

SECOND REGULAR SESSION

# HOUSE BILL NO. 1889

## 95TH GENERAL ASSEMBLY

---

INTRODUCED BY REPRESENTATIVES BIERMANN (Sponsor), HUMMEL, FUNDERBURK, ROORDA,  
PACE, WALTON GRAY, MEADOWS, WEBBER, POLLOCK, WELLS, CORCORAN,  
GRISAMORE AND AULL (Co-sponsors).

4569L.011

D. ADAM CRUMBLISS, Chief Clerk

---

### AN ACT

To repeal section 227.297, RSMo, and to enact in lieu thereof one new section relating to the heroes way interstate interchange designation program.

---

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

Section A. Section 227.297, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 227.297, to read as follows:

227.297. 1. This section establishes an interstate interchange designation program, to be known as the "Heroes Way Interstate Interchange Designation Program", to honor the fallen Missouri heroes who have been killed in action while performing active military duty with the armed forces in Afghanistan or Iraq on or after September 11, 2001. The signs shall be placed upon the interstate interchanges in accordance with this section, and any applicable federal limitations or conditions on highway signage, including location and spacing.

2. Any person who is related by marriage, adoption, or consanguinity within the second degree to a member of the United States armed forces who was killed in action while performing active military duty with the armed forces in Afghanistan or Iraq on or after September 11, 2001, and who was a resident of this state at the time he or she was killed in action, may apply for an interstate interchange designation under the provisions of this section.

3. Any person described under subsection 2 of this section who desires to have an interstate interchange designated after his or her family member shall petition the department of transportation by submitting the following:

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 (1) An application in a form prescribed by the director, describing the interstate  
16 interchange for which the designation is sought and the proposed name of the interstate  
17 interchange. The application shall include the name of at least one current member of the  
18 general assembly who will sponsor the interstate interchange designation. The application may  
19 contain written testimony for support of the interstate interchange designation;

20 (2) Proof that the family member killed in action was a member of the United States  
21 armed forces and proof that such family member was in fact killed in action while performing  
22 active military duty with the United States armed forces in Afghanistan or Iraq on or after  
23 September 11, 2001. Acceptable proof shall be a statement from the Missouri veterans  
24 commission or the United States Department of Veterans Affairs so certifying such facts; **and**

25 (3) By signing a form provided by the Missouri transportation department, the applicant  
26 shall certify that the applicant is related by marriage, adoption, or consanguinity within the  
27 second degree to the member of the United States armed forces who was killed in action[; and

28 (4) A fee to be determined by the commission to cover the costs of constructing and  
29 maintaining the proposed interstate interchange signs. The fee shall not exceed the cost of  
30 constructing and maintaining each sign].

31 4. All moneys received by the department of transportation for the construction and  
32 maintenance of an interstate interchange signs shall be deposited in the state treasury to the credit  
33 of the state road fund.

34 5. The documents [and fees] required under this section shall be submitted to the  
35 department of transportation.

36 6. The department of transportation shall submit for approval or disapproval all  
37 applications for interstate interchange designations to the joint committee on transportation  
38 oversight. The joint committee on transportation oversight may review such applications at any  
39 scheduled meeting convened pursuant to section 21.795, RSMo. If satisfied with the application  
40 and all its contents, the committee shall approve the application. The committee shall notify the  
41 department of transportation upon the approval or denial of an application for an interstate  
42 interchange designation.

43 7. The department of transportation shall give notice of any proposed interstate  
44 interchange designation under this section in a manner reasonably calculated to advise the public  
45 of such proposal. Reasonable notice shall include posting the proposal for the designation on  
46 the department's official public website and making available copies of the sign designation  
47 application to any representative of the news media or public upon request and posting the  
48 application on a bulletin board or other prominent public place which is easily accessible to the  
49 public and clearly designated for that purpose at the principal office.

50           8. [If the memorial interstate interchange designation request is not approved by the joint  
51 committee on transportation oversight, ninety-seven percent of the application fee shall be  
52 refunded to the applicant.

53           9.] Two signs shall be erected for each interstate interchange designation processed  
54 under this section.

55           [10.] **9.** No interstate interchange may be named or designated after more than one  
56 member of the United States armed forces killed in action. Such person shall only be eligible  
57 for one interstate interchange designation under the provisions of this section.

58           [11.] **10.** Any highway signs erected for any interstate interchange designation under the  
59 provisions of this section shall be erected and maintained for a twenty-year period. After such  
60 period, the signs shall be subject to removal by the department of transportation and the interstate  
61 interchange may be designated to honor persons other than the current designee. An existing  
62 interstate interchange designation processed under the provisions of this section may be retained  
63 for additional twenty-year increments if, at least one year before the designation's expiration, an  
64 application to the department of transportation is made to retain the designation along with the  
65 required documents [and all applicable fees] required under this section.

✓