

FIRST REGULAR SESSION

HOUSE BILL NO. 1284

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SMITH (163).

2639H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 33, RSMo, by adding thereto one new section relating to the cash operating expense fund.

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

Section A. Chapter 33, RSMo, is amended by adding thereto one new section, to be known as section 33.572, to read as follows:

33.572. 1. There is hereby created in the state treasury the "Cash Operating Expense Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. Subject to appropriation, the following moneys may be transferred into the cash operating expense fund:

(1) Any funds appropriated to the office of the governor for expenses incident to emergency duties performed by the National Guard when ordered out by the governor, for matching funds for federal grants and for emergency assistance as provided in section 44.032, and for expenses of any state agency responding during a declared emergency at the direction of the governor, provided the state agency's services furnish immediate aid and relief, that were unexpended at the end of the fiscal year; and

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 **(2) Any funds appropriated to the cash operating expense fund by the general**
18 **assembly or otherwise credited to the fund.**

19 **3. In any fiscal year in which actual revenues are less than the revenue estimates**
20 **upon which appropriations were based or in which there is a budget need due to a natural**
21 **disaster, as proclaimed by the governor to be an emergency, the governor may, subject to**
22 **appropriation, transfer from the cash operating expense fund to the general revenue fund**
23 **such moneys as are necessary to make up all or part of the deficit between the actual**
24 **revenues and the revenue estimates or to meet the needs of the emergency caused by the**
25 **natural disaster.**

26 **4. When the balance in the fund at the close of any fiscal year exceeds two and one-**
27 **half percent of the net general revenue collections for the previous fiscal year, the excess**
28 **balance shall be transferred, subject to appropriation, to the general revenue fund.**

29 **5. For purposes of this section, "net general revenue collections" means all revenue**
30 **deposited into the general revenue fund less refunds and revenues originally deposited into**
31 **the general revenue fund but designated by law for a specific distribution or transfer to**
32 **another state fund.**

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