

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 1127

91ST GENERAL ASSEMBLY

Reported from the Committee on Agriculture, Conservation, Parks and Tourism, March 4, 2002, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

4403S.03C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 620.467, RSMo, relating to tourism, and to enact in lieu thereof one new section relating to the same subject.

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

Section A. Section 620.467, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 620.467, to read as follows:

620.467. 1. The state treasurer shall annually [transfer] **deposit** an amount prescribed in this section out of the general revenue fund pursuant to section 144.700, RSMo, in a fund hereby created in the state treasury, to be known as the "Division of Tourism Supplemental Revenue Fund". The state treasurer shall administer the fund, and the moneys in such fund, except the appropriate percentage of any refund made of taxes collected under the provisions of chapter 144, RSMo, shall be used solely by the division of tourism of the department of economic development to carry out the duties and functions of the division as prescribed by law. Moneys [transferred to] **deposited in** the division of tourism supplemental revenue fund shall be in addition to a budget base in each fiscal year **and shall not be appropriated for any other purpose**. For fiscal year 1994, such budget base shall be six million two hundred thousand dollars, and in each succeeding fiscal year the budget base shall be the prior fiscal year's general revenue base plus any additional appropriations made to the division of tourism, including one hundred percent of the prior fiscal year's [transfers] **deposits** made to the division of tourism supplemental revenue fund pursuant to this section. The general revenue base shall decrease by ten percent in each fiscal year following fiscal year 1994. Notwithstanding the provisions of

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

section 33.080, RSMo, to the contrary, moneys in the division of tourism supplemental revenue fund at the end of any biennium shall not be [transferred] **deposited** to the credit of the general revenue fund.

2. In fiscal years 1995 to 2010, a portion of general revenue determined pursuant to this subsection, shall be [transferred] **deposited** to the credit of the division of tourism supplemental revenue fund pursuant to subsection 1 of this section. The director of revenue shall determine the amount [transferred] **deposited** to the credit of the division of tourism supplemental revenue fund in each fiscal year by computing the previous year's total appropriation into the division of tourism supplemental revenue fund and adding to such appropriation amount the total amount derived from the retail sale of tourist-oriented goods and services collected pursuant to the following sales taxes: state sales taxes; sales taxes collected pursuant to sections 144.010 to 144.430, RSMo, that are designated as local tax revenue to be deposited in the school district trust fund pursuant to section 144.701, RSMo; sales taxes collected pursuant to section 43(a) of article IV of the Missouri Constitution; and sales taxes collected pursuant to section 47(a) of article IV of the Missouri Constitution. If the increase in such sales taxes derived from the retail sale of tourist-oriented goods and services in the fiscal year three years prior to the fiscal year in which each [transfer] **deposit** shall be made is at least three percent over such sales taxes derived from the retail sale of tourist-oriented goods and services generated in the fiscal year four years prior to the fiscal year in which each [transfer] **deposit** shall be made, an amount equal to one-half of such sales taxes generated above a three percent increase shall be calculated by the director of revenue and the amount calculated shall be [transferred] **deposited** by the state treasurer to the credit of the division of tourism supplemental revenue fund.

3. Total [transfers to] **deposits in** the supplemental revenue fund in any fiscal year pursuant to subsections 1 and 2 of this section shall not exceed the amount [transferred] **deposited** into the division of tourism supplemental revenue fund in the fiscal year immediately preceding the current fiscal year by more than three million dollars.

4. As used in this section, "sales of tourism-oriented goods and services", are those sales by businesses registered with the department of revenue under the following SIC Codes:

- (1) SIC Code 5811;
- (2) SIC Code 5812;
- (3) SIC Code 5813;
- (4) SIC Code 7010;
- (5) SIC Code 7020;
- (6) SIC Code 7030;
- (7) SIC Code 7033;
- (8) SIC Code 7041;
- (9) SIC Code 7920;

- (10) SIC Code 7940;
- (11) SIC Code 7990;
- (12) SIC Code 7991;
- (13) SIC Code 7992;
- (14) SIC Code 7996;
- (15) SIC Code 7998;
- (16) SIC Code 7999; and
- (17) SIC Code 8420.

5. Prior to each appropriation from the division of tourism supplemental revenue fund, the division of tourism shall present to the committee on tourism, recreational and cultural affairs of the house of representatives and to the transportation and tourism committee of the senate, or their successors, a promotional marketing strategy including, but not limited to, targeted markets, duration of market plans, ensuing market strategies, and the actual and estimated investment return, if any, resulting therefrom.

6. This section shall become effective July 1, 1994. This section shall expire June 30, 2010.

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