

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 545
96TH GENERAL ASSEMBLY

1154L.04C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 67.1956, RSMo, and to enact in lieu thereof one new section relating to tourism community enhancement districts.

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

Section A. Section 67.1956, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 67.1956, to read as follows:

67.1956. 1. In each tourism community enhancement district established pursuant to section 67.1953, there shall be a board of directors, to consist of seven members. Three members shall be selected by the governing body of the city, town or village located within the district that collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district. Two members shall be selected by the governing body of the city, town or village, located within the district, that collected the second largest amount of retail sales tax within the district in the year preceding the establishment of the district, if such a city, town or village exists in the district. If no such city, town or village exists in the district then two additional members shall be selected by the governing body of the city, town, or village located within the district that collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district. One member shall be selected by the governing body of the county located within the district that collected the largest amount of retail sales tax within the district in the year preceding the establishment of the district. One member shall be selected by the governing body of the county located within the district that collected the second largest amount of retail sales tax within the district in the year preceding the establishment of the district.

2. Of the members first selected, the three members [from] **selected by** the city, town or village located within the district that collected the largest amount of retail sales tax within

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.

19 the district in the year preceding the establishment of the district shall be selected for a term of
20 three years, the two members [from] **selected** by the city, town, or village located within the
21 district that collected the second largest amount of retail sales tax within the district in the year
22 preceding the establishment of the district shall be selected for a term of two years, and the
23 remaining members shall be selected for a term of one year. Thereafter, each member selected
24 shall serve a three-year term. **Except in any city of the fourth classification with more than**
25 **two thousand nine hundred but fewer than three thousand inhabitants and located in any**
26 **county of the first classification with more than seventy-three thousand seven hundred but**
27 **fewer than seventy-three thousand eight hundred inhabitants,** every member shall be either
28 a resident of the district, own real property within the district, be employed by a business within
29 the district, or operate a business within the district. All members shall serve without
30 compensation. The board shall elect its own treasurer, secretary and such other officers as it
31 deems necessary and expedient, and it may make such rules, regulations, and bylaws to carry out
32 its duties pursuant to sections 67.1950 to 67.1977.

33 3. Any vacancy within the board shall be filled in the same manner as the person who
34 vacated the position was selected within sixty days of the vacancy occurring, with the new person
35 serving the remainder of the term of the person who vacated the position. In the event that a
36 person is not so selected within sixty days of the vacancy occurring, the remaining members of
37 the board shall select a person to serve the remainder of the term of the person who vacated the
38 position.

39 4. If a tourism community enhancement district is already in existence on August 28,
40 2005, the one additional board member shall be appointed by the governing body of the city,
41 town, or village located within the district that collected the largest amount of retail sales tax
42 within the district in the year preceding the establishment of the district for a one-year term and
43 the other additional board member shall be appointed by the governing body of the county
44 located within the district that collected the second largest amount of retail sales tax within the
45 district in the year preceding the establishment of the district for a two-year term, thereafter all
46 board members shall serve three-year terms. The existing board members shall serve out their
47 terms with the provisions of this section controlling the appointment of successor board
48 members, with first and second **existing** board [existing] positions to expire to be appointed by
49 the governing body of the city, town, or village located within the district that collected the
50 largest amount of retail sales tax within the district in the year preceding the establishment of the
51 district, the third and fourth existing board positions to expire to be appointed by the governing
52 body of the city, town, or village located within the district that collected the second largest
53 amount of retail sales tax within the district in the year preceding the establishment of the district
54 and the fifth existing board position to expire to be appointed by the governing body of the

55 county located within the district that collected the largest amount of retail sales tax within the
56 district in the year preceding the establishment of the district.

57 5. The board, on behalf of the district, may:

58 (1) Cooperate with public agencies and with any industry or business in the
59 implementation of any project;

60 (2) Enter into any agreement with any public agency, person, firm, or corporation to
61 implement any of the provisions of sections 67.1950 to 67.1977;

62 (3) Contract and be contracted with, and sue and be sued; and

63 (4) Accept gifts, grants, loans, or contributions from the United States of America, the
64 state, any political subdivision, foundation, other public or private agency, individual, partnership
65 or corporation on behalf of the tourism enhancement district community.