



Mr. Speaker: I am instructed by the Senate to inform the House of

Representatives that the Senate has taken up and passed

SS#2 SCS HB 1170

entitled:

AN ACT

To repeal sections 37.850, 67.463, 67.469, 67.1018, 67.1521, 67.2500, 67.2510, 92.338, 99.845, 135.215, 135.963, 137.016, 137.076, 177.011, 231.444, 321.460, and 610.021, RSMo, and to enact in lieu thereof nineteen new sections relating to local taxation, with an emergency clause for a certain section.

WITH SA 1, SA 2, SA 3 & SA 4

EC. ADOPTED

In which the concurrence of the House is respectfully requested.

Respectfully,

Terry L. Spieler
Secretary of the Senate

MAY 16 2012

SENATE AMENDMENT NO. 1

Offered by SEN GREEN of 13TH

Amend SS/SCS/Senate ^{House} Bill No. 1170, Page 20, Section 99.845, Line 11

2 of said page, by inserting immediately after "system," the
3 following: "taxes levied pursuant to subsection 2 of section
4 67.1712,".

5
offered 5-16-12
adopted 5-16-12

SENATE AMENDMENT NO. 2Offered by SEN GREEN of 13THAmend #2 Howe ~~SS/SCS/Senate~~ Bill No. 1170, Page 30, Section 99.845, Line 27

2 of said page, by inserting immediately after said line the
 3 following:

4 "99.848. [Notwithstanding subsection 1 of section 99.847,]
 5 Any district providing emergency services pursuant to chapter 190
 6 or 321 shall be entitled to reimbursement from the special
 7 allocation fund in the amount of at least fifty percent nor more
 8 than one hundred percent of the district's tax increment. The
 9 ambulance district board or fire protection board shall set the
 .0 percentage of the district's reimbursement prior to any funds
 .1 being deposited in the special allocation fund. This section
 .2 shall not apply to tax increment financing projects or districts
 .3 approved prior to August 28, 2004."; and

4 Further amend the title and enacting clause accordingly.
 5

offered 5-16-12
adopted 5-16-12

SENATE AMENDMENT NO. 3

Offered by Green of _____

TS Amend SS/SCS/~~SS~~/House Bill No. 1170, Page 15, Section 92338, Line 24,

2 by inserting after all of said line the following:

3 "99.825. 1. Prior to the adoption of an ordinance
 4 proposing the designation of a redevelopment area, or approving a
 5 redevelopment plan or redevelopment project, the commission shall
 6 fix a time and place for a public hearing as required in
 7 subsection 4 of section 99.820 and notify each taxing district
 8 located wholly or partially within the boundaries of the proposed
 9 redevelopment area, plan or project. At the public hearing any
 10 interested person or affected taxing district may file with the
 11 commission written objections to, or comments on, and may be
 12 heard orally in respect to, any issues embodied in the notice.
 13 The commission shall hear and consider all protests, objections,
 14 comments and other evidence presented at the hearing. The
 15 hearing may be continued to another date without further notice
 16 other than a motion to be entered upon the minutes fixing the
 17 time and place of the subsequent hearing; provided, if the
 18 commission is created under subsection 3 of section 99.820, the
 19 hearing shall not be continued for more than thirty days beyond
 20 the date on which it is originally opened unless such longer
 21 period is requested by the chief elected official of the
 22 municipality creating the commission and approved by a majority

added 5-16-12
added 5-16-12

1 of the commission. Prior to the conclusion of the hearing,
2 changes may be made in the redevelopment plan, redevelopment
3 project, or redevelopment area, provided that each affected
4 taxing district is given written notice of such changes at least
5 seven days prior to the conclusion of the hearing. After the
6 public hearing but prior to the adoption of an ordinance
7 approving a redevelopment plan or redevelopment project, or
8 designating a redevelopment area, changes may be made to the
9 redevelopment plan, redevelopment projects or redevelopment areas
10 without a further hearing, if such changes do not enlarge the
11 exterior boundaries of the redevelopment area or areas, and do
12 not substantially affect the general land uses established in the
13 redevelopment plan or substantially change the nature of the
14 redevelopment projects, provided that notice of such changes
15 shall be given by mail to each affected taxing district and by
16 publication in a newspaper of general circulation in the area of
17 the proposed redevelopment not less than ten days prior to the
18 adoption of the changes by ordinance. After the adoption of an
19 ordinance approving a redevelopment plan or redevelopment
20 project, or designating a redevelopment area, no ordinance shall
21 be adopted altering the exterior boundaries, affecting the
22 general land uses established pursuant to the redevelopment plan
23 or changing the nature of the redevelopment project without
24 complying with the procedures provided in this section pertaining
25 to the initial approval of a redevelopment plan or redevelopment
26 project and designation of a redevelopment area. Hearings with
27 regard to a redevelopment project, redevelopment area, or
28 redevelopment plan may be held simultaneously.

29 2. [Effective January 1, 2008,] If, after concluding the

1 hearing required under this section, the commission makes a
2 recommendation under section 99.820 in opposition to a proposed
3 redevelopment plan, redevelopment project, or designation of a
4 redevelopment area, or any amendments thereto, a municipality
5 desiring to approve such project, plan, designation, or
6 amendments shall do so only upon a two-thirds majority vote of
7 the governing body of such municipality. Except that no
8 municipality which is a county with a charter form of government
9 and with more than nine hundred fifty thousand inhabitants, a
10 county with a charter form of government and with more than three
11 hundred thousand but fewer than four hundred fifty thousand
12 inhabitants, or a county with a charter form of government and
13 with more than two hundred thousand but fewer than three hundred
14 fifty thousand inhabitants, or is located in any such county,
15 shall approve such project, plan, designation, or amendments
16 thereto, unless a majority of the commission members vote to make
17 a recommendation to approve such project, plan, designation, or
18 amendments, or such municipality places the question before the
19 qualified voters of such municipality and the question is
20 approved by a majority of the voters voting thereon at the next
21 regularly scheduled municipal or general election.

22 3. Tax incremental financing projects within an economic
23 development area shall apply to and fund only the following
24 infrastructure projects: highways, roads, streets, bridges,
25 sewers, traffic control systems and devices, water distribution
26 and supply systems, curbing, sidewalks and any other similar
27 public improvements, but in no case shall it include buildings.";
28 and

29 Further amend the title and enacting clause accordingly.

SENATE AMENDMENT NO. 4Offered by Stautfer of SalineAmend ^{#2} SS/SCS/House Bill No. 1170, Page 3, Section 37.850, Line 16,

2 by inserting after all of said line the following:

3 "50.622. 1. Any county may amend the annual budget during
 4 any fiscal year in which the county receives additional funds,
 5 and such amount or source, including but not limited to, federal
 6 or state grants or private donations, could not be estimated when
 7 the budget was adopted. The county shall follow the same
 8 procedures as required in sections 50.525 to 50.745 for adoption
 9 of the annual budget to amend its budget during a fiscal year.

10 2. Any county may decrease the annual budget twice during
 11 any fiscal year in which the county experiences a verifiable
 12 decline in funds of two percent or more, and such amount could
 13 not be estimated or anticipated when the budget was adopted,
 14 provided that any decrease in appropriations shall not unduly
 15 affect any one officeholder. Before any reduction affecting an
 16 independently elected officeholder can occur, negotiations shall
 17 take place with all officeholders who receive funds from the
 18 affected category of funds in an attempt to cover the shortfall.
 19 The county shall follow the same procedures as required in
 20 sections 50.525 to 50.745 to decrease the annual budget, except
 21 that the notice provided for in section 50.600 shall be extended

Adopted 5-16-12
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1 to thirty days for purposes of this subsection. Such notice
2 shall include a published summary of the proposed reductions and
3 an explanation of the shortfall.

4 3. Any decrease in an appropriation authorized under
5 subsection 2 of this section shall not impact any dedicated fund
6 otherwise provided by law.

7 4. County commissioners may reduce budgets of departments
8 under their direct supervision and responsibility at any time
9 without the restrictions imposed by this section.

10 5. Subsections 2, 3, and 4 of this section shall expire on
11 July 1, 2015.

12 6. Notwithstanding the provisions of this section, no
13 charter county shall be restricted from amending its budget
14 pursuant to the terms of its charter."; and

15 Further amend the title and enacting clause accordingly.

