

HOUSE BILL NO. 2189

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ANDREWS.

4948H.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 33.570, to read as follows:

33.570. 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. The following moneys shall be transferred into the 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 that the services furnish immediate aid and relief that were unexpected at the end of the fiscal year; and

(2) Any funds appropriated to the fund by the general assembly or otherwise credited to the fund.

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

24 **4. If, at the end of any fiscal year, the balance in the fund exceeds two and one-half**
25 **percent of the net general revenue for the previous fiscal year, the excess amount shall be**
26 **allocated as follows:**

27 **(1) Fifty percent shall be transferred to the state road fund established under**
28 **Section 30(b), Article IV of the Missouri Constitution for the purpose of funding the**
29 **governor's transportation cost-share program; and**

30 **(2) Fifty percent shall be transferred to debt retirement related to bonds issued by**
31 **or on behalf of the state and for which the office of administration is required to file annual**
32 **continuing disclosure reports on the electronic municipal market access website or its**
33 **successor.**

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

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