

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 155**  
96TH GENERAL ASSEMBLY

---

Reported from the Committee on Ways and Means and Fiscal Oversight, April 14, 2011, with recommendation that the Senate Committee Substitute do pass.

1041S.04C

TERRY L. SPIELER, Secretary.

---

**AN ACT**

To repeal section 99.825, RSMo, and to enact in lieu thereof one new section relating to tax increment financing.

---

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

Section A. Section 99.825, RSMo, is repealed and one new section enacted  
2 in lieu thereof, to be known as section 99.825, to read as follows:

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

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

19 district is given written notice of such changes at least seven days prior to the  
20 conclusion of the hearing. After the public hearing but prior to the adoption of  
21 an ordinance approving a redevelopment plan or redevelopment project, or  
22 designating a redevelopment area, changes may be made to the redevelopment  
23 plan, redevelopment projects or redevelopment areas without a further hearing,  
24 if such changes do not enlarge the exterior boundaries of the redevelopment area  
25 or areas, and do not substantially affect the general land uses established in the  
26 redevelopment plan or substantially change the nature of the redevelopment  
27 projects, provided that notice of such changes shall be given by mail to each  
28 affected taxing district and by publication in a newspaper of general circulation  
29 in the area of the proposed redevelopment not less than ten days prior to the  
30 adoption of the changes by ordinance. After the adoption of an ordinance  
31 approving a redevelopment plan or redevelopment project, or designating a  
32 redevelopment area, no ordinance shall be adopted altering the exterior  
33 boundaries, affecting the general land uses established pursuant to the  
34 redevelopment plan or changing the nature of the redevelopment project without  
35 complying with the procedures provided in this section pertaining to the initial  
36 approval of a redevelopment plan or redevelopment project and designation of a  
37 redevelopment area. Hearings with regard to a redevelopment project,  
38 redevelopment area, or redevelopment plan may be held simultaneously.

39       2. [Effective January 1, 2008,] **No municipality shall approve a**  
40 **proposed redevelopment plan, redevelopment project, or designation**  
41 **of a redevelopment area, or any amendments thereto,** if, after concluding  
42 the hearing required under this section, the commission **formed under**  
43 **subsection 3 of section 99.820** makes a recommendation under section 99.820  
44 in opposition to [a proposed redevelopment plan, redevelopment project, or  
45 designation of a redevelopment area, or any amendments thereto, a municipality  
46 desiring to approve] such project, plan, designation, or amendments [shall do so  
47 only upon a two-thirds majority vote of the governing body of such municipality]  
48 **provided, however, that a municipality may approve such project, plan,**  
49 **designation, or amendment if such municipality places the question**  
50 **before the qualified voters residing within such municipality and such**  
51 **question is approved by no less than two-thirds of the voters voting**  
52 **thereon.**

53       3. Tax incremental financing projects within an economic development  
54 area shall apply to and fund only the following infrastructure projects: highways,

55 roads, streets, bridges, sewers, traffic control systems and devices, water  
56 distribution and supply systems, curbing, sidewalks and any other similar public  
57 improvements, but in no case shall it include buildings.

✓

Unofficial

Bill

Copy