

SENATE BILL NO. 309

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR HEGEMAN.

1397S.01H

ADRIANE D. CROUSE, Secretary

AN ACT

To amend chapter 33, RSMo, by adding thereto one new section relating to the establishment of a fund for emergency expenditures.

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

Section A. Chapter 33, RSMo, is amended by adding thereto
2 one new section, to be known as section 33.575, to read as
3 follows:

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

13 2. The following moneys shall be transferred into the
14 fund:

15 (1) Any funds appropriated to the office of the
16 governor for expenses incident to emergency duties performed
17 by the national guard when ordered out by the governor, for
18 matching funds for federal grants and for emergency

19 assistance as provided in section 44.032, and for expenses
20 of any state agency responding during a declared emergency
21 at the direction of the governor, provided the services
22 furnish immediate aid and relief, that were unexpended at
23 the end of the fiscal year; and

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

26 3. In any fiscal year in which actual revenues are
27 less than the revenue estimates upon which appropriations
28 were based or in which there is a budget need due to a
29 natural disaster, as proclaimed by the governor to be an
30 emergency, the governor may transfer from the fund to the
31 general revenue fund such moneys as are necessary to make up
32 all or part of the deficit between the actual revenues and
33 the revenue estimates or to meet the needs of the emergency
34 caused by the natural disaster, as the case may be.

35 4. If the balance in the fund at the close of any
36 fiscal year exceeds two and one-half percent of net general
37 revenue collections for the previous fiscal year, the excess
38 amount shall be allocated as follows:

39 (1) Fifty percent of such excess shall be transferred
40 to the state road fund established pursuant to Article IV,
41 Section 30(b) of the Missouri Constitution, for the purposes
42 of funding the governor's transportation cost-share program;
43 and

44 (2) Fifty percent of such excess shall be expended for
45 debt retirement related to bonds issued by or on behalf of
46 the state, and for which the office of administration is
47 required to file annual continuing disclosure reports on the
48 electronic municipal market access website, or its successor.

49 5. For the purposes of this section, "net general
50 revenue collections" means all revenue deposited into the

51 general revenue fund less refunds and revenues originally
52 deposited into the general revenue fund but designated by
53 law for a specific distribution or transfer to another state
54 fund.

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