

SECOND REGULAR SESSION

HOUSE BILL NO. 1560

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BARINGER.

3985H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 67.990 and 67.993, RSMo, and to enact in lieu thereof two new sections relating to the senior citizens' services funds.

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

Section A. Sections 67.990 and 67.993, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 67.990 and 67.993, to read as follows:

67.990. 1. The governing body of any county or city not within a county may, upon approval of a majority of the qualified voters of such county or city voting thereon, levy and collect a tax not to exceed five cents per one hundred dollars of assessed valuation, or in any county of the first classification with more than eighty-five thousand nine hundred but less than eighty-six thousand inhabitants, the governing body may, upon approval of a majority of the qualified voters of the county voting thereon, levy and collect a tax not to exceed ten cents per one hundred dollars of assessed valuation upon all taxable property within the county or city or for the purpose of providing services to persons sixty years of age or older. The tax so levied shall be collected along with other county or city taxes, in the manner provided by law. All funds collected for this purpose shall be deposited in a special fund for the provision of services for persons sixty years of age or older, and shall be used for no other purpose except those purposes authorized in sections 67.990 to 67.995. Deposits in the fund shall be expended only upon approval of the board of directors established in section 67.993 and, **if in a county**, only in accordance with the fund budget approved by the county [~~or city~~] governing body.

2. The question of whether the tax authorized by this section shall be imposed shall be submitted in substantially the following form:

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.

OFFICIAL BALLOT

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 18 Shall _____ (name of county/city) levy a tax of _____ cents per each one
 19 hundred dollars assessed valuation for the purpose of providing services to
 20 persons sixty years of age or older?

21 YES NO

67.993. 1. Upon the approval of the tax authorized by section 67.990 by the voters of
 2 the county or city not within a county, the tax so approved shall be imposed upon all taxable
 3 property within the county or city and the proceeds therefrom shall be deposited in a special
 4 fund, to be known as the "Senior Citizens' Services Fund", which is hereby established within
 5 the county or city treasury. No moneys in the senior citizens' services fund shall be spent until
 6 the board of directors provided for in subsection 2 of this section has been appointed and has
 7 taken office.

8 2. Upon approval of the tax authorized by section 67.990 by the voters of the county or
 9 city, the governing body of the county or the mayor of the city shall appoint a board of directors
 10 consisting of seven directors, who shall be selected from the county or city at large and shall, as
 11 nearly as practicable, represent the various groups to be served by the board. Each director shall
 12 be a resident of the county or city. Each director shall be appointed to serve for a term of four
 13 years and until his successor is duly appointed and qualified; except that, of the directors first
 14 appointed, one director shall be appointed for a term of one year, two directors shall be appointed
 15 for a term of two years, two directors shall be appointed for a term of three years, and two
 16 directors shall be appointed for a term of four years. Directors may be reappointed. All
 17 vacancies on the board of directors shall be filled for the remainder of the unexpired term by the
 18 governing body of the county or mayor of the city. The directors shall not receive any
 19 compensation for their services, but may be reimbursed for all actual and necessary expenses
 20 incurred in the performance of their official duties from the moneys in the senior citizens'
 21 services fund.

22 3. The administrative control and management of the funds in the senior citizens'
 23 services fund and all programs to be funded therefrom shall rest solely with the board of directors
 24 appointed under subsection 2 of this section[;] , except [that] , **in counties**, the budget for the
 25 senior citizens' services fund shall be approved by the governing body of the county [~~or city~~]
 26 prior to making of any payments from the fund in any fiscal year. The board of directors shall
 27 use the funds in the senior citizens' services fund to provide programs which will improve the
 28 health, nutrition, and quality of life of persons who are sixty years of age or older. The budget
 29 may allocate funds for operational and capital needs to senior-related programs in the county or
 30 city in which such property taxes are collected. No funds in the senior citizens' services fund
 31 may be used, directly or indirectly, for any political purpose. In providing such services, the

32 board of directors may contract with any person to provide services relating, in whole or in part,
33 to the services which the board itself may provide under this section, and for such purpose may
34 expend the tax proceeds derived from the tax authorized by section 67.990.

35 4. The board of directors shall elect a chairman, vice chairman, and such other officers
36 as it deems necessary; shall establish eligibility requirements for the programs it furnishes; and
37 shall do all other things necessary to carry out the purposes of sections 67.990 to 67.995. A
38 majority of the board of directors shall constitute a quorum.

39 5. The board of directors, with the approval of the governing body of the county or city,
40 may accept any gift of property or money for the use and benefit of the persons to be served
41 through the programs established and funded under sections 67.990 to 67.995[,] and may sell or
42 exchange any such property so long as such sale or exchange is in the best interests of the
43 programs provided under sections 67.990 to 67.995 and the proceeds from such sale or exchange
44 are used exclusively to fund such programs. **For a city not within a county, the board of**
45 **directors may solicit, accept, and expend grants from private or public entities and enter**
46 **into agreements to effectuate such grants so long as the transaction is in the best interest**
47 **of the programs provided by the board and the proceeds are used exclusively to fund such**
48 **programs.**

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