

FIRST REGULAR SESSION

# SENATE BILL NO. 313

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHAAF.

Read 1st time February 22, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

1622S.011

## 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Section A. Section 67.1956, RSMo, is repealed and one new section  
2 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  
2 pursuant to section 67.1953, there shall be a board of directors, to consist of seven  
3 members. Three members shall be selected by the governing body of the city,  
4 town or village located within the district that collected the largest amount of  
5 retail sales tax within the district in the year preceding the establishment of the  
6 district. Two members shall be selected by the governing body of the city, town  
7 or village, located within the district, that collected the second largest amount of  
8 retail sales tax within the district in the year preceding the establishment of the  
9 district, if such a city, town or village exists in the district. If no such city, town  
10 or village exists in the district then two additional members shall be selected by  
11 the governing body of the city, town, or village located within the district that  
12 collected the largest amount of retail sales tax within the district in the year  
13 preceding the establishment of the district. One member shall be selected by the  
14 governing body of the county located within the district that collected the largest  
15 amount of retail sales tax within the district in the year preceding the  
16 establishment of the district. One member shall be selected by the governing  
17 body of the county located within the district that collected the second largest  
18 amount of retail sales tax within the district in the year preceding the  
19 establishment of the district.

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

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

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

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

56 preceding the establishment of the district, the third and fourth existing board  
57 positions to expire to be appointed by the governing body of the city, town, or  
58 village located within the district that collected the second largest amount of  
59 retail sales tax within the district in the year preceding the establishment of the  
60 district and the fifth existing board position to expire to be appointed by the  
61 governing body of the county located within the district that collected the largest  
62 amount of retail sales tax within the district in the year preceding the  
63 establishment of the district.

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

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

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

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

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

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Bill  
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