

SECOND REGULAR SESSION

[TRULY AGREED TO AND FINALLY PASSED]

SENATE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 2022

91ST GENERAL ASSEMBLY

3082S.02T

2002

AN ACT

To repeal section 178.870, RSMo, relating to increases and decreases of certain tax rates, and to enact in lieu thereof two new sections relating to the same subject.

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

Section A. Section 178.870, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 178.870 and 178.881, to read as follows:

178.870. [Any tax imposed on property subject to the taxing power of the junior college district under article X, section 11(a) of the constitution without voter approval shall not exceed the annual rate of ten cents on the hundred dollars assessed valuation in districts having one billion five hundred million dollars or more assessed valuation; twenty cents on the hundred dollars assessed valuation in districts having seven hundred fifty million dollars but less than one billion five hundred million dollars assessed valuation; thirty cents on the hundred dollars assessed valuation in districts having five hundred million dollars but less than seven hundred fifty million dollars assessed valuation; forty cents on the hundred dollars assessed valuation in districts having less than five hundred million dollars assessed valuation; except that, no public junior college district having an assessed valuation in excess of one hundred million and less than two hundred fifty million which is levying an operating levy of thirty cents per one hundred dollars assessed valuation on September 28, 1975, shall increase such levy above thirty cents per one hundred dollars assessed valuation without voter approval. Tax rates specified in this section that were in effect in 1984 shall not be lowered due to an increase in assessed valuation created by general reassessment; however, the provisions of section 137.073, RSMo, or section 22(a) of article X of the Missouri Constitution are applicable. Districts which operate institutions awarding degrees above the associate degree shall not be affected by the changes

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

18 provided in this section. Increases of the rate with voter approval shall be made in the manner
 19 provided in chapter 164, RSMo, for school districts] **Any tax imposed on property subject to**
 20 **the taxing power of the junior college district under article X, section 11(a) of the Missouri**
 21 **Constitution without voter approval shall not exceed the annual rate of ten cents on the**
 22 **hundred dollars assessed valuation in districts having one billion five hundred million**
 23 **dollars or more assessed valuation; twenty cents on the hundred dollars assessed valuation**
 24 **in districts having seven hundred fifty million dollars but less than one billion five hundred**
 25 **million dollars assessed valuation; thirty cents on the hundred dollars assessed valuation**
 26 **in districts having five hundred million dollars but less than seven hundred fifty million**
 27 **dollars assessed valuation; forty cents on the hundred dollars assessed valuation in districts**
 28 **having less than five hundred million dollars assessed valuation; except that, no public**
 29 **junior college district having an assessed valuation in excess of one hundred million and**
 30 **less than two hundred fifty million which is levying an operating levy of thirty cents per**
 31 **one hundred dollars assessed valuation on September 28, 1975, shall increase such levy**
 32 **above thirty cents per one hundred dollars assessed valuation without voter approval. Tax**
 33 **rates specified in this section that were in effect in 1984 shall not be lowered due to an**
 34 **increase in assessed valuation created by general reassessment; however, the provisions of**
 35 **section 137.073, RSMo, or section 22(a) of article X of the Missouri Constitution are**
 36 **applicable. Districts which operate institutions awarding degrees above the associate**
 37 **degree shall not be affected by the changes provided in this section. Increases of the rate**
 38 **with voter approval shall be made in the manner provided in chapter 164, RSMo, for**
 39 **school districts.**

178.881. 1. The board of trustees of any public community college district in this
 2 state may establish a community college capital improvement subdistrict by its order for
 3 the sole purpose of capital projects. The boundaries of any capital improvement
 4 subdistrict established pursuant to this section shall be within the boundaries of the
 5 community college district.

2. In the event a capital improvement subdistrict is so established, the board of
 6 trustees may propose an annual rate of taxation for the sole purpose of capital projects,
 7 within the limits of sections 178.770 to 178.891, which proposal shall be submitted to a vote
 8 of the people within the capital improvement subdistrict.

3. The question shall be submitted in substantially the following form:

11 Shall the board of trustees of (name of district) be authorized, for the
 12 purpose of (name of capital project), to borrow money in the amount of
 13 dollars to be used in the capital improvement subdistrict of (name of capital
 14 improvement subdistrict) for the purpose of (name of capital project) and issue

15 **bonds for payment thereof?**

16 **YES**

NO

17 **4. If a majority of the votes cast on the question are for the tax as submitted, the**
18 **tax shall be levied and collected on property within the capital improvement subdistrict in**
19 **the same manner as other community college district taxes. Such funds shall be used for**
20 **capital improvements in the community college capital improvement subdistrict.**

21 **5. Where a tax has not been approved by the voters within a five year period from**
22 **the establishment of a community college capital improvement subdistrict, such capital**
23 **improvement subdistrict shall be dissolved by the board of trustees.**