

SECOND REGULAR SESSION

SENATE BILL NO. 858

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR HEGEMAN.

Read 1st time January 13, 2020, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4593S.03I

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 one new section, to be known as section 33.575, to read as follows:

33.575. 1. There is hereby created in the state treasury the "Cash Operating Expense Fund", which shall consist of money 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 the services furnish immediate aid and relief, that were unexpended 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.

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

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

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

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

42 5. For the purposes of this section, "net general revenue
43 collections" means all revenue deposited into the general revenue fund
44 less refunds and revenues originally deposited into the general revenue
45 fund but designated by law for a specific distribution or transfer to
46 another state fund.

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