

FIRST REGULAR SESSION

# HOUSE BILL NO. 874

99TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE HELMS.

1701H.011

D. ADAM CRUMBLISS, Chief Clerk

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## AN ACT

To repeal section 70.220, RSMo, and to enact in lieu thereof one new section relating to tax distribution agreements.

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

Section A. Section 70.220, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 70.220, to read as follows:

70.220. 1. Any municipality or political subdivision of this state, as herein defined, may contract and cooperate with any other municipality or political subdivision, or with an elective or appointive official thereof, or with a duly authorized agency of the United States, or of this state, or with other states or their municipalities or political subdivisions, or with any private person, firm, association or corporation, for the planning, development, construction, acquisition or operation of any public improvement or facility, or for a common service; provided, that the subject and purposes of any such contract or cooperative action made and entered into by such municipality or political subdivision shall be within the scope of the powers of such municipality or political subdivision.

2. Any municipality or political subdivision of this state may contract with one or more adjacent municipalities or political subdivisions to share the tax revenues of such cooperating entities that are generated from real property and the improvements constructed thereon, if such real property is located within the boundaries of either or both municipalities or subdivisions and within three thousand feet of a common border of the contracting municipalities or political subdivisions. The purpose of such contract shall be within the scope of powers of each municipality or political subdivision. Municipalities or political subdivisions separated only by

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 a public street, easement, or right-of-way shall be considered to share a common border for  
18 purposes of this subsection.

19 3. Any home rule city with more than seventy-three thousand but fewer than seventy-five  
20 thousand inhabitants may contract with any county of the first classification with more than  
21 eighty-five thousand nine hundred but fewer than eighty-six thousand inhabitants to share tax  
22 revenues for the purpose of promoting tourism and the construction, maintenance, and  
23 improvement of convention center and recreational facilities. In the event an agreement for the  
24 distribution of tax revenues is entered into between a county of the first classification with more  
25 than eighty-five thousand nine hundred but fewer than eighty-six thousand inhabitants and a  
26 home rule city with more than seventy-three thousand but fewer than seventy-five thousand  
27 inhabitants, then all revenue received from such taxes shall be distributed in accordance with the  
28 terms of said agreement. For purposes of this subsection, the term "tax revenues" shall include  
29 tax revenues generated from the imposition of a transient guest tax imposed under the provisions  
30 of section 67.1361.

31 4. If any contract or cooperative action entered into under this section is between a  
32 municipality or political subdivision and an elective or appointive official of another  
33 municipality or political subdivision, such contract or cooperative action shall be approved by  
34 the governing body of the unit of government in which such elective or appointive official  
35 resides.

36 5. In the event an agreement for the distribution of tax revenues is entered into between  
37 a county of the first classification without a charter form of government and a constitutional  
38 charter city with a population of more than one hundred forty thousand that is located in said  
39 county prior to a vote to authorize the imposition of such tax, then all revenue received from  
40 such tax shall be distributed in accordance with said agreement [~~for so long as the tax remains~~  
41 ~~in effect or until the agreement is modified by mutual agreement of the parties]~~ **until January**  
42 **fifteenth following the next general election, on which date the agreement shall be null and**  
43 **void.**

44 6. **Any agreement for the distribution of tax revenues entered into between a county**  
45 **of the first classification and a constitutional charter city with a population of more than**  
46 **one hundred forty thousand inhabitants that is located in that county prior to August 28,**  
47 **2017, shall be null and void on January 15, 2019.**

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