

SECOND REGULAR SESSION

HOUSE BILL NO. 3416

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BOSLEY.

7222H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal section 160.534, RSMo, and to enact in lieu thereof two new sections relating to funding for historically black colleges and universities.

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

Section A. Section 160.534, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 160.534 and 173.1030, to read as follows:

160.534. For fiscal year 1996 and each subsequent fiscal year, any amount of the excursion gambling boat proceeds deposited in the gaming proceeds for education fund in excess of the ~~amount~~ **amounts** transferred to the school district bond fund as provided in section 164.303 **and the strengthening HBCUs fund as provided in section 173.1030** shall be transferred to the classroom trust fund. Such moneys shall be distributed in the manner provided in section 163.043.

173.1030. 1. This section shall be known and may be cited as the "Strengthening HBCUs Act".

2. As used in this section, the term "historically black colleges and universities" or "HBCUs" means institutions eligible to receive grant awards under the federal Strengthening Historically Black Colleges and Universities Program created under 20 U.S.C. Section 1060 et seq., as determined under 34 CFR 608.2.

3. (1) There is hereby created in the state treasury the "Strengthening HBCUs Fund", which shall consist of moneys transferred to the fund as provided in subsection 4 of this section and any gifts, contributions, grants, or donations received from federal, private, or other sources. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve

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.

12 **disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in**
13 **this fund shall be used solely as provided in subsection 5 of this section.**

14 **(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys**
15 **remaining in the fund at the end of the biennium shall not revert to the credit of the**
16 **general revenue fund.**

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

20 **4. (1) One percent of all excursion gambling boat proceeds shall be transferred**
21 **to the strengthening HBCUs fund from the gaming proceeds for education fund created**
22 **in section 313.822 before any amounts in the gaming proceeds for education fund are**
23 **transferred to the school district bond fund as provided in section 164.303 or the**
24 **classroom trust fund as provided in section 160.534.**

25 **(2) One percent of all net proceeds received from the Missouri state lottery after**
26 **payment of prizes and administrative expenses shall be transferred to the strengthening**
27 **HBCUs fund from the lottery proceeds fund created in Article III, Section 39(b) of the**
28 **Constitution of Missouri before any amounts in the lottery proceeds fund are**
29 **transferred for any other purpose.**

30 **5. Moneys in the strengthening HBCUs fund shall stand appropriated without**
31 **further legislative action to all historically black colleges and universities in this state on**
32 **an equal basis to be used solely for:**

33 **(1) A capital project for which financing is permitted under the federal HBCU**
34 **Capital Financing Program, as determined under 20 U.S.C. Section 1066a(5); or**

35 **(2) Any activity for which a grant award is permitted under the federal**
36 **Strengthening Historically Black Colleges and Universities Program, as determined**
37 **under 20 U.S.C. Section 1062.**

38 **6. Nothing in this section requires historically black colleges and universities to**
39 **have obtained federal funding under a program named in this section in order to receive**
40 **and expend the funds appropriated to them.**

41 **7. Funding authorized under this section shall be used to supplement, not**
42 **supplant, the level of funding historically black colleges and universities received under**
43 **appropriations made for fiscal year 2027.**

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