

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR

**HOUSE BILL NO. 798,  
HOUSE BILL NO. 141,  
HOUSE BILL NO. 153,**

HOUSE COMMITTEE SUBSTITUTE FOR

**HOUSE BILL NO. 363,  
HOUSE BILL NO. 415,  
AND  
HOUSE BILL NO. 813**

**96TH GENERAL ASSEMBLY**

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Reported from the Committee on Transportation, April 14, 2011, with recommendation that the Senate Committee Substitute do pass.

TERRY L. SPIELER, Secretary.

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**AN ACT**

To repeal section 227.297, RSMo, and to enact in lieu thereof eight new sections relating to the designation of the highway infrastructure system.

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

Section A. Section 227.297, RSMo, is repealed and eight new sections  
2 enacted in lieu thereof, to be known as section 227.297, 227.418, 227.420, 227.422,  
3 227.424, 227.426, 227.427, and 227.429, to read as follows:

227.297. 1. This section establishes an [interstate] interchange  
2 designation program, to be known as the "Heroes Way [Interstate] Interchange  
3 Designation Program", to honor the fallen Missouri heroes who have been killed  
4 in action while performing active military duty with the armed forces in  
5 Afghanistan or Iraq on or after September 11, 2001. The signs shall be placed  
6 upon [the] interstate **or state numbered highway** interchanges in accordance  
7 with this section, and any applicable federal **and state** limitations or conditions

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

8 on highway signage, including location and spacing.

9           2. Any person who is related by marriage, adoption, or consanguinity  
10 within the second degree to a member of the United States armed forces who was  
11 killed in action while performing active military duty with the armed forces in  
12 Afghanistan or Iraq on or after September 11, 2001, and who was a resident of  
13 this state at the time he or she was killed in action, may apply for an [interstate]  
14 interchange designation under the provisions of this section.

15           3. Any person described under subsection 2 of this section who desires to  
16 have an interstate **or state numbered highway** interchange designated after  
17 his or her family member shall petition the department of transportation by  
18 submitting the following:

19           (1) An application in a form prescribed by the director, describing the  
20 interstate **or state numbered highway** interchange for which the designation  
21 is sought and the proposed name of the [interstate] interchange. The application  
22 shall include the name of at least one current member of the general assembly  
23 who will sponsor the [interstate] interchange designation. The application may  
24 contain written testimony for support of the [interstate] interchange designation;

25           (2) Proof that the family member killed in action was a member of the  
26 United States armed forces and proof that such family member was in fact killed  
27 in action while performing active military duty with the United States armed  
28 forces in Afghanistan or Iraq on or after September 11, 2001. Acceptable proof  
29 shall be a statement from the Missouri veterans commission or the United States  
30 Department of Veterans Affairs so certifying such facts;

31           (3) By signing a form provided by the Missouri transportation department,  
32 the applicant shall certify that the applicant is related by marriage, adoption, or  
33 consanguinity within the second degree to the member of the United States  
34 armed forces who was killed in action; and

35           (4) A fee to be determined by the commission to cover the costs of  
36 constructing and maintaining the proposed [interstate] interchange signs. The  
37 fee shall not exceed the cost of constructing and maintaining each sign.

38           4. All moneys received by the department of transportation for the  
39 construction and maintenance of [an interstate] interchange signs shall be  
40 deposited in the state treasury to the credit of the state road fund.

41           5. The documents and fees required under this section shall be submitted  
42 to the department of transportation.

43           6. The department of transportation shall submit for approval or

44 disapproval all applications for [interstate] interchange designations to the joint  
45 committee on transportation oversight. The joint committee on transportation  
46 oversight may review such applications at any scheduled meeting convened  
47 pursuant to section 21.795. If satisfied with the application and all its contents,  
48 the committee shall approve the application. The committee shall notify the  
49 department of transportation upon the approval or denial of an application for an  
50 [interstate] interchange designation.

51 7. The department of transportation shall give notice of any proposed  
52 [interstate] interchange designation under this section in a manner reasonably  
53 calculated to advise the public of such proposal. Reasonable notice shall include  
54 posting the proposal for the designation on the department's official public  
55 website and making available copies of the sign designation application to any  
56 representative of the news media or public upon request and posting the  
57 application on a bulletin board or other prominent public place which is easily  
58 accessible to the public and clearly designated for that purpose at the principal  
59 office.

60 8. If the memorial [interstate] interchange designation request is not  
61 approved by the joint committee on transportation oversight, ninety-seven percent  
62 of the application fee shall be refunded to the applicant.

63 9. Two signs shall be erected for each [interstate] interchange designation  
64 processed under this section.

65 10. No [interstate] interchange may be named or designated after more  
66 than one member of the United States armed forces killed in action. Such person  
67 shall only be eligible for one [interstate] interchange designation under the  
68 provisions of this section.

69 11. Any highway signs erected for any [interstate] interchange  
70 designation under the provisions of this section shall be erected and maintained  
71 for a twenty-year period. After such period, the signs shall be subject to removal  
72 by the department of transportation and the [interstate] interchange may be  
73 designated to honor persons other than the current designee. An existing  
74 [interstate] interchange designation processed under the provisions of this section  
75 may be retained for additional twenty-year increments if, at least one year before  
76 the designation's expiration, an application to the department of transportation  
77 is made to retain the designation along with the required documents and all  
78 applicable fees required under this section.

**227.418. The portion of Highway 8 in St. Francois County from**

2 the intersection of State Route M east to the intersection of Main Street  
3 in the city of Leadwood shall be designated the "Ferlin Huskey  
4 Highway". The department of transportation shall erect and maintain  
5 appropriate signs designating such highway, with the costs for such  
6 designation to be paid for by private donation.

227.420. The portion of Interstate 44 in the city of St. Louis from  
2 the intersection of Vandeventer Avenue east to the intersection of  
3 Mississippi Avenue shall be designated the "Officer David Haynes  
4 Memorial Highway". The department of transportation shall erect and  
5 maintain appropriate signs designating such highway, with the costs  
6 to be paid for by private donations.

227.422. The portion of U.S. Highway 67 from County Road 422  
2 to the Highway 60 East/67 South Bypass in Butler County shall be  
3 designated as the "Missouri State Highway Patrol Sergeant David May  
4 Memorial Highway". The department of transportation shall erect and  
5 maintain appropriate signs designating such highway, with the costs  
6 to be paid for by private donations.

227.424. The portion of Interstate 40/64 in St. Louis County from  
2 the Boone's Crossing overpass at mile marker 17.0 west to the Spirit of  
3 St. Louis Airport overpass at mile marker 13.8 shall be designated as  
4 the "Missouri State Highway Patrol Sergeant Joseph G. Schuengel  
5 Memorial Highway". The department of transportation shall erect and  
6 maintain appropriate signs designating such highway, with the costs  
7 to be paid for by private donations.

227.426. The bridge carrying Theiss Road over Interstate 270 in  
2 St. Louis County shall be designated the "Glennon T. Moran Memorial  
3 Bridge". The department of transportation shall erect and maintain  
4 appropriate signs designating such bridge, with the costs for such  
5 designation to be paid for by private donation.

227.427. The bridge carrying State Highway E over State Route  
2 60 in Wright County shall be designated the "Pvt Ova A. Kelley Medal  
3 of Honor Memorial Bridge". The department of transportation shall  
4 erect and maintain appropriate signs designating such bridge, with the  
5 costs for such designation to be paid for by private donation.

227.429. The portion of Highway 25 from US Route 412 to Route  
2 U/Route Z in Dunklin and Stoddard counties shall be designated the

3 **"Representative Otto Bean Memorial Highway". The department of**  
4 **transportation shall erect and maintain appropriate signs designating**  
5 **such highway, with the cost to be paid for by private donations.**

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Bill

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