

FIRST REGULAR SESSION

HOUSE BILL NO. 1229

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE COSTLOW.

2742H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To amend chapter 67, RSMo, by adding thereto one new section relating to convention and sports facility authorities.

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

Section A. Chapter 67, RSMo, is amended by adding thereto one new section, to be known as section 67.1157, to read as follows:

67.1157. 1. For the purposes of this section, the following terms shall mean:

(1) "New state revenues", the incremental increase in the general revenue portion of the state sales tax revenues generated within a project area from the operation of a regional sports facility and received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors, and future sales taxes otherwise designated by law;

(2) "Project", the acquisition, planning, construction, equipping, operation, maintenance, repair, extension, and improvement of a regional sports facility, and any new or existing improvements which the authority determines are necessary or convenient to the acquisition, planning, construction, equipping, operation, maintenance, repair, extension, and improvement of a regional sports facility;

(3) "Project area", the geographic area where a project is to be located, as designated by the authority and identified in its application to the department of economic development;

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.

17 **(4) "Regional sports facility", a regional sports facility owned or operated by an**
18 **authority that is intended to provide year-round sports opportunities and draw**
19 **participants from outside the state.**

20 **2. An authority may by resolution designate a project area for a project. Upon**
21 **such designation by the authority, the project area shall be eligible for an amount not to**
22 **exceed fifty percent of the new state revenues estimated for the businesses within the**
23 **project area, as identified by the authority in its application to the department of**
24 **economic development prior to the designation of the project area by resolution, for a**
25 **period not to exceed twenty years from the date of completion of the project. Such**
26 **amount shall be subject to appropriation by the general assembly, as provided in**
27 **subsection 6 of this section, to the department of economic development regional sports**
28 **facility supplemental tax fund for distribution to the treasurer or other designated**
29 **financial officer of the authority with an approved project.**

30 **3. The treasurer or other designated financial officer of the authority with an**
31 **approved project shall deposit such funds in a separate segregated account within the**
32 **funds of the authority.**

33 **4. No transfer from the general revenue fund to the Missouri regional sports**
34 **facility supplemental tax fund shall be made unless an appropriation is made from the**
35 **general revenue fund for that purpose. No authority shall commit any new state**
36 **revenues prior to an appropriation being made for that project. Appropriations from**
37 **new state revenues shall not be distributed from the Missouri regional sports facility**
38 **supplemental tax fund to an authority unless the county which has established the**
39 **authority has imposed a tax at the maximum rate provided by section 67.1158.**

40 **5. In order for a project to be eligible to receive the revenue described in**
41 **subsection 2 of this section, the authority shall comply with the requirements of**
42 **subsection 6 of this section prior to the time the project is adopted or approved by**
43 **resolution. The director of the department of economic development and the**
44 **commissioner of the office of administration may waive the requirement that the**
45 **authority's application be submitted prior to the project's adoption or approved by**
46 **resolution.**

47 **6. The initial appropriation of up to fifty percent of new state revenues**
48 **authorized pursuant to subsection 2 of this section shall not be made to or distributed by**
49 **the department of economic development to an authority until all of the following**
50 **conditions have been satisfied:**

51 **(1) The director of the department of economic development or his or her**
52 **designee and the commissioner of the office of administration or his or her designee**

53 have approved an application made by the authority for the appropriation of new state
54 revenues. The authority shall include in the application the following items:

55 (a) A description of the project;

56 (b) A description of the project area, including the businesses currently
57 identified within the project area and the anticipated businesses within the project area
58 upon completion of the project;

59 (c) The base year of state sales tax revenues within the project area prior to
60 approval of the project;

61 (d) An estimate of the incremental increase in the general revenue portion of
62 state sales tax revenue within the project area after completion of the project;

63 (e) The name, street and mailing address, and phone number of the chairman of
64 the authority;

65 (f) The street address or other means of identifying each parcel of property
66 within the project area;

67 (g) The estimated costs of development of the project;

68 (h) The anticipated sources of funds to pay such costs of development of the
69 project;

70 (i) Evidence of commitment to finance such costs of development of the project
71 and the anticipated type and terms of such financing;

72 (j) The anticipated type and terms of any obligations to be issued by the
73 authority pursuant to subdivision (6) of section 67.1155 to finance all or any portion of
74 the project;

75 (k) The general land uses to apply in the project area;

76 (l) The total number of individuals anticipated to be employed in the project
77 area as a result of the project, broken down by full-time, part-time, and temporary
78 positions;

79 (m) The total number of full-time equivalent positions anticipated to be created
80 within the project area upon completion of the project;

81 (n) The average hourly wage to be paid to all new employees within the project
82 area, broken down by full-time, part-time, and temporary positions;

83 (o) A list of other community and economic benefits to result from the project;

84 (p) A list of all development subsidies that any business that benefitted from
85 public expenditures within the project area has requested for the project, and the name
86 of any other granting body from which such subsidies are sought;

87 (q) A list of all other public investments made or to be made by this state or units
88 of local government to support infrastructure or other needs generated by the project
89 for which the funding pursuant to this section is being sought;

90 (r) A market study for the project area; and

91 (s) A certification by the chairman of the authority as to the accuracy of the
92 information contained in the application;

93 (2) The methodologies used in the application for determining the base year and
94 determining the estimate of the incremental increase in the general revenue portion of
95 the state sales tax revenues shall be approved by the director of the department of
96 economic development or his or her designee and the commissioner of the office of
97 administration or his or her designee. Upon approval of the application, the director of
98 the department of economic development or his or her designee and the commissioner of
99 the office of administration or his or her designee shall issue a certificate of approval.
100 The department of economic development may request the appropriation following
101 application approval; and

102 (3) The appropriation shall be a portion of the estimate of the incremental
103 increase in the general revenue portion of state sales tax revenues in the project area as
104 indicated in the authority's application, approved by the director of the department of
105 economic development or his or her designee and the commissioner of the office of
106 administration or his or her designee. At no time shall the annual amount of new state
107 revenues approved for disbursements from the Missouri regional sports facility
108 supplemental tax fund for approved projects exceed ten million dollars. At no time shall
109 a single project receive an annual appropriation pursuant to this section that exceeds
110 five million dollars.

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