

FIRST REGULAR SESSION

# HOUSE BILL NO. 728

## 99TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE KORMAN.

1512H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 227, RSMo, by adding thereto one new section relating to the sale or lease of naming rights for highways and bridges.

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

Section A. Chapter 227, RSMo, is amended by adding thereto one new section, to be known as section 227.218, to read as follows:

- 227.218. 1. **The highways and transportation commission may issue a request for proposals to sell or lease naming rights for a particular segment of highway or for a bridge to the best qualified bidder. All contracts for the sale or lease of naming rights shall be first approved by the highways and transportation commission and then approved by the joint committee on transportation. The highways and transportation commission and the joint committee on transportation may disapprove a contract for any reason. The proceeds of a sale or lease of naming rights shall be deposited into the state road fund.**
2. **The purchaser or lessee of a naming right shall pay the cost of erecting, maintaining, and removing signage as well as an annual fee as determined by the proposal.**
3. **The term of contract for naming rights shall not exceed ten years and may be shorter at the discretion of the highways and transportation commission. The purchaser or lessee of a naming right shall have an option of early termination.**
4. **No naming rights shall be sold or leased for any segment of roadway or bridge that has been designated prior to August 28, 2017, as a named memorial highway or bridge under this chapter or through the joint committee on transportation approval process established under section 227.297.**

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           **5. The department of transportation may promulgate all necessary rules and**  
18 **regulations for the administration of this section. Any rule or portion of a rule, as that**  
19 **term is defined in section 536.010, that is created under the authority delegated in this**  
20 **section shall become effective only if it complies with and is subject to all of the provisions**  
21 **of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are**  
22 **nonseverable, and if any of the powers vested with the general assembly pursuant to**  
23 **chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are**  
24 **subsequently held unconstitutional, then the grant of rulemaking authority and any rule**  
25 **proposed or adopted after August 28, 2017, shall be invalid and void.**

26           **6. The provisions of this section shall expire on December 31, 2037.**

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