

SECOND REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 824

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SEIGFREID.

Pre-filed December 8, 2003, and copies ordered printed.

Read 1st time January 7, 2004.

Read 2nd time January 8, 2004, and referred to the Committee on Local Government February 5, 2004.

Reported from the Committee on Local Government March 3, 2004, with recommendation that the bill Do Pass by Consent.

Perfectured by Consent March 11, 2004.

STEPHEN S. DAVIS, Chief Clerk

2543L.01P

AN ACT

To repeal section 94.834, RSMo, and to enact in lieu thereof one new section relating to municipal transient guest taxes.

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

2 Section A. Section 94.834, RSMo, is repealed and one new section enacted in lieu
2 thereof, to be known as section 94.834, to read as follows:

2 94.834. 1. The governing body of any city of the third classification with more than
2 twelve thousand four hundred but less than twelve thousand five hundred inhabitants, **the**
3 **governing body of any city of the fourth classification with more than two thousand three**
4 **hundred but less than two thousand four hundred inhabitants and located in any county**
5 **of the fourth classification with more than thirty-two thousand nine hundred but less than**
6 **thirty-three thousand inhabitants**, and the governing body of any city of the fourth
7 classification with more than one thousand six hundred but less than one thousand seven hundred
8 inhabitants and located in any county of the fourth classification with more than twenty-three
9 thousand seven hundred but less than twenty-three thousand eight hundred inhabitants may
10 impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels
11 situated in the city or a portion thereof, which shall be not more than five percent per occupied
12 room per night, except that such tax shall not become effective unless the governing body of the
13 city submits to the voters of the city at a state general or primary election a proposal to authorize

14 the governing body of the city to impose a tax pursuant to this section. The tax authorized in this
15 section shall be in addition to the charge for the sleeping room and all other taxes imposed by
16 law, and the proceeds of such tax shall be used by the city solely for the promotion of tourism.
17 Such tax shall be stated separately from all other charges and taxes.

18 2. The ballot of submission for the tax authorized in this section shall be in substantially
19 the following form:

20 Shall (insert the name of the city) impose a tax on the charges for all sleeping rooms
21 paid by the transient guests of hotels and motels situated in (name of city) at a rate of
22 (insert rate of percent) percent for the sole purpose of promoting tourism?

23 YES NO

24

25 If a majority of the votes cast on the question by the qualified voters voting thereon are in favor
26 of the question, then the tax shall become effective on the first day of the second calendar quarter
27 following the calendar quarter in which the election was held. If a majority of the votes cast on
28 the question by the qualified voters voting thereon are opposed to the question, then the tax
29 authorized by this section shall not become effective unless and until the question is resubmitted
30 pursuant to this section to the qualified voters of the city and such question is approved by a
31 majority of the qualified voters of the city voting on the question.

32 3. As used in this section, "transient guests" means a person or persons who occupy a
33 room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.