

FIRST REGULAR SESSION

SENATE BILL NO. 313

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHAAF.

Read 1st time February 22, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

1622S.011

AN ACT

To repeal section 67.1956, RSMo, and to enact in lieu thereof one new section relating to tourism community enhancement districts.

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

Section A. Section 67.1956, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 67.1956, to read as follows:

67.1956. 1. In each tourism community enhancement district established
2 pursuant to section 67.1953, there shall be a board of directors, to consist of seven
3 members. Three members shall be selected by the governing body of the city,
4 town or village located within the district that collected the largest amount of
5 retail sales tax within the district in the year preceding the establishment of the
6 district. Two members shall be selected by the governing body of the city, town
7 or village, located within the district, that collected the second largest amount of
8 retail sales tax within the district in the year preceding the establishment of the
9 district, if such a city, town or village exists in the district. If no such city, town
10 or village exists in the district then two additional members shall be selected by
11 the governing body of the city, town, or village located within the district that
12 collected the largest amount of retail sales tax within the district in the year
13 preceding the establishment of the district. One member shall be selected by the
14 governing body of the county located within the district that collected the largest
15 amount of retail sales tax within the district in the year preceding the
16 establishment of the district. One member shall be selected by the governing
17 body of the county located within the district that collected the second largest
18 amount of retail sales tax within the district in the year preceding the
19 establishment of the district.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 2. Of the members first selected, the three members **[from] selected by**
21 the city, town or village located within the district that collected the largest
22 amount of retail sales tax within the district in the year preceding the
23 establishment of the district shall be selected for a term of three years, the two
24 members **[from] selected by** the city, town, or village located within the district
25 that collected the second largest amount of retail sales tax within the district in
26 the year preceding the establishment of the district shall be selected for a term
27 of two years, and the remaining members shall be selected for a term of one
28 year. Thereafter, each member selected shall serve a three-year term. [Every
29 member shall be either a resident of the district, own real property within the
30 district, be employed by a business within the district, or operate a business
31 within the district.] All members shall serve without compensation. The board
32 shall elect its own treasurer, secretary and such other officers as it deems
33 necessary and expedient, and it may make such rules, regulations, and bylaws to
34 carry out its duties pursuant to sections 67.1950 to 67.1977.

35 3. Any vacancy within the board shall be filled in the same manner as the
36 person who vacated the position was selected within sixty days of the vacancy
37 occurring, with the new person serving the remainder of the term of the person
38 who vacated the position. In the event that a person is not so selected within
39 sixty days of the vacancy occurring, the remaining members of the board shall
40 select a person to serve the remainder of the term of the person who vacated the
41 position.

42 4. If a tourism community enhancement district is already in existence on
43 August 28, 2005, the one additional board member shall be appointed by the
44 governing body of the city, town, or village located within the district that
45 collected the largest amount of retail sales tax within the district in the year
46 preceding the establishment of the district for a one-year term and the other
47 additional board member shall be appointed by the governing body of the county
48 located within the district that collected the second largest amount of retail sales
49 tax within the district in the year preceding the establishment of the district for
50 a two-year term, thereafter all board members shall serve three-year terms. The
51 existing board members shall serve out their terms with the provisions of this
52 section controlling the appointment of successor board members, with first and
53 second **existing** board **[existing]** positions to expire to be appointed by the
54 governing body of the city, town, or village located within the district that
55 collected the largest amount of retail sales tax within the district in the year

56 preceding the establishment of the district, the third and fourth existing board
57 positions to expire to be appointed by the governing body of the city, town, or
58 village located within the district that collected the second largest amount of
59 retail sales tax within the district in the year preceding the establishment of the
60 district and the fifth existing board position to expire to be appointed by the
61 governing body of the county located within the district that collected the largest
62 amount of retail sales tax within the district in the year preceding the
63 establishment of the district.

64 5. The board, on behalf of the district, may:

65 (1) Cooperate with public agencies and with any industry or business in
66 the implementation of any project;

67 (2) Enter into any agreement with any public agency, person, firm, or
68 corporation to implement any of the provisions of sections 67.1950 to 67.1977;

69 (3) Contract and be contracted with, and sue and be sued; and

70 (4) Accept gifts, grants, loans, or contributions from the United States of
71 America, the state, any political subdivision, foundation, other public or private
72 agency, individual, partnership or corporation on behalf of the tourism
73 enhancement district community.

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Bill
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