

FIRST REGULAR SESSION

HOUSE BILL NO. 643

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MAYHEW.

1680H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 67.2500, RSMo, and to enact in lieu thereof two new sections relating to establishment of certain entertainment districts.

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

Section A. Section 67.2500, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 67.2500 and 311.094, to read as follows:

67.2500. 1. A theater, cultural arts, and entertainment district may be established in the manner provided in section 67.2505 by the governing body of any county, city, town, or village that has adopted transect-based zoning under chapter 89, any county described in this subsection, or any city, town, or village that is within such counties:

(1) Any county with a charter form of government and with more than two hundred fifty thousand but less than three hundred fifty thousand inhabitants;

(2) Any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants;

(3) Any county of the first classification with more than one hundred eighty-four thousand but fewer than one hundred eighty-eight thousand inhabitants;

(4) Any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants;

(5) Any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(6) Any county of the first classification with more than one hundred four thousand six hundred but fewer than one hundred four thousand seven hundred inhabitants;

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.

18 (7) Any county of the first classification with more than eighty-three thousand but
19 fewer than ninety-two thousand inhabitants and with a home rule city with more than seventy-
20 six thousand but fewer than ninety-one thousand inhabitants as the county seat; or

21 **(8) Any county that borders on or that contains part of a lake with at least one**
22 **thousand miles of shoreline.**

23 2. Sections 67.2500 to 67.2530 shall be known as the "Theater, Cultural Arts, and
24 Entertainment District Act".

25 3. As used in sections 67.2500 to 67.2530, the following terms mean:

26 (1) "District", a theater, cultural arts, and entertainment district organized under this
27 section;

28 (2) "Qualified electors", "qualified voters", or "voters", registered voters residing
29 within the district or subdistrict, or proposed district or subdistrict, who have registered to
30 vote pursuant to chapter 115 or, if there are no persons eligible to be registered voters residing
31 in the district or subdistrict, proposed district or subdistrict, property owners, including
32 corporations and other entities, that are owners of real property;

33 (3) "Registered voters", persons qualified and registered to vote pursuant to chapter
34 115; and

35 (4) "Subdistrict", a subdivision of a district, but not a separate political subdivision,
36 created for the purposes specified in subsection 5 of section 67.2505.

311.094. 1. As used in this section, the following terms mean:

2 (1) "Common area", any area designated as a common area in a development
3 plan for the entertainment district approved by the governing body of the county, city,
4 town, or village; any area of a public right-of-way that is adjacent to or within the
5 entertainment district; and any other area identified in the development plan;

6 (2) "Lakefront entertainment district", any area located in the jurisdiction of
7 any local government which borders on or which contains part of a lake with not less
8 than one thousand miles of shoreline and contains a combination of entertainment
9 venues, bars, nightclubs, and restaurants, and is designated as such by an ordinance of
10 the governing body of the local government;

11 (3) "Local government", in the case of an incorporated area, a village, town, or
12 city and, in the case of an unincorporated area, a county;

13 (4) "Portable bar", any bar, table, kiosk, cart, or stand that is not a permanent
14 fixture and can be moved from place to place.

15 2. Notwithstanding any other provisions of this chapter to the contrary, any
16 person who possesses the qualifications required by this chapter, and who meets the
17 requirements of and complies with the provisions of this chapter, may apply for, and the
18 supervisor of alcohol and tobacco control may issue, a lakefront entertainment district

19 special license to sell intoxicating liquor by the drink for retail for consumption
20 dispensed from one or more licensed establishments or portable bars within the
21 lakefront entertainment district until 1:30 a.m. on Mondays through Saturdays and
22 from 6:00 a.m. on Sundays and until 1:30 a.m. on Mondays.

23 3. The applicant(s) granted a lakefront entertainment district special license
24 under this section shall pay a license fee of three hundred dollars per year per district in
25 addition to the fees required for each individual licensee.

26 4. Notwithstanding any other provision of this chapter to the contrary, on such
27 days and at such times during the hours a licensee is allowed under this chapter to sell
28 alcoholic beverages, persons may be allowed to leave licensed establishments, located in
29 portions of the lakefront entertainment district with an alcoholic beverage and enter
30 upon and consume the alcoholic beverage within other licensed establishments and
31 common areas located in portions of the entertainment district. No person shall take
32 any alcoholic beverage or alcoholic beverages outside the boundaries of the lakefront
33 entertainment district.

34 5. Every licensee within the lakefront entertainment district shall serve alcoholic
35 beverages only if the containers display and contain the licensee's trade name or logo or
36 some other mark that is unique to that license and licensee.

37 6. In addition to the individual license holder's liability, any holder of a lakefront
38 entertainment district special license shall be jointly responsible with the individual
39 license holder for alcohol violations occurring on the premises, at any portable bar, and
40 in any common area.

41 7. The governing body of the local government in which the lakefront
42 entertainment district is located shall be authorized to adopt by ordinance procedures
43 for approval or rejection of such districts as well as rules and regulations for conduct
44 and enforcement thereof consistent with this section.

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