

FIRST REGULAR SESSION

# HOUSE BILL NO. 735

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES SHIELDS, HANAWAY, LUETKEMEYER, BEARDEN, REINHART, NAEGER, SECREST (Co-sponsors), ROBIRDS, FROELKER, HENDRICKSON, HUNTER, PORTWOOD, CRAWFORD, BARNETT, CHAMPION, DEMPSEY, LEVIN, LONG, PHILLIPS, MYERS, BARTELSMEYER, CIERPIOT, CROWELL, MAY (149), BURCHAM, HENDERSON, KELLEY (47), MOORE, ENZ, HEGEMAN, BEHNEN, BERKSTRESSER, CUNNINGHAM AND FARES.

Read 1<sup>st</sup> time February 12, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1489L.03I

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### AN ACT

To repeal sections 160.534 and 164.303, RSMo 2000, relating to gambling moneys for schools, and to enact in lieu thereof three new sections relating to the same subject.

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

Section A. Sections 160.534 and 164.303, RSMo 2000, are repealed and three new sections enacted in lieu thereof, to be known as sections 160.534, 163.201 and 164.303, to read as follows:

160.534. [For fiscal year 1996 and each subsequent fiscal year,] **1. Except as provided in subsection 2 of this section**, any amount of the excursion gambling boat proceeds deposited in the gaming proceeds for education fund in excess of the amount transferred to the school district bond fund as provided in section 164.303, RSMo, shall be transferred to the state school moneys fund. Such moneys shall be transferred on a monthly basis and shall be distributed in the manner provided in section 163.031, RSMo.

**2. The moneys transferred pursuant to this section shall be transferred on a monthly basis as follows:**

**(1) For fiscal year 2003, twenty percent to the year 2001 classroom fund created pursuant to section 163.201, RSMo, and eighty percent to the state school moneys fund;**

**(2) For fiscal year 2004, forty percent to the year 2001 classroom fund and sixty percent to the state school moneys fund;**

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

13           **(3) For fiscal year 2005, sixty percent to the year 2001 classroom fund and forty**  
14 **percent to the state school moneys fund;**

15           **(4) For fiscal year 2006, eighty percent to the year 2001 classroom fund and twenty**  
16 **percent to the state school moneys fund; and**

17           **(5) For fiscal year 2007, one hundred percent to the year 2001 classroom fund.**

18           **3. The amount transferred pursuant to subsection 2 of this section to the year 2001**  
19 **classroom fund shall be replaced in the state school moneys fund from general revenue.**

**163.201. 1. For fiscal year 2003 and each subsequent fiscal year, the "Year 2001**  
2 **Classroom Fund", which is hereby created in the state treasury, shall be distributed by the**  
3 **state board of education to each school district on a per eligible pupil basis. The moneys**  
4 **distributed pursuant to this section shall be exempt from salary compliance pursuant to**  
5 **section 165.016, RSMo. The moneys may be used by the district for:**

6           **(1) School construction, renovation or leasing;**

7           **(2) Teacher recruitment, retention, salaries or professional development;**

8           **(3) Technology enhancements or textbooks or instructional materials; or**

9           **(4) School safety and violence prevention programs.**

10           **2. The year 2001 classroom fund shall consist of all moneys transferred to it**  
11 **pursuant to section 160.534, RSMo, all moneys otherwise appropriated or donated to it**  
12 **and, notwithstanding any other provision of law to the contrary, all unclaimed lottery prize**  
13 **money.**

**164.303. There is hereby established in the state treasury the "School District Bond**  
2 **Fund". Such amounts as may be necessary to fund the annual requests submitted by the health**  
3 **and educational facilities authority to fund the payment of costs and grants as provided in**  
4 **subsection 7 of section 360.106 and sections 360.111 to 360.118, RSMo, and necessary costs for**  
5 **administration of those provisions, but not to exceed seven million dollars per year, shall be**  
6 **transferred by appropriation to the fund from the gaming proceeds for education fund before any**  
7 **amounts in the gaming proceeds for education fund are transferred [to the state school moneys**  
8 **fund,] as provided in section 160.534, RSMo. Moneys deposited in the school district bond fund**  
9 **shall be used by the health and educational facilities authority, subject to appropriation, to fund**  
10 **the payment of costs and grants as provided in subsection 7 of section 360.106 and sections**  
11 **360.111 to 360.118, RSMo, and necessary costs for administration of those provisions.**  
12 **Notwithstanding the provisions of section 33.080, RSMo, to the contrary, moneys in the fund**  
13 **shall not be transferred to the credit of the general revenue fund at the end of each biennium.**