time to time, and shall consist of persons having expertise and knowledge in
40 the fields of history, historic and prehistoric archaeology, architectural history, architecture,
41 and economic and community development, as well as nonprofessional members with
42 demonstrated interest in historic preservation. Each member shall serve for a term of two
43 years from the date of appointment and until his or her replacement is duly appointed.

44 (2) The council shall meet at least three times per year and may adopt bylaws to
45 govern its operations which bylaws shall be consistent with all applicable federal rules and
46 regulations.

47 (3) The council shall have all the powers, duties and responsibilities provided by
48 federal law and the rules and regulations for such council including, but not limited to, the
49 following:

50 (a) Reviewing and approving each national register nomination prior to submission to
51 the national register;

52 (b) Reviewing each completed state historic preservation plan as developed by the
53 state historic preservation officer prior to its submission to the Secretary of the United States
54 Department of Interior; and

55 (c) Providing general advice, guidance, and professional recommendations to the
56 state historic preservation officer in conducting the comprehensive statewide survey,
57 preparing the state historic preservation plan, carrying out any grants-in-aid program, and
58 carrying out the other duties and responsibilities of the state historic preservation officer.

253.420. 1. After August 28, 1991, no person, corporation, partnership,
2 proprietorship or organization shall initiate salvage operations, excavation or similar
3 ground disturbing activities of any submerged or embedded abandoned shipwreck in this state
4 which meets the national register of historic places criteria without obtaining a permit from
5 the ~~[department of natural resources]~~ **office of the lieutenant governor** as provided in this
6 section. As used in this section, the term "embedded" means firmly affixed in lands such that
7 the use of excavation tools is required in order to gain access to any part of the shipwreck or
8 its cargo.

9 2. The ~~[department of natural resources]~~ **office of the lieutenant governor** shall not
10 issue a permit under this section unless the applicant submits a detailed plan of the activities
11 regulated by this section to be made by the applicant and such plan is approved by the
12 ~~[department]~~ **office of the lieutenant governor**. The ~~[department]~~ **office of the lieutenant**
13 **governor** is authorized to promulgate appropriate regulations for the administration of this
14 section. All recovery and investigation plans shall meet the current professional standards for
15 such activities, which minimize the risk of loss or damage to the shipwreck or its cargo. An
16 applicant shall be a professional archaeologist, as defined in section 194.400, or shall hire a
17 professional archaeologist as a staff member or consultant to the activities regulated by this
18 section. Upon approval of a permit application, the applicant shall pay a permit fee of one
19 hundred dollars to the director of the department of revenue, who shall deposit all funds
20 received pursuant to this section in the state treasury to the credit of the general revenue fund.
21 The ~~[department of natural resources]~~ **office of the lieutenant governor** shall approve or
22 deny any application for a permit under this section within thirty days of application.

23 3. In the event there is a sale, at least fifty percent of each class, category or type of all
24 artifacts or recovered materials shall be donated or offered for sale at fair market value to
25 public or private museums or to other public institutions in this state. Such museums and
26 institutions shall study, interpret and display such materials or artifacts. To the maximum
27 extent possible, such artifacts shall remain in Missouri.

28 4. Any person, corporation, partnership, proprietorship or organization who violates
29 the provisions of this section shall be guilty of a class A misdemeanor. Upon conviction, all
30 specimens, objects and materials collected or excavated by such person, together with all
31 photographs and records relating to such material, are property of the state. Each day of a
32 continuing violation of subsection 1 of this section shall constitute a separate offense.

33 5. No rule or portion of a rule promulgated under the authority of this section shall
34 become effective unless it has been promulgated pursuant to the provisions of section
35 536.024.

 253.421. 1. As used in section 253.420 and this section, the following words and
2 phrases mean:

3 (1) ~~["Department", the department of natural resources, state historic preservation~~
4 ~~office;~~

5 ~~(2)~~ "Historic shipwreck", artifacts and remains of historic shipwreck sites which are
6 over fifty years in age, including but not limited to a ship's structure and rigging, machinery,
7 hardware, tools, utensils, cargo, personal items of crew passengers, and monetary or treasure
8 trove;

9 ~~[(3)]~~ (2) "Lands beneath navigable waters":

10 (a) All lands within the boundaries of this state which are covered by nontidal waters
11 that are now navigable, or were navigable under the laws of the United States at the time this
12 state became a member of the Union or acquired sovereignty over such lands and waters
13 thereafter, up to the ordinary high water mark as heretofore or hereafter modified by
14 accretion, erosion, river channel shifts, and reliction;

15 (b) All filled in, made, or reclaimed lands which formerly were lands beneath
16 navigable waters;

17 ~~[(4)]~~ (3) "Shipwreck", a vessel or wreck, its cargo, and other contents, reasonably
18 believed to have wrecked or been abandoned at least fifty years prior to any permit
19 application.

20 2. Under the Abandoned Shipwreck Act of 1987, 43 U.S.C. Sections 2101-2106, all
21 historic shipwreck materials and such objects having intrinsic or historical and archaeological
22 value which have been abandoned on lands beneath navigable waters shall belong to the state
23 with jurisdiction thereto vested in the ~~[department]~~ **office of the lieutenant governor** for the
24 purposes of administration and protection. The ~~[department]~~ **office of the lieutenant**

25 **governor** shall have the authority to promulgate rules and regulations for the acceptable
26 visitation, study, and salvage of such historic shipwreck materials.

27 3. Any plan of regulated activities submitted by an applicant under subsection 2 of
28 section 253.420 shall include authorized written permission from any affected landowner
29 allowing access both to and from sites on the property and permitting any ground-disturbing
30 activities on such property.

253.530. The state treasurer shall be the custodian of all moneys, bonds, securities or
2 interests and rights therein deposited in the state treasury to the credit of this fund. All such
3 moneys, bonds, securities or interests and rights therein shall be invested by the state treasurer
4 in the same manner as other state funds are invested. He and his sureties are responsible on
5 his official bond for the faithful performance of his duties in the safekeeping of all money or
6 property of the fund as provided in sections 253.510 and 253.520 for the disbursement of such
7 money or the proceeds from such property by the ~~[Missouri department of natural resources]~~
8 **office of the lieutenant governor**.

253.540. The ~~[Missouri department of natural resources]~~ **office of the lieutenant**
2 **governor** is authorized to use the income of the fund created by section 253.520 for the
3 purposes for which the fund is dedicated and, in addition, may expend annually an amount
4 equal to seven and one-half percent of the corpus of the fund for the same purposes. Such
5 amounts shall be subject to appropriation by the general assembly. If the corpus is reduced to
6 a total of ten thousand dollars or less, then the entire amount may be appropriated for such
7 purposes.

253.550. 1. (1) Any taxpayer incurring costs and expenses for the rehabilitation of
2 eligible property, which is a certified historic structure or structure in a certified historic
3 district, may, subject to the provisions of this section and section 253.559, receive a credit
4 against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to
5 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and
6 expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be
7 limited to, qualified rehabilitation expenditures as defined under Section 47(c)(2)(A) of the
8 Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided
9 the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of
10 the total basis in the property and the rehabilitation meets standards consistent with the
11 standards of the Secretary of the United States Department of the Interior for rehabilitation as
12 determined by the state historic preservation officer of the ~~[Missouri department of natural~~
13 ~~resources]~~ **office of the lieutenant governor**.

14 (2) Any taxpayer incurring costs and expenses for the rehabilitation of eligible
15 property that is in a qualifying county and is a certified historic structure shall, subject to the
16 provisions of this section and section 253.559, receive a credit against the taxes imposed

17 under chapters 143 and 148, excluding withholding tax imposed under sections 143.191 to
18 143.265, on such taxpayer in an amount equal to thirty-five percent of the total costs and
19 expenses of rehabilitation incurred on or after July 1, 2024. Ten percent of the total costs and
20 expenses of rehabilitation upon which the tax credit is based may be incurred for investigation
21 assessments and building stabilization before the taxpayer submits the application for tax
22 credits under sections 253.544 to 253.559. Such total costs and expenses of rehabilitation
23 shall include, but not be limited to, qualified rehabilitation expenditures as defined under 26
24 U.S.C. Section 47(c)(2)(A), as amended, and related regulations, if:

25 (a) Such qualified rehabilitation expenditures exceed fifty percent of the total basis in
26 the property; and

27 (b) The rehabilitation meets the qualified rehabilitation standards of the Secretary of
28 the United States Department of the Interior for rehabilitation of historic structures.

29 (3) State historic rehabilitation standards shall not be more restrictive than the
30 Secretary of the Interior's Standards for Rehabilitation set forth under 36 CFR 67.

31 2. (1) The department shall not approve applications for tax credits for properties not
32 located in a qualified census tract under the provisions of subsections 5 and 11 of section
33 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of
34 tax credits for which approval shall be rescinded under the provisions of section 253.559.
35 The limitations provided under this subsection shall not apply to applications approved under
36 the provisions of subsection 5 of section 253.559 for projects to receive less than two hundred
37 seventy-five thousand dollars in tax credits.

38 (2) For each fiscal year beginning on or after July 1, 2018, the department shall
39 authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits
40 issued under subsections 5 and 11 of section 253.559, provided that such tax credits are
41 authorized solely for projects located in a qualified census tract. Projects that receive
42 preliminary approval that are located within a qualified census tract may receive an
43 authorization of tax credit under either subdivision (1) of this subsection or this subdivision,
44 but such projects shall first be authorized from the tax credit amount in this subdivision before
45 being authorized from the tax credit amount in subdivision (1) of this subsection.

46 (3) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of
47 tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this
48 subsection is authorized, the maximum amount of tax credits allowed under subdivisions (1)
49 and (2) of this subsection shall be adjusted by the percentage increase in the Consumer Price
50 Index for All Urban Consumers, or its successor index, as such index is defined and officially
51 reported by the United States Department of Labor, or its successor agency. Only one such
52 adjustment shall be made for each instance in which the provisions of this subdivision apply.
53 The director of the department shall publish such adjusted amount.

54 3. (1) For all applications for tax credits approved on or after January 1, 2010, no
55 more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs
56 and expenses incurred in the rehabilitation of an eligible property that is a nonincome-
57 producing single-family residential property occupied by the taxpayer applicant or any
58 relative within the third degree of consanguinity or affinity of such applicant and that is either
59 a certified historic structure or a structure in a certified historic district.

60 (2) For all applications for tax credits, an amount equal to the applicable percentage
61 may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible
62 property that is a nonincome-producing single-family residential property occupied by the
63 taxpayer applicant or any relative within the third degree of consanguinity or affinity of such
64 applicant and that is either a certified historic structure or a structure in a certified historic
65 district. For properties not located in a qualifying county, tax credits shall not be issued under
66 this subdivision unless the property is located in a distressed community, as defined under
67 section 135.530.

68 4. The limitations on tax credit authorization provided under the provisions of
69 subsection 2 of this section shall not apply to:

70 (1) Any application submitted by a taxpayer, which has received approval from the
71 department prior to October 1, 2018; or

72 (2) Any taxpayer applying for tax credits, provided under this section, which, on or
73 before October 1, 2018, has filed an application with the department evidencing that such
74 taxpayer:

75 (a) Has incurred costs and expenses for an eligible property which exceed the lesser
76 of five percent of the total project costs or one million dollars and received an approved Part I
77 from the Secretary of the United States Department of Interior; or

78 (b) Has received certification, by the state historic preservation officer, that the
79 rehabilitation plan meets the qualified rehabilitation standards, and the rehabilitation costs
80 and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in
81 the property.

82 5. A single-resource certified historic structure of more than one million gross square
83 feet with a Part I approval or on the National Register before January 1, 2024, shall be subject
84 to the dollar caps under subsection 2 of this section, provided that, for any such projects that
85 are eligible for tax credits in an amount exceeding sixty million dollars, the total amount of
86 tax credits for such project counted toward the annual limits provided in subsection 2 of this
87 section shall be spread over a period of six years with one-sixth of such amount allocated each
88 year if:

89 (1) The project otherwise meets all the requirements of this section;

90 (2) The project meets the ten percent incurred costs test under subsection 9 of section
91 253.559 within thirty-six months after an award is issued; and

92 (3) The taxpayer agrees with the department of economic development, on a form
93 prescribed by the department, to then claim the entire award of the original "state historical
94 tax credits" over three state fiscal years with the initial year being the calendar year when the
95 tax credits are issued.

**620.445. The powers, duties, and functions of the division of tourism are hereby
2 transferred by type I transfer to the office of the lieutenant governor.**

2 ~~[620.467. 1. The state treasurer shall annually deposit an amount~~
3 ~~prescribed in this section out of the general revenue fund pursuant to section~~
4 ~~144.700, in a fund hereby created in the state treasury, to be known as the~~
5 ~~"Division of Tourism Supplemental Revenue Fund". The state treasurer shall~~
6 ~~administer the fund, and the moneys in such fund, except the appropriate~~
7 ~~percentage of any refund made of taxes collected under the provisions of~~
8 ~~chapter 144, shall be used solely by the division of tourism of the department~~
9 ~~of economic development to carry out the duties and functions of the division~~
10 ~~as prescribed by law. Moneys deposited in the division of tourism~~
11 ~~supplemental revenue fund shall be in addition to a budget base in each~~
12 ~~fiscal year. For fiscal year 1994, such budget base shall be six million two~~
13 ~~hundred thousand dollars, and in each succeeding fiscal year the budget base~~
14 ~~shall be the prior fiscal year's general revenue base plus any additional~~
15 ~~appropriations made to the division of tourism, including one hundred percent~~
16 ~~of the prior fiscal year's deposits made to the division of tourism supplemental~~
17 ~~revenue fund pursuant to this section. The general revenue base shall decrease~~
18 ~~by ten percent in each fiscal year following fiscal year 1994. Notwithstanding~~
19 ~~the provisions of section 33.080 to the contrary, moneys in the division of~~
20 ~~tourism supplemental revenue fund at the end of any biennium shall not be~~
21 ~~deposited to the credit of the general revenue fund.~~

22 ~~2. In fiscal years 1995 to 2020, a portion of general revenue~~
23 ~~determined pursuant to this subsection shall be deposited to the credit of the~~
24 ~~division of tourism supplemental revenue fund pursuant to subsection 1 of this~~
25 ~~section. The director of revenue shall determine the amount deposited to the~~
26 ~~credit of the division of tourism supplemental revenue fund in each fiscal year~~
27 ~~by computing the previous year's total appropriation into the division of~~
28 ~~tourism supplemental revenue fund and adding to such appropriation amount~~
29 ~~the total amount derived from the retail sale of tourist-oriented goods and~~
30 ~~services collected pursuant to the following sales taxes: state sales taxes; sales~~
31 ~~taxes collected pursuant to sections 144.010 to 144.430 that are designated as~~
32 ~~local tax revenue to be deposited in the school district trust fund pursuant to~~
33 ~~section 144.701; sales taxes collected pursuant to Section 43(a) of Article IV of~~
34 ~~the Missouri Constitution; and sales taxes collected pursuant to Section 47(a)~~
35 ~~of Article IV of the Missouri Constitution. If the increase in such sales taxes~~
36 ~~derived from the retail sale of tourist-oriented goods and services in the fiscal~~
37 ~~year three years prior to the fiscal year in which each deposit shall be made is~~
~~at least three percent over such sales taxes derived from the retail sale of~~

~~tourist-oriented goods and services generated in the fiscal year four years prior to the fiscal year in which each deposit shall be made, an amount equal to one-half of such sales taxes generated above a three percent increase shall be calculated by the director of revenue and the amount calculated shall be deposited by the state treasurer to the credit of the division of tourism supplemental revenue fund.~~

~~3. Total deposits in the supplemental revenue fund in any fiscal year pursuant to subsections 1 and 2 of this section shall not exceed the amount deposited into the division of tourism supplemental revenue fund in the fiscal year immediately preceding the current fiscal year by more than three million dollars.~~

~~4. As used in this section, "sales of tourism oriented goods and services" are those sales by businesses registered with the department of revenue under the following SIC Codes:~~

- ~~(1) SIC Code 5811;~~
- ~~(2) SIC Code 5812;~~
- ~~(3) SIC Code 5813;~~
- ~~(4) SIC Code 7010;~~
- ~~(5) SIC Code 7020;~~
- ~~(6) SIC Code 7030;~~
- ~~(7) SIC Code 7033;~~
- ~~(8) SIC Code 7041;~~
- ~~(9) SIC Code 7920;~~
- ~~(10) SIC Code 7940;~~
- ~~(11) SIC Code 7990;~~
- ~~(12) SIC Code 7991;~~
- ~~(13) SIC Code 7992;~~
- ~~(14) SIC Code 7996;~~
- ~~(15) SIC Code 7998;~~
- ~~(16) SIC Code 7999; and~~
- ~~(17) SIC Code 8420.~~

~~5. Prior to each appropriation from the division of tourism supplemental revenue fund, the division of tourism shall present to the committee on tourism, recreational and cultural affairs of the house of representatives and to the transportation and tourism committee of the senate, or their successors, a promotional marketing strategy including, but not limited to, targeted markets, duration of market plans, ensuing market strategies, and the actual and estimated investment return, if any, resulting therefrom.~~

~~6. This section shall become effective July 1, 1994. This section shall expire June 30, 2020.]~~

Section B. The repeal and reenactment of sections 253.010, 253.022, 253.024, 253.035, 253.040, 253.043, 253.045, 253.048, 253.060, 253.065, 253.067, 253.070, 253.080, 253.082, 253.090, 253.092, 253.095, 253.100, 253.110, 253.120, 253.130, 253.140, 253.147, 253.150, 253.155, 253.175, 253.177, 253.185, 253.195, 253.200, 253.220, 253.290, 253.300, 253.310, 253.320, 253.350, 253.360, 253.370, 253.387, 253.401, 253.402, 253.403, 253.404, 253.405, 253.408, 253.420, 253.421, 253.530, 253.540, 253.545, 253.550 of section A of this

7 act and the enactment of section 253.225 of section A of this act shall become effective only
8 upon the passage and approval by the voters of a constitutional amendment submitted to them
9 by the general assembly regarding the transferring usage of a sales tax for the acquisition,
10 development, maintenance, and operation of state parks and state historic sites in accordance
11 with Chapter 253, RSMo, and for the administration of the laws pertaining thereto, from the
12 department of natural resources to the office of the lieutenant governor.

✓